

# **Columbus City Bulletin**



**Bulletin 17  
April 26, 2003**



# Proceedings of City Council

Vol. LXXXVIII

Saturday, April 26, 2003

NO. 17

## PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 13 MONDAY, APRIL 21, 2003 AT 5:00 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, President Pro-Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, 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.

Charleta B. Tavares was absent for this meeting.

### **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 21 2003:****New Type:** C1, C2

**To:** Certified Oil Corp  
DBA Certified #4  
74 W Mound St  
Columbus Ohio 43215

**New Type:** D1

**To:** City Barbeque Inc  
5979 E Main St  
Columbus Ohio 43213

**Transfer Type:** D5, D6

**To:** DJG Wines Inc  
DBA Burgundy Room  
641 N High St Suite 101 1st Fl & Bsmt  
Columbus Ohio 43215

**From:** RMW I

Limited Partnership  
DBA K2U Bar & Grill  
641 N High St Suite 101 1st Fl & Bsmt  
Columbus Ohio 43215

**Transfer Type:** D2, D2X, D3

**To:** Standing 8 Inc  
DBA Ringside Cafe  
19 Pearl St  
Columbus Ohio 43215

**From:** Ringside Cafe Inc  
DBA Ringside Cafe  
19 N Pearl St  
Columbus Ohio 43215

<b>ORDINANCES</b>
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**ORD NO. 0549-03**

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, 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 in anticipation of the approval of this application (Z02-099), a construction schedule has been created and many sub-contractors have been contracted. Delaying the construction 30 days will affect the schedule significantly for the preservation of the public health, peace, property, safety, and welfare; now therefore

WHEREAS, application #Z02-099 is on file with the Building Services Division of the Department of Development requesting rezoning of 1 Of acres from R, Rural District, to R-2F, Residential District.

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested R-2 F, Residential District would allow for the development of two twin-single dwellings 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:

5672 BROADVIEW ROAD (43230), being 1.00± acres located on the north side of Broadview Road, 140± feet east of Boulder Dam Drive, and being more particularly described as follows:

**DESCRIPTION OF A 1.001 ACRE AREA OF LAND LOCATED  
ON THE NORTHERLY SIDE OF BROADVIEW ROAD AND  
EAST OF BOULDER DAM DRIVE, IN THE CITY OF  
COLUMBUS, COUNTY OF FRANKLIN, STATE OF OHIO**

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Quarter Township 4, Township 2 North, Range 17 West, United States Military Lands and being a 1.001 acre area of land, more or less, and being all of that tract of land (1 acre per deed) described in Exhibit "A" in the deed to Robert Joseph D'Andrea, Trustee, of record in Instrument No.200212030308786, Recorder's Office, Franklin County, Ohio, said 1.001 acre area of land being more particularly described as follows:

Beginning at a P.K. nail set in the centerline of Broadview Road at the southwesterly corner of said 1.001 acre tract, the same being in the southerly extension of the easterly line of Lot 85 as the same is numbered and delineated the recorded plat of the Woods at Blendon Estates Section No. 1, of record in Plat Book 72, pages 18,19 and 20, Recorder's Office, Franklin County, Ohio;

Thence N4°27'13"E, with the westerly line of said 1.001 acre tract and with the easterly line of said Lot 85, crossing a 1-inch solid iron pin found at a distance of 28.50 feet and crossing a 3/4-inch (I.D.) iron pipe set at 30.00 feet, a total distance of 264.16 feet to a 3/4-inch (I.D.) iron pipe set at the northwesterly corner of said 1.001 acre tract, the same being the northeasterly corner of said Lot 85, said iron pipe also being the southwesterly corner of Lot 84 of said The Woods at Blendon Estates Section No.1;

Thence S85°17'35"E, with the northerly line of said 1.001 acre tract and with the southerly line of said Lot 84, a distance of 165.25 feet to a 5/8-inch (I.D.) iron pipe found at the northeasterly corner of said 1.001 acre tract, the same being the southeasterly corner of said Lot 84, said iron pipe also being in the westerly line of Asbury Ridge of New Albany Section 1, the subdivision plat of same being shown of record in Plat Book 93, Pages 97 and 98, Recorder's Office, Franklin County, Ohio;

Thence S4°27'13"W, with the easterly line of said 1.001 acre tract and with the westerly line of said Asbury Ridge of New Albany Section 1, crossing a 3/4-inch (I.D.) iron pipe found at a distance of 234.03 feet, a total distance of 263.81 feet to a P.K. nail found in the centerline of said Broadview Road at the southeasterly corner of said 1.001 acre tract, the same being the southwesterly corner of said Asbury Ridge of New Albany Section 1;

Thence N85°24'46"W, with the centerline of said Broadview Road and with the southerly line of said 1.001 acre tract, a distance of 165.25 feet to the point of beginning and being a 1.001 acre area of land, more or less.

Subject to all rights-of-way, easements and restriction, if any, of previous record. Also subject to all legal highways.

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

All of the survey markers noted in the foregoing description were in place in November of 2002.

The bearings given in the foregoing description are based upon the bearing of N85°24'46"W, as given for the centerline of Broadview Road as shown on said recorded plat of The Woods at Blendon Estates Section No 1.

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

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

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

Section 4. That 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 as amended April 21, 2003, Matthew D. Habash, President of Council / Approved as amended April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0550-03**

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.

WHEREAS, application #Z02-105 is on file with the Building Services Division of the Department of Development requesting rezoning of 4.34f acres from CPD, Commercial Planned Development District to L-AR-1 2, Limited Apartment Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-AR-12, Limited Apartment Residential District allows for a 50-unit multi-family residential development. A deviation from the recommendation of *The Brice Tussing Plan* is justified because the proposed use is consistent with the development and zoning patterns of the area, and is considered a down zoning from the current

CPD, Commercial Planned Development District. The limitation text provides for restrictions that are consistent with surrounding Limited Apartment Residential districts, 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:

3699 GENDER ROAD (43110), being 4.34± acres located on the west side of Gender Road, 450± feet south of Upperridge Drive, and being more particularly described as follows:

**DESCRIPTION OF 4.338 ACRES GENDER ROAD**

Situate in the State of Ohio, County of Franklin, City of Columbus, being in the Northwest Quarter of Section 1, Township 11, Range 21, Congress Lands and being part of the original 124.050 acre tract conveyed to Martha J. Lamp and Joan Motz by deed of record in O.R. 2893G19, records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning for reference at an iron pin at the point of intersection of the westerly limited access right-of-way line of Gender Road (as established by a deed to the County of Franklin, of record in Deed Book 3206, page 1) with the southerly right-of-way line of Upperridge Drive;

Thence S 3E 50' 47" W, a distance of 594.50 feet, along the said westerly limited access right-of-way line at Gender Road to the point of true beginning for the herein described tract:

Thence S 3E 50' 47" W, a distance of 270.00 feet, continuing along the said westerly limited access right-of-way line of Gender Road to a point in the common line to said original 124.050 acre tract and the tract of land owned by Mable Varner and Dorothy Evans, of record in O.R. 2785109;

Thence N 85E 30' 09"W, a distance of 520.00 feet, along the common line to said original 124.050 acre tract and the Varner-Evans tract to a point;

Thence the following four (4) courses and distances across the said original 124.050 acre tract:

1. Thence N 4E 29' 51" E, a distance of 425.00 feet, to a point;
2. Thence S 85E 30' 09" E, a distance of 315.17 feet, to a point;
3. Thence S 3E 50' 47" W, a distance of 155.03 feet, to a point;
4. Thence S 85E 30' 09" E, a distance of 200.00 feet, to the point of true beginning containing 4.338 acres more, or less, and being subject to all easements, restrictions and right-of-ways of record;

The bearings for the above description were based on the bearing datum for Countryview Village Section 2, of record in Plat Book 67, page 89.

**To Rezone From: CPD, Commercial Planned Development District,  
To: L-AR-12, Limited Apartment Residential District.**

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-AR-1 2, Limited Apartment Residential District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-AR-1 2, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "LIMITATION TEXT", signed by John P. Kennedy, Attorney for the applicant, dated February 28, 2003, and reading as follows:

**LIMITATION TEXT**

**L-AR-12, LIMITED APARTMENT RESIDENTIAL  
4.388± Acres**

Property Address: 3699 Gender Road, Columbus, Ohio  
 Proposed Zoning: L-AR-1 2, Limited Apartment Residential  
 Existing Zoning: CPD, Commercial Planned Development  
 Owner/Applicant: T&R Development, Inc. c/o Crabbe, Brown & James, LLP  
 John P. Kennedy, Esq. & Michael T. Shannon, Esq. 500 5. Front Street, Ste. 1200, Columbus, Ohio 43215  
 (614) 228-5511 FAX: (614) 229-4559  
 ikennedy@cbilawvers.com; mshannon@cbilawvers.com  
 Date of Text: February 28, 2003  
 Application No.: Z02-105

1. INTRODUCTION

The property subject of this rezoning ("Site") is located along the west side of Gender Road, approximately 600 feet south of Upperridge Road and currently zoned CPD. Surrounding properties are zoned CPD to the north, L-AR-12 and L-AR-LD to the west, R to the south and CPD and L-AR-12 across Gender Road to the east. Also north of the Site is a Columbus Fire Department station. The requested zoning change from CPD to L-AR-12 is compatible with these surrounding land uses.

This text includes development standards which meet or exceed those of other multi-family developments in the area. This requested rezoning is generally consistent with the Brice Tussing Area Plan's intent to provide greater residential development, focus multi-family development along major thoroughfares, and use such development as a transition between commercial and single-family uses. Due to the current stage of development on Gender Road, with a towne center CPD and other multi-family development almost directly across the street, this request is consistent with the surrounding uses and eliminates commercially zoned property, resulting in a down zoning.

2. PERMITTED USES

The uses permitted shall be those listed in §3333.02 (AR-12) Apartment Residential, of the Columbus City Code.

3. DEVELOPMENT STANDARDS:

1. Except as otherwise provided in this text, development standards shall comply with C.C.C. §3333.09 *et. seq.*

A. Setbacks.

1. There shall be a minimum 90-foot building setback from the City park, along the southern boundary of the Site.
2. There shall be a minimum 75-foot building setback from Gender Road, along the eastern boundary of the Site.
3. There shall be a minimum 25-foot building setback along the northern and western boundaries of the Site.

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

1. Any curb cuts, access points and/or other traffic-related commitments will be in accordance with the requirements and specifications of the City of Columbus Transportation Division.

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

1. All trees and landscaping shall be well maintained. Weather permitting, dead items shall be replaced within six (6) months with like or similar types.

2. Two rows of evergreen trees, staggered 15 feet on center, shall be installed all along the northern boundary of the Site, installed on an approximate 3 foot mound.
  3. The Applicant shall use its best efforts to maintain the extensive trees/buffering that exist along the western boundary of the Site.
  4. Within the setback area along the south boundary, the site shall remain open in order to take advantage of and to allow visual access to adjacent parkland.
  5. Where trees are utilized in general landscape, the minimum requirements for trees at the time of planting shall be: 2½" caliper for deciduous; 1½" caliper for ornamental; 5' for evergreens, all as measured 6" from grade.
  6. The entrance to Gender Road will be landscaped with a combination of shrubs, trees, mulch, and/or plantings, with a minimum of 5 evergreen trees or shrubs approximately the same height as the height of the entrance sign
  7. There shall be a minimum of nine (9) ornamental trees planted along Gender Road, 30 feet on center.
  8. There shall be a minimum of five (5) ornamental trees planted 30 feet on center along the north side of the driveway entrance to the Site.
- D. Building Design and/or Interior-Exterior Treatment Commitments.
1. Buildings shall be constructed of brick and/or vinyl siding.
  2. Any rooftop mechanical equipment and/or utility hardware shall be screened. Such screening shall utilize materials similar to or compatible with those used for building materials. Any ground-mounted or utility equipment shall be fully screened from view from ground level by landscaping, fencing and/or walls, utilizing materials similar to or compatible with those used for building materials.
  3. All buildings shall have pitched roofs.
  4. At least 50% of all units shall have attached garages.
  5. Buildings shall not exceed two stories.
  6. The maximum number of units shall be 50.
- E. Lighting, Outdoor Display Areas and/or other Environmental Commitments.
1. All parking lot or ground-mounted lighting shall use fully shielded cutoff fixtures (down-lighting), except there may be accent lighting (up lighting) on landscaping in the front of the structures, provided the fixtures are screened with landscaping to prevent glare.
  2. Lighting shall not exceed .1 foot-candle light along the property lines.
  3. Light poles shall not exceed 14 feet in height.
  4. For aesthetic compatibility, lights shall be from the same or similar type and color.
- F. Graphics and/or Signage Commitments.
- All graphics and signage shall comply with the Graphics Code, Article 15, and Title 33 of the Columbus City Code, and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
- G. Miscellaneous Commitments.
- The Applicant shall comply with applicable parkland dedication requirements, per the specifications of the City of Columbus Recreation and Parks Department.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0551-03**

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment Residential District Use; and 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, 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 limited number of days to get a construction start or the Owner will lose the Department of Housing and Urban Development funding in the amount of \$2,960,400.00 for the preservation of the public health, peace, property, safety, and welfare; now therefore

WHEREAS, by application No. CVO3-005, the owner of property at 309 NORTH GOULD ROAD (43209), is requesting a Council Variance to permit housing for the elderly; and

WHEREAS, Section 3333.02, AR-12, ARLD and AR-1, Apartment Residential District Use does not permit housing for the elderly as such uses are permitted only in the in the AR-2 and AR-3, Apartment Residential and I, Institutional Districts, while the applicant wishes to construct a building addition containing 40 units to an existing 49-unit senior housing facility; and

WHEREAS, Section 3333.255, Perimeter yard, requires a perimeter yard substituting for rear and side yard, the amount of which is determined by calculating ten (10) percent of the average lot width and must be a minimum of ten (10) feet wide but is not required to exceed 25 feet in width, while the applicant proposes to provide a zero (0) foot perimeter yard to accommodate an existing dumpster enclosure and 18 feet perimeter yard for a proposed dumpster enclosure as well as a minimum 20 feet perimeter yard for a portion of the proposed building addition; and

WHEREAS, Section 3342.28 (A) (5)(a), Minimum number of parking spaces required, would require 67 parking spaces for the 89 residential dwelling units, while the applicant proposes to provide 50 residential parking spaces; and

WHEREAS, the applicant is pursuing this Council Variance due to timing constraints and will rezone the property to the CPD, Commercial Planned Development District as a condition of this variance

WHEREAS, City Departments note a hardship exists in that the rezoning process cannot accommodate the applicant's construction schedule and contractual obligations; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; 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 309 NORTH GOULD ROAD (43209), in using said property as desired; now, therefore:

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

Section 1. That a variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1 Apartment Residential District Use; and 3333.255, Perimeter yard and 3342.28(A)(3), Minimum number of parking spaces required; of the Columbus City Codes are hereby granted for the property located at 309 NORTH GOULD ROAD (43209), insofar as said sections prohibit the construction of housing for the elderly and with reduced

perimeter yard and parking, said property being more particularly described as follows:

**EXHIBIT A**

**PARCEL I:**

Beginning at a point in the eastern boundary of a 13 acre tract, etc., 603.94 ft., from the south east corner of said 13 acre tract, thence westerly along a line parallel to the southern boundary of said 13 acre tract, 415.30 ft. to a point in the western boundary of said 13 acre tract, thence northerly along the western boundary of said 13 acre tract, 154.47 ft., to a point; thence easterly along a line forming the southern boundary of a tract this day conveyed to Celia Herbst and parallel to the southern boundary of said 13 acre tract; thence southerly along the east boundary of said 13 acre tract, 154.47 ft., to the place of beginning 30 ft. off the east side thereof.

Prior Instrument of Reference: Volume 2387, page 405.

**PARCEL II:**

Beginning at a point in the eastern boundary of a thirteen acre tract of land conveyed by Lawrence Walters to Martin Walters, by deed dated January 11, 1875, 449.47 feet from the southeast corner of said thirteen acre tract of land; thence westerly along a line parallel to the southern boundary of said thirteen acre tract 415.30 feet to a point in the western boundary of said thirteen acre tract; thence northerly along a line forming the western boundary of said thirteen acre tract 154.47 feet to a point; thence easterly along a line forming a southern boundary of a tract of land this day conveyed to Mary M. Walters, and parallel to the southern boundary of said thirteen acre tract of land 415.30 feet to a point in the eastern boundary of said thirteen acre tract; thence southerly along the eastern boundary of said thirteen acre tract 154.47 feet to the place of beginning. Excepting 30 feet off the east side thereof.

Prior Instrument of Reference: Volume 2387, Page 405.

**PARCEL III:**

Beginning at a point in the eastern boundary of a 13 acre tract of land conveyed by Lawrence Walters to Martin Walters, by deed dated January 11th, 1875, 295 feet from the southeast corner of said 13 acre tract; thence westerly along a line parallel to the southern boundary of said 13 acre tract 415.30 feet to a point in the western boundary of the said 13 acre tract; thence northerly along a line forming the western boundary of said 13 acre tract 154.47 feet to a point; thence easterly along a line forming the southern boundary of a tract of land conveyed to Anna Wittman and parallel to the southern boundary of said 13 acre tract 415.30 feet to a point in the eastern boundary of said 13 acre tract 154.47 feet to the place of beginning, excepting 30 feet off the entire easterly side thereof which exception consists of a 5 foot strip conveyed to the City of Columbus by Deed Book 1745, page 180, Franklin County, Ohio Recorder's Office and a 25 foot perpetual easement off of the easterly side of the premises above described, which 30 feet now comprises a part of Gould road.

Prior Instrument of Reference: Volume 2399, Page 291.

**PARCEL IV:**

Being ninety-five (95) feet off of the north end of the following described premises situate in the County of Franklin, State of Ohio, and City of Bexley;

Beginning at a point in the southern boundary of a 13 acre tract of land conveyed by Lawrence Walters to Martin Walter by deed dated January 11, 1875, 303.18 feet from the south east corner of said 13 acre tract; thence westerly along a line forming the southern boundary of said 13 acre tract, 55.64 feet to a point; thence northerly along a line parallel to the eastern boundary of said 13 acre tract, 295 feet to a point; thence easterly along the line parallel with the southern boundary of said 13 acre tract, 55.62 feet to a point; thence southerly along a line forming the western boundary of a tract of land conveyed to Anna Wittman, and parallel to the eastern boundary of said 13 acre tract, 295 feet to place of beginning, excepting and reserving a right of way of 20 feet in width off the north side of the premises herein described.

Excepting therefrom a tract of 0.15 acres, conveyed by grantor to the City of Bexley, Ohio by Warranty Deed, dated April 26, 1946.

Prior Instrument of Reference: Volume 2498, Page 379.

**PARCEL V:**

Being ninety-five (95) feet off of the north end of the following described premises situate in the County of Franklin, State of Ohio, and City of Bexley:

Beginning at a point in the southern boundary of a 13 acre tract of land conveyed by Lawrence Walters to Martin Walters by deed dated January 11, 1874, 247.54 feet from the southeast corner of said 13 acre tract, 55.64 ft. to a point; thence northerly along a line parallel to the eastern boundary of said 13 acre tract, 295 feet to a point; thence easterly along a line parallel to the southern boundary of said 13 acre tract 55.64 feet to a point; thence southerly along a line forming the western boundary of a certain tract of land this day conveyed to Martin Walters, and parallel to the eastern boundary of said 13 acre tract, 295 feet to the place of beginning, excepting and reserving a right of way 20 feet in width off of the north side of the premises herein described. Excepting the part thereof conveyed to the City of Bexley by deed dated April 26, 1946 and recorded in Deed Book 1324, page 156.

Prior Instrument of Reference: Volume 2458, Page 193.

**PARCEL V:**

Being ninety-five (95) feet off of the north end of the following real estate situated in the County of Franklin, in the State of Ohio, and partly in the City of Bexley and partly in the City of Columbus, and bounded and described as follows:

Beginning at a point in the southern boundary of a 13 acre tract of land conveyed by Lawrence Walters to Martin Walters by deed dated January 11, 1875, 358.82 ft. from the south east corner of said 13 acre tract; thence westerly along said 13 acre tract 55.64 ft., to the southwest corner of said 13 acre tract; thence northerly along western boundary of said 13 acre tract 295 feet., to a point in the City of Columbus, Ohio; thence easterly along a line parallel to southern boundary of said 13 acre tract 55.64 ft. to a point in the City of Columbus, Ohio; thence southerly along a line forming the western boundary of a tract of land conveyed to Ollie Walters and parallel to eastern boundary of said 13 acre tract 295 ft. to place of beginning, excepting and reserving a right of way 20 ft. in width off of the north side of the premises herein described.

Excepting also from the above described premises 30 feet off of the south and thereof, deeded to Bexley for the purpose of widening Maryland Avenue.

Prior Instrument of Record: Volume 2755, Page 85.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for housing for the elderly or those uses permitted in the AR-1, Apartment Residential District.

Section 3. That this ordinance is conditioned on the Subject Site being developed in general conformance with the site plan titled "SITE PLAN CHANDLER ARMS ADDITION", signed by Harrison C. Joseph, agent/owner, and dated March 26, 2003. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

Section 4. That this ordinance is conditioned on the applicant applying for a rezoning to the appropriate zoning district by October 2003 and pursue said rezoning request through City Council action.

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 21, 2003, Matthew D. Habash, President of Council / Approved as amended April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0553-03**

To authorize and direct the Director of Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., for professional and fiscal services in conjunction with the 2003 Columbus Family Fun Fest, to waive the necessary competitive bidding requirements, and to authorize the expenditure of \$22,050.00 from the Recreation and Parks Special Purpose Fund. (\$22,050.00)

WHEREAS, it is in the best interest of the City of Columbus to waive the requirements of competitive bidding and contract with Class Acts Columbus, Inc.. to provide professional and fiscal services to Columbus Recreation and Parks in conjunction with the 2003 Columbus Family Fun Fest. to be held September 20-21, 2003; and

WHEREAS, Class Acts Columbus, Inc., will receive a flat fee of \$1250.00 for fiscal agent services and a 4% processing fee for all event related service contracts, now, therefore,

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

SECTION 1 That this Council finds it in the best interest of the City of Columbus to waive requirements of competitive bidding for professional services in conjunction with the 2003 Columbus Family Fun Fest, and does hereby waive provisions of Section 329.06(b) of the Columbus City Codes.

SECTION 2. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Class Acts Columbus, Inc., to provide professional and fiscal services to Columbus Recreation and Parks in conjunction with the 2003 Columbus Family Fun Fest. to be held September 20-21,2003, and other events as needed.

SECTION 3. That the expenditure of \$22,050.00, or so much thereof as may be necessary. be and is hereby authorized from the Recreation and Parks Special Purpose Fund as follows, to pay the cost thereof:

<u>Fund Type</u>	<u>Division</u>	<u>Fund</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Special Purpose	51-01	223	514711	3336	\$22,050.00

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0554-03**

To waive the appropriate section of the Columbus City Codes, and to authorize the Director of Recreation and Parks to issue a Block Party Permit for the Center of Science and Industry (COSI) allowing closure of Washington Boulevard from Broad Street to Town Street for more than five (5) consecutive days.

WHEREAS, the Center of Science and Industry (C OSI) wishes to conduct an exhibit on public streets in Columbus from Thursday, July 24 through Tuesday, August 5,2003; and

WHEREAS, the Center of Science and Industry (COSI) plans to submit an application to the Columbus Recreation and Parks Department for a Block Party Permit to close Washington Boulevard from Broad Street to Town Street for the purpose of setting up an outdoor exhibit; and

WHEREAS, the duration of the street closures for the Center of Science and Industry's (COSI) exhibit will exceed the maximum allowable closure period of five (5) consecutive days as contained in Section 923.03 C of Columbus City Codes; and

WHEREAS, it is necessary to waive Section 923.03(c) of the Columbus City Codes to authorize the Director of Recreation and Parks to issue a Block Party Permit for the Center of Science and Industry (C OSI) for the closure of Washington Boulevard from Broad Street to Town Street for more than five (5) consecutive days; now, therefore

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

SECTION 1. That Section 923.03(c) of the Columbus City Codes be and is hereby waived as pertaining to the Center of Science and Industry's (COSI) exhibit for the limited purpose of closing streets for more than five (5) consecutive days.

SECTION 2. That the Director of Recreation and Parks be and is hereby authorized to issue a Block Party Permit for the Center of Science and Industry (COSI) for more than five (5) consecutive days. upon receipt of a completed application for a Block Party Permit meeting all existing requirements for issuance of said permit.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0555-03**

To authorize and direct the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2003 program.

WHEREAS, the City of Columbus Division of Police is committed to protecting the lives of its law enforcement officers by providing armor vests; and

WHEREAS, the Bureau of Justice Assistance Bulletproof Vest Partnership program goal is to protect law enforcement officers lives by helping states and local units of government fund the purchase of armor vests for their law enforcement officers; now therefore

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

Section 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2003 program.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0557-03**

To accept the plats titled THE PRESERVE SECTION 7 PART 1 and THE PRESERVE SECTION 7 PART 2, from MI Schottenstein

Homes, Inc, an Ohio corporation, by Stephen M. Caplinger, Vice President Land Operations

WHEREAS, the plats titled THE PRESERVE SECTION 7 PART 1 and THE PRESERVE SECTION 7 PART 2 (hereinafter "plats"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, MI Schottenstein Homes, Inc., an Ohio corporation, by Stephen M. Caplinger, Vice President Land Operations, owners of the platted land, desires to dedicate to the public use all or such parts of the Court and Drives shown on said plats and not heretofore so dedicated; and

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

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

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

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0558-03**

To accept various GENERAL WARFANTY DEEDS for real property to be used as road right-of-way and to dedicate and name those properties as Obetz Road, Hamilton Road, Morse Road and Rathmell Road.

WHEREAS, by virtue of a deed recorded in the Franklin County, Ohio, Recorder's Office, on March 18, 2003 as Instrument Number 200303180078601, VILLAS OF SCIOTO, INC., an Ohio corporation, has deeded property to the City of Columbus, to be used for the right-of-way of Obetz Road; and

WHEREAS, by virtue of a deed recorded in the Franklin County, Ohio, Recorder's Office, on March 18, 2003 as Instrument Number 200303180078602, DCB CORPORATION, an Ohio corporation, has deeded property to the City of Columbus, to be used for the right-of-way of Hamilton Road; and

WHEREAS, by virtue of a deed recorded in the Franklin County, Ohio, Recorder's Office, on March 18, 2003 as Instrument Number 200303180078595, HOMESTEAD PRESERVE, LTD., an Ohio limited liability company, has deeded property to the City of Columbus, to be used for the right-of-way of Morse Road; and

WHEREAS, by virtue of a deed recorded in the Franklin County, Ohio, Recorder's Office, on March 18, 2003 as Instrument Number 200303180078597, INTRUST LAND DEVELOPMENT COMPANY, an Ohio corporation, has deeded property to the City of Columbus, to be used for the right-of-way of Rathmell Road; and

WHEREAS, the City desires to accept these deeds for property which will be used for road right-of-way; now, therefore  
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

Section 1. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from VILLAS OF SCIOTO, INC., an Ohio corporation, and shall be dedicated and named Obetz Road.

Section 2. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from DCB CORPORATION, an Ohio corporation, and shall be dedicated and named Hamilton Road.

Section 3. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from HOMESTEAD PRESERVE, LTD., an Ohio limited liability company, and shall be dedicated and named Morse Road.

Section 4. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from INTRUST LAND DEVELOPMENT COMPANY, an Ohio corporation, and shall be dedicated and named Rathmell Road.

Section 5. That all of these properties shall be used for road right-of-way purposes.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0594-03**

To authorize an appropriation of \$4,200.00 from the unappropriated balance of the Recreation and Parks Grant Fund for DSL lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers. (\$4,200.00)

WHEREAS, it is necessary to appropriate funds from the unappropriated balance of the Columbus Recreation and Parks Grant Fund; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept the amount of \$4,200.00 from the Central Ohio Area Agency on Aging for DSL lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$4,200.00 is appropriated to the Recreation and Parks Department, Department No.51-01, as follows:

<u>Grant Title</u>	<u>Grant No. OCA Code</u>		<u>Object Level 3</u>	<u>Amount</u>
Title IIIE-Caregivers Resource Library	518317	518317	3367	\$4,200.00

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

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0600-03**

To accept the plat titled HILLIARD MEADOWS, from Hilliard Green, LTD., an Ohio limited liability Company, by MI Schottenstein Homes, Inc., an Ohio corporation, Managing Member, by Stephen M. Caplinger, Vice President Land Operations and by Dominion Homes, an Ohio corporation, Member, by Robert A. Meyer, Jr., Senior Vice President, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance and declare an emergency measure because it will permit plans and construction to move forward without delay for the preservation of the public health, peace, property, safety, and welfare; now therefore,

WHEREAS, the plat titled HILLIARD MEADOWS (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Hilliard Green, LTD., an Ohio limited liability company, by MI Schottenstein Homes, Inc., an Ohio corporation, Managing Member, by Stephen M. Caplinger, Vice President Land Operations and by Dominion Homes, an Ohio corporation, Member, by Robert A. Meyer, Jr., Senior Vice President, owner of the platted land, desires to dedicate to the public use all or such parts of the Drives shown on said plat and not heretofore so dedicated; and

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

Section 1. That the plat titled HILLIARD MEADOWS on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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 as amended April 21, 2003, Matthew D. Habash, President of Council / Approved as amended April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

#### **ORD NO. 0608-03**

To authorize the Director of the Department of Finance to increase purchase order with Compuware Corporation to provide computer related support services from a Universal Term Contract that is established, to authorize the expenditure of \$40,320.00 from the Information Services Fund; and to declare an emergency. (\$40,320.00)

WHEREAS, The Department of Technology (DOT) creates and maintains critical computer applications for several City Agencies; such as The Division of Water, and

WHEREAS, The Department of Technology needs to continue utilizing contractual services provided by Compuware Corporation, to augment staffing constraints and meet performance measures included within service level agreements (SLA) for DoT customer agencies, and

WHEREAS, DoT supports WASIMS (Water and Sewer Information Management System), and

WHEREAS, The purchase order authorized by this legislation will fund a Statement Of Work that will provide staff to support the Division of Water's daily operations of WASIMS (Water and Sewer Information Management System) which terms and conditions are provided within contract #FL900403, and

WHEREAS, Adequate funding was budgeted and is available for this purchase order increase, of \$40,320.00 within the 2003 Department of Technology, Information Services budget, and

WHEREAS, an emergency exists in the usual daily operations of the Department of Technology in that it is immediately necessary to authorize the Director of the Department of Finance to increase a purchase order with Compuware Corporation, 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 Finance be and is hereby authorized to increase a purchase order for computer related support and services from Compuware Corporation for maintaining critical computer applications.

SECTION 2: That the expenditure of \$40,320.00 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	3347
Amount:	\$40,320.00

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 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

#### **ORD NO. 0609-03**

To authorize the Director of The Department of Technology to enter into contract with ESRI, Inc. to provide software maintenance services for the Department of Technology, and to authorize the expenditure of \$62,758.00 from the Information Services Fund, and to declare an emergency (\$62,758.00)

WHEREAS, The Department of Technology (DoT) requires software maintenance services, from Environmental Systems Research Institute, Inc. (ESRI), and

WHEREAS, Initially the City purchased 5 years of prepaid software maintenance services, with the City taking responsibility for subsequent annual software maintenance at the end of the fifth year, and

WHEREAS, The five-year period has ended and the City needs to continue the software maintenance for the GIS system. and

WHEREAS, The City's Geographic Information System (GIS), supports several business applications, such as web-based applications utilized by City residents and City employees, Crime Mapping applications and other GIS data products, and

WHEREAS, The City has the need to continue the software maintenance for the GIS system, in order for the City to receive upgrades, technical support and subscriptions, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to enter into contract with ESRI for the purchase of software maintenance services, 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 enter into contract for the purchase of

software maintenance services from ESRI for support of the GIS system.

SECTION 2: That the expenditure of \$62,758.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02  
 Fund: 514/001  
 OCA Code: 286021  
 Object level 1: 03  
 Object level 3: 3369  
 Amount: \$62,758.00

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 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0610-03**

To appropriate \$75,900 with the Hotel/Motel Tax Fund, to transfer said funds to the Recreation and Parks Operating Fund, to authorize the Director of Recreation and Parks to expend said funds for the cultural enrichment of the community, and to declare an emergency. (\$75,900)

WHEREAS, the city's Department of Recreation and Parks annually provides various cultural and arts programming for the enrichment of the community; and

WHEREAS, City Code section 371 .02 allows for the allocation of a maximum of 1.5% in relation to the 5.1% hotel/motel tax receipts for use for said purpose - the equivalent of 29.41% of collections; and

WHEREAS, the City deems it appropriate to distribute \$75,900 to the City's Department of Recreation and Parks to support Festival Latino, Family Fun Fest, and Rhythm on the River; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to appropriate said funds and direct their expenditure for the preservation of public health, peace, property and safety; now, therefore

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

SECTION 1 That the amount of \$75,900 is hereby appropriated to the Hotel/Motel Fund, as follows:

<u>Fund Type</u>	<u>Division</u>	<u>Fund</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Operating	20-01	231	5501	200212	\$75,900

SECTION 2. To direct the City Auditor to transfer and appropriate said funds to the Department of Recreation and Parks, as follows;

<u>FROM:</u>					
<u>Fund Type</u>	<u>Division</u>	<u>Fund</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Operating	20-01	231	5501	200212	\$75,900
<u>TO:</u>					
<u>Fund Type</u>	<u>Division</u>	<u>Fund</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Operating	51-01	285	0886	510297	\$75,900

SECTION 3. To direct the City Auditor to appropriate said funds as follows;

<u>Fund Type</u>	<u>Division</u>	<u>Fund</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Operating	51-01	285	3337	510297	\$75,900

SECTION 3. That the director of the Department of Recreation & Parks is hereby directed to expend said funds for the cultural enrichment of the community, said expense being in a form other than the support of city personnel.

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 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0611-03**

To authorize and direct the Director of Recreation and Parks to modify and extend professional services contracts with Property One, Inc., for the Maintenance Management of the Martin Janis Senior Center and the Gillie Recreation Center, and to authorize the expenditure of \$79,650.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$79,650.00)

WHEREAS, the Recreation and Parks Department advertised for Requests for Proposals for the Maintenance Management of the Martin Janis Senior Center and the Gillie Recreation Center; and

WHEREAS, the sole proposal submitted on February 28, 2002, was from Property One, Inc. and one-year contracts have been in place for these services; and

WHEREAS, the Recreation and Parks Department wishes to modify and extend these contracts with Property One, Inc., to provide these professional services; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer and expend said funds for the preservation of public health, peace, property and safety; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify and extend professional services contracts with Property One, Inc., for the Maintenance Management of the Martin Janis Senior Center and the Gillie Recreation Center.

SECTION 2. That the expenditure of \$76, 946.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Operating Fund, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Dept. No.</u>	<u>Fund No.</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Operating	51-01	285	3370	511014	\$79,650.00

SECTION 3. That for the purpose of paying for any contingencies which may occur during the term of these contracts, the amount of \$2,000.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department and the City Attorney, and certification by the City Auditor.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0613-03**

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

WHEREAS, the Purchasing Office pursued a bid in accordance with the sole source provisions of the Columbus City Code and selected the sole provider; and

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

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Motorola Radio Repair Services, 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 Radio Repair Services in accordance with Solicitation No. 5A000368JY as follows:

<u>Company</u>	<u>Item(s)</u>	<u>Amount</u>
Motorola, 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 this purchase is hereby made pursuant to the City of Columbus Code section 329.07(e) Sole Source Procurement.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0614-03**

To authorize the Public Service Director to enter into an agreement with the Franklin County Engineer and to grant consent and propose cooperation with Franklin County for a roadway improvement project on Waggoner Road for the Transportation Division and to declare an emergency. (\$-0-)

SECTION 1 - Project Description

WHEREAS, the City of Columbus has determined for convenience and welfare that it is in the public's best interest to improve the described project:

this project proposes to widen Waggoner Road from approximately 1,500 feet south of Havens Comer Road continuing approximately 800 feet south of the railroad and ending within the Columbus Corporate limit; and

WHEREAS, an emergency exists in the usually daily operation of the Transportation Division, Public Service Department, in that it is immediately necessary to grant consent for and propose cooperation with the Franklin County Engineer for this project, thereby preserving the public health, peace, property, safety and welfare, now, therefore

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

SECTION 2- Consent Statement

Being in the public interest, the City of Columbus agrees to authorize the Franklin County Engineer to be its agent for this project.

SECTION 3 - Cooperation Statement

The City hereby agrees to cooperate with Franklin County in the planning, design and construction of the identified highway improvement project and grants consent to Franklin County for the development and construction of the project.

SECTION 4- Authority to Sign

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

SECTION 5- Emergency

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 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0615-03**

To authorize and direct the Finance Director to enter into a contract for an option to purchase Microcuvettes, with Hemocue, 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 March 13, 2Q03 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 Microcuvettes, 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 Microcuvettes in accordance with Solicitation No. SA000418DRM as follows:

Hemocue, Inc., Award: All Items

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0617-03**

To authorize the Director of Public Utilities to enter into a contract with U.S. Utility Company for the installation of a street lighting system with underground wiring in the Woodstream East area under the assessment procedure; to authorize the transfer of \$27,000.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund to provide landing for the City's share in the cost of installing the street lighting system; to authorize the expenditure of \$167,000.00 from Street Lighting Assessment Fund; and to declare an emergency. (\$167,000.00)

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Woodstream East area; and

WHEREAS, the Woodstream East area includes Woodstream Drive from Sunbury Road to Woodstream Court, Pleasant Woods Court, Still Breeze Court, Whisper Cove Court, Big Walnutview Drive, Twig Court and Big Walnutview Court; and

WHEREAS, U.S. Utility Contractor Company submitted the lowest responsive and responsible bid opened by the Director of Public Utilities on February 19, 2003 for the installation of the aforesaid street lighting system; and

WHEREAS, funding is necessary to pay for construction costs, design, construction inspection, engineering, advertising and printing, and any other miscellaneous expenses for said project; and

WHEREAS, it is necessary to transfer \$27,000.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund into the Street Lighting Assessment Fund to provide for the City's share in the cost of installing a street lighting system with underground wiring in the Woodstream East area under the assessment procedure; 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 enter into a contract for labor and material for the construction of street lighting improvements 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 City Auditor is hereby authorized and directed to transfer \$27,000.00 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No.60-07, as follows:

**FROM:**

<b>FUND</b>	<b>PROJECT</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL 3</b>	<b>AMOUNT</b>
553	670003	Street Lighting	675017	6625	\$27,000.00

**TO:**

<b>FUND</b>	<b>PROJECT</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL3</b>	<b>AMOUNT</b>
553	670003	Street Lighting	675017	5501	\$27,000.00

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$27,000.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvement Fund 553 into the Street Lighting Assessment Fund 580, Division No.60-07, as follows:

**FROM:**

<b>FUND</b>	<b>PROJECT</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL3</b>	<b>AMOUNT</b>
553	670003	Street Lighting	675017	5501	\$27,000.00

**TO:**

<b>FUND</b>	<b>SUBFUN D</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL3</b>	<b>AMOUNT</b>
580	580974	Woodstream East	580974	0886	\$27,000.00

SECTION 3. That the City Auditor is hereby authorized to appropriate \$27,000.00 in the Woodstream East area street lighting assessment project, Fund No.580, Subfund 974, OCA 580974, Object Level Three 6625.

SECTION 4. That the Director of Public Utilities is hereby authorized to enter into a contract with U.S. Utility Contract Company, in the amount of \$104,398.77, and to obtain and pay for the services of the Division of Electricity, the Transportation Division, and any services of other City divisions as may be necessary to complete the street lighting systems for the Woodstream East area.

SECTION 5. That to pay the cost of the aforesaid contract and expenses, the expenditure of \$167,000.00, or so much thereof as may be needed, be and is hereby authorized from Division of Electricity, Division No.60-07, Fund No.580, Subfund No.974, OCA 580974, Object Level Three 6625.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0619-03**

To authorize the Director of Public Utilities to enter into a contract with U.S. Utility Company for the installation of a street lighting system with underground wiring in the Eastmoor II area under the assessment procedure; to authorize the transfer of \$83,000.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund to provide landing for the City's share in the cost of installing the street lighting system; to authorize the expenditure of \$411,000.00 from Street Lighting Assessment Fund; and to declare an emergency. (\$411,000.00)

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Eastmoor II area; and

WHEREAS, the Eastmoor II area includes: Bexley Park Road from Gould Road to James Road, Bryden Road from Gould Road to Enfield Road, Sherwood Road from Gould Road to Enfield Road, Enfield Road from Fair Avenue to Main Street, Eastmoor Boulevard from Fair Avenue to Main Street, Brookside Drive from Fair Avenue to Main Street, Kellner Road from Kellner Place to Main Street, Chesterfield Road from Sherwood Road to Main Street, Kellner Place and Van Heyde Place; and

WHEREAS, U.S. Utility Contractor Company submitted the lowest responsive and responsible bid opened by the Director of Public Utilities on March 5, 2003 for the installation of the aforesaid street lighting system; and

WHEREAS funding is necessary to pay for construction costs, design, construction inspection, engineering, advertising and printing, and any other miscellaneous expenses for said project; and

WHEREAS, it is necessary to transfer \$83,000.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund into the Street Lighting Assessment Fund to provide for the City's share in the cost of installing a street lighting system with underground wiring in the Eastmoor II area under the assessment procedure; 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 enter into a contract for labor and material for the construction of street lighting improvements 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 City Auditor is hereby authorized and directed to transfer \$83,000.00 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No.60-07, as follows:

**FROM:**

<b>FUND</b>	<b>PROJECT</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL 3</b>	<b>AMOUNT</b>
553	670609	Eastmoor II Assessment City Share	670609	6625	\$83,000.00

**TO:**

<b>FUND</b>	<b>PROJECT</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL 3</b>	<b>AMOUNT</b>
553	670609	Eastmoor II Assessment City Share	670609	5501	\$83,000.00

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$83,000.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvement Fund 553 into the Street Lighting Assessment Fund 580, Division No.60-07, as follows:

**FROM:**

<b>FUND</b>	<b>PROJECT</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL 3</b>	<b>AMOUNT</b>
553	670609	Eastmoor II Assessment City Share	670609	5501	\$83,000.00

**TO:**

<b>FUND</b>	<b>SUBFUND</b>	<b>PROJECT NAME</b>	<b>OCA</b>	<b>OBJECT LEVEL 3</b>	<b>AMOUNT</b>
580	580979	Eastmoor II Assessment City Share	580979	0886	\$83,000.00

SECTION 3. That the City Auditor is hereby authorized to appropriate \$83,000.00 in the Eastmoor II street lighting assessment project, Fund No.580, Subfund 979, OCA 580979, Object Level Three 6625.

SECTION 4. That the Director of Public Utilities is hereby authorized to enter into a contract with U.S. Utility Contract Company, in the amount of \$280,322.07, and to obtain and pay for the services of the Division of Electricity, the Transportation Division, and any services of other City divisions as may be necessary to complete the street lighting systems for the Eastmoor II area.

SECTION 5. That to pay the cost of the aforesaid contract and expenses, the expenditure of \$411,000.00, or so much thereof as may be needed, be and is hereby authorized from Division of Electricity, Division No.60-07, Fund No.580, Subfund No.979, OCA 580979, Object Level Three 6625.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0622-03**

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Gannett Fleming Engineers and Architects, for the preparation of construction plans and specifications for three Sanitary sewer improvement projects located in the Clintonville community; to authorize the appropriation and transfer of \$776,131.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to authorize the expenditure of \$776,131.00 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. (\$776,131.00)

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities administered a contract with Metcalf & Eddy of Ohio, 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 Clintonville 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 Clintonville communities; of which this contract will provide construction plans and specifications for the Sharon Heights Area Sanitary Improvements Project, Stanton Area Sanitary Improvements Project, and the Chase/High Area Sanitary Improvements Project; and

WHEREAS, the Director of the Public Utilities requested detailed proposals from the firms of Gannett Fleming Engineers and Architects, Inc., BBS Corporation, and Jones-Stuckey, Ltd., for the aforementioned project services; and received these proposals on November 15, 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 Gannett Fleming Engineers and Architects, 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 Sewer 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 \$776,131.00 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 \$776,131.00 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 \$776,131.00 is hereby appropriated for the following sanitary sewer system projects in the specific capital fund as follows:

<u>Fund No.</u>	<u>Div. No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
666	60-05	666666	6676	650666	Sharon Heights Area Sanitary Improvements	\$197,896.00
666	60-05	666676	6676	650676	Stanton Area Sanitary Improvements	\$368,336.00
666	60-05	666682	6676	650682	Chase/High Area Sanitary Improvements	\$209,899.00

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 Gannett Fleming Engineers & Architects, Ste. 350, 4151 Executive Parkway, Columbus, Ohio 43081, 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 \$776,131.00, or as much thereof as may be needed, be and the same is hereby authorized as follows:

<u>Division</u>	<u>Fund</u>	<u>Object Level Three</u>	<u>Project Acct.</u>	<u>OCA</u>	<u>Amount</u>
60-05	666	6676	650666	666666	\$197,896.00
60-05	666	6676	650676	666676	\$368,336.00
60-05	666	6676	650682	666682	\$209,899.00

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**

<u>Project CIP No.</u>	<u>Project Title</u>	<u>2002 Budget Amount</u>
650666	Sharon Heights Area Sanitary Improvements	\$0
650676	Stanton Area Sanitary Improvements	\$0
650682	Chase/High Area Sanitary Improvements	\$0
	<b>TOTAL</b>	<b>\$0</b>

**TO:**

<u>Project CIP No.</u>	<u>Project Title</u>	<u>2002 Budget Amount</u>	<u>Change Amount</u>
650666	Sharon Heights Area Sanitary Improvements	\$197,896	\$197,896
650676	Stanton Area Sanitary Improvements	\$368,336	\$368,336
650682	Chase/High Area Sanitary Improvements	\$209,899	\$209,899
	<b>TOTAL</b>	<b>\$776,131</b>	<b>\$776,131</b>

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 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0624-03**

To authorize the Director of the Department of Development to enter into and execute those documents necessary to purchase and lease certain real property known as the Lincoln Theater; to authorize the appropriation and transfer of \$1,000,000.00 from the Special Income Tax Fund to the Northland and Other Acquisition Fund; to authorize the expenditure of \$1,000,000.00. (\$1,000,000.00)

WHEREAS, the City of Columbus, Department of Development desires to purchase and subsequently lease the real property known as the Lincoln Theater; and

WHEREAS, the real property being purchased is for redevelopment within the King Lincoln District; and

WHEREAS, it is necessary to appropriate and transfer \$1,000,000.00 from the Special Income Tax Fund to the Northland and other Acquisition Fund and to expend same; now, therefore,

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

Section 1. That the Director of Development is hereby authorized to enter into and execute those documents necessary to purchase and subsequently lease certain real property known as the King Lincoln Theater.

Section 2. That the sum of \$1,000,000.00 is hereby appropriated from unappropriated balance of the Special Income Tax Fund no.430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purchase during the fiscal year ending December 31, 2003, to the City Auditor, Dept/Div. No. 22-01, Object Level One 10, OCA Code 902023, Object Level Three, 5502.

Section 3. That the City Auditor is hereby authorized to transfer said funds to the Northland and Other Acquisition Fund No.735, Project No.441736, at such time as is deemed necessary by the City Auditor, and to expend \$1,000,000.00 or so much thereof as may be necessary.

Section 4. That upon obtaining other funds for the Lincoln Theater Project No.441736, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 1 above, and said funds are hereby deemed appropriated for such purpose.

Section 5. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

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

Section 7. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended April 21, 2003, Matthew D. Habash, President of Council / Approved as amended April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0630-03**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-010) of 18.4± Acres in Norwich & Washington Townships 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 Norwich & Washington Townships Was duly filed by John G. Kramer on April 10, 2003; and

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

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

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

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

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 1 8.4f acres in Norwich & Washington Townships 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 30, 3555 Fishinger Blvd., 10 Personnel / 3 Paramedics.

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

Time: 10.0 minutes.

Second response from: Station 11, 2200 Case Road, 11 Personnel/ 6 Paramedics.

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

Time: 12 minutes.

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

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

Water: This site can be served by an existing main located over 1000 feet from the site in Wilcox Road. Extension of this main is the responsibility of the developer.

Sewer:

Sanitary Sewer: This site is tributary to an existing sewer located about 2 miles to the east. The City of Hilliard controls the timeframe to install the sewer to the west side of 1-270. Extension from that point 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 18.4 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 Norwich & Washington Townships, 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 Norwich & Washington 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 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0631-03**

To authorize the Finance Director to establish a purchase for thirty eight (38) Ford Crown Victorias from Graham Ford in accordance with Solicitation SA000415GRW for the Police Division via the Fleet Management Division of the Public Service Department, to expend \$809,894.00 from the General Fund, and to declare an emergency. (\$809,894.00)

Whereas, the Police Division needs to replace marked patrol cruisers that are high mileage and high maintenance; and

Whereas, the Fleet Management Division has General Fund monies budgeted for vehicle replacements and

Whereas, bids were taken for these vehicles via Solicitation SA000415GRW, with Graham Ford being the lowest and best responsive and responsible bidder that met the specifications, and

Whereas, an emergency exists in the usual daily operation of the Public Service Department, Fleet Management Division, in that it is immediately necessary to expend funds from the General Fund for the purchase of these vehicles, 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 Finance be and is hereby authorized and directed to issue a purchase order to Graham Ford for the Police Division via the Fleet Management Division in accordance with Solicitation SA000415GRW.

Section 2. That the expenditure of \$809,894.00, or so much thereof as may be necessary, be and it is hereby authorized from funds available within the Fleet Management Division; Department No.59-05; Fund 010; OCA Code 591201; OL3 Code 6650.

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

Passed April 21, 2003, Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0632-03**

To authorize the Director of Public Utilities to enter into a guaranteed maximum cost agreement in accordance with Section 186 of the City Charter, with the Gateway Area Revitalization Initiative, Inc., for the construction of the University Gateway Sanitary and Storm Sewer Improvements Project; to authorize the expenditure of \$302,462.00 from 1991 Voted Sanitary Bond Fund; \$250,000.00 from the Storm Sewer Bond Fund; to amend the 2002 Capital Improvements Budget; for the Division of Sewerage and Drainage.

WHEREAS, Gateway Area Revitalization Initiative, Inc., hereinafter called the developer, and the Division of Sewerage and Drainage, Department of Public Utilities, hereinafter referred to as the City are desirous of entering into a capital improvement project reimbursement agreement for the construction of the University Gateway Sanitary and Storm Sewer Improvements Project; and

WHEREAS, the developer has the responsibility for redeveloping a section of property along N. High Street in the vicinity of The Ohio State University; and

WHEREAS, the Division of Sewerage and Drainage engineering staff have determined that it is in the City's best interest to enter into the subject agreement with the Gateway Area Revitalization Initiative, Inc., for purposes of constructing the required infrastructure improvements known as the University Gateway Sanitary and Storm Sewer Improvements Project; and

WHEREAS, the Developer shall provide all professional engineering services and grant all necessary utility easements to the City, at no cost, across lands and improvements controlled by the Developer, in exchange for accelerating the construction schedule for the aforesaid capital improvements project; and

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

Section 1. That the City Auditor is hereby authorized and directed to transfer monies within the said fund as follows:

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

		<b>FROM:</b>
	<u>Project Title</u>	<u>Amount</u>
	650370 Maintenance Mgt. Plan Upgrade	\$302,462.00

**TO:**

	<u>Project Title</u>	<u>Amount</u>
	650687 Univ. Gateway San. Improve. Project	\$302,462.00

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the

project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 3. That the Director of Public Utilities be, and hereby is, authorized to enter into a contract, in accordance with the provisions of Columbus City Charter Section 186, to reimburse the Gateway Area Revitalization Initiative, Inc., 1824 N. High Street, Columbus, Ohio 43201; for the costs associated with the construction of the University Gateway Sanitary and Storm Sewer Improvements Project, as shown on the detailed engineering Construction Drawing No. 13105, and Drawer E Drawing No.1884, on file with the Division of Sewerage and Drainage.

Section 4. That said capital improvements project reimbursement agreement shall stipulate that the Gateway Area Revitalization Initiative, Inc., agrees to comply with the competitive bidding procedures of Section 329 of the Columbus City Codes, "Procurement of Goods and Services", and with the Prevailing Wage Requirements of Chapter 4115 of the Ohio Revised Code.

Section 5. That the expenditure of \$552,462.00 or as much thereof as may be needed, be and the same hereby is authorized as follows:

<u>Division</u>	<u>Project</u>	<u>Fund</u>	<u>Object Level Three</u>	<u>OCA</u>	<u>Amount</u>
60-15	610752	685	6621	685752	\$250,000.00
60-05	650687	664	6630	664687	\$302,462.00

Section 6. That the 2002 Capital Improvements Budget Ordinance No. 1674-02 is hereby amended as follows, in order to provide sufficient budget authority for sanitary portion of the University Gateway Sanitary and Stormwater Improvements Project:

**CURRENT:**

<u>Project CIP No.</u>	<u>Project Title</u>	<u>2002 Budget Amount</u>
650687	University Gateway Sanitary Improvements Project	\$0
<b>TOTAL</b>		<b>\$0</b>

**TO:**

<u>Project CIP No.</u>	<u>Project Title</u>	<u>2002 Budget Amount</u>	<u>Change Amount</u>
650687	University Gateway Sanitary Improvements Project	\$302,462	\$302,462
<b>TOTAL</b>		<b>\$302,462</b>	<b>\$302,462</b>

Section 7. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended April 21, 2003, Matthew D. Habash, President of Council / Approved as amended April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0633-03**

To authorize the Director of Public Utilities to enter into an agreement with Gateway Area Revitalization Initiative, Inc. for the construction of the water main along High Street, to authorize the expenditure of \$205,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund for the Division of Water. (\$205,000.00)

WHEREAS, the City of Columbus, Division of Water requested that Gateway Area Revitalization Initiative, Inc. install a 16" water main along High Street in accordance with its Capital Improvement Program, and

WHEREAS, the City of Columbus did agree to reimburse Gateway Area Revitalization Initiative, Inc. for the costs associated with the water main installation; Now, Therefore,

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

Section 1. That the Director of Public Utilities is hereby authorized to enter into an agreement with Gateway Area Revitalization Initiative, Inc., 1824 North High Street, Columbus, Ohio 43201 for the purpose of constructing a sixteen (16) inch water line along High Street.

Section 2. That the expenditure of \$205,000.00 be and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No.606, Department 60, Division 09, OCA Code 642900, Object Level Three 6629, Object Level One 06, Project No.690236, for the aforesaid purpose.

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

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

Passed as amended April 21, 2003, Matthew D. Habash, President of Council / Approved as amended April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

<b>RESOLUTIONS</b>
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**RES NO. 081X-03**

To honor and recognize Ohio South HOBY for it's OUTSTANDING accomplishments  
 WHEREAS, it is one of the responsibilities of the City Council of the City of Columbus, Ohio, to honor outstanding achievements by organizations of our community and especially those involved in positive youth leadership activities; and  
 WHEREAS, in the summer of 1958, actor Hugh O'Brian was inspired to create and develop a leadership seminar for young leaders; and  
 WHEREAS, the mission of the HOBY seminar is to seek out, develop, and recognize leadership potential, commencing with high school sophomores; and  
 WHEREAS, HOBY carries out its mission by teaching high school sophomores to think for themselves and to become critical thinkers; and  
 WHEREAS, annually, over 14,000 tenth grade students, representing as many high schools nationwide, graduate from HOBY Leadership Seminars; and  
 WHEREAS, the Ohio South HOBY Leadership seminar will take place May 15-18, 2003 at Denison University; and  
 WHEREAS, one hundred and eighty-six high school sophomores from the southeastern quadrant are registered to attend the Ohio South HOBY seminar; and  
 WHEREAS, Ohio South HOBY alumni and volunteers believe they make a difference and report that as a result of HOBY, they know what steps to take to be a better leader; and  
 WHEREAS, the City of Columbus is pleased to congratulate HOBY Ohio South for an OUTSTANDING job; now therefore  
 CITY COUNCIL presents this citation of recognition and appreciation to Ohio South HOBY for it's OUTSTANDING accomplishments  
 Adopted April 21, 2003 Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

**RES NO. 082X-03**

To extend sincere condolences to the family and friends of Bruce W Howard  
 Columbus City Council extends sincere condolences to the family and friends of Bruce W Howard on this occasion of his passing.  
 Mr. Howard started his journey as an educator in 1986 as the Physical Education Teacher at Crestview Middle School. In 1992, he served as the Head Boys Basketball Coach at Brookhaven High School where he lead his team to nine consecutive North Division Championships, three city championships, three appearances in the State Final Four, and won the 2002 Division I State Championship.  
 As an educator and mentor, Mr. Howard had a profound impact on Councilman Kevin L. Boyce. He was one of his first mentors that taught him the importance of perseverance and challenged him to strive for excellence in all endeavors.  
 Mr. Howard's legacy will not only live on through his loving wife and children, he will be remembered in the young lives he touched as a mentor, coach, and friend. His endless vigor and vitality will be cherished by all. Clearly the world is a richer place for Bruce W Howard being in it. He will be sorely missed.  
 Mr. Howard's journey has not ended, for his spirit of loving kindness and goodwill will forever live on.  
 Adopted April 21, 2003 Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

**RES NO. 083X-03**

To declare April 24, 2003 Car Free Day in Columbus.  
 WHEREAS April 24 is internationally recognized as Car Free Day to encourage all people to experience alternatives to automobiles; and  
 WHEREAS travel options such as walking, transit and biking are supported by the City of Columbus, the Mid-Ohio Regional Planning Commission, the Sierra Club, the Ohio Rail Passenger Association and the Central Ohio Transit Authority; and  
 WHEREAS in Franklin County there are more cars than people, and each day brings nearly 50 new cars competing for roads and parking;  
 and  
 WHEREAS Ohio has more registered cars than nearly every other state in the nation and only two percent of Ohioans use public transportation to get to work; and  
 WHEREAS experts believe that local dependence on automobile travel contributes to our status as the 8<sup>th</sup> fattest city in America; and  
 WHEREAS event organizers encourage those who cannot go completely car-free to consider a Car-Light Day by eliminating unnecessary trips or ride-sharing; and  
 WHEREAS this Thursday morning at 7:15, Car-Free Day participants will meet at the Goodale Park Gazebo and at Cup O Joe in German Village for a collective walk and bike ride to the Ohio Statehouse, and the public is encouraged to participate; and  
 WHEREAS please visit [www.carfreedaycolumbus.org](http://www.carfreedaycolumbus.org) to learn more about Car Free Day and how you can be involved; Now, therefore,  
**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS**  
 That April 24, 2003 is hereby declared Car-Free Day in Columbus.  
 Adopted April 21, 2003 Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

**RES NO. 084X-03**

To recognize and congratulate Dr. Jesse L Wood for his 17<sup>th</sup> Anniversary as Pastor of Love Zion Baptist Church.  
 WHEREAS, The Reverend Dr. Jesse L. Wood is an inspired preacher of the Gospel of Jesus Christ. He is an accomplished educator, teacher, political organizer, scholar and servant, who believes that living is about helping others; and  
 WHEREAS, being the son of a preacher, he was raised in a Christian home and environment, and throughout his life has been very close to the ministry of Christ. Being the son of a Baptist preacher, Rev. Wood has been thoroughly indoctrinated in the teachings of Christ, and the doctrine of the Baptist Church; and  
 WHEREAS, Rev. Wood was licensed to preach in 1980 and ordained to the full work of the Christian ministry in 1981 by his father, Rev. A. Wilson Wood, Pastor of Bethany Baptist Church, Columbus, Ohio; and  
 WHEREAS, Before the official call to the leadership of Love Zion Baptist Church, Rev. Wood served as Interim Pastor, and has served as

Pastor since June 1986; and

WHEREAS, Rev. Wood is a real inspiration to others. He has motivated many young people and strives every day to show others how Christ can be real and meaningful in their lives; now therefore,

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

That this Council does hereby congratulate Dr. Jesse L. Wood for his 17<sup>th</sup> Anniversary as Pastor of Love Zion Baptist Church.

Adopted April 21, 2003 Matthew D. Habash, President of Council / Approved April 22, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

**RES NO. 085X-03**

To recognize and congratulate Dr. Clayton Hicks who will preside at his 6<sup>th</sup> and final Annual Meeting of the Livingston Avenue Collaborative for Community Development (LACCD) on April 21, 2003.

Whereas, Dr. Hicks has served as an optometrist for many years and provided some much needed eye-care for the residents of Columbus; and

Whereas, Dr. Hicks has made significant contributions towards building a sense of unity among Ohio citizens and has demonstrated his ability City to implement programs that help to revitalize the community; and

Whereas, Dr. Hicks is committed to improving the quality of life for LACCD residents by building relationships and partnerships that focus on economic development, housing, human services, and safety; and

Whereas, Dr. Hicks has been actively involved in the promotion and creation of a safe and clean living environment in the area by encouraging stronger code enforcement, and a greater police presence; and

Whereas, Dr. Hicks has demonstrated the value of volunteer services and the power of strong collaborative efforts between citizens and organizations that band together for the betterment of their communities; now therefore,

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

That this Council does hereby congratulate Dr. Clayton Hicks on this 21<sup>st</sup> day of April, 2003 for his tireless efforts in leading the Livingston Avenue Collaborative for Community Development (LACCD).

Adopted April 21, 2003 Matthew D. Habash, President of Council / Approved April 22, 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 05/08/03****BID FOR OEM TRUCK 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 MAY 8, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for OEM TRUCK PARTS Solicitation No. SA-000440 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

**(04/26/03; 05/03/03)**

**BID FOR STORAGE BATTERIES**

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 MAY 8, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for STORAGE BATTERIES Solicitation No. SA-000441 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

**(04/26/03; 05/03/03)**

**BID FOR AUTO & TRUCK GLASS REPLACEMENT**

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 MAY 8, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for AUTO & TRUCK GLASS REPLACEMENT Solicitation No. SA-000438 GRW in accordance with specifications on file in the

Purchasing Office.

Joel Taylor, Finance Director

**(04/26/03; 05/03/03)**

## 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 05/08/03

### BID FOR ROADWAY IMPROVEMENT OF LANE AVENUE (OPWC).

**PLEASE NOTE THE BID LOCATION HAS CHANGED:** Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3<sup>rd</sup> Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street 2<sup>nd</sup> Floor, Room 205 at 3:00 P.M. on May 8, 2003, for Roadway Improvement of Lane Avenue (OPWC), 1617 DR. A. The work for which proposals are invited consists of full-depth and full-width pavement replacement on Lane Avenue; concrete curbs, sidewalks, and curb ramps; new storm and sanitary sewers; replacement of existing water lines; traffic control including signalization at each intersection; lighting; retaining walls; demolition; and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3<sup>rd</sup> Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$350.00 for full-sized plans and \$80.00 for half-sized plans.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Roadway Improvement of Lane Avenue (OPWC).

#### PROPOSAL GUARANTY

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

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio Products, materials, services, and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 shall be required.

#### PREVAILING WAGE RATE

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

#### CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

**SUBSURFACE DATA**

Subsurface data was obtained for project design purposes. Copies of the report are available upon execution of the subsurface information release form.

**PRE-BID CONFERENCE**

There will be a pre-bid conference held for this project on May 2, 2003, at 9:00 a.m., 1800 E. 17th Avenue, Columbus, Ohio.

**CONTRACT COMPLETION**

The contract completion time is 540 calendar days.

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in the Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of Project Management, Transportation Division, 109 N. Front Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-7348, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215(614)645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS**

Each responsive bidder shall submit, with their bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interests of the City.

**(04/19/03; 04/26/03)**

**BID FOR TAYLOR AVENUE**

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3<sup>rd</sup> Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2<sup>nd</sup> Floor, Room 205 at 3:00 P.M. on May 8, 2003, for Taylor Avenue, 1880 DR. E. The work for which proposals are invited consists of concrete curbs, street trees, sidewalks, and curb ramps; and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3<sup>rd</sup> Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$20.00 for full-sized plans and \$5.00 for half-sized plans.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Taylor Avenue.

**PROPOSAL GUARANTY**

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

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio Products, materials, services, and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 shall be required.

**PREVAILING WAGE RATE**

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

**CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

**SUBSURFACE DATA**

Subsurface data was not obtained for project design purposes.

**PRE-BID CONFERENCE**

There will not be a pre-bid conference for this project.

**CONTRACT COMPLETION**

The contract completion time is 90 calendar days.

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in the Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of Project Management, Transportation Division, 109 N. Front Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-7348, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215(614) 645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS**

Each responsive bidder shall submit, with their bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any

and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interests of the City.  
(04/26/03; 05/03/03)

**BID OPENING DATE 05/13/03**

**BID FOR  
RENOVATION OF CONCRETE AT THE COLUMBUS HEALTH DEPARTMENT,  
240 PARSONS AVENUE, COLUMBUS, OHIO**

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, on Tuesday, May 13, 2003 and publicly opened and read at the hour and place for RENOVATION OF CONCRETE AT THE COLUMBUS HEALTH DEPARTMENT, 240 PARSONS, COLUMBUS, OHIO.

A pre-bid meeting will be held Thursday, May 1, 2003 at 9:00 a.m., at the exterior west porch, 240 Parsons Avenue, Columbus, Ohio. The work for which bids are invited consist of renovation of concrete curbing.

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 28, 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 CONCRETE AT THE COLUMBUS HEALTH DEPARTMENT, 240 PARSONS, COLUMBUS, OHIO.

**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 specification are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614)645-8290, at the office of the Transportation Division, 1800 East 17<sup>th</sup> 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 4<sup>th</sup> 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

(04/19/03; 04/26/03)

**BID OPENING DATE 05/14/03**

**BLACKLICK SANITARY SEWER INTERCEPTOR  
CAPACITY AUGMENTATION, PART 2  
CAPITAL IMPROVEMENT PROJECT NO. 650492.2**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public

Utilities, 910 Dublin Road, Room 4190, until 3:00 p.m. Local Time on May 14, 2003 and publicly opened and read at that hour and place for the following project: BLACKLICK SANITARY SEWER INTERCEPTOR, CAPACITY AUGMENTATION, PART 2, CAPITAL IMPROVEMENT PROJECT NO.650492.2

The City of Columbus's contact person for this project is Tanya Arsh, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-8073.

The work for which proposals are invited consists of the following: Installation of approximately 7,600 LF of 72-inch Class III and/or Class W RCP and/or Concrete Pressure Pipe sanitary sewer pipe at typical depths between 20 and 25 deep along with 21 Type F manholes. Part of the project is located on the Turnberry Golf Course with restricted work conditions. The project will require junction chamber modifications, tunnel under roadway, maintenance of traffic, and one stream crossing in a reduced construction area. Related work includes both temporary and permanent pavement replacement, seeding, mulching, installation, operation and removal of all temporary dewatering, tree removal and replacement, concrete encasement and any other work as may be necessary to complete the contract in accordance with the Plans and Specifications. All work must comply with Ohio EPA and ODNR rules and regulations regarding erosion and sediment control practices and allowance provisions for temporary potable water supply are also included. All work is to be completed in 18 months. Copies of the Contract Documents and the plans (CC-11454) are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No.3051, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: BLACKLICK SANITARY SEWER INTERCEPTOR, CAPACITY AUGMENTATION, PART 2, CAPITAL IMPROVEMENT PROJECT NO. 650492.2

#### PROPOSAL GUARANTY

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

#### CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as required by the Ohio Revised Code as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Ohio Dept of Commerce, Div. Of Labor and Worker Safety, Wage and Hour Bureau, and it is believed that they are the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Wage & Hour Bureau are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Transportation Division, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages

#### CONTRACT PERFORMANCE AND PAYMENT BOND

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

#### CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

#### CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

#### BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

#### SUBSURFACE DATA

Subsurface data was obtained for project design purposes. Copies of the report are available upon execution of the subsurface information release form.

#### CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 550 calendar days after the effective date of the Notice to Proceed.

#### SPECIAL REQUIREMENTS

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

#### OHIO AND U.S. EPA MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS

This project is a candidate for receiving financial assistance from the Water Pollution Control Loan Fund. All responsive bidders shall complete the required Subcontractor Utilization and Certification forms provided within the Contract Proposal.

Determination of MBE/WBE Fair Share Utilization: All documentation submitted by bidders not assured of achieving the fair share goals will be reviewed by the Procedural Compliance Unit, Division of Environmental and Financial Assistance. Based on the feasibility of subcontracting, the availability of MBEs and WBEs in the area (generally a 100-mile radius), and the Contractor's history of compliance, the Procedural Compliance Unit will determine whether the Contractor has made a good faith effort to achieve the fair share goals. If the effort is not satisfactory, the Contractor will be required to provide additional or sufficient minority and women's business participation, within 15 days, to demonstrate a good faith effort to achieve the fair share goals.

Questions or inquiries with regard to this provision should be forwarded to the Ohio EPA, Procedural Compliance Unit, Division of

Environmental and Financial Assistance, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2832.  
SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs) It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.  
VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.  
(04/26/03; 05/03/03)

**WATERSHED SECTION MISCELLANEOUS FACILITIES IMPROVEMENTS  
HOOVER PAVING AND FENCING  
CONTRACT NO.1045, PROJECT NO.690411**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities until 3:00 P.M. local time, on May 14, 2003 and publicly opened and read at the hour and place for construction of the WATERSHED SECTION MISCELLANEOUS FACILITIES IMPROVEMENTS - HOOVER PAVING AND FENCING Contract No.1045, Project No.690411. The work for which proposals are invited consists primarily of: installing new asphalt pavement over an existing gravel parking lot, repairing and sealing an existing asphalt parking lot, installing various storm sewers and catch basins, constructing various concrete pavement pads, erecting chain link fence and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents are on file in the office of the Deputy Administrator, Water Supply, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio 43215, phone (614-645-7100) and are available there. Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for: WATERSHED SECTION MISCELLANEOUS FACILITIES IMPROVEMENTS - HOOVER PAVING AND FENCING, Contract No.1045, Project No.690411

**CONTACT PERSON**

The City of Columbus Contact Person for this project is Jeff Brooks of the Division of Water's Technical Support Section (614) 645-7100

**PROPOSAL GUARANTY**

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

**PREVAILING WAGE RATE**

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

**CONTRACT PERFORMANCE AND PAYMENT BOND**

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

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS**

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of sixty (60) days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

**SPECIAL REQUIREMENTS**

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

**PRE-BID CONFERENCE**

A pre-bid conference for this project will be held on May 5, 2003 at 9:30 a.m., at Watershed Management Facility, 7600 Sunbury Road, Westerville, Ohio 43081

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

**EQUAL OPPORTUNITY CLAUSE:**

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment up-grading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Administrator of the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the contractor shall be considered confidential.

(5) The contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract.

#### WITHHOLDING OF INCOME TAX

All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractors employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

#### DELINQUENT PERSONAL PROPERTY TAX

All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

#### LOCAL CREDIT

For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$10,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$10,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin official documents filed with Secretary of State, State of Ohio, or Franklin County Recorders Office; or (b) holds a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin

(04/26/03; 05/03/03)

### BID OPENING DATE 05/15/03

#### BID FOR RESURFACING 2003 PROJECT 2 (OPWC).

PLEASE NOTE THE BID LOCATION HAS CHANGED: Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3<sup>rd</sup> Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street 2<sup>nd</sup> Floor, Room 205 at 3:00 P.M. on May 15, 2003, for Resurfacing 2003 Project 2 (OPWC), 1534 DR. A. The work for which proposals are invited consists of planning, asphalt overlay, concrete wheelchair ramps, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3<sup>rd</sup> Fl. Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$30.00.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Resurfacing 2003 Project 2 (OPWC).

#### PROPOSAL GUARANTY

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

#### PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements, which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614-644-2239).

#### CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

#### SUBSURFACE DATA (Not Applicable for this Project)

Subsurface data was/was not obtained for project design purposes. If obtained, copies of the report are available upon execution of the subsurface information release form.

#### PRE-BID CONFERENCE

May 1, 2003 at 1:30 in Room B of 1881 E. 25<sup>th</sup> Avenue. Only bids from contractors that attend Pre-Bid Conference will be accepted for this project.

#### CONTRACT COMPLETION

The contract completion date is 120 calendar days from Notice to Proceed.

#### CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3<sup>rd</sup> Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17<sup>th</sup> Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front 3<sup>rd</sup> Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public

Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215(614)645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS**

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interests of the City.

**SPECIAL REQUIREMENTS**

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

**OPWC REQUIREMENTS**

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio Products, materials, services, and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 shall be required.

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

**(04/19/03; 04/26/03)**

**BID OPENING DATE 05/20/03**

**BID FOR  
RENOVATION OF STORM SEWER AND ASPHALT, 120 WEST GAY STREET**

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, May 20, 2003 and publicly opened and read at the hour and place for RENOVATION OF STORM SEWER AND ASPHALT, 120 WEST GAY STREET.

A pre-bid meeting will be held Thursday, May 8, 2003 at 9:00 am., at 120 West Gay Street, Columbus, Ohio. The work for which bids are invited consist of renovation of the storm sewer and asphalt.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B 16, Columbus, Ohio 43215 beginning Monday, April 28, 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: for RENOVATION OF STORM SEWER AND ASPHALT, 120 WEST GAY STREET.

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

**CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE**

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

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

(04/26/03; 05/03/03)

**BID OPENING DATE 05/27/03**

**BID FOR  
RENOVATION OF THE CITY HALL PLUMBING (PHASE I)  
90 WEST BROAD STREET, COLUMBUS, OHIO**

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, on Tuesday, May 27, 2003 and publicly opened and read at the hour and place for RENOVATION OF THE CITY HALL PLUMBING (PHASE I), 90 WEST BROAD STREET, COLUMBUS, OHIO.

A pre-bid meeting will be held Thursday, May 1, 2003 at 9:30 a.m., at City Hall, 90 West Broad Street, Room B-09, Columbus, Ohio 43215. The work for which bids are invited consist of renovation of the plumbing in designated areas of the building.

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 28, 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 CITY HALL PLUMBING (PHASE I), 90 WEST BROAD STREET, COLUMBUS, OHIO.

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

(04/19/03; 04/26/03)

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

**LEGAL NOTICE  
PROFESSIONAL SERVICES  
REQUEST FOR PROPOSAL (RFP)  
REQUEST FOR STATEMENTS OF QUALIFICATIONS (RFSQ)**

Sealed proposals for the following item(s) will be received by the Purchasing Office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on May 8, 2003 and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offeror unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Division of Fire RFP

PROPOSALS FOR Health and Physical Fitness Testing Services for the Division of Fire~ RFP, PROPOSAL NO. SA000437 in accordance with specifications on file in the Purchasing Office.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614)645-7599

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 die City of Columbus or County of Franklin.

JOEL S. TAYLOR, Finance Director

(04/19/03; 04/26/03; 05/02/03)

**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, 6<sup>th</sup> 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](http://www.csc.columbus.gov).  
**(01/2003; 12/2003)**

**BOARD OF REVIEW  
OF GENERAL AND LIMITED  
SIGN ERECTORS  
MEETING SCHEDULE**

**MEETING TIME:** 1<sup>ST</sup> 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

<b>CUT-OFF DATES</b>	<b>MEETING DATES</b>
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

<b>CUT-OFF DATES</b>	<b>MEETING DATES</b>
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

<b>CUT-OFF DATES</b>	<b>MEETING DATES</b>
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:** 1<sup>ST</sup> 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

<b>CUT-OFF DATES</b>	<b>MEETING DATES</b>
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:** 3<sup>rd</sup> 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

<b>CUTOFF DATES</b>	<b>MEETING DATES</b>
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)

**MEETING NOTICE  
ITALIAN VILLAGE COMMISSION**

A special meeting of the Italian Village Commission will be held on Monday May 5, 2003 at 9:00 a.m. at 109 North Front Street in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-6821. The following applications for certificates of appropriateness will be considered at this meeting:

02-7-9	983 North 6 <sup>th</sup> Street
02-7-10	975-977 North 6 <sup>th</sup> Street
02-9-1	149 East 4 <sup>th</sup> Avenue
02-12-3	971-973 North 6 <sup>th</sup> Street
02-12-4	230 East 3 <sup>rd</sup> Avenue
02-11-10	953-955 North 6 <sup>th</sup> Street
02-11-11	965 North 6 <sup>th</sup> Street
03-1-1	East Third Avenue, Hamlet, Punta and Alley

A Sign Language Interpreter, to "sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

(04/26/03)

**121.05 RULES AND REGULATIONS TO BE FILED WITH CITY CLERK AND  
PUBLISHED IN CITY BULLETIN.**

No rule or regulation, except a temporary rule or regulation, adopted by any board, commission, director, department, division, or other officer or agency of this City shall be effective until the tenth day after it is promulgated by publishing the same in the City Bulletin. Each board, commission, director, department, division, or other officer or agency of this City adopting any rule or regulation shall immediately upon such adoption file a certified copy thereof with the City Clerk. The City Clerk shall cause any rule or regulation so filed with him to be published in the City Bulletin within twenty days after it is so filed.

All rules and regulations heretofore adopted by any board, commission, director, department, division, or other office or agency of the City shall remain in full force and effect until January 1, 1960, at which time all such rules and regulations shall become void and of no effect unless promulgated pursuant to this section.

A temporary rule or regulation may be adopted by any such board, commission, director, department, division, or other officer or agency to become effective immediately upon the filing of a certified copy thereof with the City Clerk provided the Mayor has certified thereon that such rule or regulation is necessary for the immediate preservation of the public peace, health, safety, or welfare. Such temporary rule or regulation shall remain in effect for a period of thirty days after it is filed with the City Clerk at which time it shall cease and terminate unless in the interim it has been published in the City Bulletin in which event such rule or regulation shall remain in effect until amended or repealed. No rule or regulation shall be amended or

repealed except by a new rule or regulation promulgated as provided in this section. A rule or regulation amending an existing rule or regulation shall contain the entire rule or regulation as amended and shall repeal the existing rule or regulation.

This section shall not apply to any orders respecting the duties of employees, or to any finding or any determination of a question of law or fact in a matter presented to any such board, commission, director, division, or other officer or agency. (Ord. 617-59.)  
(04/26/03)

#### **501.02 Definitions.**

Unless the context otherwise provides, the definition of the various terms used in the Business Regulation and Licensing Code shall be as follows:

(k) "Rules and regulations" means the rules and regulations promulgated by the license manager pursuant to the provisions of city codes Sections 501.05 and 501.06.

#### **501.05 Powers and duties of the section.**

The section, under the management of the license manager, in accordance with the provisions of the code relating to the issuance of such license, shall have the power and duty to:

- (a) Take applications for licenses issued by the section in the manner and upon the forms approved by the license manager; and
- (b) Grant or reject license applications received by the section; and
- (c) Revoke or suspend licenses issued by the section; and
- (d) Renew or refuse to renew licenses issued by the section; and
- (e) In the manner provided by city codes Sections 121.02, 121.05 and 501.06, make rules and regulations regarding licensing procedures and issues as they affect the public health, safety, and welfare; make rules and regulations regarding the forms and procedures necessary for the acquisition of licenses; the qualifications of the applicants and the conditions precedent the applicants must meet prior to the acquisition of licenses; and the forms and procedures necessary for renewal and transfer of licenses. (Ord. 299447; Ord. 2031~0 § 1 (part).)

#### **501.06 Rules and regulations.**

As provided in city codes Section 501.05, the section shall promulgate rules and regulations regarding licenses and licensing procedures. The safety director shall have the authority to promulgate rules and regulations pertaining to licenses and licensing procedures as they affect the public health, safety and welfare. All rules and regulations promulgated by the section shall be in writing, approved by the license manager and the director of the department of safety, and submitted to the city clerk as provided in city codes Section 121.05. All rules and regulations shall be posted in a conspicuous place in the offices of the section and be made available to an applicant upon request. (Ord. 457-75; Ord. 2031~0 § 1 (part).)

#### **549.20 Authority to issue rules and regulations.**

The Director of Public Safety shall promulgate a set of rules and regulations to implement this chapter, as he deems proper. (Ord. 1677-71.)

#### **549.02 License required.**

No owner of a tow truck shall permit said tow truck to be used for the purpose of towing within the City limits unless a valid tow truck owner's license obtained pursuant to this chapter has been issued and is in force for that tow truck.

No tow truck operator shall engage in the towing of any vehicle within the City of Columbus or offer such service to the owner or operator of any vehicle unless a valid tow truck operator's license obtained pursuant to this chapter has been issued and is in force for that tow truck operator.

This section shall not apply when the property being towed is owned by the person doing the towing of said property or when the property being towed has been picked up outside of the City and is either in the process of being delivered to a location within the City or is being towed through the City to be delivered elsewhere.

Evidence of the ownership of a vehicle being towed shall be presented to any police officer or inspector upon demand and shall consist of either a certificate of title or a bill of sale for said vehicle. (Ord. 641-77.)

(04/26/03)

**DEPARTMENT OF PUBLIC SAFETY  
LICENSE SECTION  
KIMBERLEE A. MALONE, LICENSE MANAGER**

**WRECKER-TOW TRUCK OWNER AND OPERATOR RULES & REGULATIONS**

**PUBLISHED            - VOLUME NO.  
EFFECTIVE**

This notice is submitted as a certified copy of the Rules & Regulations provided by Section 549.20 of the Columbus City Codes, and certified by the Director of Public Safety, pertaining to owning and operating a Wrecker-Tow Truck in the City of Columbus.

A. Every person, firm, or corporation licensed under Section 549.02 of the Columbus Wrecker-Towing Ordinance will be governed by the following rules and regulations:

1. Every wrecker and wrecker operator must meet the following minimum requirements:
  - a. Each wrecker and its equipment will be of sufficient capacity to safely handle any vehicle towed. The manufacturer's rated capacity of vehicles and equipment shall not be exceeded while towing vehicles.
  - b. Each wrecker shall be equipped with a power operated winch, winch line and boom having a manufacturer's rated lifting capacity of not less than 5,000 pounds, single line capacity. Wreckers listed as "Heavy Duty" must be equipped with a power operated winch having a manufacturer's rated lifting capacity of not less than 10,000 pounds single line capacity. Wreckers listed as "Extra Heavy Duty" must be equipped with a power operated winch, having a manufacturer's rating lifting capacity of not less than 30,000 pounds.
  - c. Wrecker operators must display a high proficiency in the operation of their tools and equipment. Lifting and towing devices shall be designed and used to permit vehicles to be handled without inflicting damage.
2. Each wrecker shall be inspected annually (See Exhibit A) at the time of licensing or within a reasonable time thereafter, except that a licensee who purchases a new or used wrecker shall be granted a thirty day grace period starting on the day of licensing in order to allow time to prepare the wrecker for inspection. A thirty-day temporary permit shall be issued at the time of licensing and shall be displayed on the inside of the lower right corner of the wrecker windshield during the thirty day grace period.
  - a. Each wrecker shall be made available for inspection at the request of the License Section or the Columbus Division of Police.

3. An annual windshield sticker shall be issued after the wrecker passes final inspection. Said sticker shall be attached to the inside lower right corner of the wrecker windshield. Windshield stickers shall be removed and returned to the License Section under the following conditions:
  - a. The license is revoked or suspended.
  - b. The vehicle is sold.
  - c. The windshield is replaced.
  - d. The vehicle fails an inspection.
  - e. The license has expired.
- B. When a wrecker licensed by the City of Columbus is inspected, it shall be inspected for the following items.
  1. Brakes; capable of meeting the laws of Ohio, and Columbus City Codes, Section 2137.18.
  2. Mirrors; should have not less than 45 square inches of area, located in usable position for driver and not to impede vision to front or to sides.
  3. Fire Extinguisher; should be at least one-quart capacity of approved contents.
  4. Flares; at least six, thirty-minute flares in a protective container.
  5. Crane; type of make and capacity.
  6. Safety Chains; shall be attached to or available on vehicle to be used in case of cable breaking or hitch coming loose.
  7. Tow Bar; shall be a device that will hold vehicle a firm distance behind wrecker.
  8. Shovel; carried so it can be used for picking up debris at scene or in cases where moving earth may be necessary.
  9. Broom; long handle, heavy-duty, push or standard broom.
  10. Wrecking Bars; any sturdy wrecking bar at least 36" in length.
  11. Blocks two scotch blocks, a snatch block, and a 4" x 4" x 36" board used to protect vehicle when picked up.
  12. Tie Rope; sufficient length to tie down parts or secure steering wheel.
  13. Hand Tools; standard mechanics hand tools, consisting of wrenches, pliers, screwdriver, hammer, etc.
  14. Stop Lights; at least two sets of stop lights, one at regular height and one sufficiently high to be seen over towed vehicles.
  15. Turn Signals; no less than three sets of Class A turn signals:
    - a. One (1) set consisting of two (2) lights in the front;
    - b. One (1) set of two (2) lights on the highest point of the vehicle, and;
    - c. One (1) set of two (2) lights in the rear; except where there was no provision made by the manufacturer to allow lights to be installed in the rear bumper plate, the rear set of lights shall also be installed on the highest point of the vehicle.
  16. Flasher; shall be capable of flashing all turn signals simultaneously; and that all other flashing equipment on wrecker is working properly.
  17. Flood Lights; aimed so as to be of the most assistance to operators when working in rear of wrecker at night.
  18. Identification: Only one name, address, and phone number of the owner, or company must be painted on, or permanently affixed to both sides to the wrecker in a manner that is easily readable. The owner's name or company name must be in letters at least 4" high. The address and phone number may be in letters proportionately smaller. No more than one business name shall be painted or affixed on the tow truck.
  19. Amber Light; a flashing, oscillating, or rotating amber light shall be permanently mounted so as to be easily visible in all directions, even when towing a vehicle.
  20. No tow truck shall have window tint more than defined under the Ohio Revised Code Section 4513.24.1.
  21. Pursuant to Columbus City Codes Section 2137.22(A), no licensed tow truck shall have any non-transparent sign or sticker placed on any window.
  22. Appearance; paint shall be in good condition and body free from extensive damage.
  23. Cleanliness; the interior and exterior of the vehicle shall be free of all dirt and grime; the vehicle shall present a well-polished appearance.
- C. Anyone contemplating additions or changes in wrecker equipment may request assistance from the License Section to assure themselves of meeting minimum requirements.
- D.
  1. Any wrecker purchased by the Licensee after January 22, 1972, under 8,000 lbs. G.V.W., cannot be issued a Columbus towing license.
  2. Any wrecker purchased by the licensee after July 7, 1977, must meet the following specifications in order to be issued a Columbus Tow Truck License:
 

Light Duty Wrecker:	$\frac{3}{4}$ Ton Truck minimum G.V.W. 8,000 pounds. Wrecker 5,000 to 6,000 pounds. Minimum Cable 3/8". Power winch, or hydraulic lift.
Light Duty Wrecker:	1 Ton Truck. minimum G.V.W. 10,000 pounds. Power winch. Wrecker 8,000 to 10,000 pounds. Minimum cable 3/8".
Light Heavy Duty Wrecker:	1-1/2 Ton Truck. Minimum G.V.W. 15,000 pounds. Power winch. Wrecker 12,000 to 20,000 pounds. Minimum cable 3/8".
Medium Heavy Duty Wrecker:	2 Ton Truck. Minimum G.V.W. 20,000 pounds. Power winch. Wrecker 24,000 to 32,000 pounds. Minimum cable 7/16".
Heavy Duty Wrecker:	2-1/2 Ton Truck. Minimum G.V.W. 28,000 pounds. Power winch. Wrecker 34,000 to 50,000 pounds. Minimum cable 1/2".
Extra Heavy Duty Wrecker:	3 Ton Truck. Minimum G.V.W. 35,000 pounds Power winch. Wrecker 52,000 to 100,000 pounds. Minimum cable 5/8".
- E. Tow Owner/Tow Operator Conduct.
  1. No tow truck owner shall engage in disruptive behavior or misconduct. Misconduct shall mean conduct apart from the generally accepted practices of tow truck owners, which demonstrates personal, corporate, managerial, ethical, or professional characteristics or disposition rendering a person unsuitable to owning a tow truck.
  2. No tow truck driver shall engage in disruptive behavior or misconduct. Misconduct shall mean conduct apart from the generally accepted practices of a tow truck driver which demonstrates personal characteristics rendering a person unsuitable to operate a tow truck and shall include, but not be limited to:
    - a. Discourtesy to a passenger.
    - b. Verbal abuse of a passenger.
    - c. Discourtesy or verbal abuse to any License Section personnel or Columbus Police Officer.

- d. Disorderly conduct involving passenger.
  - e. Reckless operation of a tow truck without a passenger.
  - f. Reckless operation of a tow truck with a passenger.
  - g. Possession of a handgun in a tow truck.
3. No tow truck driver shall operate a tow truck while wearing earphones or headsets over the ears, or with a television operating in a tow truck.
4. No tow truck driver shall accumulate ten (10) or more points on the Ohio Driver's License within a two-year period. This shall apply whether any number of such points were accumulated before the granting of a tow truck driver license or while operating a tow truck.

WRECKER INSPECTION SHEET

EXHIBIT A

COMPANY NAME \_\_\_\_\_

LICENSE PLATE # \_\_\_\_\_

V.I.N. # \_\_\_\_\_

G.V.W. \_\_\_\_\_

PASSED:
REJECTED:
REINSPECTED:
INSPECTED BY:
DATE:

Make Crane: \_\_\_\_\_ Crane Ser.# \_\_\_\_\_ No. Cables & Cond. \_\_\_\_\_

\_\_\_\_\_ Wheel Lift \_\_\_\_\_ Rollback

- |                          |                                   |
|--------------------------|-----------------------------------|
| _____ Headlights         | _____ 4" x 4" x 36" Length        |
| _____ Turn Signals       | _____ Snatch Block                |
| _____ Flashers           | _____ 2 Scotch Blocks             |
| _____ Windshield         | _____ Safety Chain(s)             |
| _____ Wiper/Washer       | _____ Straps (Condition)          |
| _____ Horn               | _____ Lettering                   |
| _____ Brake Lights       | _____ Tires                       |
| _____ Fire Extinguisher  | _____ Mud Flaps                   |
| _____ Tie Rope           | _____ Interior                    |
| _____ Hand Tools         | _____ Body (Condition)            |
| _____ Flares (6-30 Min.) | _____ Cleanliness                 |
| _____ Shovel             | _____ Litter Container            |
| _____ Wrecking Bar       | _____ Mirrors                     |
| _____ Tow Bar            | _____ Sling (Condition)           |
| _____ Dollys             | _____ Flood Lights                |
| _____ Beacon             | _____ Broom                       |
| _____ Emergency Brakes   | _____ Window Tint (If Applicable) |

Additional Comments: \_\_\_\_\_

(04/26/03)

**DEPARTMENT OF PUBLIC SAFETY****LICENSE SECTION  
KIMBERLEE A. MALONE, LICENSE MANAGER****RULES & REGULATIONS  
IMPOUNDING VEHICLES FROM PRIVATE PROPERTY****PUBLISHED - VOLUME NO.  
EFFECTIVE**

This notice is submitted as a certified copy of the rules and regulations provided by Section 549.20 of the Columbus City Codes, and certified by the Director of Public Safety pertaining to impounding vehicles from private property in accordance with section 2151.10 of the Columbus City Codes.

Every person, firm, or corporation operating under section 2151.10, will be governed by the following rules and regulations.

- 1) The maximum charge for impounding a vehicle from a "Private Tow-Away Zone" shall not exceed the rates established in section 2107.06 of the Columbus City Codes.
- 2) The maximum charge for storage of a vehicle impounded from a "Private Tow-Away Zone" shall not exceed \$10.00 (ten dollars) per 24-hour period or any portion thereof.
- 3) Notification shall be made to the Columbus Division of Police Records Bureau, (614) 645-4747, within two (2) hours of the time of the impounding of the vehicle from a "Private Tow-Away Zone".
- 4) Notification shall be made to the owner of a vehicle impounded from a "Private Tow-Away Zone" within seven (7) days of the date of impounding if said vehicle has not been claimed. Notification shall be in the form of a registered letter. The tow truck owner, for a minimum of two years, MUST retain a copy of the letter.
- 5) Any licensed tow truck operator or owner who violates these rules and regulations promulgated under section 2151.10 shall be subject to suspension or revocation of his license as provided in Chapter 549 of the Columbus City Codes.
- 6) A vehicle WILL NOT be removed from private property until and unless:
  - a. Posting of the property includes the setting forth of the prohibition of parking or the conditions and regulations under which parking is permitted. The statement "Larger vehicles towed at a higher rate" should be posted if applicable.
  - b. Signature of the property owner or authorized resident/property manager has been obtained for each "Private Tow-Away Zone" to authorize removal of vehicles. The tow truck owner will retain such authorization for a period of two years.
- 7) Any vehicle being removed under Section 2151.10 of the Columbus City Codes will be released to the owner if said owner offers proof of identification and willingness to comply with posted regulations and such vehicle is still on the private property. Payment of one-half towing fee to drop may be collected only when properly posted on the sign.
- 8) It is a violation of City Ordinances and these Rules and Regulations for any tow truck owner or operator to offer any form of gratuity or any other type of inducement to a property owner, employee, or agent thereof, for the purpose of gaining or servicing any commitment or contractual agreement to tow vehicles from private property.

# SAMPLE

*Sign should be a minimum of  
18 inches by 24 inches*

## PRIVATE TOW-AWAY ZONE

UNAUTHORIZED VEHICLES  
WILL BE TOWED AWAY.

VEHICLE MAY BE RECOVERED AT  
ANYTIME UPON PROOF OF OWNERSHIP  
AND PAYMENT OF TOWING CHARGE  
AND STORAGE. PASSENGER CAR  
MAXIMUM IS \$\_\_\_\_ TOWING  
AND \$\_\_\_\_ STORAGE PER 24 HOUR  
PERIOD. VEHICLE HOOKED BUT NOT  
TOWED SUBJECT TO ONE-HALF  
TOWING FEE TO DROP. TO RECOVER  
VEHICLES CALL 000-0000  
2151.10 COLUMBUS CITY CODES

*\*Maximum towing rate shall be the same rates as established in section 2107 of the Columbus City Codes. Any vehicle weighing less than 7,000 pounds, \$70.00 for towing, any vehicle weighing more than 7,000 pounds but not more than 10,050 pounds, \$100.00 for towing and any vehicle weighing more than 10,050 pounds, \$145.00 for towing. Storage of impounded vehicle shall not exceed \$10.00 per 24-hour period.*

*\*Telephone number of the Licensed Towing Company that has possession of any vehicle towed from the property must be listed on the sign.*

### **Plus**

**Conditions or Regulations established by the property owner for which vehicles will be towed MUST be POSTED conspicuously.**

Examples: "LARGER VEHICLES WILL BE TOWED AT A HIGHER RATE" (if known problem); "PERMIT PARKING ONLY"; "PARKING IN DESIGNATED SPACES ONLY"; "DO NOT PARK IN FRONT OF DUMPSTER"; "RESIDENTS & GUESTS"; "PATRONS ONLY"; "NO VEHICLES LARGER THAN 1 TON"; "NO PARKING ON GRASS OR IN FIRE LANES"; "VEHICLES IN OPERATING ORDER ONLY".

(04/26/03)

**DEPARTMENT OF PUBLIC SAFETY  
LICENSE SECTION  
KIMBERLEE A. MALONE, LICENSE MANAGER  
RULES & REGULATIONS  
VOLUNTEER TOWING LIST  
PUBLISHED - VOLUME NO.  
EFFECTIVE**

This notice is submitted as a certified copy of the Rules and Regulations provided by Section 549.20 of the Columbus City Codes, and certified by the Director of Public Safety, pertaining to becoming a member of the Volunteer Tow Program in the City of Columbus.

1. Any tow truck owner who is licensed as a tow truck owner under Section 549.02 of the Columbus City Codes may become a member of the Volunteer Tow Program of the City of Columbus. The License Section personnel will determine if the owner meets the requirements of the Volunteer Tow Program. If the owner does meet the necessary requirements relevant to insurance coverage, adequate garage storage facilities, etc., the License Section shall notify the Columbus Police Towing Contract CPTC that the owner has qualified to participate in the Volunteer Tow Program. After the owner has paid the required standard fee to CPTC (this fee is designed to defray the cost of office personnel, and radio dispatching), the owner will be added to the Volunteer Tow List and CPTC personnel will notify the License Section that the owner has paid the fee and is now on the Volunteer Tow List.

- a. Approved members will be assigned to a zone based upon the location of the licensee's business address. The business address must be a bona fide business location and be the same address lettered on the tow trucks licensed by the member. The business address must be in the zone to which the member is assigned and is subject to verification by the License Section.
  - 1) A member will not be assigned to more than one zone under the same or any other business name and/or address.
- b. Any member who changes business locations must notify the License Section of the City of Columbus within three (3) days of such change. If the new location is in a different zone, the member will be reassigned to the new zone and the CPTC will be notified by the License Sections of the change in the assigned zone.
- c. Any request for exception to a zone assignment must be submitted in writing to the License Section for review.
- d. Approved members must own or lease a vehicle storage lot that is located within the zone to which they are assigned. No storage lot can be located further than two (2) miles outside the corporation limits of Columbus. The storage lot must meet City Zoning criteria. Insurance required by subsection 549.14(b), Columbus City Codes, 1959, must apply to all non-owned vehicles stored on the lot. Storage lots will be inspected by the License Section to insure that adequate security measures are in force. Change of location of storage lots must be reported to City License Section within three (3) days of such change. Any request for exception to these storage lot requirements must be submitted in writing to the License Section.
- e. Once a tow truck owner has qualified and is placed on the Volunteer Tow List, said owner will not be removed from the list except for the following reasons:
  - 1) If the owner fails to maintain a current City of Columbus tow truck license.
  - 2) If the owner has been ordered removed from the Volunteer tow List by the Director of Public Safety. In this instance, the owner, the License Section, and the CPTC will be notified in writing.
  - 3) The owner requests to be removed from the Volunteer Tow List. In this instance the owner must make his request in writing, and forward the written request to the License Section. Upon honoring the request, the License Section will notify the CPTC to remove the owner from the Volunteer Tow List.
  - 4) If the owner fails to pay or maintain his paid-up status with the CPTC. In this instance CPTC shall notify, in writing, the owner and the City of Columbus, License Section. The letter shall include all pertinent information relevant to the particular case.

2. Licensed Tow Trucks/Wreckers will be used to remove cars involved in accidents, disabled vehicles or parking violators ordered by a Columbus Police Officer to be removed or towed. This service must be maintained twenty-four hours per day and seven days per week.

- a. A company is considered to have not responded to a request for service if:
  - 1) The request is refused for any reason.
  - 2) The company does not answer the telephone.
  - 3) The company telephone is busy after three consecutive attempts to be called.
  - 4) The company fails to arrive at the scene within thirty minutes of accepting the call.
  - 5) The company fails to accept the request at the time the company is initially called.
  - 6) The company fails to send proper vehicle(s) and/or equipment as needed.
- b. A licensee must respond to at least sixty-five percent (65%) of all calls within a given month to remain on the Volunteer Towing List.
- c. A licensee must respond to at least sixty percent (60%) of all night-time calls (from 6:00 P.M. to 6:00 A.M.) within a given month to remain on the Volunteer Towing List.
- d. A licensee will be removed from the Volunteer Towing List for thirty (30) days for twice failing to achieve a sixty percent (60%) response requirement in a twelve (12) month period. A licensee will be removed from the list for one hundred and eighty (180) days for failing to meet sixty percent (60%) response requirements three or more times within a twelve (12) month period.
- e. Licensees are expected to render immediate service when dispatched. If conditions exist which would preclude one from immediately answering a dispatched run, the run should be refused. Any company under normal circumstances should be able to answer a call in less than thirty minutes. A licensee will be moved from the Volunteer Towing List for thirty (30) days if, within a twelve (12) month period, the licensee twice fails to immediately answer a dispatched run.

3. A vehicle removed by a licensee operating under Section 549.02, shall not be taken outside the corporate limits of the City of Columbus for storage unless the owner or operator is provided with a receipt stating where the vehicle will be stored.

- a. A standard form should be carried by all operators for this purpose.

4. Tow truck operators will not attempt to obtain a contract for authorization for repairs while at the scene of an accident.

5. Vehicle storage rates shall be governed by and not exceed the following:

- a. Indoor or outdoor storage, shall not exceed ten dollars (\$10.00) per 24-hour period or any portion thereof.

6. For the purpose of this regulation, any vehicle, disabled on the traveled portion or berm of a highway or contiguous thereto capable of being removed or moved by a service truck or a single crane tow, shall be considered a straight tow job.

The rates for towing vehicles shall be governed by and not exceed the following:

- a. The maximum towing charge for a straight tow or for moving a vehicle shall not exceed the rates provided in Section 2107.06, Columbus City Codes.
- b. When it is necessary to separate vehicles or pull a vehicle from an obstruction, an additional charge may be made.
- c. When the owner or operator of a vehicle request his vehicle be towed to a location other than that of the licensed towing operator, an additional charge of \$2.00 or less per mile in addition to the charge permitted for a straight tow job, may be made. Mileage charge will

be computed on any extra distance to your own lot. If it is no further from the accident scene to the place of the requested destination than it is from the scene to your lot, then no additional charge may be made. The actual additional miles traveled in one direction shall determine the permissible additional mileage charge. All such tows must be made by the shortest and best legal route.

7. Other regulations involving towing rates or charges are:
  - a. No charge may be made for:
    - 1) Clearing the scene which shall include moving the vehicle(s) from the traveled area of the highway to the nearest safe location.
    - 2) Removing all debris from the street.
    - 3) Preparing the vehicle to tow, such as:
      - (a) Removing drive-shaft
      - (b) Loading or tying parts
      - (c) Changing wheels or tires
      - (d) Or any other work required that is not specifically mentioned in the regulations.
  - b. Overcharges or unauthorized charges will be considered serious violations.
  - c. Upon payment of permissible charges, vehicles in your possession must be released promptly and willingly to any authorized person claiming it.
  - d. All missing or exchanged parts, accessories, or property, and any unnecessary delay, intimidation, or threats of denying authorized persons prompt possession of their property will be considered serious violations.
  - e. Towing operators are reminded that the established rates are the maximum charges permitted and should not be construed as the amount that must be collected. Charges of less than the maximum rate are in order in all cases where such tow are simple and not time consuming. Keep in mind that all charges must be fair and in keeping with the task involved.
  - f. The fees provided in this regulation shall not apply when the owner or driver of a disabled vehicle makes a request for a specific licensed towing company.
8. While the purpose underlying the dispatching of licensed wrecking or towing equipment is that of providing an emergency service, the scheduling of such dispatching will equitably distribute the calls for such service among licensees registered in a common section.
9. A numerical decal will be issued after the successful completion of the tow truck inspection. This decal will identify the tow truck with the zone to which it has been assigned.
  - a. For the purpose of accident towing, a Tow Truck assigned to a zone will not tow an accident located in another zone, unless properly dispatched, with instructions to tow in another zone or unless solicited by the owner or operator of a vehicle involved in an accident in another zone.
10. Licensees participating in the Volunteer Towing Program, if not listed in the telephone book or with information and if dispatched on a call by the Columbus Division of Police, shall present a business card to the owner or operator of the towed vehicle.
11. Failure to remove all debris from the street will be considered a serious violation.
12. Operational Zones
  - a. The file or schedule of available licenses, maintained at the dispatcher's office, will be classified according to the geographical location of said licensee's equipment and the location of said equipment in reference to the following boundaries:
    - Zone #1:
 

East Boundary:	I-71 South
West Boundary:	West City Limits
North Boundary:	North City Limits
South Boundary:	East and West North Broadway
    - Zone #2:
 

East Boundary:	East City Limits
West Boundary:	I-71 North
North Boundary:	North City Limits
South Boundary:	Oakland Park and I-71 to Oakland Park & Cleveland, East to Agler and Sunbury, East to Agler and Sunbury, East on Agler
    - Zone #3:
 

East Boundary:	I-71 South
West Boundary:	Grandview Heights, Marble Cliff, Upper Arlington, and Ohio State University
North Boundary:	East and West North Broadway
South Boundary:	Goodale-Ft. Hayes Innerbelt, into Rt. 33 Westbound to the start of I-670 Westbound
    - Zone #4:
 

East Boundary:	East City Limits
West Boundary:	I-71 North
North Boundary:	Oakland Park and I-71 (See Sec. #2)
South Boundary:	Penn Central Railroad
    - Zone #5:
 

East Boundary:	I-71 Southbound from Goodale-Sandusky interchange
West Boundary:	West City Limits
North Boundary:	I-670 Freeway, dead-end at Rt. 33, continuing Eastbound Goodale exchange into I-71 North
South Boundary:	South City Limits
    - Zone #6:
 

East Boundary:	Alum Creek
West Boundary:	I-71 North
North Boundary:	Goodale-Ft. Hayes Innerbelt, and Penn Central Railroad
South Boundary:	South City Limits
    - Zone #7:
 

East Boundary:	East City Limits
West Boundary:	Alum Creek
North Boundary:	Penn Central Railroad
South Boundary:	South City Limits

**MEETING NOTICE  
BREWERY DISTRICT COMMISSION**

The regular meeting of the Brewery District Commission will be held on Thursday, May 1, 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 645-7964. 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.

**(04/26/03)**

**MEETING NOTICE  
GERMAN VILLAGE COMMISSION**

The regular meeting of the German Village Commission will be held on Tuesday, May 6, 2003, at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street. Copies of the agenda may be obtained by calling 645-7964. 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.

**(04/26/03; 05/03/03)**

**MEETING NOTICE  
VICTORIAN VILLAGE COMMISSION**

The next meeting of the Victorian Village Commission will be held on Thursday, May 8, 2003 in the Community Training Center, 109 N. Front Street, ground floor. The meeting will begin at 6:15 p.m.

A copy of the agenda may be obtained by calling 645-7964. 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.

**(04/26/03; 05/03/03)**

TABLE OF CHANGES IN YOUR 1959  
COLUMBUS CITY CODE

Code	Ordinance	2002	Page	Subject
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.
To repeal Ordinance 1425-01 and 533-02, both promulgating changes in Title 33	0545-03	16	3383	To repeal Ordinance 1425-01 and 533-02, both promulgating changes in Title 33, the Columbus Zoning Code, relating to the regulation of adult only entertainment establishments in order to bring the Columbus Zoning Code into compliance with a Federal Court ruling; to clarify City Council's power to pass Zoning Code changes; and to declare an emergency.
To supplement the Columbus City Codes, 1959, by creating a Section 3301.03 and 3303.00; and amending C.C. 3303, 3305, 3355, 3363, and 3339	0546-03	16	3383	To supplement the Columbus City Codes, 1959, by creating a Section 3301.03 and 3303.00; and amending C.C. 3303, 3305, 3355, 3363, and 3339, creating contemporary definitions for adult uses; relocating Adult entertainment establishments and Adult stores to the Manufacturing Districts; designating the separation requirements between adult uses themselves and between adult uses and other specified private and public uses of sensitivity; and making various general language and grammatical changes and corrections; and to declare an emergency.