

Columbus City Bulletin



**Bulletin 31
August 2, 2003**



Proceedings of City Council

Vol. LXXXVIII

Saturday, August 2, 2003

NO. 31

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 31

MONDAY, JULY 28, 2003 AT 5:00 P.M.

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

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

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 32

MONDAY, JULY 28, 2003 AT 6:30 P.M.

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

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

APPOINTMENTS:

- A0029-2003 Appointment of Donna Browder-Evans, Dean, OSU-College of Education, 1945 N. High Street, Columbus, Ohio 43210, to serve on the Education Advisory Commission with a term expiration date of December 31, 2005. (Appointee's resume on file in the Mayor's office).
- A0030-2003 Appointment of Skip Weiler, The Robert Weiler Co., 42 S. High Street, Suite 200, Columbus, Ohio 43215, to serve on the Education Advisory Commission with a term expiration date of December 31, 2005. (Appointee's resume on file in the Mayor's office).
- A0031-2003 Appointment of Floyd Jones, Sr., VP Operations; the Columbus Dispatch; Box 1289; 5300 Crosswind Drive, Columbus, Ohio 43228-1289 to serve on the Mayor's Education Advisory Commission with a term expiration date of December 31, 2005 (Appointee's resume on file in the Mayor's office).
- A0032-2003 Appointment of Dr. Gene Harris, Superintendent, Columbus City Schools, 270 E. State Street, Columbus, Ohio 43215 to serve on the Mayor's Education Advisory Commission with an expiration date of December 31, 2003 (to fulfill unexpired term vacated by former Superintendent Dr. Rosa Smith.) (Appointee's resume on file in the Mayor's office).
- A0033-2003 Appointment of Heather Ness, Executive Director, the Educational Council, 1929 Kenney Road, Columbus, Ohio 43210 to the Mayor's Education Advisory Commission with a term expiration date of December 31, 2004. (Appointee's resume on file in the Mayor's office.)
- A0034-2003 Appointment of Shirley Duncan, 1397 Haddon Road, Columbus, Ohio 43209 to serve on the Mayor's Education Advisory Commission with a term expiration date of December 31, 2004. (Appointee's resume on file in the Mayor's office).
- A0035-2003 Appointment of Janet Jackson, President & CEO, The United Way of Franklin County; 370 South Third Street, Columbus, Ohio 43215 to serve on the Mayor's Education Advisory Commission with a term expiration date of December 31, 2004. (Appointee's resume on file in the Mayor's Office).
- A0036-2003 Appointment of Anne Pizzuti, One Miranova Place #2600, Columbus, Ohio 43215 to serve on the Mayor's Education Advisory Commission with a term expiration date of December 31, 2004. (Appointee's resume on file in the Mayor's office).
- A0037-2003 Appointment of John Grossman, President, Columbus Education Association, 929 East Broad Street, Columbus, Ohio 43205 to serve on the Mayor's Education Advisory Commission with a term expiration date of December 31, 2003. (Appointee's resume on file in the Mayor's office).
- A0038-2003 Appointment of Mark Real, KidsOhio; 22 E. Gay Street; Columbus, Ohio 43215 to the Mayor's Education Advisory Commission with a term expiration date of December 31, 2003 (Appointee's resume on file in the Mayor's Office) (Address correction 7/22).
- A0039-2003 Appointment of Betty J Simmons-Talley, Ohio Association of Public School Employees, 6805 Oak Creek Drive, Columbus, Ohio 43229-1591 to the Mayor's Education Advisory Commission with a term expiration date of December 31, 2003. (Appointee's resume on file in the Mayor's Office).

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 WEDNESDY, JULY 23, 2003

New Type: C1, C2
To: Yitagesu Inc
DBA Brothers Drive Thru
1535 E Livingston Av
Columbus Ohio 43205

New Type: C1,C2
To: Discount Drug Mart Inc
DBA Discount Drug Mart
SW Corner of Hamilton Rd & Menery Ln
Columbus Ohio 43230

Transfer Type: D2, D2X, D3, D3A, D6
To: Club 614 Inc
DBA Club 614
2271 Morse Rd
Columbus Ohio 43229
From: Maylin Inc
DBA Whiskey Still
2271 Morse Rd
Columbus Ohio 43229

ORDINANCES

ORD NO. 1073-2003

To authorize the Director of Public Utilities to contract with George J. Igel & Company, Inc. for costs associated with the Dublin Road at Urlin Avenue Storm Sewer Project for the necessary construction services; to provide for payment of testing and prevailing wage coordination services to the Transportation Division; for the Division of Sewerage and Drainage; and to authorize the expenditure of \$259,700.80 within the Storm Sewer Bonds Fund, and to declare an emergency. (\$259,700.80)

WHEREAS, bids for construction of the Dublin Road at Urlin Avenue Storm Sewer Project were received March 19; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of prevailing wage coordination services for costs associated with the Dublin Road at Urlin Avenue Storm Sewer Project This will allow the construction services to begin at the earliest practicable date; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to contract for the aforementioned project for the preservation of the public health, peace, property and safety; now therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Dublin Road at Urlin Avenue Storm Sewer Project with the lowest and best bidder, George J Igel & Company, Inc., 2040 Alum Creek Drive, Columbus, Ohio 43207, in the amount of \$252,700.80 in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage; and to obtain the necessary testing and prevailing wage coordination services from the Transportation Division; and to pay up to a maximum of \$7,000.00.

Section 2. That for the purpose of paying the cost of the construction contract, the cost of the prevailing wage coordination services, the following expenditure, or as much thereof as may be needed, is hereby authorized as follows Division 60-15, Fund 685, Project 610888, Object Level Three 6621, OCA Code 685888, Amount \$259,700.80.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1122-2003

To authorize the Director of Public Utilities to modify the contract with Malcolm Pirnie, Inc., for McKinley Avenue Quarry Improvements, for the Division of Water, and to authorize the expenditure of \$35,000.00 from Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2002 C.I.B., and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$35,000.00)

WHEREAS: Contract No. CT-15989 was authorized by Ordinance No.1599-94, passed July 25, 1994, was executed November 14, 1994 and approved by the City Attorney on December 12, 1994, and

WHEREAS: It is necessary to modify Contract No. CT- 15989 to provide for McKinley Avenue Quarry Improvements, and

WHEREAS: This modification provides for an increase of \$35,000.00 to this contract, and

WHEREAS: It is necessary to authorize the Director of Public Utilities to modify Contract No. CT- 15989, for McKinley Avenue Quarry Improvements, for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. The Director of Public Utilities be and is hereby authorized to modify Contract No. CT-15989 with Malcolm Pirnie, Inc. in the amount of \$35,000.00, for McKinley Avenue Quarry Improvements, for the Division of Water, Department of Public Utilities, Contract No.882, terms and conditions of which are on file in the office of the Division of Water.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$35,000.00 is hereby authorized from the Waterworks Enlargement Voted 1991 Bonds Fund, Fund 606, Department of Public Utilities, Division of Water, Dept./Division No.60-09, Object Level Three 6682, Project No. 690351, OCA Code 642900.

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

Section 4. The City Auditor is hereby authorized and directed to transfer funds from within the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No.606, Department of Public Utilities, Division of Water, as follows:

FROM:	690006	Hoover Reservoir Erosion Control	\$35,000.00
		OCA Code 642900	
TO:	690351	McKinley Avenue Quarry Improvements	\$35,000.00
		OCA Code 642900	

Section 5. That Section 1, Public Utilities/Water 60-09 or Ordinance 1674-02 is hereby amended as follows:

PROJECT NUMBER	PROJECT NAME	TOTAL BUDGET	
690351	McKinley Avenue Quarry Improvements	\$ 145,709	*(1)*
690328	PAWP Operations Improvements	\$1,498,408	*(2)*

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

	2002 Original Budget	2002 Amended Budget
(1)	\$ 110,709	\$ 145,709
(2)	\$1,533,408	\$1,498,408

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1507-2003

To authorize and direct the Finance Director to enter into three contracts for an option to purchase Eddy Current Parts, with Columbus Automatic Sprayer, Motion Industries and Kaman Technologies to authorize the expenditure of three dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 17, 2003 and selected the lowest bids; and

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into three contracts for an option to purchase Eddy Current Parts in accordance with Solicitation No. SA000427BGB as follows:

Columbus Automatic Sprayer,	Item(s): 1,	Amount: \$1.00
Motion Industries,	Item: 2,	Amount: \$1.00
Kaman Technologies,	Item 3,	Amount: \$1.00

SECTION 2. That the expenditure of \$3.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1525-2003

To accept the application (AN03-0 11) of Dominion Homes, Inc. for the annexation of certain territory containing 2.3± Acres in Washington Township.

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed by Dominion Homes, Inc. on April 2, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated May 6, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on May 21, 2003; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Dominion Homes, Inc being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio April 2, 2003 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated May 6, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Washington, located in Virginia Military Survey Number 3453, being that tract of land conveyed to Dominion Homes, Inc by deed of record in Deed Book 898, Page 543 (all references refer to the records of the Recorder's Office, Franklin County, Ohio and more particularly described as follows:

Beginning at the intersection of the northerly right-of-way line of Hayden Run Road with the westerly line of that tract conveyed to Fayez F. Bekheit and Sonia G. Bishara by deed of record in Official Record 26841H08;

thence northwesterly, with said northerly right-of-way line, a distance of approximately 5 feet to a point of curvature of a curve to the left;

thence northwesterly, continuing with said northerly right-of-way line, with the arc of said curve, a distance of approximately 616 feet to a point in the existing City of Columbus Corporation Line as established by Ordinance No 1523-02 of record in Instrument Number 20021260331528, the southerly line of that tract conveyed to Rings Farm Ltd by deed of record in Instrument Number 199901050002791;

thence easterly, with said existing City of Columbus Corporation Line, said southerly line, a distance of approximately 852 feet to the northwesterly corner of said Bekheit and Bishara tract;

thence southwesterly, with said westerly line, a distance of approximately 436 feet to the Point of Beginning, containing approximately 2.3 acres of land.

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1526-2003

To accept the application (AN03-012) of Khempco Building Supply Company Limited Partnership for the annexation of certain territory containing 11.197± Acres in Perry Township.

WHEREAS, a petition for the annexation of certain territory in Perry Township was duly filed by Khempco Building Supply Company Limited Partnership on April 2, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated May 13, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on May 21, 2003; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Khempco Building Supply Company Limited Partnership being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio April 2, 2003 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated May 13, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Perry, located Quarter Township, Township 2 North, Range 19 West, United States Military Lands, and being all of the 8.67 acre tract (Parcel Number 216-151137) now owned by the Khempco Building Supply Company Limited Partnership an(12.24 1 acres out of a 22.728 acre tract now owned by CSX Railroad (Parcel Number 213-000176), and 0.228 acres in the east part of Linworth Road and being more particularly described as follows:

Beginning, for reference, in the centerline of Linworth Road at the northwest corner of Indian Hills Subdivision as delineated and recorded in Plat Book 34, Page 15-16;

thence South 30° 00' 40" East 429.35 feet, in the centerline of Linworth Road and in the west line of said Indian Hills Subdivision, to a point being the northeast corner of said 8.67 acre tract and the southeast corner of a 0.465 acre tract now owned by Patricia A. Hay in Official Record 00678G02 (Parcel No.010-137466), said point being the PRINCIPAL PLACE OF BEGINNING of the herein described tract;

thence 59° 56' 05" East 30.00 feet, across said Linworth Road to a point in the east right of way line of said Linworth Road and in the existing City of Columbus Corporation line as established by Misc Record 134-440, dated 05/23/63;

thence the following five courses in the east right of way line of Linworth Road and said Corporation Line;

South 30° 00' 40" East 16.37 feet to a point;

South 29° 24' 55" East 137.47 feet to a point;

South 31° 03' 50" East 98.18 feet to a point;

South 36° 20' 40" East 97.81 feet to a point;

South 39° 26' 10" East 63.32 feet to a point;

Thence South 50° 33' 50" West 30.00 feet, across said Linworth Road, to a point marking the southeast corner of said 8.67 acre tract also being a corner common to a 0.100 acre tract now owned by the Franklin County Commissioners;

Thence South 45° 03' 28" West 57.98 feet, in a south line of said 8.67 acre tract and the north line of said 0.100 acre tract, to a point;

Thence South 44° 56' 32" East 26.69 feet, in a line common to said 8.67 acre tract and said 0.100 acre tract, to a point;

Thence South 65° 00' 28" West 379.02 feet, in a south line of said 8.67 acre tract and the north line of a 0.962 acre tract now owned by Gina M Petruziello, (Parcel No.216-182494), a 1.375 acre tract now owned by Fredrick J. and Anna L. Hitzhausen (Parcel No.216-151253), and a 0.773 acre tract now owned by A Michael and Roberta L. Knapp in (Parcel No.216-151255), to a point, marking the northeast corner of said 0.773 acre tract and the northwest corner of said 1.375 acre tract;

Thence South 72° 08' 28" West 65.15 feet, in a south line of said 8.67 acre tract and the north line of a 0.773 acre tract, to a point;

Thence North 85° 51' 32" West 120.00 feet, in a south line of said 8.67 acre tract and the north line of said 0.773 acre tract, and a 0.964 acre tract now owned by Louis P. and E. Jewell Diorio, (Parcel No.216-151104), to a point;

Thence South 11° 15' 43" East 139.67 feet, in a southeasterly line of said 8.67 acre tract, and said 0.964 acre tract, to a point;

Thence South 46° 54' 28" West 193.17 feet, in a south line of said 8.67 acre tract and the north line of said 0.964 acre tract, and the north line of Lot 20 in the Briarbank Subdivision (Plat Book 34, Page 96) now owned by Russ Rifulitiza (Parcel No.216-151257), to a point marking the southeast corner of said 8.67 acre tract and in the east line of said CSX property;

Thence South 78° 24' 58" West 175.00 feet, across said CSX property to a point in the west line of said CSX property and in the east line of the Sycamore Hills No.3 Subdivision (Plat Book 43, Page 66) and existing City of Columbus Corporation Line by Ordinance No.159-63, dated 04/11/63;

Thence North 11° 10' 12" West 393.76 feet, in said Corporation Line and in the west line of said CSX property and the east line of Sycamore Hills No.3 Subdivision, to a point;

Thence North 89° 18' 48" East 25.42 feet, in said Corporation Line and in a line common to said CSX property and Sycamore Hills Section 3 Subdivision, to a point;

Thence North 11° 10' 12" West 308.15 feet, in said Corporation Line and in the west line of said CSX property and in the east line of the Sycamore Hills No.3 Subdivision, to a point;

Thence North 77° 57' 46" East 100.00 feet, in said Corporation Line and across said CSX property to a point being the northwest corner of said 8.67 acre tract and the southwest corner of a 1.925 acre tract now owned by Collidge R. R. and Olive Johnson, (Parcel No.010-137465);

thence North 60° 34' 08" East 351.08 feet, in said Corporation Line and in the north line of said 8.67 acre tract and the south line of said 1.925 acre tract, dated 04/11/63, to a point, marking a northeasterly corner of said 8.67 acre tract and the northwest corner of a 0.465 acre tract now owned by Billie L and Mary E. Burcher;

Thence South 29° 17' 12" East 150.00 feet, in said Corporation Line and in an east line of said 8.67 acre tract and in the west line of said 0.465 acre tract and the west line Hay's said 0.465 acre tract to, the southwest corner of said Hays 0.465 acre tract;

Thence 60° 42' 48" East 272.94 feet, in said Corporation Line and in a north line of said 8.67 acre tract and the south line of said Hays 0.465 acre tract, to the Principal Place of Beginning, containing 11.197 acres more or less.

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1579-2003

To authorize the Director of the Department of Recreation and Parks to execute those instruments necessary for the granting of a perpetual non-exclusive subsurface easement to Columbus Southern Power Company, located at Loreto Lane, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission

WHEREAS, the Columbus Southern Power Company has requested that the City of Columbus grant a perpetual non-exclusive subsurface easement in, under, and through certain City owned real property adjacent to Loreto Lane, which is located in the vicinity Waggoner Road and Wengert Road; and

WHEREAS, the improved electrical service provided by the underground power line will benefit the City and

WHEREAS, after investigation, it has been determined that the granting of the requested easement will not adversely affect the City and should be granted at no charge; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Recreation and Parks in that it is immediately necessary to authorize the Director to execute those instruments, prepared and approved by the Real Estate Division, Department of Law, necessary to grant an easement to the Columbus Southern Power Company so as not to delay the resulting benefit to the City, 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 Department of Recreation and Parks be and hereby is authorized to execute those documents, prepared by the Real Estate Division, Department of Law, necessary to grant a perpetual nonexclusive subsurface easement in, under, and through the following described real property, for so long as said easement is used for the purposes herein mentioned, to install, construct, reconstruct, operate, maintain, repair and remove an underground electric service cable and appurtenance thereto (the "improvement"):

Subsurface Easement in Reserve "D"

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of the 4th quarter of Township 1, Range 16, United States Military Lands and being part of Reserve "D" of Creekstone Section II, Part IV, as recorded in Plat Book 101, Page 23, all references contained herein are to records of the Recorder's Office, Franklin County, Ohio, and conveyed to the City of Columbus, Ohio, as recorded in Instrument Number 200212200327620, and being more particularly described as follows:

Beginning at the northeasterly corner of said Reserve "D", said point also being in the southerly line of a parcel of land conveyed to S & J Real Estate Investment Co., Ltd., as recorded in Instrument Number 200010310220067 and in the westerly right-of-way line of Loreto Lane, as made a part of said Creekstone Section II, Part IV;

Thence S 00° 10' 44" E, 80.70 feet, along the said westerly right-of-way line of Loreto Lane, to a point, said point being the southeasterly corner of said Reserve "D" and the northeasterly corner of Lot 131 of said Creekstone Section II, Part IV;

Thence S 81° 18' 49" W, 20.22 feet, along the southerly line of said Reserve "D" and the northerly line of said Lot 131, to a point;

Thence N 00° 10' 44" W, 82.17 feet to a point, said point being in the northerly line of said Reserve "D" and the southerly line of said S & J Real Estate Investment Co., Ltd. lands;

Thence N 85° 27' 35" E, 20.06 feet, along the northerly line of said Reserve "D" and the southerly line of said S & J Real Estate Investment Co., Ltd. lands, to the Point Of Beginning, containing 0.037 acres of land, more or less.

Bearings are based on a bearing of S 00° 10' 44" E for the centerline of said Loreto Lane as referenced in said Creekstone Section II, Part IV. Subsurface Easement in Reserve "E"

Situated in the State of Ohio, County of Franklin, City of Columbus being part of the 4th quarter of Township 1, Range 16, United States Military Lands and being part of Reserve "E" of Creekstone Section II, Part IV, as recorded in Plat Book 101, Page 23, all references contained herein are to records of the Recorder's Office, Franklin County, Ohio, and conveyed to the City of Columbus, Ohio, as recorded in Instrument Number 200212200327620, and being more particularly described as follows:

Beginning at the northwesterly corner of said Reserve "E", said point being in the southerly line of a tract of land conveyed to S & J Real Estate Investment Co., Ltd., as recorded in Instrument Number 200010310220067 and being in the easterly right-of-way line of Loreto Lane, as made a part of said Creekstone Section II, Part IV;

Thence N 73° 59' 13" E, 20.36 feet, along the northerly line of said Reserve "E" and the southerly line of said S & J Real Estate Investment Co., Ltd. lands, to a point;

Thence S 00° 10' 44" E, 94.10 feet to a point in the southerly line of said Reserve "E" and the northerly line of Lot 182 of said Creekstone Section II, Part IV;

Thence S 39° 49' 16" W, 20.00 feet, along the southerly line of said Reserve "E" and the northerly line of said Lot 182, to a point, said point also being in the easterly right-of-way line of said Loreto Lane;

Thence N 00° 10' 44" W, 90.27 feet, along the westerly line of said Reserve "E" and the easterly right-of-way line of said Loreto Lane, to the Point Of Beginning, and containing 0.042 acres of land, more or less.

Bearings are based on a bearing of S 00° 10' 44" E for the centerline of said Loreto Lane as referenced in said Creekstone Section II, Part IV. Prior Instrument Reference: Instrument Number 200212200327620, Recorder's Office, Franklin County, Ohio

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.25 (competitive bidding) to the extent that they may apply to this transaction with regards to this ordinance only.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1580-2003

To authorize the Director of Public Utilities to enter into a professional engineering services contract with R D. Zande & Associates, Inc., for the preparation of construction plans and specifications for two sanitary sewer improvement projects located in the Clintonville community; to authorize the appropriation and transfer of \$733,398.98 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to authorize the expenditure of \$733,398.98 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. (\$733,398.98)

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 Upper Adena Brook Area Sanitary Improvements Project, and the Deland/Zeller Area Sanitary Improvements Project; and

WHEREAS, the Director of the Public Utilities requested detailed proposals from the firms of R D. Zande and Associates, Inc., DLZ-Ohio, Inc., and Burgess & Niple, Ltd., for the aforementioned project services; and received these proposals on March 17, 2003; in accordance with the procurement provisions of Section 329.13 of the Columbus City Codes; and

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

WHEREAS, it is immediately necessary to both appropriate funds from the Sewer System Reserve Fund and to transfer said funds into the Ohio Water Pollution Control Loan Fund; in order to temporarily fund this expenditure, until such time as the City sells notes or bonds for the above stated purpose and reimburse the Sewage 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 \$733,398.98 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 and directed to transfer \$733,398.98 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 the expenditure of \$733,398.98 is hereby appropriated for the following sanitary sewer system projects within Ohio Water Pollution Control Loan Fund No. 666; Division 60-05; Object Level Three No. 6676; as follows:

Project No. 650684;	Deland/Zeller Area Sanitary Improvements;	OCA Code 666684;	\$355,810.77
Project No. 650673;	Upper Adena Brook Area Sanitary Improvements;	OCA Code 666673;	\$377,588.21

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

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

Section 6. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with R. D. Zande & Associates, Inc., 1237 Dublin Road, Columbus, Ohio 43215, in connection with the capital improvements projects identified within Section 3 herein, 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 the expenditure of \$733,398.98, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund No. 666; Division 60-05; within the following projects:

Project No. 650684;	Deland/Zeller Area Sanitary Improvements;	OCA Code 666684;	\$355,810.77
Project No. 650673;	Upper Adena Brook Area Sanitary Improvements;	OCA Code 666673;	\$377,588.21

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:			
650673	Upper Adena Brook Area Sanitary Improvements	\$	0.00
650684	Deland/Zeller Area Sanitary Improvements	\$	0.00
TO:			
650673	Upper Adena Brook Area Sanitary Improvements	\$377,588.21	
650684	Deland/Zeller Area Sanitary Improvements	\$355,810.77	

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1589-2003

To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with Environmental Management Services Inc, for landscape, salting, and snow removal services at various City-owned facilities, to authorize the expenditure of \$35,000.00 from the General Fund, and to declare an emergency (\$35,000.00)

WHEREAS, Ordinance 1455-99 passed by City Council on June 21, 1999, authorized a contract with Environmental Management Services for landscape, salting and snow removal services at various City-owned facilities, and

WHEREAS, the contract with Environmental Management Services includes a renewal clause, and

WHEREAS, it is necessary to modify and extend said contract with Environmental Management Services, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to modify and extend a contract with Environmental Management Services for landscape, salting and snow removal services at various City-owned facilities thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1. That the Public Service Director is hereby authorized to modify and extend a contract for the Facilities Management Division with Environmental Management Services Inc for landscape, salting, and snow removal services at various City-owned facilities.

SECTION 2. That the expenditure of \$35,000.00, or so much thereof in regard to the action authorized in Section 1, be and is hereby authorized and approved as follows.

FROM:
 Division: 59-07
 Fund: 010
 OCA Code: 281006
 Object Level One: 0306
 Object Level Three: 3370
 Amount: \$35,000.00

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1602-2003

To authorize the Director of the Department of Human Resources to enter into a 12-month contract with the Emilcott/Safex Company for the purpose of providing assistance as may be necessary in industrial hygiene services and safety program assistance to all divisions; to authorize the expenditure of \$100,000 from the General Fund; to waive the competitive bid requirements of the Columbus City Codes; and to declare an emergency (\$100,000)

WHEREAS, The industrial hygiene services previously provided through the Occupational Health Clinic have been discontinued; and WHEREAS, the City desires to provide industrial hygiene services in an efficient, cost effective and consistent manner; and WHEREAS, the Emilcott/Safex Company has previously provided effective industrial hygiene service and safety program assistance and training for the City; and

WHEREAS, it is in the mutual best interest of the City and all Divisions to resume industrial hygiene services as expeditiously as possible, therefore requiring the waiver of the competitive bidding provisions set forth in the Columbus City Codes; and

WHEREAS, it is immediately necessary to enter into contract with Emilcott/Safex Company thereby preserving the public health, peace, property, safety and welfare; Now therefore;

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

SECTION 1. That the Director of the Department of Human Resources is hereby authorized to enter into a contract with Emilcott/Safex Company to assist the City in providing industrial hygiene services and safety program assistance to all divisions.

SECTION 2. That the provisions of Chapter 329.10 of the Columbus City Codes be waived

SECTION 3. That the City Auditor be and is hereby authorized to cancel \$100,000 of AC 802523 and transfer appropriation within the General Fund (Fund 010) as follows:

From:				
Department	Division	OL3	OCA	Amount
Finance	45-01	5501	904508	\$100,000
To:				
Department	Division	OL3	OCA	Amount
Human Resources	46-01	3336	281667	\$100,000

SECTION 4. That the expenditure of \$100,000 or so much thereof as may be necessary is hereby authorized to be expended from the General Fund 010, Human Resources Department 46-01, Character 03, OCA 281667, Minor Object 3336 to pay the cost thereof.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1619-2003

To authorize the Director of Public Utilities to enter into a contract with Telvent USA, Inc for RTU Replacement for the Division of Water, to amend the 2002 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$2,198,710.30 from the Water Works Enlargement Voted 1991 Bonds Fund (\$2,198,710.30)

WHEREAS, the Director of Public Utilities did receive and open bids on May 28, 2003, for RTU Replacement, and

WHEREAS, a responsive and responsible bid has been received, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is necessary to authorize the Director of Public Utilities to enter into a contract for RTU Replacement for the Division of Water for the preservation of public health, peace, property, safety and welfare; Now, Therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Telvent USA, Inc, 7000 A Hollister Road, Houston, Texas, 77040, in the amount of \$2,198,710.30 for RTU Replacement for the Division of Water, Department of Public Utilities, Contract No.989, Project No.690466, on the basis of the lowest responsive and responsible bid received on May 28, 2003.

Section 2. That the City Auditor is hereby authorized and directed to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No.606, Department of Public Utilities, Division of Water, as follows:

From:		
690236	Water Line Rehabilitation, OCA Code 642900	\$587,705.72
690290	Distribution Improvements, OCA Code 642900	\$213,022.61
690405	Refugee Road 16" Water Main, OCA Code 606405	\$116,162.43
690407	Mound/Harrisburg Pike 24" Water Main, OCA Code 642900	\$ 10,252.00
690449	Dublin Road 36" Water Main, OCA Code 690449	\$104,517.54
690450	Griggs Road Booster Station, OCA Code 690450	\$132,050.00
690452	Scioto Darby Creek Road 20" Water Main, OCA Code 690452	\$150,000.00
690454	16" Water Main in Easement East of I-270, OCA Code 690454	\$150,000.00
690455	Joyce Avenue 16" Water Main, OCA Code 690455	\$150,000.00
690458	Waggoner Road 30" Water Main, OCA Code 690458	\$150,000.00
690468	Sunbury Road 12" Water Main, OCA Code 690468	\$435,000.00
	To:	
690466	RTU Replacement, OCA Code 690466	\$2,198,710.30

Section 3. That for paying the cost of construction, the expenditure of \$2,198,710.30 or as much thereof as may be needed be, and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No.606, Department 60, Division 09, OCA Code 690466, Object Level Three Code 6621, Object Level One 06, Project No.690466.

Section 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund, upon receipt of certification by the Director of the department administering said project; that the project has been completed and the monies are no longer required for said project, except that no transfer shall be so made from a project funded by monies from more than one source

Section 5. That Section 1, Public Utilities/Water 60-09 of Ordinance 1674-02 is hereby amended as follows:

PROJECT NO.	PROJECT	2002 BUDGET	
690466	RTU Replacement	\$2,198,711	*(1)*
690026	Miscellaneous Water Facilities	\$3,121,175	*(2)*

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

	2002 ORIGINAL BUDGET	2002 AMEMDED BUDGET	COMMENTS
(1)	\$ 0	\$2,198,711	AUTHORITY INCREASED
(2)	\$5,319,886	\$3,121,175	AUTHORITY DECREASED

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1627-2003

To accept the application (AN03-002) of Recio Supply Co. for the annexation of certain territory containing 2.44 1± Acres in Franklin Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was duly filed by Recio Supply Co on December 24, 2002; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated April 2, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on May 21, 2003; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Recio Supply Ca being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio December 24, 2002 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated April 2, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin, and being part of Virginia Military Surveys No.13950 containing 2.441 acres.

Beginning at the northwest corner of Lot 28 of Big Run Village Plat book 57 page 68 Franklin County Recorders office Also being a corner in the existing City of Columbus Corporation line as established by Ord No. 1027-66 and of record in misc rec. 143 page 351.

Thence Southerly a distance of 165 feet along existing Columbus Corporation line and the West line of Lot 28 to the Northeast corner of Lot 29, and the Southeast corner of Recio Supply Co. 2.441 acre tract.

Thence Westerly a distance of 945 feet along the South line of the 2.441 acre tract along the existing Columbus Corporation line to the East right-of-way line of Georgesville Road and the existing City of Columbus corporation line as established by Ord. No.2093-95 and the official Record 30483-A01, Franklin County Recorder office

Thence Northerly a distance of 292 feet along the East right-of-way line of Georgesville Road, and existing City of Columbus Corporation lines Ord. No. 2093-95 and Ord. No. 2112-97 of Record in 199801220015049, Franklin County Recorder Office.

Thence Easterly a distance of 872 feet and the North line of the 2.441 acre tract to the point of beginning containing 2.441 acre.

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1632-2003

To accept the application (AN03-0 10) of John G. Kramer for the annexation of certain territory containing 18.4 ± Acres in Norwich & Washington Townships

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, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated May 13, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on May 21, 2003; and

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

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of John G Kramer being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio April 10, 2003 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated May 13, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Townships of Norwich and Washington, located in Virginia Military Survey Number 3453 and being all of that tract as conveyed to John G. Kramer by deed of record in Official Record 4868C01 (all references refer to the records of the Recorder's Office, Franklin County, Ohio and more particularly bounded and described as follows:

Beginning at the northwesterly corner of said Kramer tract, being in the easterly line of that tract as conveyed to Kermit C. and Dorothy A. Grener, being in the City of Columbus Corporation line established by Ordinance Number 1533-02 and of record in Instrument Number 200212260331528, and also being a southwesterly corner of that tract as conveyed to Therll W. Clagg;

thence easterly with said existing corporation line, being a southerly line of said Clagg tract, a distance of approximately 620 feet to a corner of said Clagg tract;

thence southerly, with a portion of said existing corporation line and being a westerly line of said Clagg tract, and a portion of the westerly line of that tract as conveyed to Steven L Corole, a distance of approximately 1150 feet to the northeasterly corner of that tract as conveyed to Curtis M Benzle;

thence westerly, with a northerly line of said Benzle tract, a distance of approximately 313 feet to corner thereof;

thence southerly, with a westerly line of said Benzle tract, and across Hayden Run Road, a distance of approximately 381 feet to a point in the southerly right-of-way line of Hayden Run Road;

thence westerly, with said right-of-way line, a distance of approximately 174 feet to a point;

thence westerly, continuing with said right-of-way line, a distance of approximately 171 feet to a point;

thence northerly, across Hayden Run Road and being the easterly line of said Grener tract, a distance of approximately 1361 feet to the Point of Beginning, and containing approximately 18.4 acres of land, more or less.

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1646-2003

To authorize the Director of the Public Service Department to execute those documents required to transfer a portion of South Front Street to Columbus Jack Homes, LLC; and to waive the competitive bidding provisions of Columbus City Codes.

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, recently received a request from Columbus Jack Homes, LLC asking that the City transfer a portion of South Front Street at Deshler Avenue to them in; and

WHEREAS, the transfer of this excess right-of-way will allow for the development of town homes at the northeast corner of Front Street and Deshler Avenue; and

WHEREAS, after investigation it has been determined that there are no objections to the proposed sale of this excess right-of-way; and

WHEREAS, the Department of Law, Real Estate Division established a value of \$2,640.00 for this excess right-of-way; and

WHEREAS, the Land Review Commission voted to recommend the City sell the requested portion of South Front Street to Columbus Jack Homes, LLC for \$2,640.00; now, therefore

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

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to Columbus Jack Homes, LLC; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of the Front Street right-of-way, said part of the Front Street right-of-way being more particularly bounded and described as follows

Beginning at an iron pin found at the point of intersection of a northeasterly right-of-way line of said Front Street with a northerly right-of-way line of Deshler Avenue, said point of beginning being located South 81°47'25" West, a distance of 82.87 feet from an iron pin found at the point of intersection of said northerly right-of-way line of said Deshler Avenue with a westerly right-of-way line of Wall Street, said point of beginning also being the southwesterly corner of the land (Parcel II) described in the deeds to Columbus Jack Homes LLC of record in Instrument Numbers 200210310277080 and 200210310277082, Recorder's Office, Franklin County, Ohio;

Thence, from said point of beginning, South 89°35'49" West, a distance of 6.32 feet to an iron pin set; Thence North 69°04'15"41 West, a distance of 8.88 feet to an iron pin set;

Thence North 19°33'32" West, a distance of 38.06 feet to an iron pin set;

Thence North 18°30'21" West, a distance of 89.48 feet to an iron pin set in said northeasterly right-of-way line of said Front Street, the same being in the southwesterly line of said Columbus Jack Homes LLC land;

Thence South 24°16'10" East, with said northeasterly right-of-way line of said Front Street and with said southwesterly line of said Columbus Jack Homes LLC land, a distance of 135.74 feet to the point of beginning and containing 863 square feet of land more or less.

Markers identified as "iron pin found" and "iron pin set" in the foregoing description are 13/16 inch inside diameter iron pipes with caps inscribed EMHT INC".

The bearings in the foregoing description are based on the bearing of South 81°47'25" West for the northerly right-of-way line of Deshler Avenue as established from a series of OPS field observations utilizing Franklin County Geodetic control monuments.

EVANS, MECHWART, HAMBLETON & TILTON, INC Felix R. Borowitz, Professional Surveyor No.5561

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

Section 3. That the \$2,640.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

Section 4. That this Council has determined it is in the best interest of the City of Columbus to allow these rights-of-way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of these properties

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1657-2003

To authorize the Public Service Director to modify and extend a lease agreement for the Facilities Management Division with All Starr Limited Partnership, Inc. for office space for the Public Safety Department, to appropriate and authorize the expenditure of \$285,000.00 from the Special Income Tax Fund, and to declare an emergency (\$285,000.00)

WHEREAS, the Public Safety Department has a need for office space, and

WHEREAS, it is necessary to modify and extend a lease agreement for office space for the Public Safety Department; and

WHEREAS, the contract modification calls for a two year lease agreement, subject to an annual appropriation of funds by City Council; and WHEREAS, an emergency exists in the usual daily operation of the Facilities Management Division, Public Service Department, in that it is immediately necessary to modify and extend a lease agreement with All Starr Limited Partnership, Inc., for office space for the Public Safety Department, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That the Public Service Director is hereby authorized to modify and extend lease agreement CT17850 for the Facilities Management Division with All Star Limited Partnership Inc, for office space for the Public Safety Department

Section 2. That the appropriation of \$285,000.00, or so much thereof that may be necessary, is hereby authorized and approved as follows.

From:

Division:	59-07
Fund:	430
OCA Code:	430597
Object Level One:	03
Object Level Three:	3301
Amount	\$285,000.00

Section 3. That the expenditure of \$285,000.00, or so much thereof that may be necessary, is hereby authorized and approved as follows.

From:

Division:	59-07
Fund:	430
OCA Code:	430597
Object Level One:	03
Object Level Three:	3301
Amount	\$285,000.00

Section 3. That for the reason 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1659-2003

To authorize the Director of Public Utilities to modify the contract for engineering services with Camp Dresser & McKee for the Bliss Run Trunk Sewer Improvements Project for the Division of Sewerage and Drainage; to authorize the expenditure of \$721,942.00 within the Storm Sewer Bonds Fund; and to declare an emergency. (\$721,942.00)

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

WHEREAS, Contract No. XC8 15322 was authorized by Ordinance No. 2679-93, passed December 13, 1993; executed December 29, 1993; and approved by the City Attorney on January 18, 1994; and

WHEREAS, Modification No.1 was authorized by Ordinance No. 2896-95, passed December 18, 1995; executed January 26, 1996; and approved by the City Attorney on February 16, 1996; and

WHEREAS, Modification No.2 was authorized by Ordinance No. 1109-98, passed April 27, 1998; executed May 13, 1998; and approved by the City Attorney on May 21, 1998; and

WHEREAS, Modification No.3 was authorized by Ordinance No. 1657-01, passed October 22, 2001; executed November 28,2001; and approved by the City Attorney on December 3, 2001; and

WHEREAS, Modification No.4 was authorized by Ordinance No. 430-02, passed March 18, 2002; executed March 22, 2002; and approved by the City Attorney on March 25, 2002; and

WHEREAS, Modification No.5 was authorized by Ordinance No. 868-02, passed June 3, 2002; executed June 5, 2002; and approved by the City Attorney on June 14, 2002; and

WHEREAS, it is necessary to modify Contract No. XC8 15322 to authorize the additional funds required to allow payment to Camp Dresser & McKee for additional professional engineering services associated with the Bliss Run Trunk Sewer Improvements Project; now, therefore,

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the Bliss Run Trunk Sewer Improvements Project, for the preservation of the public health, peace, property and safety; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. XC815322 with Camp Dresser & McKee, 8800 Lyra Drive, Columbus, Ohio 43240 for professional engineering services in connection with the Bliss Run Trunk Sewer Improvements Project, in order to provide for payment of additional services in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

Section 2. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15; Fund 685; Project 610923; Object Level Three 6682; OCA Code 685923; Amount \$721,942.00.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1664-2003

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Dynotec, Inc. for one project within the Group 11 Roadside Stormwater System Improvements Projects for the Division of Sewerage and Drainage and to authorize the expenditure of \$17,851.08 from the Storm Sewer Bonds Fund. (\$17,851.08)

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

WHEREAS, Contract No. EL900788 was authorized by Ordinance No. 1464-99, passed June 21, 1999; executed August 3, 1999; and approved by the City Attorney on August 5, 1999; and

WHEREAS, Modification No.1 was authorized by Ordinance No. 601-01, passed April 16, 2001; executed May 16, 2001; and approved by the City Attorney on May 23, 2001; and

WHEREAS, Modification No. 2 was authorized by Ordinance No. 2146-01, passed December 10, 2001; executed January 9, 2002; and approved by the City Attorney on January 15, 2002; and

WHEREAS, Modification No. 3 was authorized by Ordinance No. 871-02, passed June 3, 2002; executed June 5, 2002; and approved by the City Attorney on June 14, 2002; and

WHEREAS, Modification No. 4 was authorized by Ordinance No. 289-03, passed February 24, 2003; executed February 28, 2003; and approved by the City Attorney on March 6, 2003; and

WHEREAS, it is necessary to modify Contract No. EL900788 to authorize the funds required to allow payment to Dynotec, Inc. for additional engineering design services associated with the McDannald Estates Stormwater System Improvements Project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the McDannald Estates Stormwater System Improvements Project, for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL900788 with Dynotec, Inc., 1925 East Dublin-Granville Road, Suite 106, Columbus, Ohio 43229 for professional engineering services associated with the Group 11 Roadside Stormwater System Improvements Projects in order to provide for payment of additional technical engineering services in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 2. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15; Fund 685; Project 610994; Object Level Three 6682; OCA Code 685994; Amount \$17,851.08.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1682-2003

To authorize and direct the City Attorney to settle the lawsuit of Rodney Burbridge v. Officer Robert Forsythe, United States District Court, Case No. C-2-00-209, to authorize the expenditure of \$50,000.00, and to declare an emergency.

WHEREAS, on March 20, 1995, at approximately 5:30 PM near the intersection of Fairwood and Livingston Avenues, an incident occurred involving Officer Robert Forsythe, of the Columbus Division of Police, and Rodney Burbridge (a minor at the time); and

WHEREAS, on that date and at that location Rodney Burbridge was a front-seat passenger in an automobile driven by his brother Robert Burbridge, who was intoxicated, and that automobile became involved in a car accident with Columbus Police Sgt. Susan Lowe, who was in her personal car and in plain clothes; and

WHEREAS, subsequent to the accident, Robert Burbridge attempted to flee the accident scene, and became involved in an altercation with Sgt Lowe, who was attempting to stop him from fleeing; and

WHEREAS, Officer Forsythe and Columbus Police Sgt John Sullivan, who were also in plain clothes, saw the altercation, feared for the safety of Sgt. Lowe, and came to her assistance; and

WHEREAS, Robert Burbridge placed his car in drive, and attempted to speed away from the scene, during which time the car was driven at Officer Forsythe, who had by that time positioned himself in front of the car to assist Sgt Lowe. The car came at Officer Forsythe, and he believed the car was going to hit him; and

WHEREAS, Officer Forsythe believed his life was in danger and therefore fired his firearm at the driver of the vehicle, Robert Burbridge. However, the bullet as well as shards of glass from the car window hit the passenger, Rodney Burbridge; and

WHEREAS, as a result of the incident and the gunshot Rodney Burbridge was wounded by Officer Forsythe's bullet in the hand, and his eye was punctured by the glass; and

WHEREAS, a settlement in the amount of \$50,000.00 with Rodney Burbridge is deemed reasonable, along with a dismissal of the lawsuit by Rodney Burbridge, and a release of Defendants from any further liability; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, and that it is immediately necessary to pay this settlement thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Attorney be and hereby is authorized and directed to settle the lawsuit of Rodney Burbridge et al. v. Officer Robert Forsythe, United States District Court, Case No. C-2-00-209, by the payment of \$50,000.00 to Rodney Burbridge as a reasonable and fair amount in the best interest of the City of Columbus

Section 2. That for the purposes of paying this settlement, there be and hereby is authorized to be expended by the City of Columbus, Department of Police, General Fund 010, Department No.30-03, OAC Code 301382, Object Level (1) 05, Object Level (3) 5535.

Section 3. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer in the sum of \$50,000.00 to Rodney Burbridge and his attorneys, John A Yaklevich and Jeffrey Moore, upon receipt of a voucher and a release approved by the City Attorney

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part thereof; this ordinance is hereby declared to be an emergency measure and shall take effect and be 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1690-2003

To authorize and direct the City Attorney to pay Attorney Robert L Washburn for legal services rendered in the lawsuit of Andrew J. Neuens v. City of Columbus, et al, Case No. C2-99-1384, United States District Court for the Southern District of Ohio, Eastern Division, to authorize the expenditure of Fifty-six Thousand, Four Hundred Thirty-five Dollars and Forty-three Cents (\$56,435.43) and to declare an emergency.

WHEREAS, Andrew J. Neuens sued the City of Columbus and Officer Isaac Bridges in Case No. C2-99-1384, United States District Court for the Southern District of Ohio, Eastern Division and alleged that Officer Bridges violated Mr Neuens' Constitutional rights in said lawsuit; and

WHEREAS, Officer Bridges was off duty and not performing any service for the City of Columbus at the time of said incident; and

WHEREAS, the City Attorney's Office declined to represent Officer Bridges as a result of his off-duty status at the time of the incident; and

WHEREAS, Officer Bridges employed Robert L Washburn of the law firm of Cloppert, Latanick, Sauter & Washburn to defend him in said lawsuit; and

WHEREAS, said lawsuit has now been dismissed in favor of all defendants; and

WHEREAS, Robert L. Washburn, Esq., (Supreme Court Registration No.0012004) has now presented a claim for payment of his legal services rendered; and

WHEREAS, the Ohio Supreme Court has construed the law of Ohio to be that a political subdivision owes a defense to an employee when the complaint or pleadings allege or reasonably imply that the employee was not acting manifestly outside the scope of his employment or official responsibilities and

WHEREAS, the City Attorney has been able to negotiate a compromise of the claim presented by payment of the amount of Fifty-six Thousand, Four Hundred Thirty-five Dollars and Forty-three Cents (\$56,435.43); and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Police, in that it is immediately necessary to provide funds for the payment of this claim and statement of account to preserve the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the City Attorney be and hereby is authorized to compromise the claim by the payment of Fifty-six Thousand, Four Hundred Thirty-five Dollars and Forty-three Cents (\$56,435.43) for services rendered in the case known as of Andrew J. Neuens V. City of Columbus, et al, Case No. C2-99- 1384, United States District Court for the Southern District of Ohio, Eastern Division.

SECTION 2. That, for the purpose of paying this claim there exist funds that are hereby authorized to be paid from the General Fund 010, Division No.30-03, OCA Code 301382, Object Level One - 05, Object Level Three - 5539, in the total amount of Fifty-six Thousand, Four Hundred Thirty-five Dollars and Forty-three Cents (\$56,435.43).

SECTION 3. That the City Auditor be, and hereby is, authorized to draw a warrant in the sum of Fifty-six Thousand, Four Hundred Thirty-five Dollars and Forty-three Cents (\$56,435.43), payable to Robert L. Washburn, upon the receipt of a voucher and a release approved by the City Attorney,

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof; this ordinance is hereby declared to be

an emergency measure and shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the mayor neither approves nor vetoes the same

Passed July 28, 2003, Michael C. Mentel, President Pro Tem of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1697-2003

To authorize and direct the Director of Finance to issue a purchase order to Medtronic Physio-Control Corporation for the purchase of operating supplies for LifePak defibrillator/monitor/pacemakers w/battery support systems; in accordance with sole source procurement provisions; to expend \$75,000.00 from the General Fund, and to declare an emergency.(\$75,000.00)

WHEREAS, the Division of Fire carries Medtronic Physio-Control LifePak defibrillators/monitors/pacemakers on its Emergency Medical and first responder vehicles in order to assess and deal with cardiovascular emergencies; and

WHEREAS, this highly specialized and technical equipment requires operating supplies as specified by and provided only by the manufacturer, Medtronic Physio-Control Corporation; and

WHEREAS, this product support service has been provided in previous years solely by the manufacturer in order to adhere to warranty regulations and to insure that repairs were in accordance with the manufacturer's specifications; and

WHEREAS, it is now necessary to purchase operating supplies for various models of LifePak defibrillators/monitors/pacemakers with battery support systems; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to purchase the aforementioned operating supplies for LifePak equipment, in accordance with the provisions of Section 329.07(e) the Columbus City Codes, thereby preserving the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Safety be and he is hereby authorized and directed to enter into various multiple-year contracts with Medtronic Physio-Control Corporation for product support service and operating supplies for various models of LifePak defibrillators/ monitors/ pacemakers with battery support systems.

Section 2. That this Council finds it is in the best interest of the City of Columbus that this expenditure be in accordance with the provisions of Section 329.07(e), of the Columbus City Codes to permit the authorization to enter into various multiple-year contracts with Medtronic Physio-Control Corporation for LifePak equipment product support service and operating supplies for the Division of Fire.

Section 3. That the expenditure of \$75,000.00, or so much thereof as may be necessary, is hereby authorized from the funds available within the Division of Fire General Fund Budget, Division Number 30-04, Fund 010, OCA 301531, 0L3 Code 2207.

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 or vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1699-2003

To authorize and direct the Finance Director to issue blanket purchase orders for various auto, truck and equipment parts, supplies, accessories and services for the Fleet Management Division, to authorize the expenditure of \$425,000.00 from the Fleet Maintenance Fund, to waive the competitive bidding requirements of the Columbus City Codes. (\$425,000.00)

WHEREAS, the purchase of various auto, truck and equipment parts, supplies, accessories and services cannot be reasonably anticipated is required by the Fleet Management Division, and

WHEREAS, it is in the best interest of the City of Columbus to waive formal competitive bidding requirements for the purchase of various auto, truck and equipment parts, supplies, accessories and services, now, therefore,

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

Section 1. That the Finance Director be and hereby is authorized and directed to establish blanket purchase orders for auto, truck and equipment parts, supplies, accessories and services without benefit of formal competitive bidding provided the Fleet Management Division Administrator first authorizes the purchase via the issuance of Fleet Management purchase orders and that the blanket purchase orders are certified from the Auditor's Certificate established by this ordinance and no single purchase exceeds \$20,000.00.

Section 2. That the vendors and amounts for parts, supplies and accessories will be certified from the Auditor's Certificate as follows:

VENDOR	CC#	EXPIRES	OBJECT LEVEL THREE CODE
Graham Ford	340901877	Nov-04	2284
WW Grainger	361150280	Aug-05	2288
Keys Plus	301421108	Feb-04	2288
Rim and Wheel	311146717	Feb-05	2284
R & R Products	860258505	Feb-04	2245
Xenia Power Equipment	311175853	Apr-04	2245
Zep Manufacturing	582633373	July-05	2288
Ohio Cat	340672363	Jun-06	2284

Section 3. That the vendors and amounts for automotive services will be certified from the Auditor's Certificate as follows:

VENDOR	CC#	EXPIRES	OBJECT LEVEL THREE CODE
Capitol City Cylinder	311160791	Jan-06	3373
Hydro Supply	311065617	Apr-05	3373
Nobles Inc.	310787367	Feb-05	3355
Eddies Autobody	311561992	Jun-06	3373
Keens Body Shop	310854439	Jun-06	3373
Burns Body Shop	311327701	Jun-06	3373
A-Tech Autobody	311681335	Jun-06	3373
Absolute Fabrication	113656579	Oct-05	3373
Blackburns Fabrication	311446789	Jan-05	3373

Unique Autobody	311704936	Jan-04	3373
Rampant, dba Maaco	311110483	Jun-06	3373
Triad Fire Apparatus	311295929	Jun-06	3373
Wilson's Auto Service	310668047	Feb-05	3373
Columbus Peterbilt	341285858	Oct-03	3373

Section 4. That in accordance with Section 329.27 of the Columbus City Codes, the Columbus City Council finds it in the best interest of the City of Columbus to waive formal competitive bidding requirements as they pertain to the action authorized in Section 1 of this ordinance and that Sections 329.06 and 329.07 of the Columbus City Codes are hereby waived.

Section 5. That the expenditure of \$425,000.00, or so much thereof as may be needed, is hereby authorized and directed to be expended from the Fleet Management Fund 513, Department No.59-OS, OCA Code 591347, Object Level One 02 and 03 as follows, to pay the cost thereof

Object Level Three Code	Amount
2284	\$ 47,000.00
2288	\$ 27,000.00
Object Level One 02 Total	\$ 74,000.00
3355	\$ 30,000.00
3373	\$321,000.00
Object Level One 03 Total	\$351,000.00

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1706-2003

To authorize the appropriation of \$2,900,000.00 from the unappropriated balance of the County Auto License Tax Fund to the Transportation Division for County Engineer-approved Traffic Signal and Sign and Pavement Markings projects in the City of Columbus, and to declare an emergency. (\$2,900,000.00)

WHEREAS, the Transportation Division is responsible for maintaining the City's roadways, and

WHEREAS, the City receives an annual allocation of funds from the County's \$5.00 Auto License Tax for Franklin County Engineer-approved projects completed by the City on arterial streets within City limits, and

WHEREAS, these funds are deposited into the City's County Auto License Tax Fund and are then used to reimburse costs incurred by the Transportation Division within other Funds, and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that an appropriation of funds is immediately necessary to allow for these monies to be used for said purposes; now, therefore

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

SECTION 1. That from the unappropriated balance of the County Auto License Tax Fund, Fund 264, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$2,900,000.00 be and hereby is appropriated to the Transportation Division, Department No.59-09 as follows: Traffic Signals, Arterial Streets 2003 project, OCA Code 059896, Object Level One/Object Level Three Codes 06/6622, amount \$2,000,000.00; and Signs and Pavement Markings 2003 project, OCA Code 059895, Object Level One/Object Level Three Codes 03/3375, amount \$900,000.00.

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1712-2003

To grant a Variance from the provisions of Sections 3333.03, AR-3 Apartment Residential District use; 3333.255, Perimeter yard; 3333.07(E) Licensing and integration; and 3342.08, Driveway, for property located at 1231 BROOKWOOD PLACE (43209), to permit a housing for the elderly residential care facility use within the L-AR-3, Limited Apartment Residential District and to provide a variance to the required perimeter yard and residential care facility location requirements (CV03-011).

WHEREAS, by application No. CVO3-029, the owner of property at 1231 BROOKWOOD PLACE (43209), is requesting a Council variance to permit a housing for the elderly use within the L-AR-3, Limited Apartment Residential District; and

WHEREAS, Section 3333.03, AR-3 Apartment Residential District use, does not permit housing for the elderly, while the applicant proposes to construct an 82-unit building to provide housing for elderly persons; and

WHEREAS, Section 3333.255, Perimeter yard, requires a twenty-five (25) foot perimeter yard, while the applicant proposes to reduce the perimeter yard requirement to fifteen (15) feet from the south property line and five (5) feet from the north property line for a proposed building; to fifteen (15) feet from the south property line for a proposed parking lot; and to zero (0) feet for a driveway divided by a parcel line, as shown on the site plan; and

WHEREAS, Section 3342.08, Driveway, requires driveways to be a minimum of twenty (20) feet in width, while the applicant proposes a driveway divided by a parcel line; and

WHEREAS, Section 3333.07, Licensing and integration, requires a residential care facility to locate no closer than 1,320 feet of another residential care facility, while the applicant proposes to have more than one residential care facility within the mixed institutional use campus; and

WHEREAS, City Departments note a hardship exists in that the requested use is not permitted within the underlying district, and unusual and practical difficulties exist in the carrying out of the zoning district provisions due to the irregular shape of the lot, and will permit integration of the residential care facility into a campus that incorporates other types of care, housing, recreational and social activities for an elderly population; 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 1231 BROOKWOOD PLACE (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 3333.03, AR-3, Apartment Residential District use; 3333.255, Perimeter yard; 3333.07(E) Licensing and integration; and 3342.08, Driveway; of the Columbus City Codes are hereby granted for the property located at 1231 BROOKWOOD PLACE (43209), insofar as said sections prohibit housing for the elderly, a perimeter yard of five (5) feet for a building, a perimeter yard of fifteen (15) feet for a parking lot, the location of a residential care facility within 1,320 feet from another residential care facility, and a driveway divided by a parcel line, said property being more particularly described as follows:

19.873 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Sections 34 and 35, Section 24, Township 5, Range 22, Refugee Lands, and being more particularly described as follows

Beginning at a found iron pipe at the northeast terminus of Brookwood Place (60 feet wide), as said point was established by City of Columbus Ordinance No. 1443-63;

Thence, along the north line of said Brookwood Place, North 65 degrees 41 minutes 56 seconds West, 60.00 feet to a found iron pipe at the northwest terminus of said Brookwood Place;

Thence, along the west line of said Brookwood Place, along the arc of a curve to the left, said curve having a radius of 271.00 feet, delta angle of 17 degrees 34 minutes 13 seconds, and a chord bearing and distance of South 15 degrees 30 minutes 50 seconds West, 82.78 feet to a found iron pipe;

Thence, South 79 degrees 20 minutes 52 seconds West, 639.13 feet to a point in the center of Alum Creek;

Thence, along said center of Alum Creek, North 52 degrees 08 minutes 00 seconds West, 465.53 feet to an angle point;

Thence, continuing along said center of Alum Creek, North 51 degrees 34 minutes 50 seconds West, 388.15 feet to a point;

Thence, South 89 degrees 57 minutes 58 seconds East, 654.22 feet to a found iron pipe;

Thence, North 00 degrees 14 minutes 50 seconds West, 212.50 feet to a found iron pipe;

Thence, North 89 degrees 57 minutes 02 seconds East, 1,029.25 feet to a point in the centerline of College Avenue (passing a found iron pipe at 306.01 feet);

Thence, along said centerline of College Avenue, South 31 degrees 59 minutes 14 seconds East, 499.58 feet to a found MAG nail;

Thence, South 89 degrees 17 minutes 23 seconds West, 173.46 feet to a found Franklin County Monument;

Thence, South 88 degrees 53 minutes 45 seconds West, 211.50 feet to a found iron pipe;

Thence, South 31 degrees 59 minutes 21 seconds East, 115.14 feet to a found iron pipe;

Thence, South 80 degrees 59 minutes 16 seconds West, 249.81 feet to the place of beginning CONTAINING 19.873 ACRES.

TRACT 2

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Reserve A of Berwick, as same is delineated upon the recorded plat thereof, of record in Plat Book 19, Page 25, Records Office, Franklin County, Ohio, and being part of the 2.0928 acre tract conveyed to Aryeh Gorenstein as shown of record in Official Record 19812-I-10, said Records Office, and being more particularly described as follows

Commencing at found iron pin at the northeast corner of said 2.0928 acre tract, a southeast corner of an original 4.692 acre tract conveyed to Columbus Jewish Federation (Deed Book 3440, Page 341) and in the westerly right-of-way line of Brookwood Place (60 feet wide);

Thence, along part of the northerly line of said 2.0928 acre tract and part of the southerly line of said 4.692 acre tract, South 79 degrees 20 minutes 52 seconds West, 193.00 feet to a set iron pin at the TRUE POINT OF BEGINNING of this description;

Thence, across said 2.0928 acre tract, South 24 degrees 11 minutes 50 seconds West, 213.05 feet to a point in the westerly line of said 2.0928 acre tract and in the center of Alum Creek (passing a reference iron pipe set at 100.00 feet);

Thence, along part of the westerly line of said 2.0928 acre tract and said centerline of Alum Creek, North 77 degrees 39 minutes 05 seconds West, 300.17 feet to an angle point;

Thence, continuing along the westerly line of said 2.0928 acre tract and said centerline of Alum Creek, North 50 degrees 32 minutes 06 seconds West, 75.00 feet to a point at the northwest corner of said 2.0928 acre tract, and the southwest corner of said 4.692 acre tract;

Thence, along part of the northerly line of said 2.0928 acre tract and part of the southerly line of said 4.692 acre tract, North 79 degrees 20 minutes 52 seconds East, 446.13 feet to the place of beginning CONTAINING 1.013 ACRES, ("passing a found iron pipe at 139.14 feet) subject however, to all legal; highways, easements, leases and restrictions of record, and of records in the respective utility offices.

The foregoing description was based on a Boundary Survey made by Albert H Andrews, P.S. #5669, in December, 1983. Iron pins set are 30" x 1" (O.D.) with an orange plastic cap inscribed P.S. 6579". Basis of bearings is the southerly line of said 4.692 acre tract held as South 79 degrees 20 minutes 52 seconds West.

THE FOREGOING DESCRIPTION WAS PREPARED FOR ZONING PURPOSES ONLY

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a housing for the elderly use or for those uses permitted in the AR-3, Apartment Residential District

Section 3. That this ordinance is further conditioned on general compliance with drawings titled "OVERALL SITE PLAN, CREEKSIDE AT THE VILLAGE", signed by Jeffrey Brown, attorney for applicant, and dated July 2, 2003.

Section 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1715-2003

To create the Jeffrey Square Community Reinvestment Area and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No.1698-78, approved August 3, 1978, as amended by Ordinance No.1345-02, approved July 29, 2003, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing buildings for residential use and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing buildings for residential use and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area; and NOW, THEREFORE,

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

Section 1. The area depicted on Exhibit B constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged

Section 2. Pursuant to ORC Section 3735.66, The Jeffrey Square Community Reinvestment Area is hereby established in the following described area:

North: Second Avenue
 South: First Avenue
 East: Sixth Street
 West: Fourth Street

The Community Reinvestment Area is approximately depicted as the area on the map attached to this Ordinance, marked Exhibit B; by parcel number, marked Exhibit B (1); and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations and variances thereto within the designated Community Reinvestment Area will be eligible for exemptions under this Program

Section 3. All properties identified in Exhibit B as being within the designated Jeffrey Square Community Reinvestment Area, are eligible for this abatement if they meet the criteria stated in Sections 3 and 4 of this Ordinance: vacant residentially-zoned parcels; owner occupied residential properties; commercial properties being converted to housing units; or new or existing residential rental properties. Pursuant to ORC Section 3735.66, it is hereby stipulated that all of the foregoing uses are classified as residential uses for purposes of ORC Sections 3735.65 to 3735.70 and for purposes of the exemptions authorized thereunder.

Section 4. A tax exemption on the increase in the assessed valuation, resulting from improvements as described herein, shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer for the following respective percentages and period:

One hundred percent (100%) of the increase in value, as determined by the County Auditor for the tax period prior to the improvement, for each improvement creating Redevelopment Housing; and seventy-five percent (75%) of the increase in value, as determined by the County Auditor for the tax period prior to the improvement, for each other improvement meeting the requirements of Section 3 of this Ordinance.

For a period of ten (10) consecutive years, beginning the year the property improvements first become taxable "Redevelopment Housing" as used herein refers to housing created by and from the remodeling of existing commercial or industrial property.

Section 5. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 6. Subsequent to the effective date of this legislation, owners of residential investment delineated within this legislation, and completed after the date of this Ordinance, and before December 31, 2013, will be eligible to apply for this property tax abatement Participation in this program shall be by formal Application, submitted to the Development Department, Housing Division.

A pre-application will be required to insure the compatibility with neighborhood plans and to insure the maintenance of existing streetscape lines, style, scale setbacks and landscaping features compatible with neighborhood

Section 7. Eligibility for abatement under this Ordinance shall terminate on December 31, 2013 and the Housing Officer is hereby directed not to accept any applications after that date.

Section 8 Each community reinvestment area real property tax exemption established pursuant to this Ordinance shall take precedence for the term of that community reinvestment area exemption over both the tax increment financing real property tax exemption and obligations to make service payments established pursuant to Ordinance No 1608-02.

Section 9. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus The majority of those members shall then appoint two additional members who shall be residents within the Jeffrey Square Community Reinvestment Area Terms of the members of the Council shall be for three years An un-expired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made for the remainder of the term of the vacated seat

Section 10. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 11. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Ohio Director of Development as is necessary to confirm the findings herein

Section 12. That this ordinance shall take effect and be in force from and after the earliest period allowed by law

Note: Exhibits "A" and "B" on file in the City Clerk's Office.

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1717-2003

To authorize the Director of Public Utilities to make payment of \$17,458.37 to Anderson Concrete for overpayment of stormwater charges, from the Sewerage System Operating Fund, and to declare an emergency (\$17,458.37)

WHEREAS, Anderson Concrete has overpaid stormwater charges since July 27, 1995 for a property located at 400 Frank Road, Account Number 6054 she the customer is due a refund of overpayments made; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary authorize payment of \$17,458.37 to Anderson Concrete 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 payment of \$17,458.37 to Anderson Concrete is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 675002, OLI 05, OLS 5513.

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 disapproves the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1725-2003

To authorize and direct the Director of Recreation and Parks to enter into contract with Pro Con Professional Construction Services for the Hoover reservoir mudflats boardwalk development, to authorize the expenditure of \$308,514.00 from various funds, and to declare an emergency. (\$308,514.00)

WHEREAS, bids were received by the Recreation and Parks Department on June 10th 2003, and the contract for the Hoover reservoir mudflats boardwalk Project will be awarded on the basis of the lowest and best responsive and responsible bidder: and

WHEREAS, an emergency exists in the time frame of this project: this project must be completed during fall months when water level is low.

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Pro Con Construction, for the Hoover Mudflats Boardwalk Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$147,500.00, or so much thereof as may be necessary to pay the cost thereof; be and is hereby authorized from the Recreation and Parks Grant Fund, as follows:

Fund type.;	grant,	Dept. No.;	51-01,	Fund No.;	286,	Grant No.;	513025,	Object Level 3.;	6621,	OCA Code.;	513025,	Amount.;	\$ 25,000.00
Fund type.;	grant,	Dept. No.;	51-01,	Fund No.;	286,	Grant No.;	512020,	Object Level 3.;	6621,	OCA Code.;	512020,	Amount.;	\$100,000.00
Fund type.;	grant,	Dept. No.;	51-01,	Fund No.;	291,	Grant No.;	513020,	Object Level 3.;	6621,	OCA Code.;	513020,	Amount.;	\$ 12,500.00
Fund type.;	grant,	Dept. No.;	51-01,	Fund No.;	291,	Grant No.;	512009,	Object Level 3.;	6621,	OCA Code.;	512009,	Amount.;	\$ 10,000.00

SECTION 3. That the expenditure of \$161,014.00, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund, as follows:

Fund type.;	Cap Proj.	Dept. No.;	51-01,	Fund No.;	702,	Project No.;	510017,	Object Level 3.;	6621,	OCA Code.;	644526,	Amount.	\$151,014.00
Fund type.;	Cap Proj.	Dept. No.;	51-01,	Fund No.;	702,	Project No.;	510017,	Object Level 3.;	6680,	OCA Code.;	644526,	Amount.;	\$ 10,000.00

SECTION 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$22,500.00 has been included in Section 3, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1727-2003

To authorize and direct the Director of Recreation and Parks to enter into contract with Kramer Engineers, for HVAC Renovations at Blackburn and Sawyer Recreation Center Project, to authorize the expenditure of \$38,900.00 from the Recreation and Parks Permanent Improvement and Voted 1999/1995 Bond Funds, and to declare an emergency. (\$38,900.00)

WHEREAS, proposals for professional services were received and evaluated by the Recreation and Parks Department for HVAC Renovations at Sawyer and Blackburn Recreation Center Project; and

WHEREAS, in accordance with the provisions of Section 329.12 of the Columbus City Codes, the contract will be awarded to Kramer Engineers, in the amount of \$38,900.00; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract for the preservation of existing Recreation and Parks Facilities

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Kramer Engineers, for professional services in conjunction with HVAC Renovations at Sawyer and Blackburn Recreation Centers.

SECTION 2. That the expenditure of \$9,843.23.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Permanent Improvement Fund, as follows, to pay the cost thereof

Fund Type.;	Perm. Improv.,	Dept. No.;	51-01,	Fund No.;	747,	Project No.;	510035,	Obj. Lvl. 3.;	6681,	OCA Code.;	640862,	Amount.;	\$9,343.23
-------------	----------------	------------	--------	-----------	------	--------------	---------	---------------	-------	------------	---------	----------	------------

SECTION 3. That the expenditure of \$29,056.77, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund, as follows:

Fund Type.;	Cap. Proj.	Dept. No.;	51-01,	Fund No.;	702,	Project No.;	510035,	Obj. Lvl. 3.;	6681,	OCA Code.;	644526,	Amount.;	\$29,056.77
-------------	------------	------------	--------	-----------	------	--------------	---------	---------------	-------	------------	---------	----------	-------------

SECTION 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1729-2003

To authorize and direct the Director of Recreation and Parks to enter into contract with CTL Engineering for The Roof Renovations for various Facilities Project, to authorize the expenditure of \$57,750.00 from the Recreation and Parks Voted Bond Fund, and to declare an emergency. (\$57,750.00)

WHEREAS, proposals for professional services were received and evaluated by the Recreation and Parks Department for The Roof Renovations at various facilities Project; and

WHEREAS, in accordance with the provisions of Section 329.12 of the Columbus City Codes. the contract will be awarded to CTL Engineering., in the amount of \$57,750.00; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract for the preservation of existing recreation facilities.

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with CTL Engineering., for professional services in conjunction with The Roof Renovations at Various Facilities Project.

SECTION 2. That the expenditure of \$57,750.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Voted Bond Fund, as follows, to pay the cost thereof

Fund Type; Cap Improv, Dept. No.; 51-01, Fund No.; 702, Project No.; 510035, Obj Lvl. 3.; 6681, OCA Code.; 644526. Amount.; \$57,750.00

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1733-2003

To authorize the Finance Director to enter into a contract with KE. Rose Co., LLC, for utility bodies, for the Division of Water, to authorize the expenditure of \$95,760.00 from Water Systems Operating Fund, and to declare an emergency (\$95,760.00)

WHEREAS, the Purchasing Office did receive and open bid number SA000446GRW for the purchase of utility bodies on May 29, 2003, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to enter into a contract with KE. Rose Co. LLC, for utility bodies, needed by the Consumer Services activity, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with KE. Rose Co. LLC, as the lowest responsive, responsible, and best bidder, for utility bodies, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$95,760.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 601880, Object Level One 06, Object Level Three 6652, to pay the cost thereof.

Section 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1745-2003

To authorize the City Auditor to transfer of \$240,000.00 within the Sewerage System Operating Fund to align budget authority with projected expenditures; and to declare an emergency (\$240,000.00)

WHEREAS, the Copost Facility has a need to have two (2) Cat Loaders to be rehabilitated to its original form and a transfer to Character 03 is needed to pay the Fleet Management Division for said services and,

WHEREAS, available appropriation in Object Level 1 06 can be transferred to Object Level 1 03; and,

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to transfer appropriation within the Sewerage System Operating Fund for the immediate preservation of the public health, peace, property, safety, and welfare; now, therefore,

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

Section 1. That the Finance Director be and he is hereby authorized and directed to transfer \$240,000.00 within the Sewerage System Operating Fund 650, Dept/Div. No.60-05 as follows:

FROM:	
OCA:	604801
Object Level 1	06
Object Level 3	6651
Total From Character 06:	\$240,000.00

TO:
 OCA: 605899
 Object Level 1 03
 Object Level 3 3380
 Total To Character 03: \$240,000.00

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor disapproves the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1754-2003

To authorize the Director of the Department of Finance to increase purchase orders with Cingular Wireless in the amount of \$173,352.00 and Nextel Communications in the amount of \$71,435.00 for the purchase of wireless and communication services, parts, accessories and for the purchase of cellular modem service, on behalf of citywide agencies from the Technology Department Internal Service Fund (\$32,932.00) and Cable Fund (\$212,035.00), to authorize the expenditure of \$244,967.00 and to declare an emergency. (\$244,967.00)

WHEREAS, This legislation is to authorize the Department of Finance to increase blanket purchase orders established with Cingular Wireless in the amount of \$173,352.00 and Nextel Communications in the amount of \$71,435.00 for wireless communication services, parts, accessories and for the purchase of cellular modem service, for the Department of Technology, on behalf of Citywide Agencies and Divisions, and

WHEREAS, The Purchasing Office has already established, for these services, are Universal Term Contract (UTC) CT-17225 for Cingular Wireless, (UTC) FL900277 for Nextel Communications, and

WHEREAS, The service provided is a critical and vital component of the daily operations within the City, and

WHEREAS, An increase to each blanket purchase order is necessary to maintain current service and usage level that are critical and vital components of the daily operations within every Agency and Division Citywide; such as the Mayor's Office, Public Safety, Development, Public Utilities, Public Service and Recreation and Parks, and

WHEREAS, Maintaining the utilization of these services will provide police officers having the ability to transmit and receive information via CDPD (cellular digital packet data) modem, the provision of mobility, flexibility, productivity increase and efficiency, and the ability for City employees to communicate information needed to perform their duties and responsibilities no matter where they are located, and

WHEREAS, Without additional funds there will be an interruption of service, resulting in Citywide Agencies and Divisions loosing the ability to perform the functions previously listed, and

WHEREAS, Not funding this ordinance will result in the lack of communication for City employees, delay and hindering of daily operational functions within the Agencies and Divisions, and

WHEREAS, The balance needed to cover this obligation is currently projected to be \$244,967.00, and

WHEREAS, Funding is available in the 2003 Technology Department, and

WHEREAS, An emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize this purchase order, thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1: That the Director of The Department of Finance be and hereby authorized to increase blanket purchase orders to Cingular Wireless, in the amount of \$173,532.00 and Nextel Communications in the amount of \$71,435.00 for wireless communication services, parts, accessories and for the purchase of cellular modem service, for the Department of Technology, on behalf of Citywide Agencies and Divisions

SECTION 2: That the expenditure of \$244,967.00 or so much thereof as may be necessary is hereby authorized to be expended from the Department of Technology Cable Fund, Organization 47-03, Fund 203, and Department of Technology, Director's Office, Organization 47-01, Internal Service Fund 514 as follows:

Nextel Communications	OCA	OBJECT LEVEL 3	FUND	SUBFUND	AMOUNT
DIVISION/AGENCY					
Public Utilities	47-01	514600	3302	514 600	\$ 320.00
Human Resource	47-03	471888	3302	203	\$ 2,000.00
Health	47-03	471888	3302	203	\$ 1,200.00
Civil Service	47-03	471888	3302	203	\$ 300.00
Fire	47-03	471888	3302	203	\$15,500.00
Public Service	47-03	471888	3302	203	\$ 2,115.00
Transportation	47-03	471888	3302	514 265	\$25,000.00
Transportation	47-01	514599	3302	514 599	\$25,000.00
				TOTAL	\$71,435.00

CINGULAR WIRELESS FUNDING TABLE

DIVISION	OCA	OBJECT LEVEL 3	FUND	SUBFUND	AMOUNT
Recreation & Parks	47-01	471888	3302	203	\$ 10,680.00
Golf	47-01	514284	3302	514 284	\$ 396.00
Public Utilities	47-01	514600	3302	514 600	\$ 1,680.00
Electricity	47-01	514550	3302	514 550	\$ 1,500.00
Public Service	47-03	471888	3302	203	\$ 216.00
Transportation	47-03	471888	3302	514 265	\$ 420.00
Refuse	47-03	471888	3302	203	\$ 2,520.00
Police	47-03	471888	3302	203	\$ 1,740.00
Fire	47-03	471888	3302	203	\$ 240.00
Communication	47-03	471888	3302	203	\$ 2,040.00
Police Modems	47-03	471888	3302	203	\$152,100.00
				Grand Total	\$173,532.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1756-2003

To authorize and the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$300,000.00 from the Storm Sewer Bonds Fund for costs in connection with the Briggs Road Ditch Enclosure Project, and to declare an emergency. (\$300,000.00).

WHEREAS, the City of Columbus is engaged in the Briggs Road Ditch Enclosure Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the City Attorney be, and hereby is, authorized and directed to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Briggs Road Ditch Enclosure Project, #610953.

Section 2. That the expenditure of Three Hundred Thousand Dollars (\$300,000.00), or so much thereof as may be necessary, from the Storm Sewer Bonds Fund, be and hereby is authorized as follows

Project # 610953; Fund #685; Dept/Div. 60-15; OCA Code 685953; Object Level Three 6601; Amount \$300,000

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1758-2003

To authorize the Director of the Department of Finance to increase a purchase order with VoiceCom for voicemail services for the Department of Technology, on behalf of numerous City agencies, to authorize the expenditure of \$5,895.20 from the Technology Director's Office, General Fund; \$1,030.00 from the Technology Director's Office Internal Service; \$4,845.00 from the Technology Director's Office Internal Service Fund, Enterprise Agencies; \$1,200.00 from Information Services Division; and \$42,360.15 Telecommunications Division, Cable Fund and to declare an emergency. (\$55,330.35)

WHEREAS, This legislation is to authorize the Director of the Department of Finance to increase a purchase order for voicemail services provided by VoiceCom, and

WHEREAS, The City of Columbus Purchasing Office has established a Universal Term Contract (UTC) with VoiceCom, to provide this service to numerous City agencies: such as Civil Service, the Health Department, Mayor's Office, Public Safety, Development, Finance, Public Utilities, Public Service, Recreation and Parks, and Human Resources, and

WHEREAS, In past fiscal years, the cost associated with voicemail services was paid by each City agency, keeping expenditures for each city agency below the \$100,000.00 maximum that is placed on UTC expenditures under the provisions of City Code 329.07 (g), and

WHEREAS, These services and associated costs were centralized, in the beginning of fiscal year 2001, under the auspice of The Department of Technology (DoT), and

WHEREAS, DoT, on behalf of numerous City agencies, has an immediate need for additional funds to maintain current service and usage level for the remainder of the 2003 fiscal year, and

WHEREAS, Without additional funds there will be interruption of voicemail service, resulting in a lack of communication efforts crucial to City employees daily operations, and

WHEREAS, DoT expended, in fiscal year 2002, \$220,276.73 for voicemail services. Through the Second Quarter of fiscal year 2003, DoT has expended \$87,573.50. The balance needed to cover the remainder of this year's obligation is currently projected to be \$55,330.35, unless an unforeseeable increase occurs, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize this purchase order, thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Finance be and is hereby authorized to increase a purchase order for voicemail services, for the Department of Technology, on behalf of numerous City agencies, from VoiceCom

SECTION 2: That the expenditure of \$55,330.35 or so much thereof as may be necessary is hereby authorized to be expended from:

Division	OCA	Fund	Subfund	Object Level 3	Amount
Civil Service	47-01	470724	010	3428	\$2,166.48
Development	47-01	470724	010	3428	\$1,821.72
Finance	47-01	470724	010	3428	\$1,886.30
Health	47-01	470724	010	3428	\$20.70
	47-03	471888	203	3428	\$13,069.64
Human Resource	47-03	471888	203	3428	\$969.23
Community Relations	47-03	471888	203	3428	\$300.56
EBOCO	47-03	471888	203	3428	\$528.58
Education	47-03	471888	203	3428	\$180.83
Mayor	47-03	471888	203	3428	\$856.96
Recreation	47-03	471888	203	3428	\$7,737.96
Safety	47-03	471888	203	3428	\$16,488.86
Public Service	47-03	471888	203	3428	\$1,387.53
Risk Manag.	47-01	514502	514 502	3428	\$406.00

Golf	47-01	514284	514	284	3428	\$1,368.00
Fleet	47-01	514013	514	513	3428	\$424.00
DoT	47-01	470369	514	001	3428	\$1,030.00
ISD	47-02	280735	514	001	3428	\$1,200.00
Telecommunication	47-03	289678	203		3428	\$840.00
Water	47-01	514600	514	600	3428	\$2,647.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1759-2003

To approve the application of Continent Commercial 1, LLC and Continent French Quarter, LLC, for the designation of the Continent as a Community Entertainment District and to declare an emergency

WHEREAS, section 4301.80 of the Ohio Revised Code provides for the designation of Community Entertainment Districts; and

WHEREAS, Columbus City Ordinance 2143-00 provides a procedure to designate Community Entertainment Districts in Columbus; and

WHEREAS, Continent Commercial 1, LLC and Continent French Quarter, LLC, has properly filed an application to designate the Continent as a Community Entertainment District; and

WHEREAS, a public hearing was held on June 19, 2003, at which there was no opposition to the application; and

WHEREAS, the Administration and the City Council have reviewed this application and determined that the designation of the Continent as a Community Entertainment District meets all provisions of both section 4301.80 of the Ohio Revised Code and City Ordinance 2143-00; and

WHEREAS, it is in the best interest of the city of Columbus to approve the application of Continent Commercial 1, LLC and Continent French Quarter, LLC, to designate the Continent as a Community Entertainment District; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to approve the application of Continent Commercial 1, LLC and Continent French Quarter, LLC, to designate the Continent as a Community Entertainment District in order to meet the deadlines established by section 4301.80 of 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 pursuant to section 4301.80 of the Ohio Revised Code and City Ordinance 2143-00 the application of Continent Commercial 1, LLC and Continent French Quarter, LLC, to designate the Continent, an area generally bounded by I-71 to the east, Shapter Avenue and Mediterranean Avenue to the south, Busch Boulevard to the west and Atlantic Avenue to the north as a Community Entertainment District be, and the same is hereby approved Said territory is described in more detail as follows:

Beginning at the intersection of the east right-of-way line of Busch Boulevard (S.R. 710) as shown on Ohio Department of Transportation Plan No. FRA-710-0.00 and the south right-of-way line of Atlantic Avenue as dedicated in Plat Book 46, Page 12; thence along the south right-of-way line of said Atlantic Avenue the following two(2) courses:

- 1.) South eighty-seven degrees fifteen minutes twenty-four seconds East (S 87° 15' 24" E) for nine and 34/100 feet (9.34') to a point;
 - 2.) on a curve to the left with a radius of three hundred thirty and 00/100 feet (330.00') for an arc distance of two hundred nine and 09/100 feet (209.09'), chord bearing North seventy-four degrees thirty-five minutes thirty-one seconds East (N74° 35' 31" E) for two hundred five and 61/100 feet (205.611), delta angle of said curve being thirty-six degrees eighteen minutes nine seconds (36° 18' 09") to a point at a west corner of a 16.437 acre tract of land as conveyed to Continent Village LLC by deed recorded in Instrument No. 200103050043976; thence along the west and south lines of said 16.437 acre tract for the following 11 courses:
 - 1.) South thirty-six degrees nine minutes fifty-two seconds East (S 36° 09' 52" E) for thirty-seven and 96/100 feet (37.96') to a point at a corner thereof;
 - 2.) on a curve to the right with a radius of seventy-five and 00/100 feet (75.00') for an arc distance of fifty and 96/100 feet (50.96'), chord bearing South sixteen degrees forty-one minutes fifty-six seconds East (S 16° 41' 56" E) for forty-nine and 99/100 feet (49.99'), delta angle of said curve being thirty-eight degrees fifty-five minutes fifty-two seconds (38° 55' 52") to a point at a corner thereof;
 - 3.) South two degrees forty-six minutes zero seconds West (S 02° 46' 00" W) for two hundred eleven and 70/100 feet (211.70') to a point at a corner thereof;
 - 4.) on a curve to the right with a radius of one hundred ten and 00/100 feet (110.00') for an arc distance of seventy-two and 24/100 feet (72.24'), chord bearing South twenty-one degrees thirty-four minutes forty-eight seconds West (S 21° 34' 48" W) for seventy and 95/100 feet (70.95'), delta angle of said curve being thirty-seven degrees thirty-seven minutes thirty-six seconds (37° 37' 36") to a point at a corner thereof;
 - 5.) on a curve to the left with a radius of one hundred forty and 00/100 feet (140.00') for an arc distance of ninety-one and 94/100 feet (91.94'), chord bearing South twenty-one degrees thirty-four minutes forty-eight seconds West (S 21° 34' 48" W) for ninety and 30/100 feet (90.30'), delta angle of said curve being thirty-seven degrees thirty-seven minutes thirty-six seconds (37° 37' 36") to a point at a corner thereof;
 - 6.) South two degrees forty-six minutes zero seconds West (S 02° 46' 00" W) for forty-five and 55/100 feet (45.55') to point at a corner thereof;
 - 7.) South eighty-seven degrees fourteen minutes zero seconds East (S 87° 14' 00" E) for two hundred forty-five and 95/100 feet (245.95') to a point at a corner thereof;
 - 8.) South two degrees forty-six minutes zero seconds West (S 02° 46' 00" W) for thirty-three and 57/100 feet (33.57') to a point at a corner thereof;
 - 9.) South eighty-seven degrees fourteen minutes zero seconds East (S 87° 14' 00" E) for four hundred sixty-nine and 00/100 feet (469.00') to a point at a corner thereof;
 - 10.) North two degrees forty-six minutes zero seconds East (N 02° 46' 00" E) for thirty-two and 23/100 feet (32.23') to a point at a corner thereof;
 - 11.) South eighty-seven degrees fourteen minutes zero seconds East (S 87° 14' 00" E) for three hundred forty-five and 05/100 feet (345.05') to a point at a corner thereof;
- thence along the west line of a 1.656 acre tract as conveyed to Kantu Patel by deed recorded in Instrument No 200003160052117, the west line of a 2.561 acre tract as conveyed to ESA 0590 Inc. by deed of record in Official Record 32856 F-11, the west line of a 2.000 acre tract as conveyed

to Cross Country Inns by deed of record in Instrument No.

199808280219129, the west line of a 3.000 acre tract as conveyed to Marriott Residence Inn LP by deed of record in Official Record 11544 1-07, and the west line of a 2.000 acre tract as leased to Donlen Columbus Hotel LP by lease of record in Official Record 10016 F-07 South two degrees forty-two minutes six seconds West (S 02° 42' 06" W) for one thousand two hundred ninety-four and 86/100 feet (1294.86') to point on the north right-of-way line of Mediterranean Avenue as dedicated in Plat Book 46, Page 12 and being the southeast corner of said 25.415 acre tract;

thence along the north right-of-way line of said Mediterranean Avenue and the south line of said 25.4 15 acre tract North eighty-seven degrees sixteen minutes three seconds West (N 87° 16' 03 "W) for eight hundred twenty-nine and 88/100 feet (829.88') to a point said point being the intersection of said north line with the west line of Board Walk Avenue as dedicated in Plat Book 46, Page 12;

thence along said west right-of-way line South two degrees forty-six minutes fifty-four seconds West (S 02° 46' 54" W) for twenty-six and 00/100 feet (26.00') to a point said point being a south corner of said 25.415 acre tract and the northeast corner of a 0.964 acre tract as conveyed to Laurence M and John Mallo by deed of record in Official Record 16949 F-18;

thence along the north line of said 0.964 acre tract North eighty-seven degrees two minutes sixteen seconds West (N 87° 02' 16" W) for one hundred thirty-seven and 16/100 feet (137.16') to a point, said point being the northwest corner of said 0.964 acre tract, the southwest corner of said 25.415 acre tract, and in the east right-of-way line of said Busch Boulevard;

thence along the west line of said 25.415 acre tract and the east right-of-way line of said Busch Boulevard the following five (5) courses:

1.) on a curve to the left with a radius of eight hundred thirty-eight and 94/100 feet (838.94') for an arc distance of four hundred twenty-three and 24/00 feet (423.24'), chord bearing North thirteen degrees thirty minutes thirty-two seconds West (N 13° 30' 32" W) for four-hundred eighteen and 76/100 feet (418.76'), delta angle of said curve being twenty-eight degrees fifty-four minutes seventeen seconds (28054917) to a point;

2.) North twenty-seven degrees fifty-seven minutes forty-one seconds West (N 27° 57' 41" W) for two hundred eighty-eight and 11/100 feet (288.11') to a point;

3.) on a curve to the right with a radius of six hundred eighty-eight and 94/100 feet (688.94') for an arc distance of three hundred sixty-nine and 20/100 feet (369.20'), chord bearing North twelve degrees thirty-six minutes thirty-three seconds West (N 12° 36' 33" W) for three hundred sixty-four and 80/100 feet (364.80'), delta angle of said curve being thirty degrees forty-two minutes seventeen seconds (3004211711) to a point;

4.) thence continuing along the west line of said 25.4 15 acre tract and the east right-of-way line of said Busch Boulevard and along the west line of said 15.082 acre tract and said 14.063 acre tract North two degrees forty-four minutes thirty-six seconds East (N 02° 44' 36" E) for seven hundred eighty-seven and 61/100 feet (787.61') to a point, said point being a corner on the east right-of-way line of said Busch Boulevard and a northwest corner of said 14.063 acre tract;

5.) thence continuing along the east right-of-way line of said Busch Boulevard and the north line of said 14.063 acre tract South eighty-seven degrees fifteen minutes twenty-four seconds East (S 87° 15' 24" E) for seventy-four and 00/100 feet (74.00') to a point, said point being a corner in the east right-of-way line of said Busch Boulevard and a north corner of said 14.063 acre tract;

6.) thence continuing along the east right-of-way line of said Busch Boulevard and a west line of said 14.063 acre tract North two degrees forty-four minutes thirty-six seconds East (N02° 44' 36" E) for twenty and 07/100 feet (20.07') to the POINT OF BEGINNING, containing fifty-six and 180/1000 (39.742) acres, more or less.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1760-2003

To authorize the Director of the Department of Technology to modify and extend a contract with Public Safety System, Inc. for software support and services for the Response Computer Aided Dispatch System for the Technology Department, to authorize the expenditure of \$48,500.00 from the Technology Department, Director's Office, General Fund, and to declare an emergency. (\$48,500.00)

WHEREAS, the legislation authorizes the Director of the Department of Technology to modify and extend a software license contract and to expend \$48,500.00 commencing June 12, 2003 through June 13, 2004, and

WHEREAS, said software license is required to support daily operations of the Computer Aided Dispatching application software for the Communication Division, and

WHEREAS, the modification agreement supports software for the CAD system, for the police dispatch facility and the Fire Alarm Office, and

WHEREAS, PSSI provides services such as, telephone support services, upgrades to software and enhancement features, which support the CAD system's daily operations, and

WHEREAS, on June 12, 2000, Council approved and passed Ordinance 1420-00, which established the software support services provided by PSSI, and

WHEREAS, an emergency exists in the usual daily operation of the Technology Department, in that it is immediately necessary to modify and extend a contract with Public Safety Systems, Inc. (PSSI) for the purchase of a software service support agreement, now therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Director of the Department of Technology, on behalf of Public Safety be and is hereby authorized to modify and extend the renewable contract for software service support agreement with Public Safety Systems, Inc. (PSSI), related to operations of the Computer Aided Dispatch.

SECTION 2: That the expenditure of \$48,500.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Division:	47-01
Fund/Subfund:	010
OCA Code:	470724
Object Level 1:	03
Object Level 3:	3369
Amount:	\$48,500.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1762-2003

To authorize the Director of the Department of Technology to modify a contract with Oracle Corporation for the purchase of software maintenance and support and to authorize the expenditure of \$423,154.47 from the Information Services Fund, and to declare an emergency. (\$423,154.47)

WHEREAS, this legislation is to authorize the Director of the Department of Technology to modify contract CT- 19272 with Oracle Corporation for the maintenance renewal of software support and upgrades; and

WHEREAS, converting the license agreement, resulted in a 1.2 million dollars savings over a period of four years, that began in fiscal year 2003; and

WHEREAS, an unlimited number of users are able to access programs linked to Oracle applications, versus a limited user access; and
WHEREAS, while at the same time this server base license gives the City the capability to web enable these applications for citizens use;
and

WHEREAS, it is in the best interest of the City to modify CT-19272 to continue support and the ability to receive upgrades of current applications and programs such as; Performance Series, GIS, Open Data, Income Tax and BSD applications; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to modify a contract with Oracle Corporation thereby preserving the public health, peace, property and safety; now, therefore:

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

SECTION 1 That the Director of the Department of Technology be and is hereby authorized to modify and extend CT- 19272 for the renewal of software support services from Oracle Corporation in order to continue the support of existing applications and programs; such as Income Tax, GIS, Performance Series and Open Data, in the amount of \$423,154.47.

SECTION 2. That the expenditure of \$423, 154.47 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Division:	47-02
Fund/Subfund:	514/001
OCA Code:	281832
Object Level 1:	03
Object Level 3:	3358
Amount	\$423,154.47

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1766-2003

To authorize and direct the Director of Recreation and Parks to enter into contract with Shelly and Sands, Inc for Alum Creek Trail Development Morse Rd. to SR 161, to authorize the expenditure of \$1,721,921.32 from various funds, and to declare an emergency. (\$1,721,921.32)

WHEREAS, , bids were received by the Recreation and Parks Department on July 1,2003, and the contract for the Alum Creek Trail Development Morse Rd. to SR 161 Project will be awarded on the basis of the lowest and best responsive and responsible bidder; now, therefore

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 these 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 enter into contract with Shelly and Sands, for the Alum Creek Trail Development Morse Rd. to SR 161 Project, in accordance with plans and specifications on file in the Recreation and Parks Department

SECTION 2. That the expenditure of \$420,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Grant Fund, as follows, to pay the cost thereof

Fund Type; Grant., Dept. No.; 51-01, Fund No.; 286, Grant No.; 513023, Obj Lev. 3; 6621, OCA Code; 513023, Amount; \$420,000.00

SECTION 3. That the expenditure of \$1,301,921.32, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund, as follows, to pay the cost thereof

Fund Type; Cap. Improv., Dept. No.; 51-01, Fund No.; 702, Project No.; 510316, Obj Lev. 3; 6621, OCA Code; 644526, Amount; \$1,301,921.32

SECTION 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$25,782.34 has been included in Section 3, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1773-2003

To amend Ordinance No.1608-02 to clarify that Jeffrey Square community reinvestment area exemptions take precedence over both the tax increment financing tax exemptions and the obligations thereunder to make service payments.

WHEREAS, City Council desires to pursue all reasonable and legitimate incentive measures to assist and encourage residential development and redevelopment in specific areas of the City of Columbus(the "City") that have not enjoyed sufficient investment or reinvestment in residential remodeling or new residential construction; and

WHEREAS, on October 28, 2002, City Council passed Ordinance No.1608-02 to create a tax increment financing district (the "Italian Village TIF District"), which is depicted on Exhibit A attached hereto and incorporated herein by this reference, for a large portion of Italian Village surrounding the proposed 43-acre development known as Jeffrey Place; and

WHEREAS, pursuant to Ordinance No.1715-2003, the City is establishing within a portion of the Italian Village TIF District a residential-only community reinvestment area ("CRA") to be known as the Jeffrey Square CRA, which is depicted on Exhibits B and B(1) attached said Ordinance No.1715-2003 and attached hereto and incorporated herein by this reference; and

WHEREAS, the City has determined that the real property tax exemptions under the Jeffrey Square CRA should take precedence over both the real property tax exemptions and the obligations to make service payments in lieu of real property tax payments established by Ordinance No. 1608-02; and

WHEREAS, in order to establish clearly such precedence, the City finds it necessary to amend Ordinance No 1608-02; NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Section 2 of Ordinance No.1608-02, passed by City Council on October28, 2002, shall hereby be amended to read in its entirety as follows:

"Section 2. Pursuant to and in accordance with Section 5709.40 R.C., the City hereby finds and determines that, except as provided in the next following sentence, 100% of the increase in the assessed value of each parcel constituting the Property subsequent to the effective date of this Ordinance (which increase in assessed value as it relates to each parcel is hereinafter referred to as an "Improvement," as defined in Section 5709.40) is and shall be a public purpose. For each parcel located in the Jeffrey Square community reinvestment area established by Ordinance No 1715-2003, the increase or portion of the increase in assessed value of remodeling or new construction to which that exemption applies shall be neither an "Improvement," as defined in Section 5709.40 nor a public purpose for purposes of R.C. 5709.40 during the term of each community reinvestment area real property tax exemption with respect to that parcel"

Existing Section 2 of Ordinance No.1608-02 is hereby repealed.

Section 2. Pursuant to Section 5709.40(E) R.C., the City Clerk is hereby directed to deliver a copy of this Ordinance to the Director of the Ohio Department of Development and the Franklin County Auditor within fifteen days after its effective date.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1775-2003

To appropriate \$189,810.06 within the General Permanent Improvement Fund; to authorize and direct the Finance Director to establish purchase orders with Toter, Incorporated, and Rotonics Manufacturing, Incorporated, respectively, for the purchase of 90-gallon mechanized collection containers and 300-gallon mechanized collection containers and container lids, respectively, for the Refuse Collection Division per the terms and conditions of citywide contracts, to authorize the expenditure of \$198,485.00, \$8,674.94 from the Voted 1995, 1999 Refuse Collection Fund and \$189,810.06 from the General Permanent Improvement Fund, and to declare an emergency. (\$198,485.00)

WHEREAS, the Public Service Department, Refuse Collection Division, has a need for additional 90-gallon and 300-gallon refuse collection containers and 300-gallon container lids for use in its collection operations, and

WHEREAS, citywide term contracts with Toter, Incorporated, and Rotonics Manufacturing, Incorporated, exist for the purchase of said needed containers and container lids, and

WHEREAS, an emergency exists in the usual daily operation of the Refuse Collection Division, Public Service Department, in that it is immediately necessary to purchase these containers and container lids for the preservation of public health, peace, property, safety and welfare, now therefore,

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

SECTION 1. That from the unappropriated monies in the General Permanent Improvement Fund, Fund 748, and from the 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 \$189,810.06 be and hereby is appropriated to the Refuse Collection Division, Department No.59-02, Object Level One Code 06, Object Level Three Code 6651, OCA Code 642645, Project 520757 (\$145,829.40) and Project 520765 (\$43,980.66).

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

SECTION 3. That the Finance Director be and hereby is authorized to establish a purchase order in the amount of \$19,205.00 with Toter, incorporated, 841 Meacham Road, Statesville, North Carolina 28677 for the purchase of 500 90-gallon containers (\$38.41 each) in accordance with the terms and conditions of universal term contract FL001039 established for this purpose.

SECTION 4. That the Finance Director be and hereby is authorized to establish a purchase order in the amount of \$179,280.00 with Rotonics Manufacturing, Incorporated, 736 Birginal Drive, Bensenville, Illinois 60106 for the purchase of 530 300-gallon containers (\$176.00 each) and 1,000300-gallon container lids (\$86.00 each) in accordance with the terms and conditions of universal term contract FL001040 established for this purpose.

SECTION 5. That to pay the cost of the aforementioned purchase orders, the expenditure of \$8,674.94 or so much thereof as may be needed, is authorized from the Voted 1995, 1999 Refuse Collection Fund, Fund 703, Department No. 59-02, Public Service Department, Refuse Collection Division, Object Level One Code 06, Object Level Three Code 6651, OCA code 644419, Project 520001, and \$189,810.06 or so much thereof as may be needed, is authorized from the General Permanent Improvement Fund, Fund 748, Department No.59-02, Public Service Department, Refuse Collection Division, Object Level One Code 06, Object Level Three Code 6651, OCA code 642645, Project 520757 (\$145,829.40) and Project 520765 (\$43,980.66).

SECTION 6. 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1782-2003

To rezone 4001 SOUTH HAMILTON ROAD (43232), being 130.84 acres located at the southwest corner of South Hamilton Road and Winchester Pike, From: C-4, Commercial, L-C-4, Limited Commercial, and R-1, Residential Districts, To: L-C-4, Limited Commercial and L-AR-12, Limited Apartment Residential Districts (Rezoning Z02-009)

WHEREAS, application #Z02-009 is on file with the Building Services Division of the Department of Development requesting rezoning of 130.84 ± acres from the CA, Commercial, L-C-4, Limited Commercial, and R-1, Residential Districts, to the L-C-4, Limited Commercial and L-AR-12, Limited Apartment Residential Districts; and

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

WHEREAS, the City Departments recommend approval of said zoning change because this proposal would permit commercial and multifamily residential development consistent with the zoning and development pattern to the east across South Hamilton Road The L-C-4 and L-AR-12 limitation texts and site plan provide appropriate use restrictions and development standards including buffering, pedestrian access, landscaping, and outdoor display, lighting and graphics restrictions, now, therefore:

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

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

4001 SOUTH HAMILTON ROAD (43232), being 130.84 acres located at the southwest corner of South Hamilton Road and Winchester Pike, and being more particularly described as follows

Subarea 1: Legal Description for 35.59 Acres (L-C-4, Limited Commercial District)

Situated in the State of Ohio, County of Franklin, City of Columbus and containing 35.59 acres of land, more or less, said 35.59 acres being more particularly bounded and described as follows

Beginning, for reference, at the intersection of the centerline of US. Route 33 (centerline of construction) with the centerline of Hamilton Road; thence, from said reference point of beginning, North 04° 14' 40" East, with the centerline of said Hamilton Road, a distance of 1816.03 feet to a point; thence North 85° 34' 36" West, a distance of 65.01 feet to the true point of beginning;

thence, from said true point of beginning, North 85° 34' 36" West, a distance of 794.99 feet to a point;

thence North 04° 08' 51" East, a distance of 1161.97 feet to a point;

thence South 85° 10' 23" East, a distance of 35.46 feet to a point;

thence North 04° 49' 37" East, a distance of 940.60 feet to a point in a southerly right-of-way line of Winchester Pike;

thence, with the southerly right-of-way boundary of said Winchester Pike, the following three courses and distances southeastwardly, with the arc of a curve to the left having a radius of 3909.72 feet, a central angle of 01° 43' 00" and a chord that bears South 69° 27' 32" East, a chord distance of 117.14 feet;

South 70° 19' 02" East, a distance of 495.36 feet;

Southeastwardly, with the arc of a curve to the right having a radius of 3729.72 feet, a central angle of 02° 02' 03" and a chord that bears south 69° 18' 01" East, a chord distance of 132.41 feet to the point of intersection of a southerly right-of-way line of said Winchester Pike with a westerly right-of-way line of Hamilton Road;

thence, with the westerly right-of-way boundary of said Hamilton Road, the following eight courses and distances

South 03° 34' 34" East, 220.70 feet;

South 04° 14' 40" West, 500.00 feet;

South 00° 06' 49" West, 180.47 feet;

South 05° 03' 20" West, 211.86 feet;

South 04° 14' 40" West, 208.16 feet;

South 00° 19' 47" East, 100.32 feet;

South 26° 39' 38" West, 86.54 feet;

South 01° 24' 37" West, 404.26 feet to the true point of beginning and containing 35.59 acres of land, more or less.

**To Rezone From: C-4, Commercial, L-C-4, Limited Commercial and R-1, Residential Districts,
To: L-C-4, Limited Commercial District**

Subarea 2: Legal Description for 95.25 Acres (L-AR-12, Limited Apartment Residential District)

Situated in the State of Ohio, County of Franklin, City of Columbus, containing 95.25 acres of land, more or less, said 95.25 Acres being more particularly bounded and described as follows

Beginning, for reference, at the intersection of the centerline of US. Route 33 (centerline of construction) with the centerline of Hamilton Road; thence, from said reference point of beginning, North 04° 14' 40" East, with the centerline of said Hamilton Road, a distance of 1816.03 feet to a point; thence North 85° 34' 36" West, a distance of 860.00 feet to the true point of beginning;

thence, from said true point of beginning, North 85° 34' 36" West, a distance of 683.98 feet to a point;

thence South 03° 56' 58" West, a distance of 255.42 feet to a point;

thence North 85° 46' 41" West, a distance of 335.82 feet to a point in a northeasterly right-of-way line of said U.S. Route 33;

thence, with the northeasterly right-of-way boundary of said U.S. Route 33, the following four courses and distances northwestwardly, with the arc of a curve to the right having a radius of 5590.37 feet, a central angle of 09° 44' 59" and a chord that bears North 39° 12' 38" West, a chord distance of 950.12 feet;

North 34° 20' 13" West, 83.95 feet;

North 07° 46' 18" West, 111.80 feet;

North 44° 11' 33" West, 204.48 feet;

thence North 04° 21' 53" East, a distance of 1267.27 feet to a point;

thence South 86° 50' 42" East, a distance of 631.49 feet to a point;

thence North 31° 39' 35" East, a distance of 500.28 feet to a point;

thence North 12° 09' 35" East, a distance of 119.46 feet to a point;

thence North 21021' 45" West, a distance of 11.44 feet to a point in a southwesterly right-of-way line of Winchester Pike; thence, with the southwesterly right-of-way boundary of said Winchester Pike, the following two courses and distances South 56° 44' 37" East, 371.39 feet; southeastwardly, with the arc of a curve to the left having a radius of 3909.72 feet, a central angle of 11° 51' 25" and a chord that bears South 62° 40' 19" East, a chord distance of 807.64 feet;

thence South 04° 49' 37" West, a distance of 940.60 feet to a point;

thence North 85° 10' 23" West, a distance of 35.46 feet to a point;

thence South 04° 08' 51" West, a distance of 1161.97 feet to the true point of beginning and containing 95.25 acres of land, more or less.

**To Rezone From: R-1, Residential District,
To: L-AR-12, Limited Apartment Residential Districts**

Section 2. That a Height District of Sixty (60) feet is hereby established on the L-C-4, Limited Commercial District on this property and a Height District of Thirty-five (35) feet is hereby established on the L-AR-12, 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-C-4, Limited Commercial District and L-AR-12, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said site/sidewalk plan and landscape plans being titled "WALNUT CREEK COLUMBUS, OHIO, SHEET SP-3," and "WALNUT CREEK COLUMBUS, OHIO, SHEET L-1," and text titled, "LIMITATION TEXT," all signed by David Dye, Attorney for the Applicant, dated July 2, 2003, and the text reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT:	L-C-4 and L-AR-12
PROPERTY ADDRESS:	4001 Hamilton Road
OWNER(s):	Ebright Investment Co; Assemblies of God; The Williams Road Company
APPLICANT:	Hamilton & 33, LLC DATE OF TEXT: July 2, 2003
APPLICATION NUMBER:	Z02-009

A. INTRODUCTION

The site to be rezoned consists of approximately 130.84 acres of land, being 35.59 acres intended for commercial uses (the "Commercial Property"), and 95.25 acres for residential use in the form of apartments and/or condominiums (the "Residential Property"). The Commercial Property consists, generally, of acreage fronting onto Hamilton Road, between State Route 33 and Winchester Pike, in southeast Columbus The Residential Property is the acreage west of the Commercial Property, north of Route 33, south of Winchester Pike, and south and east of the Big Walnut Creek Applicant proposes to rezone all of the 35.59 acres to the L-C-4 District for the development of commercial use~ The major features of the proposed commercial rezoning include the coordination of access to Hamilton Road between the various proposed uses, and a mixture of community scale and neighborhood commercial development, transitioning into an adjacent proposed multi-family residential development on the 95.25 acre portion of the site. The uses within the L-C4 District will serve the general needs of residents living in the Hamilton- Winchester Pike area, including future occupants of the proposed residential community to be developed on the Residential Property This text separately addresses the uses and development standards applicable to each of the zoning classifications sought

B. SUBAREA 1 (L-C-4 DISTRICT)

1. INTRODUCTION

The Commercial Property, proposed to be rezoned to the L-C-4 district, consists of approximately 35.59 acres of land, located on the west side of Hamilton Road between State Route 33 and Winchester Pike. Applicant has submitted herewith a site plan/sidewalk plan, titled "WALNUT CREEK COLUMBUS, OHIO, SHEET SP-3" for a development referred to as "Walnut Creek," and dated 7/01/03 (herein after referred to as the "L-C-4 Site Plan") depicting the intended use of the Commercial Property for a combination of commercial retail, monopole cell tower with accessory building, and out-parcel uses. Applicant has also submitted a landscape plan titled "WALNUT CREEK COLUMBUS, OHIO, SHEET L-1" depicting required landscaping for Subarea 1 (L-C-4 District) and Subarea 2 (L-AR-12 District). The rezoning parcel is currently used for agricultural purpose~ Portions of the Commercial Property are zoned R-1, L-C-4 and CA, with all of the existing zoning texts and plans to be replaced by this text and zoning Virtually all of the Hamilton Road frontage on the east side of Hamilton is zoned L-C-4.

2. PERMITTED AND PROHIBITED USES

Within Subarea 1, the permitted uses shall consist of all £4 uses permitted under Section 3356 of the Columbus Zoning Code, except as provided herein after. The following uses shall not be permitted on the Property: stable, testing or experimental laboratory, electric sub-station, motor bus terminal, new and used automobile sales, newspaper printing, auctioneer's auditorium, drive-in theater, funeral home, ice house, massage parlor, outdoor amphitheater, pawn shop, ice and all other skating rinks, storage garage, armory and billboards. An existing monopole telecommunication antenna shall remain on site, the landscaping around which shall be upgraded to meet the current code requirement of five foot (5') tall screening to achieve 75% opacity.

3. DEVELOPMENT STANDARDS

A. Density, Lot and/or Setback Commitments.

None.

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

Access to the Property from Hamilton Road is proposed to be by means of not more than one(1) full service curb cut, located toward the south end of the Property's Hamilton Road frontage, and by not more than two (2) 'right-in-right-out' curb cuts along said frontage. Access from Winchester Pike is proposed to be by means of one full service curb cut located on and shared with Subarea 2, and by not more than one (1) right-in-right-out curb cut, which is to be located not less than three hundred feet (300') from the Hamilton Road Winchester Pike intersection, and not less than three hundred feet (300') from the full service curb cut shared with Subarea2. All streets to be constructed on the Property, and all parking areas and drive aisles on the Property, shall be privately owned, and shall be maintained by the owner(s) of the parcels on which located, or by an association of owners formed for such purpose

Applicant has submitted a traffic study analyzing whether improvements to Hamilton Road and/or Winchester Pike are necessitated by this proposed development, and has met with Development staff Based on the report and meetings with staff, Applicant has agreed to construct a southbound right turn lane on Hamilton Road at the main(full movement) entrance to the Development; and to construct a 270' westbound left turn lane and a 175' eastbound right turn lane on Winchester Pike at the full movement entry located along the boundary between the residential and commercial uses on the Property. Additionally, Applicant has agreed to pay for the restriping of the westbound lanes of traffic on Winchester Pike at Hamilton Road, to result in two left turn lanes, one through traffic lane, and a right turn lane Applicant acknowledges that it will be responsible, once relevant warrants are met, for the installation of a traffic signal at the full service curb cut on Winchester Pike. All circulation, curb cuts and access points shall be subject to the approvals of the City of Columbus Transportation Division in consultation with the Franklin County Engineer's Office

A traffic signal has previously been installed at the full service curb cut from the Property onto Hamilton Road The warrants for said signal were met prior to the development of the Property Applicant will pay on an on-going basis, twenty-five percent (25%) of the maintenance costs relative to said signal, and Applicant shall pay one hundred percent (100%) of the costs incurred to install new control cabinets on the west side of Hamilton Road, to accommodate the signalization changes necessitated by the development of the Property

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

1. Street trees shall be planted evenly spaced along Hamilton Road and Winchester Pike at a ratio of not less than one tree per thirty-five (35) feet of frontage.

2. Applicant shall provide treed landscape buffering with an opacity of not less than 90% between the Commercial Property and the Residential Property in accordance with a submitted Landscape Plan. The planting may be done on the Commercial Property, on the Residential Property, or on a combination of the two. Cross-easements shall be granted to the owners of the Commercial and Residential Properties along the common property line, allowing for the current and future owners of the Properties to install and maintain the landscape buffer. Relative to the City, and any zoning compliance issues that may arise, the owner(s) of the Commercial Property shall have the ultimate responsibility for the installation and maintenance of the landscaped buffer. Nothing contained herein is intended, nor shall it act, as a bar to the right of the Commercial Property owner(s) to enforce, civilly, any cost-sharing agreement entered into with the owner(s) of the Residential Property. The trees comprising the landscape buffer shall be the following species: Shade trees shall be Autumn Applause White Ash, Green Mountain Sugar Maple, and/or Green Spire Linden; Ornamental trees shall be Ohio Pioneer Hawthorn (thornless) or any of the various varieties of Crabapple; and Evergreen trees shall be Colorado Blue Spruce or Norway Spruce.

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

4. All trees shall meet the following minimum size at the time of planting: Shade trees - 2 1/2" caliper; Ornamental trees - 1 1/2" caliper; Evergreen trees - 5 feet in height. Tree caliper is measured six inches (6") from the ground.

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

1. Rooftop Mechanicals Screening. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials.

2. Building Height. Buildings constructed on the Property shall not exceed thirty-five feet (35') in height as measured from finish grade at the base of the building, excluding parapets or other roof or wall extensions the purpose of which are to add architectural detail or screening of rooftop mechanical equipment.

3. Sidewalks. Applicant agrees to construct sidewalks as required by the Columbus City Code and shown on the submitted Sidewalk Plan, including but not limited to an east-west oriented sidewalk extending from Hamilton Road, across and through the UCA Property, providing pedestrian access to the L-AR-12 Property. Sidewalks constructed through paved parking areas of the L-C-4 Property shall meet Columbus sidewalk construction standards, and shall not be mere striped or painted sections of the parking pavement. At any commercial location where outdoor displays are to be permitted, the same shall only be permitted on a sidewalk area if that sidewalk has a minimum depth of nine feet (9'). Applicant has contacted the City of Columbus Transportation Department and is processing an application to secure waivers, as necessary to allow the sidewalk configuration shown on the Sidewalk Plan, in lieu of the requirement of sidewalk construction within the right-of-way along Winchester Pike and part of Hamilton Road.

4. Building Materials. Buildings shall be constructed of a combination of glass, brick, synthetic stucco, and standing seam roofs. Awnings at entries are permitted.

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

1. Light standards shall not exceed twenty-five feet (25') in height except lights located within 100 feet of a residentially used or zoned property shall not exceed eighteen feet (18') in height.

2. Lights shall have fully shielded, recessed lamps directed downward to prevent glare and shine above the horizontal plane.

3. For aesthetic compatibility, lights shall be from the same or similar type and color.

4. Lighting shall not exceed 0.1 foot-candle, measured horizontally, along the property line of a residentially used or zoned property.

5. Outdoor merchandising is permitted along the fronts of buildings on the Property, provided a minimum unobstructed strip for pedestrian traffic of not less than five feet (5') is maintained.

F. Graphics and/or Signage Commitments

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

G. Miscellaneous Commitments

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

C. SUBAREA 2 (L-AR-12 DISTRICT)

1. INTRODUCTION

The Residential Property consists of approximately 95.25 acres of land, west of the Commercial Property, north of State Route 33, east of Big Walnut Creek and south of Winchester Pike. Applicant has submitted a landscape plan titled "WALNUT CREEK COLUMBUS, OHIO, SHEET L-1" depicting required landscaping for Subarea 1 (L-C-4 District) and Subarea 2 (L-AR-12 District). This area is currently zoned R-1. Applicant intends to develop the Residential Property with apartments, condominiums or a combination of the two.

2. PERMITTED USES

Within the Property to be rezoned the permitted uses shall consist of all AR-12 uses permitted under Section 3333.02 of the Columbus Zoning Code. There are existing billboards on the Property, subject to current written lease agreements. The billboards are located on the portion of the Property that is to be conveyed to the City of Columbus Division of Parks and Recreation, and the billboards shall remain on a separate parcel to be created by the applicant by means of a lot split, as non-conforming uses for the balance of their respective lease terms. Upon the termination of each billboard lease, the specific billboard affected by the terminated lease will be removed from the site within one hundred twenty (120) days, weather permitting. Within one hundred twenty (120) days of the removal of the last billboard the parcel that contained the billboards will be deeded to the City of Columbus Department of Recreation and Parks. No new billboards may be erected on any part of the Property.

3. DEVELOPMENT STANDARDS

A. Density, Lot and/or Setback Commitments.

The density of the Property shall be limited to a maximum of 554 residential units.

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

Access to the Property from the east shall be by way of the private drive to be constructed from the full service curb cut on Hamilton Road, through the Commercial Property. An easement for the construction and use of the private drive area through the Commercial Property shall be granted, if necessary to allow the Residential Property to develop on its own time schedule, independent of the

timing of the Commercial Property development The Residential Property shall also have direct access to the proposed full service curb cut (the curb cut shared with the Commercial Property) on Winchester Pike. All streets shall be a minimum of 20' wide, and all streets, parking areas and drive aisles on the Property shall be privately owned, and shall be maintained by the owner of the Residential development

Traffic and roadway improvements are addressed in Section B(3)(B) above. All circulation, curb cuts and access points shall be subject to the approvals of the City of Columbus Transportation Division in consultation with the Franklin County Engineer's Office.

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

1. Street trees shall be planted evenly spaced along Winchester Pike at a ratio of not less than one tree per thirty-five (35) feet of frontage.

2. As provided in Section B(3)(C)(2) above, Applicant shall provide treed landscape buffering with an opacity of not less than 90% between the Commercial Property and the Residential Property in accordance with a submitted Landscape Plan. The planting may be done on the Commercial Property, on the Residential Property, or on a combination of the two Cross-easements shall be granted to the owners of the Commercial and Residential Properties along the common property line, allowing for the current and future owners of the Properties to install and maintain the landscape buffer Relative to the City, and any zoning compliance issues that may arise, the owner(s) of the Commercial Property shall have the ultimate responsibility for the installation and maintenance of the landscaped buffer Nothing contained herein is intended, nor shall it act, as a bar to the right of the Commercial Property owner(s) to enforce, civilly, any cost-sharing agreement entered into with the owner(s) of the Residential Property. The trees comprising the landscape buffer shall be the following species: Shade trees shall be Autumn Applause White Ash, Green Mountain Sugar Maple, and/or Green Spire Linden; Ornamental trees shall be Ohio Pioneer Hawthorn (thornless) or any of the various varieties of Crabapple; and Evergreen trees shall be Colorado Blue Spruce or Norway Spruce.

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

4. All trees shall meet the following minimum size at the time of planting Shade trees - 2 1/2" caliper; Ornamental trees - 1 1/2" caliper; Evergreen trees - 5 feet in height Tree caliper is measured six inches (6") from the ground

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

1. Pitched Roof. All buildings shall have a pitched or angled roof

2. Rooftop Mechanicals Screening Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials This section shall not require screening of wall or ground-mounted utility meter boxes.

3. Building Height Buildings constructed on the Property shall not exceed thirty-five feet (35') in height as measured from finish grade at the base of the building

4. Sidewalks. Applicant agrees to construct sidewalks (i) along the south side of Winchester Pike; (ii) along the internal road providing access to the site from Winchester Pike, specifically from Winchester Pike to the location, approximately three hundred feet (300') to the south, at which the Commercial Property derives its access by way of such drive; and (iii) along the roadway providing access from Hamilton Road, from the Residential Property's east property line to the first internal driveway connection.

5. Building Materials. Building materials shall be a combination of brick and vinyl siding

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

1. Lighting

i. Light standards shall not exceed eighteen feet (18') in height

ii. Lights shall meet current City of Columbus standards and specifications for residential community streets

and parking lots.

iii. For aesthetic compatibility, lights shall be from the same or similar type and color

iv. Lighting shall not exceed 0.1 foot-candle, measured horizontally, anywhere along a property line

2. Bike Path and Conservation Areas.

i. Bikeway. Prior to the issuance of zoning clearance, Applicant shall convey title to the City of Columbus of a fifty foot (50') strip of land along the east-south edge of the flood plain, east and south of Big Walnut Creek, for the City's construction of a multi-use trail. This 50' strip shall be kept as near to existing grades and conditions as possible to facilitate the future construction of the trail. Grading plans for the proposed development shall be presented for approval to the Columbus Recreation and Parks Department prior to construction

ii. Conservation Area Applicant shall, prior to the issuance of zoning clearance, convey title to the City of Columbus of the entire flood way area east and south of Big Walnut Creek, for conservation purposes, except for a parcel containing existing billboards that is described below. The Floodway shall remain undisturbed and in its existing condition. Within one hundred twenty days (120) of the date that this ordinance becomes law the applicant shall apply for a lot split to create a separate parcel containing the billboards. Said parcel shall have a minimum of fifty feet (50') of frontage on Winchester Pike. The billboard leases will expire in December 2009, at which time the billboards will be removed by the applicant within one hundred twenty days of the end of their respective lease terms, weather permitting. Within one hundred twenty (120) days of the removal of the last billboard the parcel that contained the billboards shall be deeded to the City of Columbus Recreation and Parks Department. No new billboards shall be constructed on the site.

F. Graphics and/or Signage Commitments

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

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1787-2003

To authorize the supplemental appropriation of \$55,000.00 from the Street Construction Maintenance and Repair Fund; to authorize the Public Service Director to enter into an agreement for the Transportation Division with the Mid-Ohio Regional Planning Commission to undertake the Northwest Regional Traffic Study to develop a strategic plan for the purpose of estimating traffic impacts on the existing network by proposed traffic generators and make it possible to project traffic movements on alternative future road networks and configurations, to authorize the expenditure of up to \$5,000.00 from the Street Construction Maintenance Repair Fund, and to declare an emergency (\$55,000.00)

WHEREAS, City of Columbus Transportation Division and MORPC have identified the need to improve the transportation system in the Northwest area which is described as follows

An area bounded by 5R161/ U533 to the north, Cemetery Rd. / Scioto Darby Creek Rd. to the south, I-70 to the east and Madison County to the west as well as a possible limited examination of facilities leading out of or closely adjacent to the detailed study area to the south and west, and

WHEREAS, the City of Columbus Transportation Division, City of Hilliard, City of Dublin, the Franklin County Engineer, and Washington Township have agreed to a cost, funding shares and schedule for the Northwest Regional Traffic Study, to participate in the conduct of the study, and to provide funding to undertake the study, and,

WHEREAS, funds are available in the Street Construction Maintenance and Repair Fund for this reimbursement, and

WHEREAS, an emergency exists in the usual daily operations of the Transportation Division, Public Service Department, in that it is immediately necessary to appropriate funds and to authorize a contract with MORPC for the Northwest Regional Traffic Study, thereby preserving the public health, peace, property, safety, and welfare, now, therefore

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

SECTION 1. That from the unappropriated monies in the Street Construction Maintenance and Repair Fund, Fund 265, and from the 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 \$55,000.00 be and hereby is appropriated to the Transportation Division, Department 59-09, Object Level One Code 03, Object Level Three Code 3336, and OCA Code 599138.

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

SECTION 3. That the Public Service Director be authorized to enter into an agreement with the Mid-Ohio Regional Planning Commission, 285 East Main Street, Columbus, Ohio 43215, up to \$55,000.00 for the Transportation Division to undertake the Northwest Regional Traffic Study to develop a strategic plan for the purpose of estimating traffic impacts on the existing network by proposed traffic generators and make it possible to project traffic movements on alternative future road networks and configurations

SECTION 4. That the expenditure of \$55,000.00 be and is hereby authorized from Fund 265, Street Construction Maintenance and Repair Fund, Department 59-09, Object Level One Code 03, Object Level Three Code 3336, and OCA Code 599138 to pay the cost of said study.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1792-2003

To authorize the Public Service Director to modify and increase a contract with Ohio Civil Design and Management for the preparation of construction plans for the South High Street at Williams Road project for the Transportation Division; to authorize the expenditure of \$9,969.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$9,969.00)

WHEREAS, Contract No. EA 012918 was authorized by Ordinance #1141-99, passed May 10, 1999, executed June 22, 1999, and approved by the City Attorney on June 28, 1999; and

WHEREAS, it is necessary to modify this contract to increase the scope of services as per the consultant's letter dated June 17, 2003, for the South High Street at Williams Road project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract should be modified and increased immediately so that the work may proceed without delay, thereby preserving the public health, peace, property, safety and welfare; now therefore

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

SECTION 1. That the Public Service Director be and hereby is authorized to modify and increase Contract No EA012918 for the Transportation Division with Ohio Civil Design and Management, 2960 Royalwood Drive, Dublin, Ohio, 43017, to complete the design, construction plans, and permits for the South High Street at Williams Road project in accordance with the plans on file in the office of the Public Service Director

SECTION 2. That for the purpose of paying the cost of the contract modification, the sum of \$9,969.00 or so much thereof as may be necessary is hereby authorized to be expended from the 1995, 1999 Voted Streets and Highways Fund, Fund 704, Department No.59-09, Object Level One Code 06, Object Level Three Code 6682, OCA Code 644385 and Project 530161.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1795-2003

To authorize and direct the Board of Health to accept this grant from the Ohio Department of Health in the amount of \$977,878; to authorize the appropriation of \$977,878 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency.

WHEREAS, \$977,878.00 in grant funds have been made available through the Ohio Department of Health for the Child & Family Health Services program for the period of July 1, 2003 through June 30, 2004; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Child & Family Health Services program; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$977,878.00 from the Ohio Department of Health for the Child & Family Health Services program for the period July 1, 2003 through June 30, 2004.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2003, the sum of \$977,878.00 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA	Grant No.	Object Level One	Purpose	Amount
503018	503018	0 1	Personnel Services	\$256,260
503018	503018	03	Services-Op & Maint	\$721,618
			Total for Grant No.503018	\$977,878

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1799-2003

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the perinatal program; to authorize the expenditure of \$586,433 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency

WHEREAS, the Columbus Health Department has a need for Children's Hospital to provide comprehensive pediatric care services for the perinatal program for the period of July 1, 2003 through June 30, 2004, and,

WHEREAS, Children's Hospital has the expertise and has had a long history of providing comprehensive pediatric care services to patients in the Child and Family Health Services Perinatal Program; and,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with Children's Hospital to provide comprehensive pediatric care services for the period of July 1, 2003 through June 30, 2004, in an amount not to exceed \$586,433.

SECTION 2. That to pay the cost of said contract, the expenditure of \$586,433 is hereby authorized from the Health Department Grants Fund, Fund No.251, Department of Health, Department No.50, Object Level One 03, Object Level Three 3351, Grant No.503018, OCA Code 503018.

SECTION 3. That the provisions of the Columbus City Code, Section 329.02 are hereby met.

SECTION 4. That the provisions of Columbus City Code, Sections 329.11 and 329.12, dealing with competitive bidding, are hereby waived.

SECTION 5. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records

SECTION 6. 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1800-2003

To authorize and direct the Board of Health to accept this grant from the Ohio Department of Health in the amount of \$3,506,045; to authorize the appropriation of \$3,506,045 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency

WHEREAS, \$3,506,045 in grant funds have been made available through the Ohio Department of Health for the Women, Infants and Children program for the period of October 1, 2003 through September30, 2004; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the WIC program; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$3,506,045 from the Ohio Department of Health for the Women, Infants and Children program for the period October 1, 2003 through September 30, 2004.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending September 30, 2004, the sum of \$3,506,045 is hereby appropriated to the Health Department, Division No.50, as follows:

OCA	Grant No.	Object Level One	Purpose	Amount
503016	503016	01	Personnel Services	\$2,908,085
503016	503016	02	Materials & Supplies	\$ 41,573
503016	503016	03	Services-Op & Maint	\$ 556,387
			Total for Grant No.503016	\$3,506,045

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1801-2003

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of a WIC clinic; to authorize the expenditure of \$305,022 from the Health Department Grants Fund; and to waive the provisions for competitive bidding.

WHEREAS, The Ohio Department of Health has designated the Columbus Health Department as primary grantee agency and fund administrator for all WIC programs in Franklin County; and,

WHEREAS, Children's Hospital will staff and operate a WIC clinic in accordance with State WIC guidelines; and,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with Children's Hospital for the provision of a WIC clinic for the period of October 1, 2003 through September 30, 2004, in an amount not to exceed \$305,022.

SECTION 2. That for the contract stated above, the sum of \$305,022 is hereby authorized to be expended from the Health Department Grants Fund, Fund No.251, Grant No.503016, Division No.50-01, OCA Code 503016, Object Level One 03, Object Level Three 3351.

SECTION 3. That this contract is in compliance with Section 329.02 of the Columbus City Code.

SECTION 4. That the provisions of the Columbus City Code, Section 329.11 and 329.12, dealing with competitive bidding are hereby waived.

SECTION 5. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records

SECTION 6. 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1802-2003

To authorize and direct the Board of Health to enter into lease contracts with three property owners for the lease of clinic space for the WIC and Immunization programs, for the period of October 1, 2003 through September 30, 2004; to authorize a total expenditure of \$116,644 from the Health Special Revenue Fund and the Health Department Grants Fund; and to declare an emergency.

WHEREAS, The Ohio Department of Health has designated the Health Department as primary grantee agency and fund administrator for all WIC programs in Franklin County; and,

WHEREAS, the WIC Program will lease space from various property owners for their clinic sites for the continuation of Women, Infants and Children services; Now, therefore:

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contracts for the provision of rental space for three WIC clinics for the period of October 1, 2003 through September 30, 2004.

SECTION 2. That to pay the costs of said contracts, the expenditure of \$13,530 is hereby authorized from the Health Special Revenue Fund, Fund No.250; and the expenditure of \$103,114, is hereby authorized from the Health Department Grants Fund, Fund No.251, Grant No.503016, Division No.50-01, Object Level One 03, Object Level Three 3301, as follows:

Property Owner	Grant #	OCA	Object Level 01	Object Level 03	Amount
Four-D Holdings	N/A	513200	03	3301	\$13,530
	503016	503016	03	3301	\$41,274
PLM Company	503016	503016	03	3301	\$33,840
Bruce Williamson	503016	503016	03	3301	\$28,000

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records

SECTION 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1803-2003

To authorize the City Treasurer to modify a contract with Fifth Third Bank and its processing agent, Midwest Payment Systems, for the provision of credit card processing services, and to authorize the expenditure of \$35,000 from the Development Services Fund, the expenditure of \$1,500 from the Electricity Operating Fund, the expenditure of \$5,550 from the Recreation and Parks Operating Fund, and the expenditure of \$1,000 from the General Fund. (\$43,050)

Whereas, the City Treasurer has entered into a contract with Fifth Third Bank and its processing agent, Midwest Payment Systems, for credit card processing services; now therefore:

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

Section 1. That the City Treasurer is authorized to increase the contract between the City of Columbus and Fifth Third Bank, and its processing agent, Midwest Payment Systems, for the processing of credit cards in the amount of \$43,050.

Section 2. That the expenditure of \$43,050 is authorized as follows:

Department, 44-03	Fund, 240	OCA Code, 440370	Object Level 3, 3348	Amount, \$35,000
Department, 60-07	Fund, 550	OCA Code, 600742	Object Level 3, 3348	Amount, \$1,500
Department, 51-01	Fund, 285	OCA Code, 511535	Object Level 3, 3348	Amount, \$300
Department, 51-01	Fund, 285	OCA Code, 510628	Object Level 3, 3348	Amount, \$250
Department, 51-01	Fund, 285	OCA Code, 511139	Object Level 3, 3348	Amount, \$5,000
Department, 23-03	Fund, 010	OCA Code, 230301	Object Level 3, 3348	Amount, \$1,000

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1805-2003

To authorize the Board of Health to modify and increase a contract with Columbus AIDS Task Force for the provision of education and support services for individuals with AIDS and HIV infection, to authorize the expenditure of \$66,500 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency

WHEREAS, Contract No. DL003689 authorized the expenditure of \$293, 100 to Columbus AIDS Task Force to provide education and support services for individuals with AIDS and HIV infection; and,

WHEREAS, additional work is needed to continue these services through December 31, 2003; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to modify and increase said contract with Columbus AIDS Task Force for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to modify Contract No. DL003689 with Columbus AIDS Task Force to provide education and support services for individuals with AIDS and HIV infection for the period ending December 31, 2003, in an amount not to exceed \$66,500.

SECTION 2. That the expenditure of \$66,500 is hereby authorized from the Health Special Revenue Fund, Fund No 250, Department of Health, Department No. 50-01, Object Level One 03, Object Level Three 3337, OCA No. 502112.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records

SECTION 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1806-2003

To authorize the Board of Health to modify and increase a contract with Southeast Community Mental Health for the provision of education and support services for individuals with AIDS and HIV infection, to authorize the expenditure of \$17,500 from the Health Special Revenue Fund to pay the cost thereof and to declare an emergency

WHEREAS, Contract No. DL003690 authorized the expenditure of \$34,400 to Southeast Community Mental Health to provide education and support services for individuals with AIDS and HIV infection; and,

WHEREAS, additional work is needed to continue these services through December 31, 2003; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to modify and increase said contract with Southeast Community Mental Health for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to modify Contract No DL003690 with Southeast Community Mental Health to provide education and support services for individuals with AIDS and HIV infection for the period ending December 31, 2003, in an amount not to exceed \$17,500.

SECTION 2. That the expenditure of \$17,500 is hereby authorized from the Health Special Revenue Fund, Fund No 250, Department of Health, Department No. 50-01, Object Level One 03, Object Level Three 3337, OCA No. 502112.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records

SECTION 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1807-2003

To authorize the Board of Health to modify and increase a contract with Project Open-Hand Columbus for the provision of education and support services for individuals with AIDS and HIV infection, to authorize the expenditure of \$11,000 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency.

WHEREAS, Contract No. DL003691 authorized the expenditure of \$21,500 to Project Open-Hand Columbus to provide education and support services for individuals with AIDS and HIV infection; and,

WHEREAS, additional work is needed to continue these services through December 31, 2003; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to modify and increase said contract with Project Open-Hand Columbus for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to modify Contract No DL003691 with Project Open-Hand Columbus to provide education and support services for individuals with AIDS and HIV infection for the period ending December 31, 2003, in an amount not to exceed \$11,000.

SECTION 2. That the expenditure of \$11,000 is hereby authorized from the Health Special Revenue Fund, Fund No 250, Department of Health, Department No. 50-01, Object Level One 03, Object Level Three 3337, OCA No. 502112.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records

SECTION 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1808-2003

To authorize the Board of Health to accept a grant from the Ohio Department of Alcohol and Drug Addiction Services for the Dayton-Columbus HIV Outreach/Prevention program, to authorize a total appropriation of \$120,702 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency

WHEREAS, \$120,702 in grant funds have been made available through the Ohio Department of Alcohol and Drug Addiction Services for the Dayton-Columbus HIV Outreach/Prevention program for the period of July 1, 2003 through June 30, 2004; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Alcohol and Drug Addiction Services for the continued support of the Dayton-Columbus HIV Outreach/Prevention program; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$ 120,702 from the Ohio Department of Alcohol and Drug Addiction Services for the Dayton-Columbus HIV Outreach/Prevention program for the period July 1, 2003 through June 30, 2004.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2003, the sum of \$120,702 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA Code	Grant No.	Object Level 03	Amount
503013	503013	01 Personnel Services	\$ 97,573
503013	503013	02 Materials -Op&Maint	\$ 12,900
503013	503013	03 Services -Op&Maint	\$ 10,229
		Total:	\$120,702

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1809-2003

To authorize the Public Service Director to enter into a contract for the Transportation Division with G & G Cement Contractors for construction of the Cleveland Avenue Curb Replacement Project; to authorize the expenditure of \$424,729.05 from the Voted 1995, Voted 1999 Streets and Highways Fund; and to declare an emergency (\$424,729.05)

WHEREAS, bids were received and tabulated on July 3, 2003, for the Cleveland Avenue Curb Replacement Project; and

WHEREAS, a satisfactory bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that the contract should be let immediately so that the work may proceed without delay, 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 Public Service Director be and is hereby authorized to enter into a contract with G & G Cement Contractors, 2849 Switzer Avenue, Columbus, Ohio 43219, for the construction of the Cleveland Avenue Curb Replacement Project in the amount of \$355,139.55 for the Transportation Division in accordance with the specifications and plans on file in the office of the Director of Public Service, which are hereby approved; to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$69,589.50.

SECTION 2. That for the purpose of paying the cost of the contract and inspection, the sum of \$424,729.05 or so much thereof as may be needed, is hereby authorized to be expended from 1995, 1999 Voted Streets and Highways Fund, no. 704, for the Transportation Division, Dept/Div. 59-09, OCA Code 644385, Object Level Three 6631 and project 440005.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1811-2003

To authorize and direct the Finance Director to contract for the lease of copy machines for the Division of Police, to authorize the expenditure of \$93,212.04 from the General and the Law Enforcement Seizure Funds, to waive the provisions of competitive bidding. (\$93,212.04)

WHEREAS, the Department of Public Safety, Division of Police's Print Shop needs to maintain three (3) high-speed copiers and one (1) color copier in order to provide the volume of required reproduction services needed for the Division and the public; and

WHEREAS, a formal bid opening was held on May 15, 2003 for the lease of four high volume copiers for the Division of Police, Department of Public Safety; and

WHEREAS, all bids received were rejected because bids did not meet specifications and contract terms and conditions were not acceptable; and

WHEREAS, funds from the Law Enforcement Seizure Funds will supplement not supplant the General Fund for the payment of leasing of one of these copy machines; and

WHEREAS, the need to lease these copiers is urgent, the Division of Police recommend that the City negotiate with the lowest and best bidder meeting specifications; 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 contract with Xerox Corporation for the lease of three high volume copiers and one color copier for the Division of Police, Department of Public Safety, based on the above vendor's bid being the lowest and best bid meeting all specifications

Section 2. That in accordance with the provisions of Section 329.27 (Waiver of Regulations) of the Columbus City codes, this City Council determines that it is in the best interests of the City that Section 329.06 (Competitive Sealed Bidding) of the Columbus City codes, be and is hereby waived

Section 3. That the expenditure of \$93,212.04 or so much thereof as may be needed, be and the same is hereby authorized as follows:

Div	Fund	OCA	Obj. Level (1)	Obj. Level (3)	Amount
30-03	010	300764	03	3303	56,972.04
30-03	219	301838	03	3303	36,240.00

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1813-2003

To authorize the Board of Health to accept a grant from the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program, to authorize a total appropriation of \$150,000 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency

WHEREAS, \$150,000 in grant funds have been made available through the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program for the period of October 1, 2003 through September 30, 2004; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Ohio Infant Mortality Reduction Initiative program; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$150,000 from the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program for the period of October 1, 2003 through September 30, 2004.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending September, 2004, the sum of \$150,000 is hereby appropriated to the Health Department, Division No.50, as follows:

OCA Code	Grant No.	Object Level 01	Amount
503020	503020	01 Personnel Services	\$146,350
503020	503020	02 Materials -Op & Maint	\$ 500
503020	503020	03 Services -Op & Maint	\$ 3,150
Total:			\$150,000

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1815-2003

To authorize and direct the Finance Director to enter into six contracts for an option to purchase Janitorial Supplies, with National Paper and Packaging, Cleaners Inc., HP Products, Inc., Key 4 Cleaning Supplies, Willis Distributing, Inc., and Rose Products, to authorize the expenditure of six dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$6.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on February 6, 2003 and selected the lowest responsive, responsible and best bidders; 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 six contracts for an option to purchase Janitorial Supplies, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into six contracts for an option to purchase Janitorial Supplies in accordance with Solicitation No. SA000402BGB as follows:

National Paper and Packaging,	Item(s): Group #1,	Amount: \$1.00
Cleaners Inc.,	Item: Group #2,	Amount: \$1.00
HP Products, Inc.,	Item: Group #3 and #5,	Amount: \$1.00

Key 4 Cleaning Supplies,	Item: Group #4 and #6,	Amount: \$1.00
Willis Distributing, Inc.,	Item: Group #7,	Amount: \$1.00
Rose Products,	Item: Group #8,	Amount: \$1.00

SECTION 2. That the expenditure of \$6.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1817-2003

To authorize the Public Service Director to enter into a contract with G & G Cement Contractors for construction of the Sidewalk Installation Program Phase IV project for the Transportation Division; to authorize the expenditure of \$836,407.09 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency (\$836,407.09)

WHEREAS, bids were received and tabulated on July 3, 2003, for the Sidewalk Installation Program Phase IV project; and

WHEREAS, a satisfactory low bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

WHEREAS, it is necessary to authorize the expenditure of funds so that project costs may be paid in a timely manner; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is necessary that the contract be awarded immediately so that the work may proceed without delay, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Public Service Director be and hereby is authorized to enter into a contract with G & G Cement Contractors, 2849 Switzer Road, Columbus, Ohio 43219-2313 for the construction of the Sidewalk Installation Program Phase IV project in the amount of \$767,345.95 for the Transportation Division in accordance with the specifications and plans therefore on file in the office of the Public Service Director, which are hereby approved; to obtain and pay for the necessary inspection costs and other services associated with the project up to a maximum of \$69,061.14.

SECTION 2. That for the purpose of paying the cost of the contract and inspection, the sum of \$836,407.09, or so much thereof as may be necessary, is hereby authorized to be expended from the 1995, 1999 Voted Streets and Highways Fund, Fund 704, Department No.59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project 530790.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1819-2003

To authorize the Public Service Director to execute those documents required to transfer a portion of the 20 foot wide alley east of North High Street, south of the alley south of Indian Springs Drive, to Karen C. Snyder and to waive the competitive bidding provisions of Columbus City Codes.

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, received a request from Karen C. Snyder asking that the City sell a portion of the 20 foot wide alley east of North High Street, south of the alley south of Indian Springs Drive; and

WHEREAS, sale of this right-of-way to Ms. Snyder will eliminate a longstanding garage encroachment; and

WHEREAS, after investigation it was determined that there are no objections to the transfer of this right-of-way; and

WHEREAS, the Department of Law, Real Estate Division established a value of \$1,650.00 for this right-of-way; and

WHEREAS, the Land Review Commission voted to recommend that this right-of-way be sold to Karen C. Snyder for the Real Estate Division established value; now, therefore

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

Section 1. That the Public Service Director be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to Karen C. Snyder, for \$1,650.00; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of a twenty (20) foot alley of Indian Springs Subdivision as the same is shown on the recorded plat thereof, of record in Plat Book 9, Page 34, Franklin County Recorder's Office and being more particularly described as follows:

Beginning at a solid iron pin found at the northeast corner of Lot 6 of said subdivision, also being on the west line of said twenty foot alley;

Thence, across said twenty foot alley, along a line parallel with the north line of Lot 8 of said subdivision, South 84 degrees 20 minutes 23 seconds East, 20.00 feet to an iron pipe set on the east line of said twenty foot alley, the west line of said Lot 8;

Thence, along part of the east line of said twenty foot alley, along part of the west line of said Lot 8, South 04 degrees 30 minutes 00 seconds West, 65.87 feet to an iron pipe set at the southeast corner of said twenty foot alley, the northeast corner of Lot 7 of said subdivision;

Thence, along the south line of said twenty foot alley, along part of the north line of said Lot 7, North 84 degrees 20 minutes 23 seconds West, 20.00 feet to an iron pipe set at the southwest corner of said twenty foot alley, the southeast corner of said Lot 6;

Thence, along part of the west line of said twenty foot alley, along the east line of said Lot 6, North 04 degrees 30 minutes 00 seconds East, 65.87 feet to the place of beginning CONTAINING 0.030 ACRES. Iron pins set at 30" X 1" O.D. with an orange plastic cap inscribed "P.S. 6579". Basis of bearing is the east line of Lot 7 held as South 04 degrees 30 minutes 00 seconds West per Plat Book 9, page 34. The foregoing description was prepared from an actual field survey by Myers Surveying Company Inc. in January 2001.

Myers Surveying Company Inc.

Joseph P. Myers, P.S., Registered Surveyor No.7361

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

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

Section 4. That the \$1,650.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748,

Project 537650.

Section 5. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of these properties.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1821-2003

To authorize and direct the Director of Recreation and Parks to enter into contract with Complete General Construction, for the North Bank Park-Grading Project, to authorize the expenditure of \$1,087,000.00 from the Recreation and Parks Grant Fund. (\$1,087,000.00

WHEREAS, bids were received by the Recreation and Parks Department on July 1, 2003, and the contract for North Bank Park- Grading Project will be awarded on the basis of the lowest and best responsive and responsible bidder; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Complete General Construction, for the North Bank Park-Grading Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$1,087,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Grant Fund, as follows:

Fund Type; grant, Dept No.; 51-01, Fund No.; 286, Grant No.; 510206, Obj. Lev. 3: 6621, OCA Code; 510206, Amount; \$1,082,000.00
Fund Type; grant, Dept No.; 51-01, Fund No.; 286, Grant No.; 510206, Obj. Lev. 3; 6680, OCA Code; 510206, Amount; \$5,000.00

SECTION 3. That for the purpose of paying for any contingencies which may occur during this project the amount of \$90,000.00 has been included in Fund 286 in Section 2 above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor and approval of the City Attorney.

SECTION 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1828-2003

To authorize and direct the City Auditor to cancel an encumbrance and transfer funds within the Finance Department capital improvement fund; to amend the 2002 Capital Improvements Budget and to declare an emergency.

WHEREAS, funds previously borrowed for the city's geographic information system have now been determined to no longer be needed; and
WHEREAS, funds are needed to support the city's e-payment project; and

WHEREAS, the purpose clause associated with the aforementioned funds is sufficiently broad as to allow for the transfer of funds for the e-payment project; and

WHEREAS, funds are needed to support the city's fire station connectivity project; and

WHEREAS, the purpose clause associated with the aforementioned funds is sufficiently broad as to allow for the transfer of funds for the fire station connectivity project; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to make the aforementioned changes 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 cancel the document UL900185/001 with a balance of \$532,619.54 within the Finance Department, department number 4501, fund number 750, project number 452501.

SECTION 2: That the City Auditor is hereby authorized and directed to transfer \$260,000 in section 1 within the Finance Department, department number 4501, fund 750 into project number 470110.

SECTION 3: That the City Auditor is hereby authorized and directed to transfer \$272,619.54 in section 1 within the Finance Department, department number 4501, fund 750 into project number 470020.

SECTION 4: That the Finance Department 2002 Capital Improvements Budget be amended as follows: E-payment engine, project number 470110, original budget \$0, amended budget \$260,000.00; Fire connectivity, project number 470020, original budget \$0, amended budget \$272,619.54.

SECTION 5: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1829-2003

To rezone 5380 North Hamilton Road (43230), being 3.97± acres located on the east side of North Hamilton Road, 500± feet north of Thompson Road, From: L-C-4, Limited Commercial and R, Rural Districts, To: CPD, Commercial Planned Development District (Z98-017).

WHEREAS, application #Z98-017 is on file with the Building Services Division of the Department of Development requesting rezoning of 3.97± acres from L-C-4, Limited Commercial and R, Rural Districts to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because City staff recognize controlled commercial development as an appropriate land use for this location Nearly 300 acres of land along this portion of North Hamilton Road has been zoned since 1991 to the L-C-4, Limited Commercial Districts with the intent to establish a unified, consistent development pattern. The proposed CPD, Commercial

Planned Development District applies nearly identical use restrictions and development controls as those existing thus continuing the intended character of this commercial corridor, 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

5380 NORTH HAMILTON ROAD (43230), being 3.97± acres located on east side of North Hamilton Road, 500± feet north of Thompson Road, and being more particularly described as follows:

Tract 1: Situated in the State of Ohio, County of Franklin, and in the Township of Plain:

Being in Range 16, Tp. 2, Quarter Tp. 3, U.S.M. Lands:

Beginning at a point in the center line of Beecham Road and north 506.53 feet from a spike where the center line of said Road Intersects the center line of Thompson Road; thence along the center line of Beecham Road, north 144.55 feet to a point; thence North 89 degrees 44' East (passing an iron pin at 25 feet) 602.89 feet to an iron pin; thence South 0 degree 07' West 144.55 feet to an iron pin; thence South 89 degrees 44' West (parallel to Thompson Road and passing an iron pin at 577.6 feet) 602.6 feet to the place of beginning, containing 2 acres, more or less.

**To Rezone From: R, Rural District,
To: CPD, Commercial Planned Development District**

Tract 2: Situated in the Township of Plain County of Franklin and State of Ohio:

Being in Range 16, Tp. 2, Quarter Tp. 3, U.S.M. Lands and bounded and described as follows:

BEGINNING at a point in the center line of Beecham Road and North 651.08 feet from a spike where the center line of said road intersects the center line of Thompson Road; thence along the center line of Beecham Road North 142.42 feet to a point; thence North 89 degrees 44' East passing an iron pin at 25 feet) 603.17 feet to an iron pin; thence South 0 degree 07' West 142.41 feet to an iron pin; thence South 89 degrees 44' West (passing an iron pin at 577.89 feet) 602.89 feet to the place of beginning, containing 1.971 acres, more or less.

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

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "CPD EXHIBIT" and text titled "COMMERCIAL PLANNED DEVELOPMENT TEXT", both signed by Jeffrey L Brown, Attorney for the Applicant, and dated July 2, 2003, and the text reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICT:	CPD
PROPERTY ADDRESS:	5380 North Hamilton Road, Columbus, Ohio 43230
OWNER:	BJH Land LLC
APPLICANT:	BJH Land LLC
DATE OF TEXT:	7/2/03
APPLICATION NUMBER:	Z98-017

1. INTRODUCTION: The property is located on the east side of North Hamilton Road, north of Thompson Road
2. PERMITTED USES/SITE PLAN:
 - A. Those uses contained in Sections 3356.03 (CA, Commercial). The following uses shall be excluded: Automobile sales room, Billboards, Off-premise Graphics (unless approved by the Graphics Commission), Book bindery, Bowling alley, Bus or truck terminal, Cabaret, Dance hall, Ice house, New or second hand car lot, Night club, Poolroom, Private club, Public garage for pay and Testing or experimental lab.
3. DEVELOPMENT STANDARDS: Unless otherwise indicated in the written text, the applicable development standards shall be those standards contained in Chapter 3356, CA, Commercial of the Columbus City Code.
 - A. Density, Height, Lot and/or Setback commitments:
 1. A minimum forty (40) foot parking setback and a minimum sixty (60') foot building setback shall be established along North Hamilton Road.
 2. Height district shall be thirty-five feet as measured per Columbus City Code with an absolute height of 40 feet.
 3. The permitted maximum site density shall not exceed the ratio of 2,000 gross square feet of building per net acre of site.
 4. Building and pavement lot coverage shall not exceed 80% of the parcel except that if a driveway parallel to Hamilton Road is constructed, then said driveway shall not be included in the lot coverage calculation
 - B. Access, Loading, Parking and/or other Traffic related commitments
 1. Size, ratio and type of parking and loading shall be regulated by the Columbus City Code under Chapter 3342.
 2. Any development having full access to North Hamilton Road shall construct an additional lane on North Hamilton Road if required by the City of Columbus, Transportation Division The additional lane shall run for the length of frontage to facilitate traffic turning onto and off of North Hamilton Road Construction shall be done at time of development and to specifications of the City of Columbus The commitment included in this sub-paragraph shall be waived by the City of Columbus if a lane has been constructed on the opposite side of North Hamilton Road along the entire frontage of this property at the time of issuance of zoning clearance for this rezoning application
 3. The subject property shall share a curb cut along its south property line with the parcel to the south and the property owner shall enter into a joint access agreement with the property owner of that southern parcel
 - C. Buffering, Landscaping, Open space and/or Screening commitments
 1. From the east edge of the proposed North Hamilton Road right-of-way, a forty (40) foot green space corridor shall be established. Landscaping within the forty (40) foot green space corridor shall resemble an orchard and be based on the following standard:
 - a. Within the forty (40) foot green space corridor, there shall be a minimum of three (3) foot high continuous uniform earthen mound and a four (4) rail white fence located at the right of way line except for areas of egress and ingress roadways. The mound shall have a minimum 8:1 slope that will begin at the right-of-way. The mound will also have a 4: 1

maximum slope on the opposite side, which will begin approximately twelve (12) feet from the setback line and have an approximate width of four (4) feet.

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

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

3. Tree plantings shall be required within site parking and service areas. The number of trees required shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2.5 inch caliper per tree) to total site coverage by buildings and pavement:

a. 0 to 20,000 square feet: 6 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement.

b. 20,001 to 100,000 square feet: 10 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,000 square feet.

c. Over 100,000 square feet: 20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.

4. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement. Maximum possible green space shall be provided to minimize extensive unbroken hard surface area.

5. The landscaping required in items 5 and 6 may be used to offset the parking lot landscaping requirements contained in Chapter 3342 of the Columbus Zoning Code.

6. Minimum tree size shall be no less than 2.5 inches caliper for street and/or shade trees, 5 feet in height for evergreen trees and 1.5 inch caliper for ornamental trees. Caliper shall be measured 6" from the base of the tree.

7. If landscaping is used to screen a service area, 90% opacity is required for all non-servicing sides and must be protected from service vehicles. Screening shall be 1 foot above height of structure to be screened but not less than seven (7) feet in height.

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

D. Building design and/or Interior-Exterior treatment commitment&

1. Within 300 feet of North Hamilton Road, the following architectural requirements shall apply. However, the requirements do not apply to buildings in which at least 80% of their ground floor footprint lies outside designated zone.

2. A residential appearing roof shall be required, and structures that appear to have flat roofs shall specifically be prohibited. A residential appearing roof shall be defined as a roof structure with a minimum pitch of 6:12 and a maximum roof of 12:12. The height of the roof element shall not be less than 40% of the overall height of the building as measured from finish floor to top of roof. Once the roof element has reached the 40% level, then the roof may be flattened or depressed so long as the flattened or depressed portion of the roof is not visible from adjacent parking, service areas or roadways. The sloped roof noted above shall be finished with one of the following materials: dimensional asphalt shingles, wood shakes, slate, composite slate, tile, standing metal seam, or copper.

3. A maximum of three building material types (excluding glass) shall be utilized for the exterior of any building including roof material. Minor accenting of structures through the use of a fourth building material shall be permitted.

4. No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside the permitted structure except for vacuum pumps for the car wash. No junk or non-operative motor vehicles shall be stored or permitted to remain on any portion of the parcel outside the permitted structure.

5. Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by the same material utilized on the building roof or exterior. Color shall also match the building exterior or roof. Mechanical and all other equipment on the ground shall be fully screened from view by wall, fence or landscape material utilizing the same material or character of the building.

6. Building illumination shall be permitted provided such light source is concealed. No colored light shall be used to light the exterior of any building.

7. All buildings shall be finished utilizing the same materials on all sides of the exterior.

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

1. All external outdoor lighting shall be cut-off fixtures (down lighting), except there may be accent lighting (up lighting) on landscaping in the front structures and ground signs, provided the fixtures are screened with landscaping to prevent glare.

2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer's type to insure aesthetic compatibility. All light poles and standards shall be dark brown, bronze, or black.

3. Light poles in the parking lots shall not exceed 20 feet in height.

4. Building mounted lighting within service areas shall be designed in such a way that no light spillage off-site occurs.

5. Landscaping at entries to parking lots and buildings shall be uplighted by ground mounted concealed fixtures.

6. Dumpsters shall be screened on all four sides to an opacity of ninety percent.

7. All electrical wiring to the site shall be placed underground.

F. Graphics and Signage commitments

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

G. Miscellaneous commitments

1. At the time of zoning clearance the applicant shall give to the Department of Recreation & Parks \$800 as a park fee.

2. Prior to zoning clearance, the property owner shall dedicate to the City of Columbus by general warranty deed sixty feet from the centerline of North Hamilton Road at no cost to the City.

3. CPD Criteria

a. NATURAL ENVIRONMENT: The site is developed with two houses.

b. EXISTING LAND USE: The site is currently zoned commercial and residential.

c. TRANSPORTATION AND CIRCULATION: Access to the site shall be from North Hamilton Road.

d. VISUAL FORM OF THE ENVIRONMENT: See the development standards in the text.

e. VIEW AND VISIBILITY: In the development of the subject property and in the location of buildings and access points, consideration will be given to the visibility and safety of the motorists and pedestrians.

f. PROPOSED DEVELOPMENT: Commercial.

g. BEHAVIOR PATTERNS: The proposed development will serve the growing residential population adjacent to the Hamilton Road corridor.

- h. EMISSIONS: No adverse emissions should occur from the proposed development
 i. VARIANCES REQUESTED: None

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1835-2003

To authorize and direct the Board of Health to accept a grant from State of Ohio Commission on Minority Health in the amount of \$5,000.00; to authorize the appropriation of \$5,000.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$5,000.00)

WHEREAS, \$5,000.00 in grant funds have been made available through the State of Ohio Commission on Minority Health for the Community Chats Grant Program; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award of \$5,000.00 from the State of Ohio Commission on Minority Health for the Community Chats Program for the period June 1, 2003 through December 31, 2003.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 1, 2003, the sum of \$5,000.00 is hereby appropriated to the Health Department, Division No. 50-01, as follows:

Object Level One	OCA Code	Object Level Three	Purpose	Amount
01	504054	1100	Personnel Services	\$2,400
02	504054	2200	Supplies	700
03	504054	3300	Services-Operation & Maintenance	1,900
Total for Grant No.504054				\$5,000

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1836-2003

To accept Memorandum of Understanding #2003-02 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees/CWA, Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

WHEREAS, representatives of the City and Columbus Municipal Association of Government Employees/CWA (CMAGE/CWA), Local 4502 entered into Memorandum of Understanding #2003-02, a copy of which is attached hereto, to amend Appendix B of the Collective Bargaining Contract between the City and CMAGHCWA, August 24, 2002 through August 23, 2005; and

WHEREAS, it is immediately necessary to amend the Collective Bargaining Contract between the City and CMAGE/CWA by accepting Memorandum of Understanding #2003-02;

WHEREAS, an emergency exists in the usual daily operation of the City in that it is necessary to amend the collective bargaining contract between the City and CMAGE/CWA, Local 4502 thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

Section 1. That Memorandum of Understanding #2003-02 amends the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2002 through August 23, 2005.

Section 2. That City Council, in the best interest of the City, hereby recognizes and accepts Memorandum of Understanding #2003-02, attached hereto, executed between representatives of the City and CMAO-CWA to be effective with the beginning of the payperiod following passage by City Council

Section 3. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves nor vetoes the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1837-2003

To Authorize and direct the Board of Health to accept a grant service contact from the Franklin County Alcohol, Drug Addiction and Mental Health Services Board in the amount of \$515,050 and to authorize the total appropriation of \$681,586 which includes program revenues, from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$681,586)

WHEREAS, \$681,586 in grant funds have been made available through the Franklin County Alcohol, Drug Addiction and Mental Health Services Board for the Alcohol and Drug Abuse grant program; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant service contract from the Franklin County Alcohol, Drug Addiction and Mental Health Services Board and to appropriate these funds

to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant service contract of \$681,586 from the Franklin County Alcohol, Drug Addiction and Mental Health Services Board for the continuation on the Alcohol and Drug Abuse Program for the grant period July 1, 2003 through December 31, 2003.

SECTION 2. That the monies in the Fund known as the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2003, the sum of \$681,586 is hereby appropriated to the Health Department, Division 50-01, as follows:

Grant No. 503027 - ADA HIV Early Intervention - Provides HIV testing to all ODADAS certified alcohol/drug treatment center in Franklin County. This is continuation funding for last six months of FY2003.

OCA	503027	
	Object Level One	
	01	\$145,500
	02	8,000
	03	5,000
	Total for Grant No. 503027	\$158,500

Grant No. 503028- ADA Lifestyle Risk Reduction/COA - This is a continuation award for the last six months of FY2003. These funds will be used to provide counseling and educational services to children of alcoholics and/or addicts and their parents.

OCA	503028	
	Object Level One	
	01	\$ 63,236
	02	1,800
	03	2,700
	Total for Grant No.503028	\$ 67,736

Grant No. 503029- ADA Prevention Services - This is a continuation award for last six months of FY2003 for the provision of educational services for alcohol and drug addiction prevention

OCA	503029	
	Object Level One	
	01	\$ 30,000
	02	2,175
	03	2,675
	Total for Grant No.503029	\$ 34,850

Grant No. 503030- ADA Women's Set-Aside - Provides gender specific group and individual counseling and education for women. This is a continuation for the last six months of FY2003.

OCA	503030	
	Object Level One	
	01	\$146,000
	02	3,000
	03	16,000
	Total for Grant No.503030	\$165,000

Grant No. 503031 - ADA Treatment Services - This program provides Alcohol and Drug Abuse outpatient services which include, outpatient treatment, assessments, outreach, counseling,(individual and group), prevention services and follow-up care to adult clients referred to the Department's Alcohol and Drug Abuse Program This is a continuation for the last six months of FY2003.

OCA	503031	
	Object Level One	
	01	\$219,000
	02	3,000
	03	32,000
	05	500
	06	1,000
	Total for Grant No.503031	\$255,500

TOTAL APPROPRIATION		\$681,586
---------------------	--	-----------

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1840-2003

To authorize the City Auditor to make an intra-subfund transfer of monies within the Storm Sewer Bonds Fund, pursuant to providing the necessary capital project funds for various land acquisition and professional engineering services projects in the amount of \$548,900.56; to amend the Capital Improvements Budget to accommodate these various transactions for the Division of Sewerage and Drainage; and to declare an emergency (\$548,900.56)

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

WHEREAS, this transfer does not adversely affect the ST 24 Refugee Road Pump Station Project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to transfer funds within the Storm Sewer Bonds Fund to execute the aforementioned capital project related transactions, for the preservation of the public health, peace, property and safety; now, therefore,

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

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

Division of Sewerage and Drainage, Division 60-15 Fund 685, Storm Sewer Bonds Fund, OCA 685001

TRANSFER FROM

610835	Kilbourne Run Ditch Improvement	\$ 41,547.84
610876	Greenlawn/Eaton	371,562.95
610946	Trentwood/Shadyhill System Improvement	3,622.91
610965	Greenhill Acres Subdivision	100,000.00
610994	McDannald Subdivision	22,166.86
610996	Briarmeadow Drive Culvert	10,000.00
		\$ 548,900.56

TRANSFER TO

610840	Oaklawn/Piedmont	\$ 4,500.00
610872	Napoleon/Broad	11,225.00
610893	Gould Park	30,000.00
610923	Bliss Run Trunk Sewer Improvements Phase 3	140,860.56
610953	Briggs Road Ditch	300,000.00
610960	Bexvie Avenue	42,240.00
610963	Hague Avenue	20,075.00
		\$ 548,900.56

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 no longer required for said project; except that no transfer shall be so made from a project account by monies from more than one source

Section 3. That the 2002 Capital Improvements Budget Ordinance No.1674-02 is hereby amended as follows, in order to establish sufficient funding authority for the various capital improvements project

CURRENT

PROJECT	PROJECT TITLE	2002 BUDGET AMOUNT
610712	ST-24 Refugee Road Pump Station	\$1,260,000.00
610840	Oaklawn/Piedmont	\$ 151,030.00
610893	Gould Park	\$ 75,000.00
610923	Bliss Run Phase 3	\$ 507,800.00
610953	Briggs Road	\$ 163,000.00
610994	McDannald Estates	\$ 93,557.00
		\$2,250,387.00

AMENDED TO

PROJECT	CURRENT CIB	AMOUNT AMENDED	REVISED CIB
610712	ST-24 Refugee Road PS	(\$1,074,294.00)	\$ 185,706.00
610840	Oaklawn/Piedmont	\$ 4,500.00	\$ 155,530.00
610893	Gould Park	\$ 30,000.00	\$ 105,000.00
610923	Bliss Run Phase 3	\$ 721,942.00	\$1,229,742.00
610953	Briggs Road	\$ 300,000.00	\$ 463,000.00
610994	McDannald Estates	\$ 17,852.00	\$ 111,409.00
		\$ 0.00	\$2,250,387.00

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1842-2003

To decrease appropriations in the Department of Technology, Information Services Division internal service fund of the City of Columbus for fiscal year 2003 by \$648,645, and to declare an emergency (\$648,645.00)

WHEREAS, the Department of Technology faces a condition of imbalance between its appropriation in the internal service fund and that of the funds of its customer agencies to pay technology internal service billings; and

WHEREAS, the City Auditor requires that the imbalance be rectified; and

WHEREAS, a reduction in the Department of Technology, Information Services Division internal service fund appropriation in the amount of \$648,645 are necessary to bring appropriations in line; and

WHEREAS, such a reduction is fiscally prudent; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary undertake the aforementioned actions, 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 appropriation currently authorized in the Department of Technology, Information Services Division, division 4702, internal service fund, fund number 514, subfund 001, oca 281832, object level 3 - 3369 is hereby decreased by \$648,645.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1844-2003

To authorize the Finance Director to enter into a contract with Buckeye Lake Marina, Inc, for two 130 HP four-stroke outboard motors, for the Division of Water, to authorize the expenditure of \$21,810.32 from Water Systems Operating Fund, and to declare an emergency. (\$21,810.32)

WHEREAS, the Purchasing Office did receive and open three bids for the purchase of two 130 HP four-stroke outboard motors on June 26, 2003, and

WHEREAS, the lowest bidder did not meet our specification of a four-stroke engine by bidding a two-stroke engine, therefore, we are asking that the contract be awarded to the next lowest responsive, responsible, and best bidder to meet specifications, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to enter into a contract for two 130 HP four-stroke outboard motors, needed by the Watershed activity, for the immediate preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with Buckeye Lake Marina, Inc as the lowest responsive, responsible, and best bidder to meet specifications, for two 130 HP four-stroke outboard motors, for the Division of Water, Department of Public Utilities

Section 2. That the expenditure of \$21,810.32 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 603001, Object Level One 06, Object Level Three 6651, to pay the cost thereof.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1845-2003

To authorize and direct the City Auditor to transfer \$419,886.00 from the Special Income Tax Fund to the Fire Safety Bond Fund ; to authorize the appropriation of said funds; to authorize and direct the Finance Director to issue a purchase order to All-American Fire Equipment, Inc., for the purchase of a heavy rescue vehicle; to waive the provisions of competitive bidding; to authorize the expenditure of \$419,886.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$419,886.00)

WHEREAS, a need exists to purchase a heavy rescue vehicle from the Division of Fire's Safety Voted Bond Fund, Apparatus Replacement Project; and

WHEREAS, a transfer of funds from the Special Income Fund is necessary to fund this purchase; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this purchase is presently expected not to exceed \$419,886.00; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to transfer said funds from the Special Income Tax Fund into the Fire's Safety Voted Bond Fund to purchase said heavy rescue vehicle, 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 sum of \$419,886.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 2. That the City Auditor is hereby authorized to transfer said funds to the Fire Safety voted Bond Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the amount of \$419,886.00 is hereby transferred and appropriated to the Fire Division 30-04, Safety Voted Bond Fund, Fund 701, Apparatus Replacement Project 340101, OCA Code 644559, Object Level Three Code 6645.

Section 4. That the Finance Director be and is hereby authorized and directed to issue a purchase order in the amount of \$419,886.00, or so much thereof as may be necessary, to All-American Fire Equipment, Inc. for the purchase of a heavy rescue vehicle for the Fire Division 30-04, Safety Voted Bond Fund, Fund 701, Apparatus Replacement Project 340101, OCA Code 644559, Object Level Three Code 6644.

Section 5. That in accordance with Section 329.27 of Columbus City Codes, this Council finds it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Codes to permit the aforementioned purchase.

Section 7. That upon obtaining other funds for the Apparatus Replacement Project, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2, above, and said funds are hereby deemed appropriated for such purpose.

Section 8. That the City Auditor is authorized to establish proper accounting project numbers, and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred in Section 2, above.

Section 9. 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 10. That for the reasons stated in the preamble hereto~ which is hereby made a part hereof this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1846-2003

To authorize and direct the City Auditor to transfer \$299,520.00 from the Special Income Tax Fund to the Fire Safety Bond Fund ; to authorize the appropriation of said funds; to authorize and direct the Finance Director to issue a purchase order to Findley Fire Equipment, for the purchase of an engine, from the State of Ohio Term Schedule established therefor; to waive the provisions of competitive bidding; to authorize the expenditure of \$299,520.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$299,520.00)

WHEREAS, a need exists to purchase an engine from the Division of Fire's Safety Voted Bond Fund, Apparatus Replacement Project; and WHEREAS, the provisions of competitive bidding are being waived to purchase said engine from the State of Ohio Term Schedule established thereof; and

WHEREAS, a transfer of funds from the Special Income Fund is necessary to fund this purchase; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this purchase is presently expected not to exceed \$299,520.00; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to transfer said funds from the Special Income Tax Fund into the Fire's Safety Voted Bond Fund to purchase said engine, 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 sum of \$299,520.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 2. That the City Auditor is hereby authorized to transfer said funds to the Fire Safety voted Bond Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the amount of \$299,520.00 is hereby transferred and appropriated to the Fire Division 30-04, Safety Voted Bond Fund, Fund 701, Apparatus Replacement Project 340101, OCA Code 644559, Object Level Three Code 6645.

Section 4. That the Finance Director be and is hereby authorized and directed to issue a purchase order in the amount of \$299,520.00, or so much thereof as may be necessary, to Findley Fire Equipment for the purchase of an engine for the Fire Division 30-04, Safety Voted Bond Fund, Fund 701, Apparatus Replacement Project 340101, OCA Code 644559, Object Level Three Code 6644.

Section 5. That in accordance with Section 329.27 of the Columbus City Codes this Council finds it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Codes to permit the aforementioned purchase.

Section 6. That upon obtaining other funds for the Apparatus Replacement Project, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2, above, and said funds are hereby deemed appropriated for such purpose.

Section 7. That the City Auditor is authorized to establish proper accounting project numbers, and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred in Section 2, above.

Section 8. The City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

Section 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1849-2003

To authorize the Director of Public Utilities to modify the construction management contract with HR. Gray & Associates, Inc., in connection with the Sewer Maintenance Operations Center Renovation Project; to authorize the expenditure of \$695,500.00 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 (\$695,500.00)

WHEREAS, Contract No. XC819099 with H.R. Gray & Associates was authorized by Ordinance No. 3135-97, as passed by Columbus City Council on December 15, 1997 for purposes of providing construction management services to the Division of Sewerage and Drainage, Department of Public Utilities; and

WHEREAS, the Division of Sewerage and Drainage has determined it necessary to modify the subject contract in order to provide the additional construction management services that are required to successfully administer the Sewer Maintenance Operation Center Renovation Project; and

WHEREAS, the Director of Public Utilities has executed loan agreement no. C5392303-02 with the Ohio Water Development Authority from the Ohio Water Pollution Control Loan Fund for purposes of funding the subject capital improvements; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the aforementioned agreement, pursuant to the immediate renovation of the Sewer Maintenance Operation Center; and to authorize an amendment to the 2002 Capital Improvements Budget; for the preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be, and hereby is authorized to modify Contract No. XC819099 with H.R. Gray & Associates, Inc., 1335 Dublin Road, Suite 100B, Columbus, Ohio 43215, for purposes of providing construction management services in connection with the Sewer Maintenance Operation Center Renovation Project, in accordance with the terms and conditions as shown in the contract modification agreement on file in the General Engineering Section of the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$695,500.00, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund Na 666; Division 60-05; within the Sewer Maintenance Facility Project; Project No.650510; OCA Code 655380.

Section 3. That the 2002 Capital Improvements Budget Ordinance No.1674-02 is hereby amended as follows, in order to provide sufficient budget authority for the execution of the construction management services contract modification agreement referenced within Section 1 herein as follows:

CURRENT:

Project 650510 SMOC Renovation \$14,295,509.00

AMENDED TO:

Project 650510 SMOC Renovation \$14,991,009.00

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1851-2003

To authorize the Director of Public Utilities to execute a four Supplemental Loan Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for four Sewerage and Drainage Division project; and to declare an emergency.

WHEREAS, due to additional project construction and engineering services, the City is in the process of submitting four supplemental loan applications to finance these unforeseen costs to the State of Ohio EPA for four Sewerage and Drainage Division projects, under the Ohio Water Pollution Control Loan Fund (WPCLF), which assistance will be of help in reducing total project costs to the City's sewerage customers; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to execute these supplemental loan agreements to obtain additional financing for the construction and completion of this capital improvements projects; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to execute these supplemental loan agreements with the State of Ohio for financial assistance under the Ohio Water Pollution Control Loan Fund at the earliest practicable date, in order to expeditiously fulfill the requirements of the supplemental loan application and loan award process, to continue without delay the project construction and engineering work, and for the immediate preservation of the public peace, health, property and safety; Now Therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to execute four supplemental loan agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for financial assistance to the City under the Ohio Water Pollution Control Loan Fund, for the following Sewerage and Drainage Division projects

North Central Sewer Separation, CIP No.650141 .6A1, WPCLF No.C5392246-01

Castle Road 16" Force Main-Discharge Point Relocation, CIP No.650642, WPCLF No. C5392386-01

Wastewater Treatment Facilities Instrumentation and Control System Upgrade, Phase II, CIP NO. 650348, WPCLF No. 392258-02

Wastewater Treatment Facilities Instrumentation and Control System Upgrade, Phase III, Jackson Pike Administration Building Improvements, CIP NO.650348, WPCLF No. C5392258-03

Section 2. That for the reasons stated in the preamble hereto, which is made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1852-2003

An ordinance authorizing the Director of Development to enter into a contract providing for the purchase of property located at the southwest corner of High and Rich Streets from Otto Beatty Jr.; to simultaneously enter into a contract providing for the immediate conveyance after purchase of all of the City's interest in this same property to Capitol South Community Urban Redevelopment Corporation; to execute a quit claim deed conveying such property to Capitol South; to enter into and execute any and all other documents necessary to effect such conveyance; and to the extent applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised and to declare an emergency.

WHEREAS, this Council has by its Ordinance No. 1824-2003 passed July 21, 2003, found and determined that the River South Redevelopment Area is blighted and the property located generally at the southwest corner of High and Rich Streets and specifically described as follows:

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

Being Inlots Numbered Two Hundred Fifty (250) and Two Hundred Fifty-One (251) in the City of Columbus, Ohio, as the same are numbered and delineated upon the recorded plat thereof, of record in Deed Book F, Page332, Recorder's Office, Franklin County, Ohio

(the "Property") is located in that blighted Area; and

WHEREAS, this Council by its Resolution No. 289x-2003 passed July 21, 2003, declared the necessity and its intent to appropriate fee simple title in and to the Property in support of the declared intention of Capitol South Community Urban Redevelopment Corporation ("Capitol South") to cause the redevelopment of the Property with a downtown housing project; and

WHEREAS, the acquisition of the Property for that redevelopment purpose has now been negotiated with the owner, Otto Beatty Jr.; and

WHEREAS, Capitol South has also negotiated the simultaneous acquisition of that Property from the City for immediate re-disposition to MAS Companies (the "Developer") to develop on the Property a for-sale, residential condominium project, six stories in height and containing approximately 48 units and to be known as One Rich Street (the "Project"); and

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 the property must be acquired and re-conveyed to Capitol South, tenants must be relocated and the existing buildings must be razed, all in time for the scheduled October commencement for the preservation of the public health, peace, property, safety, and welfare; now therefore;

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

Section 1. That the Director of Development be and hereby is authorized to enter into and execute a purchase contract, approved by the City Attorney's Office, Department of Law, Real Estate Division and providing generally for the purchase of all of Owner's right, title and interest in and to the Property for and in consideration of One Million Eight Hundred Thousand Dollars (\$1,800,000.00).

Section 2. That the Director of Development be and hereby is authorized to enter into and execute a sale contract, approved by the City Attorney's Office, Department of Law, Real Estate Division and providing generally for the sale of all of the City's right, title and interest in and to the

Property to Capitol South for and in consideration of One Million Eight Hundred Thousand Dollars (\$1,800,000.00), for subsequent conveyance to the Developer for the development of the Project. Further, that the Director of Development be and hereby is authorized to execute a quitclaim deed and any and all other documents necessary to effect such conveyances for the indicated purposes

Section 3. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.25 (competitive bidding) to the extent that they may apply to this transaction with regards to this ordinance only.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1853-2003

To authorize the Director of Finance to approve the provision by Capitol South of \$1,500,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the development of a six story, mixed-use property on South High Street containing approximately 48 for-sale residential condominium units over street-level commercial space and to declare an emergency.

WHEREAS, the City of Columbus (the "City") and Capitol South Community Urban Redevelopment Corporation ("Capitol South") are parties to an Operative Agreement, dated to be effective June 30, 2001, which among other things provides for the creation of the Capitol South Downtown Housing Incentive Fund (the "Capitol South DHIF"); and

WHEREAS, the Operative Agreement requires the approval of the Capitol South Board of Managing Trustees and the consent of the City, acting through its Director of Finance, whenever Capitol South proposes to provide more than \$250,000 of assistance from the Capitol South DHIF to any one downtown housing project; and

WHEREAS, Capitol South has sought the consent of the City to the provision of \$1,500,000 of assistance, in the form of a deferral of a portion of the purchase price for the development site and of an equity investment or, depending upon the final transaction structure, of a low-interest loan, from the Capitol South DHIF Fund for the development of a six story, mixed-use structure containing 48 for-sale residential condominium units over street-level commercial space, on the property situated generally at the southwest corner of Rich and High Streets (the "One Rich Street Housing Project"); and

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 the property must be acquired and re-conveyed to Capitol South, tenants must be relocated and the existing buildings must be razed, all in time for the scheduled October commencement for the preservation of the public health, peace, property, safety, and welfare; now therefore;

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

Section 1. That the Director of Finance be and he is hereby authorized to consent to the provision by Capitol South of \$1,500,000 of assistance from the Capitol South DHIF Fund for the One Rich Street Housing Project; and

Section 2. 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 July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1854-2003

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 9 parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

WHEREAS, 5 proposals for the sale of 9 parcels which have been acquired for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

WHEREAS, such these 8 parcels of real estate being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07; and

WHEREAS, in order to complete the transfer of such property/properties to the purchasers, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 9 parcels of real property held in the Land Bank 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 Director of Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcels of real estate to qualified purchasers yet to be selected:

Tax Parcel #	Address	Use	Consideration
010-027536	1466 E. Rich Street	single family	\$500.00
010-032862	1472 E. Rich Street	single family	\$500.00
010-038810	291 S. 18th Street	single family	\$500.00
010-061532	1822 E. Cherry Street	single family	\$500.00
010-139691	1379 Mt. Vernon	green space	\$500.00
010-009167	1420 Gibbard	single family	\$500.00
010-026922	1458 Gibbard	single family	\$500.00
010-063580	1078 Ellsworth	single family	\$500.00

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor

neither approves nor vetoes the same

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1855-2003

To authorize and direct the Finance Director to enter into five contracts for an option to purchase LED Traffic Signals, with General Traffic Equipment, Inc., US Traffic Corporation, Path Master, Inc., Dialight, Inc., and Traffic Control Products, to authorize the expenditure of five dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on January 30, 2003 and selected the responsive, responsible and best bids; and

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into five contracts for an option to purchase LED Traffic Signals in accordance with Solicitation No. SA000403BGB as follows:

General Traffic Equipment, Inc.,	Item No.: 1,	Amount: \$1.00
US Traffic Corporation,	Item No: 2,	Amount: \$1.00
Path Master, Inc.,	Items: 3 and 4,	Amount: \$1.00
Dialight, Inc.,	Items: 5-10 and 12,	Amount: \$1.00
Traffic Control Products,	Items: 11, 13 and 14,	Amount \$1.00

SECTION 2. That the expenditure of \$5.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1857-2003

To authorize the Director of the Department of Technology to modify and extend a contract, for software license and maintenance support services utilized by the MestaMed software product, on behalf of the Columbus Health Department, provided by CareCentric, Inc.; to authorize the expenditure of \$24,000.00 from the Department of Technology, General Fund and to declare an emergency (\$24,000.00)

WHEREAS, The Department of Technology, on behalf of the Columbus Health Department, needs to modify and extend contract CT-20021, for software maintenance service for the MestaMed software product, and

WHEREAS, The software maintenance service is provided by CareCentric, Inc., and

WHEREAS, MestaMed is an application that manages billing, accounts receivable, information required to maintain a Joint Committee on Accreditation of Healthcare Organizations (JCAHO) certification and medical tracking information required by the State of Ohio, Medicaid and Medicare programs, and

WHEREAS, This system provides critical business administration patient care information and support for the Home Care Program at the Columbus Health Department, and

WHEREAS, Services provided under this agreement include: telephone and email support, software maintenance, updates and enhancements, and

WHEREAS, This software license and support services help ensure the preservation of public health, peace, safety, and welfare of Columbus citizens, and are vital to the daily operations of the Columbus Health Department, and

WHEREAS, The contract modification will extend the terms and conditions of this contract from March 1, 2003 through February 29, 2004, in the amount of \$24,000.00, and

WHEREAS, an emergency exists in the usual and daily operation of The Department of Technology in that it is necessary to immediately enter into contract for installment/purchase of a printer system, related maintenance services, and supplies, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend contract CT-20021, on behalf of the Columbus Board of Health, for the software license and support services, provided by CareCentric, Inc. for MestaMed application.

SECTION 2: That the expenditure of \$24,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:	47-01
Fund:	010
OCA Code:	470724
Object Level 1:	03
Object Level 3:	3369
Amount:	\$24,000.00

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1858-2003

To authorize and direct the Finance Director to issue a purchase order to Med-Eng Systems, Inc. for the purchase of bomb suits and related equipment for the Fire Division Bomb Squad; to waive the provisions of competitive bidding; to authorize the expenditure of \$32,008.00 from the General Fund; and to declare an emergency. (\$32,008.00)

WHEREAS, a need exists to purchase bomb suits and related equipment for the Fire Division Bomb Squad; and

WHEREAS, funds for this purchase were specifically budgeted within the Fire Division's General Fund Budget; and

WHEREAS, competitive bidding is being waived for this purchase; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said bomb suits and related equipment, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance Director be and is hereby authorized and directed to issue a purchase order in the amount of \$32,008.00, or so much thereof as may be necessary, to Med-Eng Systems, Inc. for the purchase of bomb suits and related equipment for the Fire Division Bomb Squad 30-04, General Fund 010, OCA Code 301531, Object Level Three Code 2194.

Section 2. That in accordance with section 329.27 of the Columbus City Code this Council finds it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Codes to permit the aforementioned purchase.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1859-2003

To authorize the Director of the Department of Technology to modify a contract with Decade Software Company for software license and support services for the Envision for Windows software product, on behalf of the Columbus Board of Health; to authorize the expenditure of \$43,260.00 from the Department of Technology, General Fund and to declare an emergency (\$43,260.00)

WHEREAS, The Department of Technology, on behalf of the Columbus Health Department, City of Columbus needs to modify and extend a contract established by purchase order EL000490 for the software license and support services, utilized by the Envisions for Windows software product, and

WHEREAS, The Envisions for Windows is a critical application that provides the Health Department the ability to operate the Environmental Health Unit, which provides an extensive array of services, and

WHEREAS, Failure to renew this contract will result in the City of Columbus Health Department failing to meet reporting and licensing requirements of the State of Ohio, thus causing the lose of the capability to operate the Environmental Health Unit, and

WHEREAS, Purchase order EL000490 was originally established by the Columbus Health Department on July 1, 2000, and

WHEREAS, This contract was placed under the authority of the City of Columbus Department of Technology, January 2001 due to the reorganization, and

WHEREAS, The contract modification will extend the terms and conditions of this contract from July 1, 2003 until June 30, 2004, in the amount of \$43,260.00, and

WHEREAS, an emergency exists in the usual and daily operation of the Technology Department in that it is necessary to immediately enter into contract for installment/purchase of a printer system, related maintenance services, and supplies, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend a contract established by purchase order EL000490, on behalf of the Columbus Board of Health, for the software license and support services, utilized by the Envisions for Windows software product for the Environmental Health Unit.

SECTION 2: That the expenditure of \$43,260.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:	47-01
Fund:	010
OCA Code:	470724
Object Level 1:	03
Object Level 3:	3369
Amount:	\$43,260.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1860-2003

To rezone 3811 MORSE ROAD (431219), being 1.56± acres located at the southeast corner of Morse Road and Morse Crossing, From: C-2, Commercial, To: L-C-4, Limited Commercial District (Z03-001).

WHEREAS, application #Z03-00 I is on file with the Building Services Division of the Department of Development requesting rezoning of 1.56± acres from C-2, Commercial District, to L-C-4, Limited Commercial District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the proposed L-C-4, Limited Commercial District would permit commercial development consistent with the established development pattern in the area. The limitation text contains development standards consistent with the adjacent Easton Town Center zoning (Z97-083), 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

3811 MORSE ROAD (431219), being 1.56± acres located at the southeast corner of Morse Road and Morse Crossing, and being more particularly described as follows.

**LEGAL DESCRIPTION
3811 MORSE ROAD - COLUMBUS, OHIO**

Situated in the County of Franklin, in the State of Ohio and in the City of Columbus, and bounded and described as follows:

Being a part of Lot No.1 of an Unrecorded Plat, Section Two (2), Township One (1), Range Seventeen (17), City of Columbus, Franklin County, State of Ohio and being that tract as deeded to Edith G McCaughey of record in Deed Volume 3461, Page 260, in the Franklin County Recorder's Office and being more particularly described as follows

Beginning at the intersection of the centerline of Morse Road (County Road 17) with the centerline of Sunbury Road (County Road 8); thence South 86 degrees 15' 18" East, along the centerline of Morse Road, a distance of 1378.97 feet to a point; thence South 4 degrees 53' 30' West, a distance of 55.01 feet to an iron pin at the true place of beginning of the tract herein described;

Thence from the true place of beginning, South 86 degrees 15'18" East, a distance of 185.00 feet to an iron pin;

Thence South 3 degrees 34' 16" West, along the westerly boundary of Willard R and Nellie M. Anderson (Deed Volume 3403, Page 435), a distance of 340.87 feet to an iron pin;

Thence South 83 degrees 09' 33" West, along the northerly boundary of Richard A and Kathryn A Freeman (Deed Volume 2822, Page 671), a distance of 196.93 feet to an iron pin;

Thence North 4 degrees 53' 30" East, along an easterly boundary of Riverside Methodist Hospital (Deed Volume 3435, Page 662), a distance of 377.11 feet to the place of beginning, containing 1.558 acres, more or less.

EXCEPTING THEREFROM; Being a strip of land five feet (5') in width along the entire northerly boundary of the above described real estate, it being the intent of the Grantor to increase the width of the road right-of-way abutting the north boundary line of the described real estate to sixty feet (60').

SUBJECT TO all legal right-of way of previous record

The above described tract of land was surveyed by Charles J. Destefani, Registered Surveyor No.5666, Kunze and Associates, Inc., in September, 1975.

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

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

Section 3. That the Director of the Department of Development be and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled "ORIGINAL C-4 ZONING LIMITATION TEXT," signed by Michael Young, the Applicant, dated July 1, 2003 and reading as follows:

ORIGINAL C-4 ZONING LIMITATION TEXT

Proposed District: L-C-4
Property Address: 3811 Morse Road
Owner: Frank A. Steizer Memorial Limited Partnership
Applicant: YOU Properties, Inc.
Date Of Text: July 1, 2003
Application Number: Z03-001

The following amendments are made to the standard C-4 Zoning Classification for the subject property:

A. PERMITTED USES:

1. The following uses shall be permitted on this tract All uses as listed in Chapter 3355 (C-4 Commercial District) of the Columbus City Code, excepting therefrom the following uses

- a. Armory
- b. Used Car Lot
- c. Adult Book Store, Adult Motion Picture Theater or Adults Only Entertainment Establishment
- d. Poultry killing (not to exclude a poultry shop where killing is not performed on site)
- e. Stable
- f. Tinsmith

B. DEVELOPMENT STANDARDS:

Except as noted herein, the applicable development standards of Chapter 3355, C-4 Commercial District shall apply.

Setbacks

1. The setback from Morse Road shall be 40 feet from the property line for all parking and loading areas and 100 feet from the property line for buildings

Access Driveways

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

Landscaping And Screening

3. There shall be landscaping along the Morse Road frontage of the tract that shall include eight trees for every one hundred feet of frontage, and one deciduous street tree with a minimum 2 ½ inch caliper for each 30 feet of road frontage. This landscaping shall be placed in a landscaping buffer that lies within the parking setback The required tree plantings shall consist of deciduous trees, ornamental trees and/or evergreen trees. In addition, the parking area adjacent to Morse Road shall be screened from the Morse Road right-of-way by incorporating into the landscape buffer herein with a minimum 3 foot high continuous planting hedge, fence wall or earth mound or any combination thereof

4. The existing approximate 65 foot landscape area on the east side of Morse Crossing, under different ownership from this tract, shall serve as the landscape buffer along the west property line of this tract and no further landscape buffer along Morse Crossing is required on this tract The property owner of this tract agrees to share landscaping maintenance on the approximate 65 foot landscape area with the owner of that landscape area

5. There shall be a landscape area consisting of low lying evergreen and other bushes within a minimum 3 foot wide bed along the entire south property line The property owner of this tract agrees to cooperate with and share landscaping maintenance on a

possibly wider landscape area that combines the minimum 3 foot wide area referred to herein with any additional landscape area abutting this tract's south property line

6. In addition to the perimeter landscaping set forth herein, if the surface area of the parking lot (excluding loading, unloading and any storage areas) contains more than 6,000 square feet or 20 or more vehicular parking spaces, there shall be interior landscaping that conforms to the requirements of Chapter 3342 of the Columbus City Code. There shall be a minimum of five landscape islands within the parking area for the interior landscaping specified herein.

7. The landscaping requirements herein may be satisfied or offset by preservation of existing healthy trees and/or bushes that conform to a planned landscape theme.

8. The minimum size for all trees at installation shall be 2" caliper for deciduous, 4 feet to 6 feet high for evergreen and 1" caliper for ornamental trees.

9. All waste and refuse shall be containerized and fully screened from view by a solid wall or fence.
Construction Materials, Façade & Elevations

10. The façade of the building(s), including all sides and elevations, shall be constructed of either brick, stone, stucco and wood, or combinations thereof. Roof lines shall be a combination of pitched and flat designs, compatible with the existing buildings in the Easton development.

C. LIGHTING, OUTDOOR DISPLAY AREAS AND GRAPHICS:

Lighting

a. All external lighting shall be cutoff type fixtures (down-lighting), and shall provide no light spillage to off-site parcels. However, buildings and landscaping may be uplit or downlit provided that landscaping lighting does not spill over into the public right-of-way.

Outdoor Display Areas

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

Graphics

a. All signage and graphics shall conform to Article 15 of the Columbus City Code, as it applies to C-4 Commercial District zoning and the Morse Road Planning Overlay and Special Graphics Control Area. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

b. Small entry signs identifying driveway ingress and egress to the tract and small entry features shall be permitted, but the minimum setback for any entry sign or entry feature shall be 5 feet from the right-of-way line of adjoining roadway. In no case shall entry signs or features interfere with maintaining safe clear sight distances at intersections. Depending on the final form of entry signs and features, appropriate variances from the Columbus Zoning Code may be required.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1861-2003

To authorize the Department of Technology Director, on behalf of The Equal Business Opportunity Office (EBOCO), to enter into a maintenance agreement with Business Innovations Plus, (BiPlus) for the maintenance of the BizTrak system; to authorize the expenditure of \$24,890.00 from the Technology Director's Office, General Fund, and to declare an emergency (\$24,890.00)

WHEREAS, This legislation is to authorize the Department of Technology Director, on behalf of The Equal Business Opportunity Office (EBOCO), to enter into a maintenance agreement with Business Innovations Plus, (BiPlus) for the maintenance of the BizTrak system, and

WHEREAS, This application is an automated tracking system, utilized by the Equal Business Opportunity Office, pursuant to C.C. 3922.02, and is responsible for tracking and monitoring minority and female participation in the city procurement process

WHEREAS, Without full functionality of the BizTrak system, the EBOCO will not be able to generate reports that support an outreach directory, track contract volume, track vendor dollar ranges, vendor utilization, minority and female participation, and other ethnicity participation, and

WHEREAS, The amount of \$24,890.00 will provide funding for the services necessary to support the BizTrak system from the period January 1, 2003 through December 31, 2003, and

WHEREAS, The City of Columbus may modify and renew this contract during the next fiscal year to provide additional similar services contingent upon the written approval of both parties and the City's appropriation and authorization of funds, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with Business Innovations Plus, Inc. for a maintenance agreement, thereby preserving the public health, peace, property, safety, and welfare; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Department of Technology Director, on behalf of The Equal Business Opportunity Office (EBOCO), be and is hereby authorized to enter into a maintenance agreement with Business Innovations Plus, (BiPlus) for the maintenance of the BizTrak system, for an amount not to exceed \$24,890.00 to support the tracking and reporting of minority and female business enterprises participation in the city procurements

SECTION 2: That the expenditure of \$24,890.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:	47-01
Fund	010
OCA Code:	470724
Object Level 1	03
Object Level	3369
Amount	\$24,890.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1862-2003

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 \$40,950.00 from the Information Services Fund; and to declare an emergency (\$40,950.00)

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 #F1900403, and

WHEREAS, Adequate funding was budgeted and is available for this purchase order increase, of \$40,950.00 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 \$40,950.00 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:	\$40,950.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1865-2003

To authorize and direct the Finance Director to enter into a contract for an option to purchase US Filter/Envirex Parts, with Envirex Inc. dba US Filter Envirex Products, 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 June 26, 2003 and selected the lowest bid; and

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

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase US Filter/Envirex Parts in accordance with Solicitation No. SA000464BGB as follows:

Envirex Inc. dba US Filter Envirex Products, Item(s): All, Amount: \$1.00

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1866-2003

To authorize and direct the Finance Director to enter into a contract for an option to purchase ISCO Wastewater Monitoring Equipment, with ISCO Incorporated, 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 May 15, 2003 and selected the lowest bid; and

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

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase ISCO

Wastewater Monitoring Equipment in accordance with Solicitation No. SA000433BGB as follows:

ISCO Incorporated, Item(s): All, Amount: \$1.00

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

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1867-2003

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District use; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yard required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.28, Side or rear yard obstruction; 3342.13 (b) Loading space; 3342.15, Maneuvering; 3342.17, Parking lot screening; and 3342.29 B, Minimum number of loading spaces required; for the property located at 933 EAST GAY STREET (43205), to permit a maintenance facility and parking lots for an adjacent property management office with reduced development standards in the R-2F, Residential District and to declare an emergency. (Council Variance # CV03-023)

WHEREAS, by application #CV03-023, the owner of property at 933 EAST GAY STREET (43205), is requesting a Variance to permit a maintenance facility and parking lots with reduced development standards in the R-2F, Residential District; and

WHEREAS, Section 3332.037, R-2F, Residential District use, does not permit commercial/industrial uses and parking, while the applicant proposes to refurbish a warehouse building that has existed since 1907 into a maintenance facility, and to keep existing parking lots for a property management office located to the south of the site on East Broad Street; and

WHEREAS, Section 3332.18 (D), Basis of computing area, requires that no dwelling shall occupy greater than fifty (50) percent of the lot area, while the applicant proposes no dwelling and will maintain the existing nonconforming lot coverage of the building and parking areas as depicted on the site plan; and

WHEREAS, Section 3332.21, Building lines, requires a the setback to be the average distance of building setbacks on contiguous lot or parcels, but in no case less than ten (10) feet, while the applicant proposes to maintain a zero (0) foot building line along East Gay Street; and

WHEREAS, Section 3332.25, Maximum side yard required, requires the sum of the widths of each side yard shall equal or exceed twenty (20) percent of the width of the lot, provided that not more than sixteen (16) feet need be so devoted, while the applicant proposes to reduce the maximum side yard from 16 feet to the present 15.6 feet for the maintenance building; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a side yard of no less than five (5) feet, while the applicant proposes the present 1.5 foot side yard along the east property line for the existing 10-foot fence; and

WHEREAS, Section 3332.27, Rear yard, requires a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes no rear yard; and

WHEREAS, Section 3332.28, Side or rear yard obstruction, requires the area in a required side or rear yard to be open and unobstructed from the established grade to the sky, while the applicant proposes to obstruct the required side and rear yards; and

WHEREAS, Section 3342.13 (b), Loading space, requires the size of a loading space to have dimensions of not less than fifty (50) feet in length, while the applicant proposes forty (40) feet; and

WHEREAS, Section 3342.15, Maneuvering, requires that a loading space have sufficient maneuvering area, while the applicant proposes to use only the twenty (20) feet of the alley along the east property line for maneuvering; and

WHEREAS, Section 3342.17, Parking lot screening, requires screening of commercial parking lots within eighty feet of residentially zoned property to an opacity of not less than 75 %, while the applicant proposes to provide fencing and plantings that have an opacity of less than 75%; and

WHEREAS, Section 3342.29 B, Minimum number of loading spaces required, requires a 12,000 square-foot warehouse building to have two (2) loading spaces, while the applicant proposes only one (1) loading space; and

WHEREAS, this variance will permit the conversion of a warehouse building that has existed since 1907 into a maintenance building, and will allow existing parking lots for an adjacent property management office; and

WHEREAS, the Near East Area Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because the requested variance would permit refurbishing of the existing 1907 warehouse building into a maintenance facility for a property management office located south of the site across an alley and fronting on East Broad Street, and would allow the existing parking lots The variance request incorporates parking lot improvements, landscaping and lighting controls, and includes reduced development standards to conform existing situations such as lot coverage, side yards, rear yard, and building setbacks while maintaining the character of the surrounding neighborhood A variance is necessary to permit reuse of the existing vacant warehouse building in a manner sensitive to the character of the surrounding residential neighborhood; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 933 EAST GAY STREET (43205), in using said property as desired and; now, therefore:

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the pressing contractual obligations of Ohio Capital Corporation For Housing related to the subject property of the ordinance for the preservation of the public health, peace, property, safety, and welfare; now therefore:

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

SECTION 1. That a variance from the provisions of Sections 3332.037, R-2F, Residential District use; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yard required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.28, Side or rear yard obstruction; 3342.13 (b), Loading space; 3342.15, Maneuvering; 3342.17, Parking lot screening; and 3342.29 B, Minimum number of loading spaces; for the property located at 933 EAST GAY STREET (43205), insofar as said sections prohibit a maintenance facility and parking lots with a greater than 50% lot coverage, a 0-foot building setback, a reduced maximum side yard from 16 feet to 15.6 feet, reduced minimum side yard from 5 feet to 2 feet, no rear yards, side and rear yard obstruction, a loading space with a reduced length from 50 feet to 40 feet, loading space maneuvering of only 20 feet, parking lot screening with opacity of less than 75 %, and a loading space reduction from 2 spaces to 1 space; said property

being more particularly described as follows:

PARCEL #1(010-042199):

Situated in the State of Ohio, County of Franklin, and City of Columbus being lots numbers sixteen (16), seventeen (17), eighteen (18), nineteen (19) and twenty (20) of Knights, Noble and English's subdivision, as the same are numbered and delineated upon the recorded plat thereof, of record in plat book 3, page 115, recorder's office, Franklin county, Ohio. Excepting there from the following described premises being eighty-one (81) feet off the north end of lot 16 and a tract of land six feet seven inches (6'7") by eighty-one (81) feet off the northwest corner of lot no 17 in Knights, Noble and English's subdivision, to the city of Columbus, as the same are numbered and delineated upon the recorded plat thereof, of record in plat book 3, page 155, recorder's office, Franklin Ohio; said latter tract of land being bounded and described as follows:

Beginning at the northeast corner of lot no 16; thence east six feet seven inches (6'7") along the northern line of lot no.17;

Thence south eighty-one (81) feet on a line parallel to the east line of lot no.16; thence west six feet seven inches (6'7") on a line parallel to the north line of lot no.17;

Thence north eighty-one (81) feet along the east line of lot no.16 to the place of beginning. In no event is the premises herein excepted to extend further east than eight(8) feet east of the east line of a certain dwelling house now located on lot no.16.

PARCEL #2 (010-039002):

Situated in the State of Ohio, County of Franklin, and in the City of Columbus Being Lot Number Twenty-Five (25), in Knights, Noble & English's Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, page 155, Recorder's Office, Franklin County, Ohio

PARCEL #3 (010-038646):

Situated in the State of Ohio, County of Franklin, and in the City of Columbus Being Lot Number Twenty-Four (24), in Knights, Noble & English's Subdivision, of certain lands in Half Section No 12, Township 5, Range 22, Refugee Lands, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, page 155, Recorder's Office, Franklin County, Ohio

PARCEL #4 and #5(010-006552; 010-017577)

Situated in the County of Franklin, in the State of Ohio, and in the City of Columbus Being Lots Numbers Twenty-two (22) and Twenty-three (23) of Knights, Noble & English Subdivision, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, page 155, Recorder's Office, Franklin County, Ohio.

PARCEL #6 (010-025716)

Being Lot Number Twenty-One (21), in Knights, Noble & English's Subdivision of certain lots in Half Section No 13, Township 5, Range 22, Refugee Lands as described and delineated upon the recorded plat thereof, of record in Plat Book No.3, page 155, in the Recorder's Office, Franklin County, Ohio also known as 928 Avon Court

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a maintenance facility and parking lots for an adjacent property management office, or those uses permitted in the R-2F, Residential District

SECTION 3. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the "Site Plan S-1", including code-required surface areas for parking and maneuvering, drawn by Feinkopf Macioce Schappa, Architects, Inc. dated July 8, 2003 and signed by Joseph F. Schappa Jr. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and completion of engineering plans, including vacation of alley right-of-way and relocation of the loading space(s) to the south side of the building. Any slight 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 further conditioned upon the combination of tax parcels #2 (010-039002), #3 (010-038646), #4 (010-006552), # 5 (010-017577) and #6 (010-025716) to form one (1) tax parcel for the parking lot located south of the alley prior to the issuance of Zoning Clearance

SECTION 5. That this ordinance is further conditioned upon the improvement of the east-west alley that divides the property in accordance with the Transportation Division prior to the issuance of Zoning Clearance SECTION 6. That this ordinance is further conditioned upon any landscaping improvements in the right-of-way being in compliance with City Forrester requirements

SECTION 7. That this ordinance is further conditioned upon there being no outside storage of any type on the property

SECTION 8. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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 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 July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1868-2003

To authorize and direct the Finance Director to modify and extend the city-wide contracts for the option to purchase Pole Line Hardware, with Graybar Electric Company, General Electric Company, Wesco Distribution, Inc., Becker Electric Supply; Hughes Supply Inc./ELASCO, Reed City Power Line Supply, Consolidate Electrical.

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

WHEREAS, vendors have agreed to extend their contracts at current prices and conditions to and including August 31, 2004, and it is in the best interest of the City to exercise this option; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend Contract Nos. FL001032, Graybar Electric Company; FL001033, General Electric Company; FL001034, Wesco Distribution, Inc.; FL001035, Becker Electric Supply; FL001036, Hughes Supply Inc./ELASCO; FL001037, Reed City Power Line Supply; and FL001038, Consolidate Electrical to and including August 31, 2004.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1870-2003

To authorize the Director of The Department of Technology to modify and extend a contract with Hewlett-Packard for system support services related to hardware and software for the Department of Technology, to authorize the expenditure of \$134,842.55 from the Information Services Fund, \$154,329.30 from Technology Director's Office, Enterprise Agencies and \$17,185.56 from Technology Director's Office, general fund and to declare an emergency (\$306,357.41)

WHEREAS, the Department of Technology supports a large number of Hewlett-Packard systems used for various City business functions, and

WHEREAS, many of these Hewlett-Packard systems support critical business applications for the Department of Technology as well as several other City agencies, and

WHEREAS, the Department of Technology requires the services of Hewlett-Packard engineers to provide on-site response to hardware problems and around-the-clock support for software problems, and

WHEREAS, the various manuals and software licenses provided under this agreement are vital to the successful implementation and maintenance of critical business systems, and

WHEREAS, the proper operation of said systems are essential to support the daily operations of all City agencies, and

WHEREAS, said systems under authority of this ordinance shall be covered under a three-year term of a renewable support agreement continuing through March 31, 2006 unless otherwise terminated, and

WHEREAS, this legislation will authorize the Director of the Department of Technology to modify and extend the current agreement to provide funding for the first year of the new three-year term, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to modify a contract with Hewlett-Packard for the purchase of computer system support 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 modify and extend a contract for the purchase of hardware and software support services from Hewlett-Packard related to operation of critical and non-critical business systems for many City agencies

SECTION 2: That the expenditure of \$306,357.41 or so much thereof as may be necessary is hereby authorized to be expended from:

	Division	OCA	Object Level 3 3372	Object Level 3 3358	Object Level 3 3369	Fund	Subfund
ISD/Metronet	47-02	471514	\$547.60	\$359.52	\$408.48	514	001
Electricity	47-01	514550	\$2,210.82	\$2,197.44	\$21,020.28	514	550
DoT/ISD	47-02	280768	\$14,157.68	0	0	514	001
Auditor	47-02	280768	\$29,965.56	\$7,326.84	\$26,142.72	514	001
Safety	47-02	280768	\$12,590.40	\$8,790.00	\$1,693.32	514	001
Income Tax	47-02	280768	\$15,904.08	\$4,239.00	\$1,340.88	514	001
Fire	47-02	280768	\$9,546.00	\$4,994.31	\$1,986.90	514	001
DoT/ISD	47-02	280743	\$347.80	\$311.64	0	514	001
Water	47-01	514600	\$39,760.20	\$16,462.47	\$18,299.46	514	600
DoT/ISD	47-02	280768	\$5,419.76	\$1,422.12	\$1,642.80	514	001
Development	47-01	514240	\$18,158.98	\$3,685.89	\$8,360.04	514	240
Transportation	47-01	514599	\$626.17	\$127.10	\$288.28	514	599
Electricity	47-01	514550	\$273.95	\$55.61	\$126.12	514	550
Water	47-01	514600	\$1,003.75	\$203.74	\$462.11 cell	514	600
Sewers	47-01	514650	\$913.90	\$185.50	\$420.74	514	650
Tech Director	47-01	470724	\$10,331.83	\$2,097.15	\$4,756.58	10	
Golf	47-02	280768	\$2,171.16	\$1,220.31	\$1,800.42	514	001

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1871-2003

To allow City of Columbus department heads to authorize a City employee or employees, to be designated by the Finance Director, to approve encumbrances and process invoices (electronic, facsimile or hard-copy) for payment of natural gas purchases to FirstEnergy Solutions, on behalf of each department head, to authorize the City Auditor to initiate encumbrances, transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for natural gas supplies, and to authorize the expenditures and payment of electronic invoices as approved by the Finance Director's designee(s), to waive the City Code formal competitive bidding requirements, and to declare an emergency.

WHEREAS, the City of Columbus requires natural gas daily for facility operations, and

WHEREAS, the natural gas supply chain is currently best maintained by purchasing natural gas through a purchasing cooperative managed by the State of Ohio, Department of Administrative Services, and

WHEREAS, pursuant to an order by the Mayor, upon declaring an emergency situation existed, the Finance Director entered into the Memorandum of Understanding with the State of Ohio Department of Administrative Services in order to maintain supplies of natural gas to City facilities, and

WHEREAS, this cooperative contract was competitively bid by the State of Ohio Department of Administrative Services but was established outside of the State of Ohio's traditional cooperative purchasing program, therefore the City must waive our own formal competitive bidding Code requirements in order to purchase from the cooperative natural gas supply contract, and

WHEREAS, City Charter Section 84 requires the prior written approval of department heads as well as Council approved appropriations to fund this type of expense before any payments can be made and City Council approval of this ordinance authorizing directors to delegate their authority to City employees (who may be designated by the Finance Director) for this specific purpose satisfies this section of the Charter, and

WHEREAS, specific, consolidated, electronic payments are required in a limited time frame in order to participate in the cooperative contract, and

WHEREAS, to initiate the implementation of the expeditious centralized payment, the City Council and Mayor must allow the various City directors to delegate their authority to pay only these natural gas supply bills to a few employees, as designated by the Finance Director. and

WHEREAS, payments cannot be missed or City facilities may experience shut offs and/or serious financial penalties and therefore it is necessary to enable the City Auditor to ensure that funds for payments of these expenditures can be made expeditiously, and

WHEREAS, an emergency exists in the usual daily operation of the agencies of the City of Columbus in that it is immediately necessary to allow City of Columbus department directors to authorize a City employee or employees, to be designated by the Finance Director, to approve encumbrances and process invoices (electronic, facsimile or hard-copy) for payment of natural gas purchases to FirstEnergy Solutions, on behalf of each department director, to authorize the City Auditor to initiate encumbrances, transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for natural gas supplies, and to authorize the expenditures and payment of electronic invoices as approved by the Finance Director's designee(s) to maintain the City's natural gas supply chain, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the City of Columbus department heads are hereby allowed to authorize a City employee or employees, to be designated by the Finance Director, to approve encumbrances and process invoices (electronic, facsimile or hard-copy) for payment of natural gas purchases to FirstEnergy Solutions, on behalf of each department director.

SECTION 2. That the City Auditor is hereby authorized and directed to initiate encumbrances, transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for natural gas supplies. and to authorize the expenditures and payment of electronic invoices as approved by the Finance Director's designee(s).

SECTION 3. That encumbering and payment of invoices (electronic, facsimile or hard-copy) for the purchase of natural gas, within the appropriation limits City Council has approved for each department, are hereby authorized as approved by the Finance Director's designee(s), upon delivery of natural gas supply and upon receipt of invoices presented to the City of Columbus.

SECTION 4. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Sections 329.06 (Formal Competitive Bidding) of the Columbus City Code.

SECTION 5. That this ordinance satisfies the requirements of City Charter Section 84 (the prior written approval of department heads as well as Council approved appropriations to fund this type of expense before any payments can be made).

SECTION 6. 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1872-2003

To authorize and direct the Director of the Department of Technology to modify a contract with Ohio State University/OARnet for the purchase of Internet access and Web support services for the Department of Technology, Information Services Division, to authorize the expenditure of \$200,000.00 from the Information Services Fund. (\$200,000.00)

WHEREAS, This ordinance addresses the Information Services Division objective: "To provide for the City's data processing and information technology needs", and

WHEREAS, The contract modification authorized by this legislation provides funding for Internet access fees, professional Web-based services, media services that enable video streaming capability, specialized web-maintenance training, and other services that help facilitate the provision of efficient and secure Internet services that are under the direction of the Department of Technology, and

WHEREAS, The substantial increase in activity levels, resource requirements, the initiative to increase the availability of government services via City web sites and 24-hour online access has resulted in an overall increase in total costs, and

WHEREAS, The legislation authorizes and directs the Director of the Department of Technology to modify and extend contract CT- 17731 with Ohio State University/OARnet for the purchase of Internet access and various other Web support services for the Department of Technology, Information Services Division, and

WHEREAS, The legislation is necessary to fund said services and to authorize the expenditure of \$200,000.00 for the new contract period that ends February 29, 2004, and

WHEREAS, Said services are required to support critical business projects for numerous City agencies supported by the Department of Technology, Information Services Division; now, therefore:

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend CT- 17731 for the purchase of Internet access and Web support services from The Ohio State University/OARnet related to the provision of Internet connection services, Web hosting services, professional web support services.

SECTION 2: That the expenditure of \$200,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02 Fund: 514 OCA Code: 472417 Object Level One: 03 Object Level Three: 3367 Amount: \$30,000.00

Division: 47-02 Fund: 514 OCA Code: 472417 Object Level One: 03 Object Level Three: 3336 Amount: \$170,000.00

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1873-2003

To authorize the Director of the Department of Technology to enter into contract with Sarcom Inc. for the purchase of maintenance support, for the Department of Technology, to waive competitive bidding provisions of the Columbus City Code, to authorize the expenditure of \$62,000.00 from the Information Services Fund, and to declare an emergency. (\$62,000.00)

WHEREAS, This legislation will authorize the Director of the Department of Technology (DoT) to enter into a server maintenance contract with Sarcom Inc. to maintain daily business operations, and

WHEREAS, The Department of Technology (DoT) has a need to enter into a one-year contract agreement with Sarcom, to provide urgently needed services that support a Service Level Agreement targeted to address two goals contained in The Columbus Covenant, Customer Service and Peak Performance, and

WHEREAS, This contract agreement in the amount of \$62,000.00, will provide support coverage for a 12 months commencing August 11,

2003, and

WHEREAS, This contract agreement will allow DoT to continue support for applications such as: Public Utilities (Division of Water billing system), Auditor's office (Tax processing and Performance Series functions), Safety, Building Development Service (One-stop-shop), DoT applications and database development, Enterprise-wide file and print services and WASIMS IVR system, and

WHEREAS, By not taking action to secure this one- year contract agreement, the vendor will discontinue maintenance support to the City of Columbus, thus impacting the normal day-to-day and mission critical operations for the City, and

WHEREAS, In order to maintain daily business operations, it is in the City's best interest to waive the competitive bidding provisions of the Columbus City Code 329.27 to allow for the development of bid specification that will facilitate a bid process, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize this purchase order, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to enter into contract with Sarcom Inc. for support maintenance service in the amount of \$62,000.00.

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

SECTION 3: That the expenditure of \$62,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:	47-02
Fund:	514/001
OCA:	472417
Object Level 1:	03
Object Level 3:	3372
Amount:	\$62,000.00

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1875-2003

To authorize the Director of the Department of Technology to enter a contract agreement with Softel Communications, Inc. for the purchase of software support services in accordance with the sole source provisions of the Columbus City Code for the Department of Technology, Director's Office, General Fund, to authorize the expenditure of \$25,524.00 and to declare an emergency. (\$25,524.00)

WHEREAS, the Department of Technology needs to provide software support services for the Refuse Collection Division's Interactive Voice Response (IVR) customer self-service software application, and

WHEREAS, the system is a key component of the Refuse Collection Division's customer service process, providing efficient service delivery through industry standard best practices, and

WHEREAS, the legislation authorizes the Director of the Department of Technology to enter a contract agreement with Softel Communications, Inc. for the purchase of software support services, and

WHEREAS, said legislation further authorizes the expenditure of \$25,524.00 for the coverage period through March 31, 2004; and

WHEREAS, said contract expenditure is required to provide a dedicated level of software maintenance and support to ensure that said IVR system capabilities perform properly and support the business requirements of the Refuse Collection Division and its approximately 300,000 customers, and

WHEREAS, the needed software support can only be provided by Softel Communications, Inc. the sole owner and developer of the software application, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize this purchase order, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to enter a contract for the purchase of software support from Softel Communications, Inc. related to daily operation of the Refuse Collection Division's Interactive Voice Response customer self-service software application.

SECTION 2: That this agreement is made in accordance with the Sole Source provisions of Section 329.07(e) of the Columbus City Code.

SECTION 3: That the expenditure of \$25,524.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:	47-01
Fund:	010
OCA Code:	470724
Object level one:	03
Object level three:	3369
Amount:	\$25,524.00

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1876-2003

To authorize the Director of the Department of Technology to modify and extend a contract with Unisys Corporation for software license support and services for the Department of Technology Information Services Division, to authorize the expenditure of \$88,153.00 from the Information Services Fund, and to declare an emergency. (\$88,153.00)

WHEREAS, This legislation authorizes the Director of the Department of Technology to modify and extend contract EL001384 with Unisys Corporation for software license support, and

WHEREAS, The Department of Technology utilizes Unisys Corporation's ClearPath system that supports specialized applications, allows the department to analyze and examine business value of applications and integrates multiple operating environments, and

WHEREAS, This contract, funded by this legislation, is required to continue daily operational support for the Auditor's Office Payroll application and Public Safety Police LEADS (Law Enforcement Agencies Data System) applications that are maintained by the Department of Technology, and

WHEREAS, The result of this legislation is to authorize the expenditure of funds in the total amount of \$88,153.00, and

WHEREAS, The services provided includes: ClearPath System Surety Support Services for computer mainframes that contain Payroll and Police LEADS applications for \$69,492.00 and ClearPath System Annual Software License for Payroll and Police LEADS applications for \$18,661.00, and

WHEREAS, There is an immediate need to modify and extend a contract with Unisys Corporation in order to maintain uninterrupted support and services for the Police LEADS and Payroll applications.

WHEREAS, Funding is budgeted and available in the 2003 Information Services Fund, and

WHEREAS, an emergency exists in the usual daily operation of the Information Services Division in that it is immediately necessary modify and extend a Contract with Unisys Corporation for the purchase of a software license fees, now therefore,

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend EL001384 for software license hardware and software support and services from Unisys Corporation, related to operation of the ClearPath mainframes.

SECTION 2: That the expenditure of \$88,153.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Division:	47-02	47-02	47-02
Fund/Subfund:	514/001	514/001	514/001
OCA Code:	280768	280768	280768
Object Level 1:	03	03	03
Object Level 3:	3369	3358	3372
Amount:	\$23,004.00	\$18,661.00	\$46,488.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1877-2003

To rezone 5300 NORTH HAMILTON ROAD (43230), being 5.9± acres located at the northeast corner of North Hamilton and Thompson Roads, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District (Z98-058).

WHEREAS, application #Z98-058 is on file with the Building Services Division of the Department of Development requesting rezoning of 5.9± acres from L-C-4, Limited Commercial District to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because City staff recognizes controlled commercial development as an appropriate land use for this location Nearly 300 acres of land along this portion of North Hamilton Road has been zoned since 1991 to the L-C-4, Limited Commercial Districts with the intent to establish a unified, consistent development pattern The proposed CPD, Commercial Planned Development District applies nearly identical use restrictions and development controls as those existing thus continuing the intended character of this commercial corridor, 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

5300 NORTH HAMILTON ROAD (43230), being 5.9± acres located at the northeast corner of North Hamilton and Thompson Roads, and being more particularly described as follows

Zoning Description for 5.865 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 2, Range 16, United States Military Lands and described at follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument 6666 at the centerline intersection of North Hamilton Road with Thompson Road, being South 03° 19' 23" West, a distance of 1586.62 feet from Franklin County Geodetic Survey Monument 8813 in the centerline of said North Hamilton Road;

thence North 03° 19' 23' East with the centerline of said Hamilton Road, a distance of 55.36 feet to a point;

thence South 86° 40' 37" East, a distance of 60.00 feet to a point in the easterly right-of-way line of said Hamilton Road, being the True Point of Beginning;

thence North 03° 19' 23" East, a distance of 20.91 feet to a point;

thence North 86° 40' 37" West, a distance of 13.00 feet to a point;

thence North 03° 19' 23" East, a distance of 14.50 feet to a point;

thence South 86° 40' 37" East, a distance of 13.00 feet to a point;

thence North 03° 19' 23" East, a distance of 416.03 feet to a point;

thence South 86° 56' 02" East, a distance of 541.56 feet to a point;

thence South 03° 19' 23" West, a distance of 471.53 feet to a point;

thence North 86° 56' 02" West, a distance of 521.47 feet to a point of curvature of a curve to the right;

thence northwesterly with the arc of said curve (Delta = 90° 15' 25" Radius = 20.00 feet) a chord bearing and distance of North 41° 48' 20" West, 28.35 feet to the True Point of Beginning, and containing 5.865 acres of land. more or less.

This description was prepared from existing records and is not to be used for deed transfer

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

To: CPD, Commercial Planned Development District

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes: said plan being titled, "ZONING EXHIBIT for NEW ALBANY COMPANY, HAMILTON-THOMPSON ROAD SITE" and text titled, "CPD TEXT", both signed by Jeffrey L Brown, Attorney for the Applicant, and dated July 2, 2003, and the text reading as follows:

CPD TEXT

PROPOSED DISTRICT:	CPD
PROPERTY ADDRESS:	5300 North Hamilton Road
OWNER:	New Albany Co. LP
APPLICANT:	Same as owner
DATE OF TEXT:	7/02/03
APPLICATION NUMBER:	Z98-058

1. INTRODUCTION: The site is located on the northeast corner of North Hamilton Road and Thompson Road This site shall contain commercial buildings

2. PERMITTED USES: The following uses shall be permitted in this parcel: Those uses listed in Chapter 3356.03, (CA, Commercial District) of the Columbus City Code:

A. The following uses are excluded from this site: Automobile salesroom, Billboards, Off-premise graphics (unless approved by the Graphics Commission), Book bindery, Bowling alley, Bus or truck terminal, Commercial radio transmitting or television station and appurtenances, Electric substation, Funeral parlor, Ice house, Motor bus terminal, Motor vehicle sales or leasing, New or used car lot and Public parking for pay

3. DEVELOPMENT STANDARDS: Except as otherwise noted above and herein, the applicable development standards of Chapter 3356 (CA, Commercial District) shall apply to this parcel.

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

1. The building and parking setbacks along North Hamilton Road shall be 40 feet for parking and maneuvering areas, and 60 feet for all buildings. This setback shall not apply to free-standing architectural elements such as a windmill or other feature which may be constructed at an intersection of two public roads These architectural elements shall be subject to a Board of Zoning Adjustment or Graphics Commission application depending on their final form

2. The setback from the Thompson Road right-of-way shall be 25 feet for all parking, loading and maneuvering areas

3. The building and parking setback from the east and north property lines shall be 25 and 10 feet respectively.

4. The permitted maximum density shall not exceed the ratio of 12,000 gross square feet of building per net acre of site

5. There shall be a maximum height limit of 40 feet as measured per Columbus City Code This height limit shall not

apply to an architectural element which is permitted within the setback area at the intersection of public roads.

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

1. The first curb cut on Thompson Road shall line up with Home Depot curb cut to the south; the second curb cut shall be located east of the first curb cut

2. One curb cut shall be permitted on North Hamilton Road with only a right-in, right-out curb cut

3. The subject property shall share a curb cut along its north property line with the parcel to the north and the property owner shall enter into a joint access agreement with the property owner of that northern parcel

4. The view of all loading docks shall be fully screened on all sides from any adjacent roadway, building or parking lot achieving 90% opacity to a minimum height of 6 feet from finished grade.

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

1. A street tree planting shall be established along Thompson Road Street trees are to be a maximum 2.5" caliper and shall be spaced at a maximum distance of 35 feet on center.

2. There shall be a 40 foot open space corridor from the edge of right-of-way extending along North Hamilton Road Landscaping within the 40 foot corridor shall resemble an orchard and be based on the following standard

a) Within the 40 foot parking setback area along North Hamilton Road, there shall be a minimum of 3-foot high continuous uniform earth mound and a 4-rail white horse fence located at the right-of-way line except for areas of ingress and egress, and at the intersection of two public roads, in which area horse fence or other compatible fencing may be utilized to establish an entrance to the interior development The mound shall have a minimum 8:1 slope that will begin at the right-of-way. The mound will also have a 4:1 maximum slope on the opposite side, which will begin approximately 12 feet from the setback line and have an approximate width of 4 feet.

b) Two rows of ornamental trees shall be planted within the open space corridor in an orchard fashion at an approximate spacing of 15-feet on center, both ways. The first row of trees shall be planted 20-feet from the right-of-way. Trees may be planted in pairs or staggered

c) Minimum size at installation shall be 2 inch caliper, measured 6 inches from the base of the tree, for multi-stem ornamental trees.

3. Landscaping within the 25 foot parking setback along Thompson Road shall be rural in character and based on the following standard:

Within the parking setback there shall be 4 trees planted per 100 lineal feet in a hedge row manner or grouped and a 4-rail white horse fence located at the right-of-way line except for areas of ingress and egress and at the intersection of two public roads, in which area horse fence or other compatible fencing may be utilized to establish an entrance to the interior development Trees may be deciduous, ornamental, evergreen or any combination thereof

4. All parking areas along Thompson Road shall have headlight screening with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area Headlight screening shall be in the form of mounding, a hedge, a shrub, or any combination thereof

5. Tree plantings shall be required within site parking and service areas The number of trees shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2.5 inch caliper per tree) to total site coverage by buildings and pavement

a) 0 to 20,000 square feet: 6 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site

- coverage by buildings and pavement
- b) 20,001 to 100,000 square feet: 10 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,001 square feet.
 - c) Over 100,000 square feet: 20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.
6. At least 50% of required tree planting shall be integrated within parking or service areas Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement Maximum possible green space shall be provided to minimize extensive unbroken hard surface areas
 7. Landscape islands are required within parking lots and shall be provided at a rate of 5 square feet of landscaped area per 100 square feet of vehicular use area in such a manner as to visually break up large expanses of pavement
 8. The landscaping required in items 5, 6 and 7 may be used to offset the parking lot landscaping requirements contained in Chapter 3342 of the Columbus Zoning Code
 9. Unless otherwise specified, minimum size of all plant material at installation shall be 2.5" caliper for deciduous shade trees, 6' high for evergreen, and 2" caliper for ornamental trees.
 10. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first
 11. If landscaping is used to screen service areas containing dumpsters, 90% opacity is required for all non-servicing sides and must be protected from service vehicles Screening shall be 1 foot above height of structure to be screened but not less than seven feet above finish grade
 12. Graphic monuments, if approved by the Graphics Commission, shall be landscaped with hedges, bushes, annuals, or perennials, or a combination thereof
- D. Building Design and/or Interior-Exterior Treatment Commitments
1. A residential appearing roof shall be required and structures that appear to have flat roofs shall specifically be prohibited. A residential appearing roof shall be defined as a roof structure with a minimum pitch of 6:12 and a maximum roof 12:12. The height of the roof element shall not be less than 40% of the overall height of the building as measured from finished floor to top of roof Once the roof element has reached the 40% level, then the roof may be flattened or depressed so long as the flattened or depressed portion of the roof is not visible from adjacent parking, service areas or roadways. The sloped roof noted above shall be finished with one of the following materials dimensional asphalt shingles, wood shakes, slate, composite slate, tile, standing metal seam, or copper
 2. No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside the permitted structure.
 3. Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by same materials utilized on the building roof or exterior. Color shall also match the building exterior or roof Mechanical or other utility equipment on the ground shall be fully screened from view by a wall, fence or landscape material utilizing the same material or character of the building
 4. Building illumination shall be permitted provided such light source is concealed No colored light shall be used to light the exterior of any building
 5. Blank facades on the rear of buildings are prohibited; therefore, articulating such facades with recesses, fenestrations, fences or pilasters is required.
- E. Dumpsters, Lighting, Outdoor Display Areas and/or other Environmental Commitments
1. All external outdoor lighting shall be cut-off type fixtures (downlighting). However, buildings and landscaping may be illuminated with uplighting from a concealed source
 2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer type or family to ensure aesthetic compatibility. All light poles and standards shall be in dark green or black
 3. Parking lot lighting shall be no higher than 18 feet.
 4. Building mounted lighting within service areas shall be designed in such a way that no light spillage off-site occurs.
 5. Landscaping at entries to parking lots and buildings if illuminated shall be uplighted by ground mounted concealed fixtures.
 6. All dumpsters will be fully enclosed and screened from adjoining uses and the right-of-way. One side of said dumpsters can be screened by a movable gate system
- F. Graphics and Signage Commitments
- All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code, as it applies to the C-4, Commercial District Any variance to the sign requirements including the items listed below shall be submitted to the Columbus Graphics Commission
- G. Other CPD Requirements
1. Natural Environment The site is developed with an existing building.
 2. Existing Land Use: The site is currently zoned L-C-4.
 3. Transportation and Circulation: Access to the site shall be from both North Hamilton and Thompson Roads
 4. Visual Form of the Environment See the development standards in the text
 5. View and Visibility: In the development of the subject property and in the location of buildings and access points, consideration will be given to the visibility and safety of the motorists and pedestrians
 6. Proposed Development: Commercial.
 7. Behavior Patterns: The proposed development will serve the growing residential population adjacent to the Hamilton Road corridor.
 8. Emissions: No adverse emissions should occur from the proposed development
 9. Variances Requested: None.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1878-2003

To authorize the Director of the Department of Technology to modify a contract with EMC Corporation for maintenance support services; to authorize the expenditure of \$33,948.84 from the Information Services Fund, and to declare an emergency (\$33,948.84)

WHEREAS, This legislation authorizes the Director of the Department of Technology (DoT) to modify and extend a contract established by purchase order ED009132, provided by EMC Corporation, and

WHEREAS, The agreement provides for support of mission critical software applications that are vital to daily operations within the City,

and

WHEREAS, EMC provides on-site maintenance, 24-hour help line via telephone or other electronic media, software updates and releases and documentation updates, and

WHEREAS, It supports the One-Stop-Shop Permit System utilized by BSD, and it allows DoT to store all of Police and Payroll information associated with mission critical software applications, and

WHEREAS, This agreement will cover the periods from October 3, 2002 through March 31, 2004, and

WHEREAS, Funds are available in the Information Services budget, and

WHEREAS, an emergency exists in the usual and daily operation of the Department of Technology in that it is necessary to immediately modify a with EMC, Corporation for support of mission critical software applications, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend a contract established by purchase order ED009132, for the maintenance support services, utilized by Police, Payroll and BSD One-Stop-Shop in the amount of \$33,948.84, with EMC Corporation.

SECTION 2: That the expenditure of \$33,948.84 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:47-021 Fund:514/001 OCA: 280768 Object Level One: 03 Object Level Three: 33721 Amount: \$33,948.84

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1879-2003

To authorize the Director of Public Utilities to modify the professional engineering services contract with Burgess & Niple, Limited, and the construction management services contract with H.R. Gray & Associates, Inc., in connection with the Jackson Pike Wastewater Treatment Plant New Headworks Project; to amend the 2002 Capital Improvements Budget; to authorize the expenditure of \$345,660.00 from the Ohio Water Pollution Control Loan Fund; and to declare an emergency. (\$345,660.00)

WHEREAS, Ordinance No. 1138-99, as passed May 10, 1999, authorized the Director of Public Utilities to execute Contract No. EL900635 with Burgess and Niple, Limited, in connection with the Jackson Pike Wastewater Treatment Plant New Headworks; and

WHEREAS, Ordinance No.3135-97, as passed December 15, 1997, authorized the Director of Public Utilities to execute an Contract No. XC819099 with H.R. Gray & Associates, Inc., for purposes of providing construction management services to the Division of Sewerage and Drainage for various projects contained within its capital improvements plan; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the aforementioned service agreements in order to provide engineering services during construction; and construction management services, pursuant to the timely and successful construction of the Jackson Pike Wastewater Treatment Plant New Headworks Project; and to amend the 2002 Capital Improvements Budget to accommodate said transactions; for the immediate preservation of the public health, peace, property and safety; Now, Therefore,

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering service agreement no. EL900635 with Burgess & Niple, Ltd., 5085 Reed Road, Columbus, Ohio 43220; and to pay up to a maximum amount of \$182,805.00 for engineering services required during the construction of the Jackson Pike Wastewater Treatment Plant New Headworks Project, in accordance with the terms and conditions as shown in the contract modification agreement on file in the General Engineering Section of the Division of Sewerage and Drainage.

Section 2. That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering service agreement no. XC819099 with H.R. Gray & Associates, Inc., 1335 Dublin Road, Suite 100-B, Columbus, Ohio 43215; and to pay up to a maximum amount of \$162,855.00 for construction management services required during the construction of the Jackson Pike Wastewater Treatment Plant New Headworks Project, in accordance with the terms and conditions as shown in the contract modification agreement on file in the General Engineering Section of the Division of Sewerage and Drainage.

Section 3. That the expenditure of \$345,660.00, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund No.666; Division 60-05; within the Jackson Pike Wastewater Treatment Plant Headworks Project No.650252; OCA Code No.650252; Object Level Three No.6678 for purposes of paying the cost of the contract modifications referenced within Section 1 and 2 herein.

Section 4. That the 2002 Capital Improvements Budget Ordinance No.1674-02 is hereby amended as follows; in order to provide sufficient budget authority for the aforementioned project expenditures as follows:

CURRENT.			
	Project 650252	JPWWTP New Headworks	\$17,229,227.00
AMENDED TO:			
	Project 650252	JPWWTP New Headworks	\$17,574,887.00

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1881-2003

To authorize the Director of the Department of Technology to modify and extend a contract with Accela, Inc., for the Development Services Division, for software maintenance, support services, and to acquire 35 additional seat licenses to support the One Stop Shop; to authorize the expenditure of \$250,889.24 from the Technology Director's Office, \$48,720.48 on behalf of General Fund agencies, and \$202,186.76 on behalf of other funds agencies; and to declare an emergency. (\$250,889.24)

WHEREAS, The Department of Technology, on behalf of Development Services Division, needs to modify and extend the existing contract

(EL001714) for software maintenance and support services for the City's building permits, code and Geographic Information System (GIS), and WHEREAS, on October 2, 1996, City and OpenData Systems, Inc. entered into a contract (CT-I 7745) for the provision to the City of the ODS building permit application, and

WHEREAS, on May 22, 2000, OpenData Systems, Inc. and Sierra Computer Systems, Inc. merged to form the current entity, Accela, Inc., and

WHEREAS, The Department of Technology now requires and recommends an modification of the contract EL001714 by and between the City of Columbus and Accela, Inc. to continue software maintenance and support services, and

WHEREAS, the modification of this contract EL001714 between Accela, Inc. and the City of Columbus, shall not exceed the amount of \$158,439.24 budgeted for the 2003 Department of Technology, from the Information Services Fund, and

WHEREAS, there is a need to acquire additional licenses for the central tracking system based on the "Memorandum of Understanding outlined by Development Services, and

WHEREAS, the central tracking system will allow citizens and developers to access information regarding plan, plat and permit over the web, and

WHEREAS, the dollar amount authorized for the acquisition of additional licenses for the One Stop Shop Tracking System shall not exceed \$92,450 budgeted for the 2003 Department of Technology, Information Services Fund, 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 Technology to modify and extend the contract with Accela, Inc., for the software maintenance, integration services in accordance with the terms and conditions of the modification of the contract, to purchase additional seat licenses, thereby preserving the public health, peace, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend contract EL001714 for the software maintenance and support services, in the amount of \$250,889.24 and to acquire 35 additional licenses to support the tracking system provided by Accela, Inc. for Development Services Division.

SECTION 2: That the expenditure of \$250,889.24 or so much thereof as may be necessary is hereby authorized to be expended from:

Character	Fund	OCA Code	Object Level 3	Amount
03	010	470724	3369	\$48,720.48
03	514	514240	3358	\$7,500.00
03	514	514240	3369	\$86,980.76
03	514	514550	3358	\$7,500.00
03	514	514550	3369	\$2,642.00
03	514	514599	3358	\$20,000.00
03	514	514599	3369	\$6,553.00
03	514	514600	3358	\$25,000.00
03	514	514600	3369	\$8,806.00
03	514	514650	3358	\$27,500.00
03	514	514650	3369	\$9,687.00

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1882-2003

To authorize and direct the supplemental appropriation of \$46,392 from the unappropriated balance of the development services special revenue fund, \$35,350 from the unappropriated balance of the water operating fund, \$10,606 from the unappropriated balance of the electricity operating fund and \$131,233 from the unappropriated balance of the technology services fund to provide for additional licenses, zoning map enhancements and maintenance costs to support the One Stop Shop, and to declare an emergency. (\$131,233.00)

WHEREAS, the City of Columbus and the development community have entered into a Development Services Memorandum of Agreement, signed in November, 2001, and

WHEREAS, that agreement created the One Stop Shop, in order to improve the efficiency of permit and plan review and approval in the city, and

WHEREAS, the sharing of the One Stop Shop computer system has required additional licenses and distribution of costs across various divisions in the city, and

WHEREAS, details of the licensing for the One Stop Shop tracking system, and the enhancement of the digital zoning map were not completed in time for inclusion in the 2003 budget, and

WHEREAS, details of distribution of funding for hardware and software expenses among the participating agencies were not completed in time for inclusion in the 2003 budget, and

WHEREAS, this ordinance provides supplemental appropriation in various city funds for continued support for the Mayor's One Stop Shop, and

WHEREAS, there is sufficient money in the unappropriated balances of the various enterprise and special revenue funds to cover this appropriation, and

WHEREAS, this ordinance will increase the appropriation within the Department of Technology's internal service fund by \$131,233 to fund said purchases, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize this supplemental appropriation, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That from the unappropriated funds in the development services fund No. 240, 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 \$18,780 is appropriated to the Department of Development, Building Services Division, Department/Division No. 44-03 as follows:

Object Level 1	OCA Code	Object Level 3	Amount
----------------	----------	----------------	--------

03 3334 \$18,780

SECTION 2: That from the unappropriated funds in the development services special revenue fund No. 240, 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 \$27,612 is appropriated to the Department of Public Service, Transportation Division, Department/Division No. 59-09 as follows:

Object Level 1	OCA Code	Object Level 3	Amount
03		3334	\$27,612

SECTION 3: That from the unappropriated funds in the water operating fund, fund No. 600, 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 \$35,350 is appropriated to the Department of Public Utilities, Water Division, Department/Division No. 60-09 as follows:

Object Level 1	OCA Code	Object Level 3	Amount
03		3334	\$35,350

SECTION 4: That from the unappropriated funds in the electricity enterprise fund, fund No. 550, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$10,606 is appropriated to the Department of Public Utilities, Electricity Division, Department/Division No.60-07 as follows:

Object Level 1	OCA Code	Object Level 3	Amount
03		3334	\$10,606

SECTION 5: That from the unappropriated funds in the sewer system operating fund, fund No. 650, 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 \$38,885 is appropriated to the Department of Public Utilities, Sewers and Drains Division, Department/Division No. 60-05 as follows:

Object Level 1	OCA Code	Object Level 3	Amount
03		3334	\$38,885

SECTION 6: That from the unappropriated funds in the technology services fund No.514, 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 \$131,233 is appropriated to the Department of Technology, Technology Director's Office, Department/Division No.47-01 as follows:

Fund	Subfund	Object Level 1	OCA Code	Object Level 3	Amount
514	599	03	514599	3358	\$ 20,000
514	599	03	514599	3369	6,576
514	599	03	514599	3372	1,036
514	240	03	514240	3358	7,500
514	240	03	514240	3369	2,160
514	240	03	514240	3336	9,120
514	600	03	514600	3358	25,000
514	600	03	514600	3369	8,840
514	600	03	514600	3372	1,510
514	550	03	514550	3358	7,500
514	550	03	514550	3369	2,653
514	550	03	514550	3372	453
514	650	03	514650	3358	27,500
514	650	03	514650	3369	9,724
514	650	03	514650	3372	1,661
				Total	\$131,233

SECTION 7: That the monies in the foregoing Section 6 shall be paid upon order of the Director of the Department of Technology, 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 8: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1883-2003

To authorize the Director of the Department of Technology to modify a contract with PlanGraphics, Inc for the purchase GIS Project Management and System Services for the Department of Technology, to authorize the expenditure of \$110,000.00 from the Information Services Fund, and to declare an emergency (\$110,000.00)

WHEREAS, The Department of Technology (DoT) requires professional project management, on-site support and system support services to support ongoing development and operation of the City's Geographic Information System, and

WHEREAS, The DoT obtained competitive proposals in compliance with City Procurement Code Section 329. 11, and subsequently acquired City Council approval of Ordinance 2535-00 on November20, 2000, to authorize a contract with PlanGraphics, Inc. to provide funding for the project management and system support services, and

WHEREAS, Said contract requires that Task Orders funded by a Purchase Order be utilized in compliance with and subject to its terms and conditions, to describe the specific requirements and responsibilities associated with various projects, and

WHEREAS, This legislation is to modify Contract #E1001033, which will fund Task Order 13, provided under the contract's master agreement, and

WHEREAS, Task Order 13 provides contract deliverables as defined in RFSQ #S000518GM paragraph 3.1 and 3.2 for the period of September 2003 through August 2004, and

WHEREAS, The services will include, yet not limited to on-site support, consultation to GIS Project Manager, general technical support, oversight, and review of project status with recommendations, and

WHEREAS, Funding is available for this modification, of \$110,000.00 within the 2003 Department of Technology, Information Services budget, and

WHEREAS, An emergency exists in the usual daily operation of the Department of Technology that it is immediately necessary to authorize the Director of the Department of Technology to modify the contract with PlanGraphics, Inc., thereby preserving the public health, peace, safety, and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify a contract for the purchase of on-site GIS support, GIS Project Management and System Support Services for PlanGraphics, Inc related to the operational support of existing production software applications and the development support of critical systems functions.

SECTION 2: That the expenditure of \$110,000.00 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	3336
Amount	\$110,000.00

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1885-2003

To amend the Land Use Section of The Northwest Plan and add provisions for the land located along the east side of Riverside Drive north of Case Road and south of Cranston Drive.

WHEREAS, City Council adopted The Northwest Plan by Ordinance 1926-91 on September 16, 1991; and

WHEREAS, City Council amended The Northwest Plan by Ordinance 2140-96 on September 30, 1996; and

WHEREAS, Section 3 of the original ordinance directed the Department of Development to present to City Council any amendments necessary to keep the Plan up-to-date; and

WHEREAS, certain land use issues were identified during a rezoning process for a portion of the land located in the planning area and not previously addressed by The Northwest Plan; and

WHEREAS this amendment consists of changes to the Land Use Section of The Northwest Plan and will establish provisions for the land located along the east side of Riverside Drive north of Case Road and south of Cranston Drive; and

WHEREAS, the Northwest Civic Association hosted a public meeting on May 6, 2003 to discuss the proposed amendment and to develop a consensus on the amendment's provisions; and

WHEREAS, after public notice a public hearing was held, at which the Development Commission approved the amendment to The Northwest Plan and recommended its adoption by City Council; now, therefore.

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

Section 1. That The Northwest Plan, as adopted by Ordinance 1926-91 on September 16, 1991 and subsequently amended by Ordinance 2140-96 on September 30, 1996 is hereby amended by the insertion of Addendum B, attached hereto and incorporated herein by reference as though fully rewritten, adding text and map for Subarea 4A to the Land Use Section of The Northwest Plan.

Section 2. That all departments and divisions of the City administration and the Development Commission are hereby authorized and directed to use said Plan as amended in reviewing proposed projects in the Northwest Planning Area generally bounded by Franklin/Delaware County line on the north, Henderson Road on the south, the Olentangy River on the east, and the Scioto River on the west.

Section 3. That the Department of Development is directed to monitor the use of The Northwest Plan, and to present to City Council any amendments necessary to keep the plan up-to-date.

Section 4. That copies of The Northwest Plan, including the two adopted amendments, shall be kept on file in the Department of Development, Planning Division.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1886-2003

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$5,000.00 and enter into an agreement with the National Recreation and Parks Association and the United States Tennis Association for funding for the 2003 Tennis in the Park Program, to authorize an appropriation of \$5,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$5,000.00)

WHEREAS, the National Recreation and Parks Association and the United States Tennis Association have awarded the Columbus Recreation and Parks Department funding for the 2003 Tennis in the Park Program; and

WHEREAS, it is necessary to accept said grant and appropriate said funds; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept and appropriate said grant 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 accept a grant in the amount of \$5,000.00 and enter into an agreement with the National Recreation and Parks Association and the United States Tennis Association for the 2003 Tennis in the Park Program.

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 \$5,000.00 is appropriated to the Recreation and Parks Department, Department No.51-01, as follows:

Grant Title	Grant No.	OCA Code	Object Level 3	Amount
2003 Tennis in the Park	510322	510322	3346	\$5,000.00

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 Attorney.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1887-2003

To authorize the appropriation of \$100,000 from the unappropriated balance of the Capitol South Debt Service Fund to the Department of Development; to authorize the expenditure of \$100,000 from the Capitol South Debt Service Fund for the purpose of making loans under the Water Connection Assistance Program; and to declare an emergency. (\$100,000)

WHEREAS, the Department of Development, Housing Division desires to use funds from the Capitol South Debt Service Fund to administer a Water Connection Assistance Program; and

WHEREAS, these monies will be used to provide loans to assist in the abandonment of private on-site water supply systems and to make connections to the City's water supply system; and

WHEREAS, a Water Connection Assistance Program is necessary to protect the health and safety, and improve the water standards of the residents of Columbus; and

WHEREAS, assistance will be offered to low and moderate income persons who own and occupy eligible residences in the form of a 0% interest deferred or low interest (3%) loan; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development Housing Division, in that it is immediately necessary to appropriate and expend said funds thereby preserving the public health, peace, property, safety, and welfare; and NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated monies in the fund known as the Capitol South Debt Service Fund, the sum of \$100,000.00 be and is hereby appropriated to the Department of Development, Department No.44-10, Fund No.481, Object Level One 05, OCA Code 243019.

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

Section 3. That the Director of the Department of Development is hereby authorized to make loans to eligible residents under the Water Connection Assistance Program administered by the Housing Division to assist in the abandonment of private on-site water supply systems and to make connections to the City's water supply system.

Section 4. That for the purpose as stated in Section 3, the expenditure of 5100,000 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-10, Fund 481, Object Level One 05, Object Level Three 5528, OCA Code 243019.

Section 5. That for the reasons stated in the preamble hereto which is hereby made a part hereof this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1888-2003

To authorize the Director of the Department of Development to modify two Truancy Intervention Program contracts with the YMCA Of Central Ohio by changing the times of agreement; and to declare an emergency

WHEREAS, the Director of the Department of Development desires to modify two contracts with the YMCA Of Central Ohio; and

WHEREAS, this legislation will extend the contract DL000912 for an additional seven (7) months; and

WHEREAS, this legislation will also shift the beginning date of contract D1005173 to June, 1 2002; and

WHEREAS, the modifications are necessary to allow the YMCA Of Central Ohio Truancy Intervention Program to align two consecutive contracts with the actual expenditures and completion of their operational cycles; and;

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to modify said contracts with the YMCA of Central Ohio in order to preserve the public health, peace, property, safety, and welfare; NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development is hereby authorized to modify two Truancy Intervention Program contracts with the YMCA Of Central Ohio, namely contract numbers D10009 12 and DL005173. Contract DL000912 will be extended an additional seven (7) months for an amended contract period of November 1, 2000 to May 31, 2002. The beginning date of Contract DL005173 will be shifted to June 1, 2002 for an amended contract period of June 1, 2002 to December 31, 2002.

Section 2. That these contract modifications are awarded pursuant to Section 329.16 of the Columbus City Codes, 1959, as amended.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1889-2003

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$22,000.00 from the Recreation and Parks 1995/1999 Voted Bonds Funds for costs in connection with the Recreation and Parks Land Acquisition Project (Alum Creek), and to declare an emergency. (\$22,000.00).

WHEREAS, the City of Columbus is engaged in the Recreation and Parks Land Acquisition Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Recreation and Parks, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Recreation and Parks Land Acquisition Project, #510112.

Section 2. That the expenditure of \$22,000.00, or so much thereof as may be necessary for the Recreation and Parks Land Acquisition Project, Project #510112, from the 702 Fund, OCA Code 644526, Object Level Three, 6601, for the appropriation of said real property interests determined to be necessary for the stated public purpose is hereby authorized.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1891-2003

To accept the plat titled VILLAGE GLEN DRIVE AND VILLAGE SQUARE DRIVE DEDICATION AND EASEMENT, from DOMINION HOMES, INC., an Ohio corporation, Member, by ROBERT A MEYER, JR., Senior Vice President and to declare an emergency.

WHEREAS, the plat titled VILLAGE GLEN DRIVE AND VILLAGE SQUARE DRIVE DEDICATION AND EASEMENT (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, DOMINION HOMES, INC., 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; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service & Transportation in that it is immediately necessary to pass this ordinance as an emergency measure because final approval is needed on an immediate basis to permit Dominion Homes to meet contractual obligations for the preservation of the public health, peace, property, safety, and welfare; now therefore:

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

Section 1. That the plat titled VILLAGE GLEN DRIVE AND VILLAGE SQUARE DRIVE DEDICATION AND EASEMENT 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 July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1895-2003

To increase an existing Auditor's Certificate by \$30,000.00 from the Storm Sewer Bonds Fund, for the Gould Park Area Stormwater System Improvement Project and to declare an emergency (\$30,000.00).

WHEREAS, the City of Columbus is engaged in the acquisition of real estate in connection with the Gould Park Area Stormwater System Improvement Project; and

WHEREAS, an emergency exists in that it is immediately necessary to increase an Auditor's Certificate by \$30,000.00, from the Gould Park Area Stormwater System Improvement Project, to pay additional professional service costs and other fees incidental to the acquisition of real estate for the above referenced project for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

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

Section 1. That the City Auditor be, and hereby is, authorized to increase Auditor's Certificate # AG020298 in the amount of \$30,000.00 from the Storm Sewer Bonds Fund, Fund#685 for the purpose of paying costs incidental to the acquisition of land for the Gould Park Area Stormwater System Improvement Project, #650489.

Section 2. That the expenditure of \$30,000.00, or so much thereof as may be necessary for the Department of Public Utilities, Division of Sewerage and Drainage, Project #610893, from the 685 Fund, OCA Code 685893, Object Level Three, 6601, for the appropriation of said real property interests determined to be necessary for the stated public purpose is hereby authorized.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1900-2003

To authorize the Director of the Public Service Department to execute those documents required to grant an easement to Columbia Gas of Ohio, Inc., that will allow them to relocate their existing facilities from the Main Street Bridge across the Scioto River so that reconstruction of the Main Street Bridge can proceed and to declare an emergency.

WHEREAS, pursuant to Ordinance 1902-2002, the City of Columbus granted a joint utility easement across the Scioto River to Columbia Gas of Ohio, Inc., and to Columbus Southern Power as a part of the Main Street Bridge replacement project; and

WHEREAS, Columbia Gas of Ohio, Inc., has now chosen to independently cross the Scioto River; and

WHEREAS, Columbia Gas of Ohio, Inc., has now requested a new easement approximately 100 feet north of the original easement; and

WHEREAS, Columbia Gas of Ohio, Inc., has agreed to release the Scioto River crossing easement previously granted to them by the City of Columbus; and

WHEREAS, after investigation it has been determined that the granting of a new easement will not adversely affect the City and that there are no objections to the granting of a new easement; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize the Director of the Department to execute those documents necessary to grant the requested easement so that

Columbia Gas of Ohio, Inc., can begin the relocation of their facilities without delay thereby preserving the current project schedule and preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute those documents necessary to grant the following described utility easement to Columbia Gas of Ohio, Inc.; to-wit: Exhibit "B"

Situated in the State of Ohio, County of Franklin, City of Columbus and being part of tracts of land conveyed to the City of Columbus by deed of record in Deed Book 602, Page 488, Deed Book 649, Page 468, Deed Book 3404, Page 179, Deed Book 535, Page 174, and Deed Book 620, Page 298 all references contained herein are to Franklin County Recorder's records, Franklin County, Ohio; and being part of land lying under the Scioto River; also being a twenty foot (20') wide strip of land for natural gas pipeline easement purposes, the centerline of which shall follow the centerline of an underground gas distribution pipeline as field installed across said lands, and being shown on Exhibit "A" attached hereto and made a part thereof and being more particularly described as follows:

Beginning for a point of reference at the centerline intersection of Civic Center Drive and Main Street; Thence, S 79° 14' 00" W, 220.02 feet along the centerline of said Main Street, to a point; Thence, N 10° 46' 00" W, 38.00 feet to a point in the northerly right-of-way line of said Main Street, said point also being the true point of beginning of the herein described easement;

Thence, S 79° 14' 00" W, 20.00 feet along the northerly right-of-way line of said Main Street, to a point; Thence, the following five (5) consecutive courses and distances on, over, and across said City of Columbus tracts and under the Scioto River;

1. N 10° 24' 11" W, 25.80 feet to a point
2. N 71° 41' 54" W, 985.11 feet to a point in the easterly right-of-way line of Washington Boulevard;
3. Along the arc of a curve to the left, having a central angle of 00° 42' 04", a radius of 1792.90 feet and a chord which bears N 42° 34' 28" E, 21.94 feet along the easterly right-of-way of said Washington Boulevard to a point;
4. S 71° 41' 54" E, 987.94 feet to a point;
5. S 10° 24' 11" E, 37.52 feet to the point of beginning and containing 0.467 acres, more or less. The bearings used in this description are based on a bearing of S 79° 14' 00" W for the centerline of Main Street west of Civic Center Drive.

AND:

Exhibit "B-1"

Situated in the State of Ohio, County of Franklin, City of Columbus and being part of tracts of land conveyed to the City of Columbus by deed of record in Deed Book 602, Page 488, Deed Book 649, Page 468, Deed Book 3404, Page 179, Deed Book 535, Page 174, and Deed Book 620, Page 298 all references contained herein are to Franklin County Recorder's records, Franklin County, Ohio; and being part of land lying under the Scioto River; also being a twenty foot (20') wide strip of land for natural gas pipeline easement purposes, the centerline of which shall follow the centerline of an underground gas distribution pipeline as field installed across said lands, and being shown on Exhibit "A" attached hereto and made a part thereof and being more particularly described as follows:

Beginning for a point of reference at the centerline intersection of Civic Center Drive and Main Street;

Thence, S 79° 14' 00" W, 220.02 feet along the centerline of said Main Street, to a point;

Thence, N 10° 46' 00" W, 38.00 feet to a point on the northerly right-of-way of said Main Street;

Thence, N 10° 24' 11" E, 37.52 feet to a point;

Thence, N 71° 41' 54" E, 1075.86 feet to a point in the west line of Washington Boulevard, said point also being the true point of beginning of the herein described easement;

Thence, the following eight (8) consecutive courses and distances on, over and across said City of Columbus tracts and under the Scioto River;

1. With the westerly right-of-way of said Washington Boulevard and along the arc of a curve to the right having a central angle of 00° 44' 00", a radius of 1712.90 feet and a chord which bears S 43° 47' 12" W, 22.16 feet to a point;
2. N 71° 41' 54" W, 23.66 feet to a point;
3. S 45° 44' 04" W, 100.39 feet to a point
4. S 79° 09' 01" W, 33.71 feet to a point in the easterly right-of-way of Belle Street and the westerly line of said City of Columbus lands;
5. N 10° 46' 01" W, 20.00 feet along the easterly right-of-way of said Belle Street and the westerly line of said City of Columbus lands to a point;
6. N 79° 09' 01" E, 27.68 feet to a point;
7. N 45° 44' 04" E, 106.54 feet to a point;
8. S 71° 41' 54" E, 45.35 feet to the point of beginning and containing 0.077 acres more or less.

The bearings used in this description are based on a bearing of S 79° 14' 00" W for the centerline of Main Street west of Civic Center Drive. CENTRAL SURVEYING CO. LTD.

William L. Willis, Professional Surveyor No.7168

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1902-2003

To authorize the Director of the Department of Development to enter into loan agreements for the purpose of making loans under the Economic and Community Development Loan Fund; to authorize the expenditure of ~\$85,000 from the Community Development Block Grant Fund; and to declare an emergency (\$285,000)

WHEREAS, CDBG monies have been budgeted and appropriated for the Economic and Community Development Loan Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize the Director of the Department of Development to enter into loan agreements under the Economic and Community Development Loan Fund, thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into loan agreements for the purpose of making loans under the Economic and Community Development Loan Fund

Section 2. That for the purpose stated in Section 1, the expenditure of \$285,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Economic Development Division, Division 44-02, CDBG Fund, Fund 248, Sub Fund 002, as follows:

Object Level One	Object Level Three	OCA Code	Amount
05	5528	442056	\$285,000

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1904-2003

To authorize the Director of the Department of Development to enter into contracts with three social service agencies; to authorize the expenditure of \$216,667.00 from the Emergency Human Services Capital Fund; and to declare an emergency. (\$216,667.00)

WHEREAS, the Director of the Department of Development desires to enter into contracts with three(3) social service agencies, for the provision of funding related to capital costs associated with the operations of their facilities; and

WHEREAS, this legislation supports the ongoing efforts of nonprofit community based social service organizations that provide a direct service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contracts with various social service agencies for the preservation of the public health, peace, property, safety, and welfare; NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development be and is hereby authorized to enter into contracts with three (3) agencies as listed in Section 2 to provide financial assistance for capital related costs associated with the operations and ownership of their facilities.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$216,667.00, or so much thereof as may be necessary, be and is hereby authorized from the Emergency Human Services Capital Fund, Department of Development, Department No.44-05, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 447508, Project 200001 as follows:

AGENCY	AMOUNT
Southside Learning and Development Center	\$ 50,000
Heritage Day Health Center	\$ 66,667
Center for Child and Family Advocacy	\$ 100,000
Total Allocations	\$ 216,667

Section 3. That these contracts are awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1905-2003

To authorize the appropriation of \$25,000 from the Emergency Human Services Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with the Visionary Foundation to operate the Benjamin Banneker Summer Academy; to authorize the expenditure of \$25,000.00 from the Emergency Human Service Fund; and to declare an emergency. (\$25,000.00)

WHEREAS, the Director of the Department of Development desires to enter into a contract with the Visionary Foundation; and

WHEREAS, the Visionary Foundation operates the Benjamin Banneker Summer Academy;

WHEREAS, the Academy provides a six-week summer academic enrichment program for disadvantaged youth during school's summer recess; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into contract with the Visionary Foundation in order to preserve the public health, peace property, safety, and welfare; NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated monies in the fund known as the Emergency Human Services Fund, the sum of \$25,000.00 be and is hereby appropriated to the Department of Development, Department No.44-05, Fund No.232, Object Level One 03, OCA Code 445205.

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

Section 3. That the Director of the Department of Development be and is hereby authorized to contract with Visionary Foundation for the purpose of operating the Benjamin Banneker Summer Academy to provide academic enrichment experiences.

Section 4. That for the purpose as stated in Section 3, the expenditure of \$25,000.00 or so much thereof as may be necessary and is hereby authorized to be expended from the Emergency Human Service Fund, Department of Development, Department No.44-05, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 445205.

Section 5. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 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 after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1913-2003

To authorize the Director of Development to consent to the assignment of the interests of Columbus Coatings Company in an Enterprise Zone to ISG Columbus Coatings, Inc; and to declare an emergency

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance No.779-85, dated April 22, 1985; and

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

WHEREAS, the Columbus Coatings Company (also known as LTV Steel Company, Inc.) Enterprise Zone Agreement was approved by Ordinance 1985-99; and

WHEREAS, Columbus Coatings Company desires its interests in the Enterprise Agreement be assigned to ISG Columbus Coatings Company; and

WHEREAS, ISG Columbus Coatings, Inc. desires that it be assigned the Enterprise Zone Agreement interests of Columbus Coatings Company; and

WHEREAS, the City desires to consent to the assignment of Columbus Coatings Company's interests in the Enterprise Zone Agreement to ISG Columbus Coatings Company; and

WHEREAS, Enterprise Zone Agreements require the prior express, written, approval of the City for transfer or assignment; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to provide the City's consent to the assignment in order to allow for transfer of this property to meet purchase contract requirements, thereby preserving the public health, peace, prosperity, safety and welfare; now, therefore,

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

Section 1. That the Director of the Department of Development be authorized to consent to the assignment of the interests of Columbus Coatings Company in an Enterprise Zone Agreement to ISG Columbus Coatings, Inc as the new property owner, provided that Columbus Coatings, Inc agrees to comply with the terms of the Enterprise Zone Agreement

Section 2. That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1914-2003

To authorize the Development Director to consent to the assignment of the Marketing Services by Vectra, Inc and Business Park Company Enterprise Zone Agreement(EZA) to G.O.A.T. Real Estate, LLC, provided that G.O.A.T. enters into an amendment to the EZA previously approved by Council; and to declare an emergency

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance No. 779-85, dated April 22, 1985; and

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

WHEREAS, the Columbus City Council approved Ordinance No. 1168-95 on May 22, 1995 authorizing the Development Director to enter into an Enterprise Zone Agreement(EZA) with Marketing Services by Vectra, Inc. (the anchor tenant) and Business Park Company (owner of the real property); and

WHEREAS, the Columbus City Council approved Ordinance NO. 205-03 on February 24, 2003, authorizing the Development Director to amend the EZA with modifications based on Development Department and Tax Incentive Review Council recommendations; and

WHEREAS, Business Park Company has sold its real property at the project site and desires to assign its interests in the EZA to the buyer, GO.A.T. Real Estate, LLC; and

WHEREAS, G.O.A.T. Real Estate, LLC, the buyer, desires to be assigned the interests and obligations of Business Park Company under the EZA and has agreed to enter into the EZA amendment in place of Business Park Company, and to fulfill the terms of the EZA as amended with the conditions approved by Council; and

WHEREAS, assignment of an EZA requires the prior express, written, approval of the City; and

WHEREAS, the City desires to consent to the assignment of Business Park Company's interests in the EZA to G.O.A.T. Real Estate, LLC, provided that G.O.A.T. enters into the above referenced amendment to the EZA; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to provide the City's consent for the assignment of the EZA(as amended) to G.O.A.T. Real Estate, LLC so that purchase contract requirements may be satisfied and to solidify the new owners commitment to locating his growing business at the project site in Columbus, thereby preserving the public health, peace, prosperity, safety and welfare; NOW, THEREFORE,

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

Section 1. That the Director of the Department of Development be authorized to consent to the assignment of the interest of Business Park Company in the Marketing Services by Vectra, Inc and Business Park Company Enterprise Zone Agreement (EZA) to G.O.A.T. Real Estate, LLC, provided that G.O.A.T. Real Estate, LLC enters into an amendment to the EZA with the modifications as approved by Council (Ord. No.205-03) and assumes all of the obligations of Business Park Company in the EZA (as amended).

Section 2. That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1915-2003

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement between the City of Columbus and Roxane Laboratories Inc. and its affiliates; and to declare an emergency.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance No 779-85, dated April 22, 1985; and

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

WHEREAS, Roxane Laboratories Inc., Inc. desires to expand its current facility located on Wilson Road and Manor Park Road in Columbus, Ohio; and

WHEREAS, the granting of the tax abatement by the City for the proposed expansion project will create 95 full-time permanent jobs, increase opportunities for employment and strengthen the economy of the city; and

WHEREAS, it is required by law to enter into a binding, formal agreement in order to receive State of Ohio incentives; and

WHEREAS, the City desires to enter into such an agreement in order to foster economic growth; and

WHEREAS, receiving the tax abatement from the City is a critical factor in Roxane Laboratories Inc.'s decision to go forward with the

project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to amend the existing Enterprise Zone Agreement with Roxane Laboratories Inc 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 City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and(3) receiving the aforementioned incentive is a critical factor in the decision by Roxane Laboratories Inc., Inc. to go forward with the project

Section 2. That the City Council hereby finds and determines the project meets all the requirements of the City Act

Section 3. That the Director of the Department of Development is hereby authorized and directed to amend the existing Enterprise Zone Agreement with Roxane Laboratories Inc, Inc. to include a 75% / 10 year tax abatement on personal property and real property improvements at 700 Manor Park Road.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1916-2003

To authorize and direct the City Auditor to transfer certain funds that have been dormant for many years, anywhere from 6 to 18 years and to declare an emergency. (\$80,639.74)

Whereas, certain subfunds of the City have remained dormant for many years, and

Whereas, an emergency exists in the usual daily operation of the Office of City Auditor in that it is immediately necessary and appropriate to inactivate these subfunds by transferring the funds to the currently functioning fund most compatible with the intended use of the dormant subfund 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. The City Auditor is hereby directed to transfer funds as per the attached (dormant funds) table.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a party 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:

Note: Attachment on file in the City Clerk's Office

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1917-2003

To authorize and direct the City Auditor to reimburse the General Fund in an amount not to exceed \$90,000.00 for legal services paid in conjunction with a settlement of certain real estate tax settlements previously authorized by Ordinance No 608-01 from the Pen Site Escrow Monies contained in the City's Agency Fund No 322-005; and to declare an emergency. (\$90,000)

Whereas, in conjunction with ordinances 294-99 and 608-01, an agreement has been reached regarding certain property tax matters related to the sale of the old Pen Site, and

Whereas, an emergency exists in the usual daily operation of the Office of City Auditor in that it is immediately necessary to reimburse the General Fund for legal services paid 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. The City Auditor is authorized and directed to reimburse the General Fund for legal services rendered in conjunction with the settlement of certain property tax matters related to the sale of the old Pen Site

Section 2. The funds are available in the City's Agency Fund No. 322-005. This ordinance will simply authorize the reimbursement to the General Fund for the costs originally paid therefrom in an amount not to exceed \$90,000.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a party 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:

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1918-2003

To authorize the City Auditor to appropriate and transfer \$581,081.44 from the Storm Sewer Operating Fund to the Storm Sewer Bonds Fund; to appropriate said funds within the Storm Sewer Bonds Fund for the Bliss Run Trunk Sewer Improvement Project; and to declare an emergency. (\$581,081.44)

WHEREAS, it is immediately necessary to both appropriate funds from the Storm Sewer Operating Fund and to transfer said funds into the Storm Sewer Bonds Fund, in order to temporary fund the Bliss Run Trunk Sewer Improvements Project, Phase 3, until such time as the City issues a bond sale; and

WHEREAS, it is immediately necessary to appropriate said funds within the Storm Sewer Bonds Funds for the Bliss Run Trunk Sewer Improvements Project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it immediately necessary to transfer funds to execute the aforementioned capital project related transactions, for the preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That from the unappropriated monies in the Storm Sewer Operating Fund, Fund No 675, 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 \$581,081.44 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, Object Level One-10, Object Level Three-5502.

Section 2. That the City Auditor is hereby authorized to transfer \$581,081.44 to the Storm Sewer Bonds Fund, Fund No. 685 into the appropriate project account as specified within Section 6 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 the \$581,081.44 is hereby appropriated for the Bliss Run Trunk Sewer Improvements Project within Fund 685, Division

No.60-15, Project 610923; OCA 685923.

Section 4. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer Operating Fund the amount transferred under Section 5 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 5 above.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1920-2003

To authorize the Director of Development to consent to the assignment of the interest of Commodity One and CalEast Industrial Investors, LLC. in an Enterprise Zone, to CIVFI-OH1BO1, LLC; and to declare an emergency.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance No 779-85, dated April 22, 1985; and

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

WHEREAS, the Commodity Logistics, Commodity One and CalEast, Industrial Investors, LLC Enterprise Zone Agreement was approved by Ordinance Number 0036-00; and

WHEREAS, Commodity One and CalEast Industrial Investors, LLC desires its interests in the Enterprise Agreement be assigned to CIVFI-OH1BO1, LLC.; and

WHEREAS, CIVFI-OH1BO1, LLC. desires that it be assigned the Enterprise Zone Agreement interest of Commodity One and CalEast Industrial Investors, LLC; and

WHEREAS, the City desires to consent to the assignment of Commodity One's and CalEast's interest in the Enterprise Zone Agreement to CIVFI-OH1BO1, LLC.; and

WHEREAS, Enterprise Zone Agreements require the prior express, written, approval of the City for transfer or assignment; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to provide the City's consent to the assignment in order to allow for transfer of this property to meet purchase contract requirements, thereby preserving the public health, peace, prosperity, safety and welfare; now, therefore,

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

Section 1. That the Director of the Department of Development be and is hereby authorized to consent to the assignment of the interests of Commodity One and CalEast Industrial Investors, LLC in an Enterprise Zone Agreement to CIVFI-OH1BO1, LLC. as the new property owner, provided that CIVFI-OH1BO1, LLC Inc. agrees to comply with the terms of the Enterprise Zone Agreement

Section 2. That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1922-2003

To authorize the Director of the Recreation and Parks Department to enter into a purchase contract between the City and The Swebston Trust necessary to acquire certain real property located on the west bank of Alum Creek south of Morse Road in connection with the Alum Creek Bike Trail, Recreation and Parks Land Acquisition Project; to expend \$122,100.00, in acquisition and closing costs, from the Recreation and Parks 1995/1999 Voted Bond Fund, and to declare an emergency. (\$122,100.00).

WHEREAS, the City of Columbus, Recreation of Parks Department, desires to enter into a purchase contract, between the City and the Swebston Trust, for certain real property necessary to the construction of the Alum Creek Bike Trail, in connection with the Recreation and Parks Land Acquisition Project; and

WHEREAS, with closing costs added to the acquisition amount of \$117,100.00, the total appropriation amount is \$122,100.00; and

WHEREAS, under the terms of the proposed contractual agreement, the Reaction and Parks Department will initially acquire a bike path easement in the amount of \$12,000.00, which will be deducted from the acquisition amount, and

WHEREAS, the Swebston Trust will retain the right, for a24-month period, to require the City to purchase fee simple title to a 5.486 acres tract that includes the easement area and certain property lying in the flood plain east of Alum Creek to be used as a conservation area; and

WHEREAS, it is necessary to expend \$122,100.00 from the Recreation and Parks 1995/1999 Voted Bond Fund in order to purchase the subject real property; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Recreation and Parks to execute those documents necessary for the purchase of said real property for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of the Recreation and Parks Department be, and hereby is, authorized to execute those documents as approved by the Department of Law, Real Estate Division, necessary for the purchase of those the following describe real property:

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Quarter Township 2, Township-1, Range-17, of the United States Military Lands, containing 0.562 Acres of land, more or less, and being within the 15.210 acres of land currently owned by the Swebston Trust as recorded in O.R. 06029 Pg. G09 and Pg. G11, (all deed, plat book and official record volume references being to records in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning, for reference, at a monument box found on the centerline intersection of Morse Road and Sunbury as shown and delineated upon the Roadway Plans designated as "ESTABLISHMENT, ALTERATION, WIDENING AND RELOCATION PORTION OF SUNBURY ROAD SECTION "B" & "C" PARTS" of record in Road Record 18, Page 124, Engineer's Office, Franklin County, Ohio;

Thence North 86 degrees 11 minutes 25 seconds West a distance of 366.83 feet along the centerline of Morse Road to a point;

Thence South 03 degrees 48 minutes 57 seconds West a distance of 80.00 feet to an iron pin found on the Grantor's northeasterly property corner, on the southerly right of way line of Morse Road, the northwesterly property corner of that 1.581 acre tract of land conveyed to Mesa Properties by deed recorded in OR. 17767, Page E18;

Thence North 86 degrees 11 minutes 25 seconds West along the southerly right of way line of Morse Road a distance of 177.54 feet to an iron pin set, and being the TRUE POINT OF BEGINNING;

Thence crossing the Grantor's property the next seven (7) calls:

- 1) South 38 degrees 41 minutes 51 seconds West a distance of 36.67 feet, to an iron pin set;
- 2) South 57 degrees 01 minutes 21 seconds West a distance of 93.33 feet, to an iron pin set;
- 3) South 26 degrees 00 minutes 32 seconds West a distance of 227.40 feet, to an iron pin set;
- 4) South 54 degrees 21 minutes 58 seconds west a distance of 200.70 feet, to an iron pin set;
- 5) South 63 degrees 08 minutes 29 seconds West a distance of 110.00 feet, to an iron pin set;
- 6) South 40 degrees 23 minutes 33 seconds West a distance of 127.07, to an iron pin set;
- 7) South 08 degrees 56 minutes 10 seconds West a distance of 110.00 to an iron pin set on the Grantor's southerly

property line, the northerly property line of that 54.197 acre tract conveyed to Limsoc, Inc. by deed recorded in Instrument 199908190211939;

Thence North 85 degrees 56 minutes 31 seconds West a distance of 40.15 feet, along the Grantor's southerly line, the northerly line of said 54.197-acre tract, to an iron pin set;

Thence crossing the Grantor's property the next seven (7) calls:

- 1) North 08 degrees 56 minutes 10 seconds East a distance of 190.58 feet, to an iron pin set;
- 2) South 86 degrees 34 minutes 53 seconds East a distance of 33.42 feet, to an iron pin set;
- 3) North 63 degrees 08 minutes 29 seconds East a distance of 184.10 feet, to an iron pin set;
- 4) North 54 degrees 21 minutes 58 seconds East a distance of 194.12 feet, to an iron pin set;
- 5) North 26 degrees 00 minutes 32 seconds East a distance of 227.90 feet, to an iron pin found on a northerly corner of the Grantor's property, on the southerly right of way line of Morse Road;
- 6) North 57 degrees 01 minutes 21 seconds East a distance of 73.11 feet, to an iron pin set;
- 7) North 38 degrees 41 minutes 51 seconds East a distance of 35.96 feet, to an iron pin set

Thence South 86 degrees 11 minutes 25 seconds East a distance of 33.02 feet, along the Grantor's northerly property line, the southerly right of way line of Morse Road, to the True Point of Beginning, containing 0.562 acres, more or less;

This description was prepared by Jones Stuckey, Ltd, Inc. by Dwight D. Stuckey, Registered Surveyor No. 4992, from a field survey and available records The basis of bearing was obtained from Franklin County Monuments Frank 76 and Frank 64, and NGS Monument Clark 1982, NAD 1983, and is on the State Plane Coordinate System.

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Quarter Township-2, Township-1, Range-17, of the United States Military Lands, containing 5.486 Acres of land, more or less, and being within the 15.210 acres of land currently owned by The Swepston Trust as recorded in OR. 06029 Pg. G09 and Pg. G11, (all deed, plat book and official record volume references being to records in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning, for reference, at a monument box found on the centerline intersection of Morse Road and Sunbury Road as shown and delineated upon the Roadway Plans designated as "ESTABLISHMENT, ALTERATION, WIDENING AND RELOCATION PORTION OF SUNBURY ROAD SECTION "B" & "C" PARTS" of record in Road Record 18, page 124, Engineer's Office, Franklin County, Ohio;

Thence North 86 degrees 11 minutes 25 seconds West a distance of 366.83 feet along the centerline of Morse Road to a point;

Thence South 03 degrees 48 minutes 57 seconds West a distance of 80.00 feet to an iron pin found on the Grantor's northeasterly property corner, the southerly right of way line of Morse Road, the northwesterly property corner of that 1.581 acre tract of land conveyed to Mesa Properties by deed recorded in OR. 17767, Page E 18, and being the TRUE POINT OF BEGINNING;

Thence along the Grantor's easterly line, the westerly line of said 1.581-acre tract, the next five (5) calls;

- 1) South 03 degrees 48 minutes 57 seconds West a distance of 108.00 feet, to an iron pin found;
- 2) South 15 degrees 36 minutes 59 seconds West a distance of 81.22 feet, to an iron pin found;
- 3) South 26 degrees 55 minutes 50 seconds West a distance 84.88 feet, to an iron pin found;
- 4) South 30 degrees 42 minutes 59 seconds West a distance of 237.89 feet, to an iron pin found;
- 5) South 39 degrees 28 minutes 25 seconds West a distance of 80.30 feet, to an iron pin found on the southerly corner of

said 1.581 acre tract, on the westerly right of way line of Sunbury Road

Thence South 55 degrees 12 minutes 42 seconds West a distance of 240.42 feet, along the Grantor's easterly line, the westerly right of way line of Sunbury Road, to an iron pin found on the southeasterly corner of the Grantor's property, the northwesterly corner of that 54.197 acre tract of land conveyed to Linsoc, Inc. by deed recorded in Instrument 199908190211393;

Thence North 85 degrees 56 minutes 31 seconds West a distance of 315.55 feet, along the Grantor's southerly line, the northerly line of said 54.197-acre tract, to an iron pin set;

Thence crossing the Grantor's property the next seven (7) calls;

- 1) North 08 degrees 56 minutes 10 seconds East a distance of 190.58, to an iron pin;
- 2) South 86 degrees 34 minutes 53 seconds East a distance of 33.42 feet, to an iron pin set;
- 3) North 63 degrees 08 minutes 29 seconds East a distance of 184.10 feet to an iron pin set;
- 4) North 54 degrees 21 minutes 58 seconds a distance of 194.12 feet, to an iron pin set;
- 5) North 26 degrees 00 minutes 32 seconds East a distance of 227.90 feet, to an iron pin found on a northerly corner of the Grantor's property, on the southerly right of way line of Morse Road;
- 6) North 57 degrees 01 minutes 21 seconds East a distance of 73.11 feet, to an iron pin set;
- 7) North 38 degrees 41 minutes 51 seconds East a distance of 35.96 feet, to an iron pin set on a northerly line of the

Grantor's property, on the southerly right of way line of Morse Road;

Thence South 86 degrees 11 minutes 25 seconds East a distance of 183.94 feet along the Grantor's northerly property line, the southerly right of way line of Morse Road, to the True Point of Beginning, containing 5.486 acres, more or less; This description was prepared by Jones Stuckey Ltd, Inc., by Dwight D. Stuckey, Registered Surveyor No. 4992, from a field survey and available records. The basis of bearing was obtained from Franklin County Monuments Frank 76 and Frank 64, and NGS Monument Clark 1982, NAD 1983, and is on the State Plane Coordinate System

Section 2. That the expenditure of \$122,100.00, or so much thereof as may be necessary for the Recreation and Parks Land Acquisition Project, Project #510112, from the 702 Fund, OCA Code 644526, Object Level Three, 6601, for the appropriation of said real property interests determined to be necessary for the stated public purpose is hereby authorized.

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1923-2003

To accept the plat titled SOUTH CAMPUS GATEWAY, from GATEWAY AREA REVITALIZATION INITIATIVE, by TERRY D. FOEGLER, President.

WHEREAS, the plat titled SOUTH CAMPUS GATEWAY, a resubdivision of parts of Amos and Palmers Subdivision, College Place Addition, Henry T. Chittenden's Woodburn Addition, John R Cooks Subdivision, Josephine Walsh's Subdivision and Kelly, Fink, Dundon, and Bergin's Subdivision (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, GATEWAY AREA REVITALIZATION INITIATIVE, by TERRY D. FOEGLER, President, owner of the platted land, desires to dedicate to the public use all or such parts of the Alley and Streets 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 SOUTH CAMPUS GATEWAY, a resubdivision of parts of Amos and Palmers Subdivision, College Place Addition, Henry T. Chittenden's Woodburn Addition, John R Cooks Subdivision, Josephine Walsh's Subdivision and Kelly, Fink, Dundon, and Bergin's Subdivision on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted

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

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1931-2003

To authorize and direct the transfer of \$300,000.00 from the Auditors Reserve Fund to the Department of Development; to authorize the Director of the Department of Development to enter into a contract with the Community Shelter Board to support the Rebuilding Lives Program; to authorize the expenditure of \$300,000 from the General Fund; and to declare an emergency. (\$300,000.00)

WHEREAS, the Director of the Department of Development desires to enter into a contract with the Community Shelter Board to support the Rebuilding Lives Program; and

WHEREAS, it is necessary to authorize a transfer of \$300,000 from the Auditor's Reserve Fund to the Department of Development to provide funds for this contract; and

WHEREAS, the Rebuilding Lives Plan is a two-pronged approach to ending homelessness and literally "rebuilding lives."; and

WHEREAS, supportive services will consist of coordination of necessary social services for homeless men and referrals for homeless men to physical and mental health agencies. This funding assures operations and services for 316 units; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to transfer said funds and to enter into contract with the Community Shelter Board all for the preservation of the public peace, property, health, safety and welfare;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. To authorize and direct the transfer of \$300,000.00 as follows:

From: Department 22, Division 22-01, Fund 010, OCA 900365, Object Level Three 5501

To: Department 44, Division 44-05, Fund 010, OCA 440280, Object Level Three 3337

Section 2. That the Director of the Department of Development be and is hereby authorized to contract with the Community Shelter Board for the purpose of supporting the Rebuilding Lives Program.

Section 3. That for the purpose stated in Section 2: the expenditure of \$300,000.00 or so much thereof as may be necessary and is hereby authorized to be expended from the General Fund, Department of Development No.44-10, Fund 010 Object Level One 03, Object Level Three 3337, OCA Code 440284.

Section 4. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1935-2003

To authorize the Director of the Department of Development to enter into contract with Columbus Neighborhood Housing Services; to authorize the expenditure of \$90,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency. (\$90,000)

WHEREAS, the Board of Directors of Columbus Neighborhood Housing Services finds it in the best interest of the investors and borrowers to dissolve the corporation and arrange for the orderly transfer and return of assets to the City of Columbus and other investors, and

WHEREAS, Columbus Neighborhood Housing Services has received Community Development Block Grant (CDBG) funds from the City of Columbus since at least 1982 for the purpose of operating a home improvement and down payment revolving loan fund; and

WHEREAS, City Auditor Dorrian has directed that an accurate accounting of funds and assets be done and that funds are best used to ensure an orderly process; and

WHEREAS, the Director of the Department of Development desires to enter into a contract with Columbus Neighborhood Housing Services to retain a consultant who will oversee the orderly and proper dissolution of the corporation and liquidation and return of assets to original sources; and

WHEREAS, the Director of the Department of Development requests the cancellation of Auditors Certificate AC020226 to provide the funds necessary for this contract; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into contract with Columbus Neighborhood Housing Services in order to preserve the public health, peace, property, safety, and welfare; NOW, THEREFORE,

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

Section 1. That the Director of the Department of Development be and is hereby authorized to enter into a contract with Columbus Neighborhood Housing Services for the activities necessary to dissolve the corporation

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

Section 3. That for the purpose as stated in Section 1, the expenditure of \$90,000 or so much thereof as may be necessary, be and is hereby

authorized to be expended from the Department of Development, Department No 44-10, Fund 248, Object Level One 03, Object Level Three 3337, OCA Code 440260.

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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1936-2003

To authorize the Director of the Department of Development to enter into a grant agreement with the Columbus Regional Airport Authority and Franklin County for up to \$940,000 to help fund construction of a transportation related enhancement at Rickenbacker International Airport; to authorize the expenditure of \$940,000 from the Voted Streets and Highways Fund. (\$940,000).

WHEREAS, the Columbus Regional Airport Authority is the owner and operator of Rickenbacker International Airport (Rickenbacker); and WHEREAS, Rickenbacker is a commercial airport and industrial center converted from military air-base use and transportation infrastructure improvements will be needed for Rickenbacker to better meet the needs of private sector industry; and

WHEREAS, AirNet Systems, Inc., currently located at Port Columbus International Airport, needs room to expand and is willing to build a new facility at Rickenbacker contingent on the addition of an apron (ramp) to provide access for the development site and airfield to the surrounding network of streets and highways; and

WHEREAS, the relocation of AirNet Systems, Inc. to Rickenbacker will result in the annexation of the AirNet site to Columbus, the retention of 430 jobs (annual payroll of \$ 17.7 million), the creation of 40-50 new jobs, and the investment of \$9.1 million to construct a new 131,000 square foot facility; and

WHEREAS, the State of Ohio and Franklin County are willing at this time to invest a total of approximately \$2.96 million towards construction of the apron at Rickenbacker, contingent on participation of the City in the funding; and

WHEREAS, the City desires for Rickenbacker's transportation infrastructure to be improved, for AirNet Systems, Inc to locate its business expansion at Rickenbacker, and for the proposed AirNet site to be annexed to Columbus; and

WHEREAS, it is necessary at this time to authorize the Director of Development to enter into an agreement with the Columbus Regional Airport Authority and Franklin County in which the City will grant up to \$940,000 to the Columbus Regional Airport Authority for construction of an apron at Rickenbacker, and to authorize the expenditure of up to \$940,000; and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to authorize the Director of Development to enter into an agreement with the Columbus Regional Airport Authority for the construction of a transportation related enhancement at Rickenbacker, thereby preserving the public health, peace, prosperity, safety and welfare; NOW, THEREFORE,

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

Section 1. That the Director of Development is hereby authorized to enter into an agreement with the Columbus Regional Airport Authority and Franklin County in which the City will grant up to \$940,000 to the Columbus Regional Airport Authority for construction of a transportation related enhancement (apron) at Rickenbacker.

Section 2. That the aforesaid purpose of \$940,000, or so much thereof as may be necessary, from the Department of Public Service, Voted Streets and Highways Fund, for the aforesaid purpose is hereby authorized as follows

Department	Fund No.	OCA Code	Project	Level Three	Amount
59-09	704	590704	590415	6621	\$940,000
Total:					\$940,000

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

Passed as amended July 28, 2003, Matthew D. Habash, President of Council / Approved as amended July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1943-2003

To adopt a Capital Improvements Budget for the twelve months ending December 31, 2003, or until such time as a new Capital Improvements Budget is adopted, establishing a project budget for capital improvements requiring legislative authorization in 2003, to repeal Ordinance No. 1674-02, as amended, and to declare an emergency.

WHEREAS, Chapter 333 of the Columbus City Code requires the annual submission of a Capital Improvements Budget to City Council for consideration and adoption; and

WHEREAS, the following sets forth capital projects proposed for the City of Columbus in 2003, the proposed source of funds for each project, and a maximum budget for the 12 months beginning January 1, 2003 and ending December 31, 2003, or until such time as a new capital improvements budget is adopted; and

WHEREAS, an emergency exists in the usual daily operations of the various city departments in that it is immediately necessary to budget capital projects and proposed funding by the adoption of a Capital Improvements Budget 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 from the monies in each of the subfunds, the source of which is identified for each project, there be and hereby are budgeted for the following capital projects, the following sums of money for the 12 months from January 1, 2003 to December 31, 2003 or until such time as a new capital improvements budget is adopted.

THE FOLLOWING PAGES ARE INTENTIONALLY LEFT BLANK FOR PAGE NUMBERS TO BE PUT ON INSERTED PAGES

SECTION 2. That for the purposes of amendment and review of legislation for conformance to the Capital Improvements Budget each project budget identified by the "Project Number" listed on this Ordinance shall be regarded as a separate and distinct section of the Capital Improvements Budget.

SECTION 3. Pursuant to Section 333.03 of the Columbus City Codes, all ordinances relative to the issuance of notes or bonds, appropriating money from general bond funds or any other funds listed therein in any way relating to the Capital Improvements of the City of Columbus shall be forwarded to the Department of Finance for written approval prior to submission to the City Council. Each ordinance concerning Capital Improvements shall be designated as in "conformance" or "non-conformance" with the approved Capital Improvements Budget for the ensuing year. If designated in "non-conformance" an explanation including the reasons for, and the specific effects of the "non-conformance" shall be affixed to the ordinance.

SECTION 4. Pursuant to Section 333.04 of the Columbus City Codes, ordinances not conforming to the Capital Improvements Budget shall

not be passed until said budget is amended. No amendments to the Capital Improvements Budget shall be made except as follows:

All requests for modification pertaining to the Capital Improvements Budget shall be submitted to the Director of Finance for recommendations before such changes shall be submitted to City Council for adoption.

SECTION 5. Among the responsibilities of the Department of Finance shall be the integration of the Capital Improvements Budget into the City's annual operating budget, the preparation of quarterly reports on Capital Improvement expenditures, the preparation of long-range Capital Improvement fiscal requirements, the establishment of a city-wide uniform budgeting and record-keeping system for Capital Improvement projects, and the monitoring of capital improvement ordinances for their conformance with the Capital Improvements Budget.

SECTION 6. That the City Auditor is hereby authorized to establish and implement proper project and fund accounting systems and procedures for Capital Improvements as well as the identification and monitoring of the objects of expenditure of all transactions. The City Auditor shall report monthly a summary of all Capital Improvement transactions.

SECTION 7. 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 of Finance and the Director of the Department administering said project stipulating that the project has been completed and the monies are no longer required for said project, except that no transfer shall be made from a project account funded by monies from more than one source.

SECTION 8. That it is understood that this Council is not making specific allocations for each minor object of a project account herein before contained but only for the project accounts within the stated funds. The allocations herein made shall constitute limitations on each project account and no official or employee of the City shall make or authorize expenditures beyond such limitation nor shall be authorized to make expenditures from an improper project account. It is provided, however, that transfers may be made from one project account to another within the same fund.

SECTION 9. Subsequent legislation effecting the various projects contained herein will be submitted to this Council transferring and/or originating necessary funds.

SECTION 10. That Ordinance No. 1674-02, be and the same is hereby repealed.

SECTION 11. In accordance with Section 27 of the Columbus City Charter detailed schedules of all changes from the Mayor's Estimate shall be placed on file in the Office of the City Clerk.

SECTION 12. 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 July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RESOLUTIONS

RES NO. 296X-2003

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Francisco Road Ditch Improvements Project, and to declare an emergency

WHEREAS, the City of Columbus is engaged in the Francisco Road Ditch Improvements Project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following described real estate necessary for the Francisco Road Ditch Improvements Project, Project # 610988, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

PARCEL NO. 1S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Two (2), of Val-Haven Subdivision, as recorded in Official Record 25690 - H04 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Beginning at a point located on the Grantor's southeast corner, said point also being the southeast corner of Lot No Two (2), and on the northerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line North 86°39'00" West a distance of 105.00 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point; Thence South 86°39'00" East a distance of 105.00 feet to a point on the Grantor's easterly property line;

Thence along said property line South 03°21'00" West a distance of 5.00 feet to the TRUE point of beginning and containing 0.012 acres, more or less.

The above take area is from Auditor's Parcel No. 010-144358, which contains 0.650 acres. The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the northerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 2S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Three (3), of Val-Haven Subdivision, as recorded in Instrument No. 200103300065095 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Beginning at a point located on the Grantor's southeast corner, said point also being the southeast corner of Lot No Three (3), and on the northerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line North 86°39'00" West a distance of 105.00 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 105.00 feet to a point on the Grantor's easterly property line;

Thence along said property line South 03°21'00" West a distance of 5.00 feet to the TRUE point of beginning and containing 0.012 acres, more or less.

The above take area is from Auditor's Parcel No. 010-144359, which contains 0.650 acres. The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the northerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 3S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Four (4), of Val-Haven Subdivision, as recorded in Official Record 10397 F07 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point located on the Grantor's southeast corner, said point also being the southeast corner of Lot No Four (4), and on the northerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line North 86°39'00" West a distance of 105.66 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 105.66 feet to a point on the Grantor's easterly property line;

Thence along said property line South 03°21'00" West a distance of 5.00 feet to the TRUE point of beginning and containing 0.012 acres, more or less.

The above take area is from Auditor's Parcel No.010-144360, which contains 0.660 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the northerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 4S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Five (5), of Val-Haven Subdivision, as recorded in Official Record 12287 A15 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point located on the Grantor's southeast corner, and also being the southeast corner of Lot No Five (5), and on the northerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line North 86°39'00" West a distance of 105.00 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 105.00 feet to a point on the Grantor's easterly property line;

Thence along said property line South 03°21'00" West a distance of 5.00 feet to the TRUE point of beginning and containing 0.012 acres, more or less.

The above take area is from Auditor's Parcel No.010-144361, which contains 0.650 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the northerly right of way line of Paula Drive, being North86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio
Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 5S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Six (6), of Val-Haven Subdivision, as recorded in Official Record 33232 A14 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point located on the Grantor's southeast corner, and also being the southeast corner of Lot No Six (6), and on the northerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line North 86°39'00" West a distance of 105.00 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 105.00 feet to a point on the Grantor's easterly property line;

Thence along said property line South 03°21'00" West a distance of 5.00 feet to the TRUE point of beginning and containing 0.012 acres, more or less.

The above take area is from Auditor's Parcel No.010-144362, which contains 0.650 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the northerly right of way line of Paula Drive, being North86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio
Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 6S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Seven (7), of Val-Haven Subdivision, as recorded in Official Record 12314 G17 and Plat Book 27, Page 25-A, Recorder's Office,

Franklin County, Ohio, and bounded and described as follows

Beginning at a point located on the Grantor's southwest corner, and also being the southwest corner of Lot No Seven (7), and on the northerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said Grantor's westerly property line, North 03°21'00" East a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 42.00 feet to a point on the proposed easement line;

Thence along said easement line, South 03°21'00" West a distance of 5.00 feet to a point on the Grantor's southerly property line and also being in the northerly right of way of said Paula Drive;

Thence along said property line, and said right of way, North 86°39'00" West a distance of 42.00 feet to the TRUE point of beginning and containing 0.004 acres, more or less.

The above take area is from Auditor's Parcel No.010-144363, which contains 0.650 acres. The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the northerly right of way line of Paula Drive, being North86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio
Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 7S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Eight (8), of Val-Haven Subdivision, as recorded in Official Record 30701 H 15 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point located on the Grantor's northeast corner, and also being the northeast corner of Lot No Eight (8), and on the southerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along the Grantor's easterly property line, South 03°21'00" West a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, North 86°39'00" West a distance of 47.10 feet to a point on the proposed easement line;

Thence along said easement line, North 03°21'00" East a distance of 5.00 feet to a point on the Grantor's northerly property line and also being in the southerly right of way line of said Paula Drive;

Thence along said property line, and said right of way, South 86°39'00" East a distance of 47.10 feet to the TRUE point of beginning and containing 0.005 acres, more or less.

The above take area is from Auditor's Parcel No.010-144364, which contains 0.550 acres. The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio
Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 8S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Nine (9), of Val-Haven Subdivision, as recorded in Deed Book 2723, Page 547 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point located on the Grantor's northeast corner, and also being the northeast corner of Lot No Nine (9), and on the southerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along the Grantor's easterly property line, South 03°21'00" West a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, North 86°39'00" West a distance of 114.00 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point on the Grantor's northerly property line and also being the southerly right of way line of said Paula Drive;

Thence along said right of way line, South 86°39'00" East a distance of 114.00 feet to the TRUE point of beginning and containing 0.013 acres, more or less.

The above take area is from Auditor's Parcel No.010-144365, which contains 0.550 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio
Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 9S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being Lot No Ten (10), of Val-Haven Subdivision, as recorded in Official Record 21154 B 17 and Plat Book 27, Page 25A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point located on the Grantor's northwest corner, and also being the northwest corner of Lot No Ten (10), and on the southerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along the Grantor's northerly property line, South 86°39'00" East a distance of 89.90 feet to a point on the Grantor's easterly property line;

Thence along said easterly property line and southerly right of way line on a 25.00 foot radius curve to the right along a chord bearing, South 68°12'54" East a distance of 15.80 feet to a point on the proposed easement line;

Thence along said easement line, North 86°39'00" West a distance of 104.89 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to the TRUE point of beginning and containing 0.011 acres, more or less.

The above take area is from Auditor's Parcel No.010-144366, which contains 0.554 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO.10S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Eleven (11), of Val-Haven Subdivision, as recorded in Official Record 26867 C02 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Beginning at a point located on the Grantor's northeast corner, and also being the northeast corner of Lot No Eleven (11), and on the southerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along the Grantor's easterly property line, South 03°21'00" West a distance of 5.00 feet to a point on the proposed easement line;

Thence along said proposed easement line, North 86°39'00" West a distance of 104.78 feet to a point on the Grantor's westerly property line;

Thence along said westerly property line on a 25.00 foot radius curve to the right along a chord bearing, North 74°54'54" East a distance of 15.81 feet to a point on the Grantor's northerly property line and also being on the southerly right of way line of said Paula Drive;

Thence along said right of way line, South 86°39'00" East a distance of 89.78 feet to the TRUE point of beginning and containing 0.011 acres, more or less.

The above take area is from Auditor's Parcel No.010-144367, which contains 0.550 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 11S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Twelve (12), of Val-Haven Subdivision, as recorded in Instrument Number200004060067078 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Beginning at a point located on the Grantor's northeast corner, and also being the northeast corner of Lot No Twelve (12), and on the southerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along the Grantor's easterly property line, South 03°21'00" West a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, North 86°39'00" West a distance of 114.00 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to a point on the Grantor's northerly property line and also being in the southerly right of way line of said Paula Drive;

Thence along said right of way line, South 86°39'00" East a distance of 114.00 feet to the TRUE point of beginning and containing 0.013 acres, more or less.

The above take area is from Auditor's Parcel No.010-144368, which contains 0.550 acres. The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 12S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Thirteen (13), of Val-Haven Subdivision, as recorded in Official Record 11390 C15 and Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Beginning at a point located on the Grantor's northwest corner, and also being the northwest corner of Lot No Thirteen (13), and on the southerly right of way line of Paula Drive, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line, South 86°39'00" East a distance of 78.25 feet to a point on the proposed easement line;

Thence along said easement line, South 03°21'00" West a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, North 86°39'00" West a distance of 78.25 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 5.00 feet to the TRUE point of beginning and containing 0.009 acres, more or less.

The above take area is from Auditor's Parcel No.010-144369, which contains 0.540 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357. The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks Registered Surveyor No.7357

PARCEL NO. 13T

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Unit Number 1731, of Paula Place Condominium, as recorded in Instrument Number 20011090228049 and Condominium Plat Book 81, Page 72, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southeast property corner;

Thence along said Grantor's easterly property line, North 03°21'00" East a distance of 14.85 feet to a point on the proposed easement line, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said easement line, North 86°39'00" West a distance of 131.45 feet to a point on the proposed easement line;

Thence along said easement line, North 03°21'00" East a distance of 10.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 40.00 feet to a point on the proposed easement line,

Thence along said easement line, South 03°21'00" West a distance of 5.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 91.45 feet to a point on the easterly property line;

Thence along said property line, South 03°21'00" West a distance of 5.00 feet to the TRUE point of beginning and containing 0.020 acres, more or less.

The above take area is from Auditor's Parcel No.010-247878, which contains 0.896 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the southerly right of way line of Paula Drive, being North 86°39'00" West as shown of record in Plat Book 27, Page 25-A, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 14T

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of a 0.600 acre as recorded in Official Record 26891 G20, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southeast property corner, and also being in the centerline of Francisco Road;

Thence along the Grantor's easterly property line, North 03°21'00" East a distance of 20.00 feet to a point on the northerly right of way line of said Francisco Road and also being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said northerly right of way line, North 86°39'00" West a distance of 52.90 feet to a point on the proposed easement;

Thence along said easement line, North 03°21'00" East a distance of 10.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 52.90 feet to a point on the Grantor's easterly property line;

Thence along said property line, South 03°21'00" West a distance of 10.00 feet to the TRUE point of beginning and containing 0.012 acres, more or less.

The above take area is from Auditor's Parcel No.010-113665, which contains 0.600 acres. The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the centerline of Francisco Road, being North 86°39'00" West as shown of record in Official Record 26891 G20, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 14S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of a 0.600 acre as recorded in Official Record 26891 G20, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southeast property corner, and also being in the centerline of Francisco Road;

Thence along the Grantor's easterly property line, North 03°21'00" East a distance of 20.00 feet to a point on the northerly right of way line of said Francisco Road;

Thence along said northerly right of way line, North 86°39'00" West a distance of 52.90 feet to a point, and also being the TRUE point of beginning for the Parcel herein conveyed;

Thence continuing along said northerly right of way line, North 86°39'00" West a distance of 40.00 feet to a point on the proposed easement;

Thence along said easement line, North 03°21'00" East a distance of 10.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 40.00 feet to a point on the proposed easement line;

Thence along said easement line, South 03°21'00" West a distance of 10.00 feet to the TRUE point of beginning and containing 0.009 acres, more or less.

The above take area is from Auditor's Parcel No.010-113665, which contains 0.600 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the centerline of Francisco Road, being North 86°39'00" West as shown of record in Official Record 26891 G20, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 15S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of a 0.600 acre tract as recorded in Official Record 16812 D08, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southeast property corner, and also being in the centerline of Francisco Road;

Thence along the Grantor's easterly property line, North 03°21'00" East a distance of 20.00 feet to a point on the northerly right of way line of said Francisco Road, and also being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line, North 86°39'00" West a distance of 13.70 feet to a point on the proposed easement line;

Thence along said easement line, North 03°21'00" East a distance of 249.00 feet to a point on the Grantor's northerly property line;

Thence along said property line, South 86°39'00" East a distance of 13.70 feet to a point at the Grantor's northeasterly property corner;

Thence along said property line, South 03°21'00" West a distance of 249.00 feet to the TRUE point of beginning and containing 0.078 acres, more or less.

The above take area is from Auditor's Parcel No.010-113666, which contains 0.600 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the centerline of Francisco Road, being North 86°39'00" West as shown of record in Official Record 16812 D08, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO.15T

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of a 0.600 acre tract as recorded in Official Record 16812 D08, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southeast property corner, and also being in the centerline of Francisco Road;

Thence along the Grantor's easterly property line, North 03°21'00" East a distance of 20.00 feet to a point on the northerly right of way line of said Francisco Road;

Thence along said right of way line, North 86°39'00" West a distance of 13.70 feet to a point, and also being the TRUE point of beginning for the Parcel herein conveyed;

Thence continuing along said right of way line, North 86°39'00" West a distance of 91.30 feet to a point on the Grantor's westerly property line;

Thence along said property line, North 03°21'00" East a distance of 10.00 feet to a point on the proposed easement line;

Thence along said easement line, South 86°39'00" East a distance of 91.30 feet to a point;

Thence South 03°21'00" West a distance of 10.00 feet to the TRUE point of beginning and containing 0.021 acres, more or less.

The above take area is from Auditor's Parcel No.010-113666, which contains 0.600 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the centerline of Francisco Road, being North 86°39'00" West as shown of record in Official Record 16812 D08, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 16S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of a 0.590 acre tract as recorded in Deed Book 3749, Page 378, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southwest property corner, and being in the centerline of Francisco Road;

Thence along said Grantor's westerly property line, North 03°21'00" East a distance of 20.00 feet to a point on the northerly right of way line of said Francisco Road and being the TRUE point of beginning for the Parcel herein conveyed;

Thence continuing along said Grantor's westerly property line North 03°21'00" East a distance of 224.00 feet to a point on the Grantor's northerly property line;

Thence along said property line, South 86°39'00" East a distance of 6.30 feet to a point on the proposed easement line; Thence along said easement line, South 03°21'00" West a distance of 224.00 feet to a point on the northerly right of way line of said Francisco Road;

Thence along said right of way line, North 86°39'00" West a distance of 6.30 feet the TRUE point of beginning and containing 0.032 acres, more or less.

The above take area is from Auditor's Parcel No.010-113667, which contains 0.590 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the centerline of Francisco Road, being North 86°39'00" West as shown of record in Deed Book 3749, Page 378, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 16T

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of a 0.590 acre tract as recorded in Deed Book 3749, Page 378, Recorder's Office, Franklin County, Ohio, and bounded and described as follows

Commencing for reference at a point on the Grantor's southwest property corner, and being in the centerline of Francisco Road;

Thence along said Grantor's westerly property line, North 03°21'00" East a distance of 20.00 feet to a point on the northerly right of way line of said Francisco Road;

Thence continuing along said right of way, South 86°39'00" East a distance of 6.30 to a point and being the TRUE point of beginning for the Parcel herein conveyed;

Thence North 03°21'00" East a distance of 5.00 feet to a point;

Thence South 86°39'00" East a distance of 98.47 feet to a point on the Grantor's easterly property line;

Thence along said property line, South 03°21'00" West a distance of 5.00 feet to a point on the northerly right of way line of said Francisco Road;

Thence along said right of way line, North 86°39'00" West a distance of 98.47 feet to the TRUE point of beginning and containing 0.011 acres, more or less.

The above take area is from Auditor's Parcel No.010-113667, which contains 0.590 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the centerline of Francisco Road, being North 86°39'00" West as shown of record in Deed Book 3749, Page 378, Recorder's Office, Franklin County, Ohio

Michael D. Weeks, Registered Surveyor No.7357

PARCEL NO. 17S

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Lot No Fourteen (14), of Val-Haven Subdivision, as recorded in Instrument No. 199812290334383 and Plat Book 27, Page 25-A, R

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 305X-2003

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation); and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent and construction easements in, over, under and through the following described real estate necessary for the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), Project, # 650491, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code(1 959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

P-3345

Revised 7-18-03

Situate in the State of Ohio, County of Franklin, being a part of Section 25, Township 4 North Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.203 acres parcel of land at an elevation of 706.00 feet (North American Vertical Datum 1988) and below, the surface elevation being 740 feet and above, out of the 1.952 acres of land described in Official Record 06377 108, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Frederick John and Sherry L. Stambaugh, said permanent easement for sanitary sewer purposes below elevation 706.00 feet being more particularly described as follows;

Beginning for reference at a Franklin County Engineer Monument found at the centerline intersection of Toy Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, being the northeasterly corner of the grantor's said 1.952 acres parcel of land;

thence, North 86° 41' 41" West, with the Grantor's northerly line and the centerline of Creekside Parkway(formerly Toy Road 80 feet wide), a distance of 103.62 feet to a point;

thence, South 03° 18' 18" West, leaving the center of said Creekside Parkway, a distance of 40.00 feet to a point in the westerly right of way line of Alum Creek Drive and the southerly right of way line of said Creekside Parkway, the TRUE POINT OF BEGINNING of the permanent easement for sanitary sewer purposes being described;

thence, southerly with the said westerly right of way line of said Alum Creek Drive, 112.77 feet on a curve to the left, whose radius is 5834.18 feet, whose central angle is 1° 06' 27", and whose chord bears South 5° 13' 03" West a distance of 112.77 feet to a point 30.00 feet right measured perpendicular to and easterly of the sewer line at Sanitary Sewer Station 301+42.53;

thence, South 6° 47' 20" West, leaving the said Alum Creek Drive right of way line and crossing the grantor's lands with a line 30.00 feet easterly of the centerline of the said sanitary sewer, a distance of 45.36 feet to a point in the grantor's southerly line and the northerly line of the Margaret A Stambaugh 66.74 acres parcel, of record in Official Record 01574J05;

thence, North 86° 41' 41" West, with the Grantor's southerly line and the said 66.74 acres northerly line, a distance of 60.11 feet to a point 30.00 feet westerly of the centerline of the said sanitary sewer;

thence, North 06° 47' 20" East, leaving the Grantor's southerly line and crossing his lands, parallel to and 30.00 feet westerly of the said sanitary sewer line, a distance of 158.28 feet to a point in the southerly right of way line of said Creekside Parkway;

thence, South 86° 41' 41" East, with the said southerly right of way line of Creekside Parkway, a distance of 49.14 feet to the TRUE POINT OF BEGINNING of the permanent easement for sanitary sewer purposes being described The parcel, as described above, contains 0.203 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCG59930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East. Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

T-3445

Revised 7-18-03

Situate in the State of Ohio, County of Franklin, being a part of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.203 acres parcel of land out of the 1.952 acres of land described in Official Record 06377 108, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Frederick John and Sherry L Stambaugh, said temporary easement being more particularly described as follows;

Beginning for reference at a Franklin County Engineer Monument found at the centerline intersection of Toy Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, being the northeasterly corner of the grantor's said 1.952 acres parcel of land;

thence, North 86° 41' 41" West, with the Grantor's northerly line and the centerline of Creekside Parkway (formerly Toy Road 80 feet wide), a distance of 103.62 feet to a point;

thence, South 03° 18' 18" West, leaving the center of said Creekside Parkway, a distance of 40.00 feet to a point in the westerly right of way line of Alum Creek Drive and the southerly right of way line of said Creekside Parkway, the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;

thence, southerly with the said westerly right of way line of said Alum Creek Drive, 12.77 feet on a curve to the left, whose radius is 5834.18 feet, whose central angle is 1° 06' 27", and whose chord bears South 5° 13' 03" West a distance of 112.77 feet to a point 30.00 feet right measured perpendicular to and easterly of the sewer line at Sanitary Sewer Station 301+42.53;

thence, South 6° 47' 20" West, leaving the said Alum Creek Drive right of way line and crossing the grantor's lands with a line 30.00 feet easterly of the centerline of the said sanitary sewer, a distance of 45.36 feet to a point in the grantor's southerly line and the northerly line of the Margaret A Stambaugh 66.74 acres parcel, of record in Official Record 01574J05;

thence, North 86° 41' 41" West, with the Grantor's southerly line and the said 66.74 acres northerly line, a distance of 60.11 feet to a point 30.00 feet westerly of the centerline of the said sanitary sewer;

thence, North 06° 47' 20" East, leaving the Grantor's southerly line and crossing his lands, parallel to and 30.00 feet westerly of the said sanitary sewer line, a distance of 158.28 feet to a point in the southerly right of way line of said Creekside Parkway;

thence, South 86° 41' 41" East, with the said southerly right of way line of Creekside Parkway, a distance of 49.14 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described. The parcel, as described above, contains 0.203 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCG59930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East. Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, 56899

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law

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

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 306X-2003

To recognize and honor the Plumbers and Pipefitters Local 189 for their outstanding commitment and service to the City of Columbus. WHEREAS, on July 17, 1899, at Columbus, Ohio, a group of 28 plumbers assembled and organized for the purpose of making better working conditions for their industry and

WHEREAS on January 15, 1900, Local 189 of Journeyman Plumbers covering the territory of Franklin County came into being; and

WHEREAS in 1929 Local 216 of the Gas and Steam Fitters merged with Local 189 and for over 100 years local 189 and their members such as those honored tonight on July 19, 2003, have contributed to the health and welfare of our community through their work as craftsman and community leaders; now therefore

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

That special recognition be given to Plumbers and Pipefitters Local 189 and their members being honored tonight for the role the Local Union and members have played in the welfare and health standards of the City of Columbus.

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 310X-2003

To recognize Michael C. Matuska for his exemplary commitment and significant accomplishments while serving as an Assistant City Attorney in the Columbus City Attorney's Office

WHEREAS, Michael C. Matuska joined the Columbus City Attorney's Office in June 1972, serving as an Assistant City Prosecutor in the

Franklin County Municipal Court until 1993, when he was transferred to the Civil Division to serve as an Assistant City Attorney in the Labor and Employment Law Section; and

WHEREAS, Michael C. Matuska has dutifully served under the leadership of City Attorney's Jim Hughes, John Francis, Greg Lashutka, Ron O'Brien, Janet Jackson, and Rick Pfeiffer; and

WHEREAS, Michael C. Matuska 31 years as an Assistant City Attorney represents the longest tenures of an Assistant City Attorney in this City; and

WHEREAS, Michael C. Matuska outside his duties to the citizens of Columbus, he served his country in the United State Army Reserve, retiring with the rank of Colonel in the Judge Advocate General Corp; and

WHEREAS, Michael C. Matuska during his service to his country, he commanded a military law center during Desert Storm and Desert Shield; and

WHEREAS, Michael C. Matuska has been a proven leader in his community from an early age, holding the rank of Eagle Scout and serving the Boy Scouts of America as an adult from 1980 through 1999, including Cubmaster and Scoutmaster of Pack and Troop 310; and

WHEREAS, Michael C. Matuska will now be able to spend more time with his wife of 31 years, Diane, his two adult children, and his grandchild; and

WHEREAS, Michael C. Matuska will be greatly missed by his colleagues in the City Attorney's Office and in the many divisions and courtrooms he has served; now therefore:

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

That this Council does hereby recognize and congratulate Michael C Matuska for his 31 years of dedicated service to the City Attorney's Office

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 311X-2003

Columbus City Council extends sincere condolences to the family of the late Tony Celebrezze on this sorrowful occasion of his passing.

Tony grew up as the son of a well-respected and hard-working public servant He had vivid memories of his father's tenure as Mayor of the City of Cleveland and the people who called his home at all hours with concerns. As such, Tony decided he would never enter politics and went off happily to the US. Naval Academy in Annapolis.

Tony served in Naval Intelligence during the Vietnam War and learned that perhaps a Navy career wasn't for him So, he returned to Cleveland, began studying for an MBA and married a lovely redhead named Louisa Godwin He and Lou would proceed to raise five wonderful children and have, as Tony used to say "a house so quiet I had to go work with noisy cars for some peace."

He decided to enter politics after all and was a proud Democrat Tony, served with great distinction as a State Senator, Secretary of State and two-term Attorney General Some of his best accomplishments as Attorney General include prosecuting the first criminal environmental case in the state and being the first Attorney General in the country to successfully sue the federal government so that it began cleaning up highly contaminated federal facilities like Fernald in Cincinnati.

Though he loved the law and the challenges of public service, Tony was always an "everyday" guy. He was a self-professed "gear head" who loved muscle cars and racing He served the people of Ohio with great integrity and dedication and was a wonderful role model for many, many people. He will be sorely missed

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

That this Council does hereby pay tribute to the memory of a truly honorable man

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 312X-2003

To honor, recognize and celebrate the life and times of former Columbus City Council Member Maurice D Portman and to extend our sincerest condolences to his family and friends on the occasion of his passing, July 3, 2003.

Maurice (M.D.) Portman was born on April 4, 1914 in Cleveland, Ohio to Max and Rose Portman. Raised by these hard-working Ukrainian immigrants, Maury (as he was fondly known) learned the value of commitment, dedication and satisfaction in a job well done.

Arriving in Columbus on December 1, 1945, Maury took his first steps in this, his adopted city, at the old Union Station. Little did he know that when he took his last step more than fifty-seven years later what a remarkable legacy he would leave behind.

During his lifetime he worked at many different jobs - delivery-boy for a grocery store and a newspaper, shoe maker and salesman, public relations reporter, newspaper reporter, radio news editor and commentator, AP correspondent and editor, soldier/company clerk for the Army in WWII, freelance writer, real estate agent, government employee, business/government consultant, stock broker, and, of course, public official

His meeting and ultimately serving as campaign manager then executive assistant, budget manager and Finance Director to former Mayor M.E. Sensenbrenner was a turning point in his life. During Mayor Sensenbrenner's first term (1955-59), Maury assisted in establishing a revised budget process, a new treasury investment program and a Department of Finance for the City along with making annexation, urban renewal and capital improvements important agenda items; which included the Goodale slum clearance project, completion of Hoover Dam, expressway startups and expansion of Port Columbus.

We are very fortunate that Maury's second attempt at winning a seat on Council in 1965 resulted in a victorious outcome. His major effort during his first term was to sponsor and create legislation establishing the Department of Development; which included an Economic Development Division. All in all, after having been re-elected eight times to Council, he spent 31 years there (twelve of those as Council President) where he tirelessly and passionately served the citizens of Columbus. All the people of Columbus owe M.D. Portman a debt of gratitude for fighting for their causes with no personal agenda and only the best interests of the community in mind because, simply, he loved and cared about this great city that he called home.

Of all his accomplishments, the one he was most proud of was his family. He was a devoted and loving husband, father and grandfather; a true 'family man'. He was married to his sweetheart and best friend Alice and professed his love in dedicating his book to his wife since 1936 and forever. He was especially proud of his three children, Jeffrey Marc, Frederic Andrew and Judith Esme and all their diverse accomplishments, which, most importantly, included his grandchildren, now, therefore

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

That this humble elected body today honors and recognizes our friend, our mentor, our champion, an outstanding public servant, a visionary and a true gentleman of politics, MD. Portman, with the utmost esteem on the occasion of his passing, July 3, 2003. We feel privileged to have known Maury and are better for it We will never forget him or what he did for our fair city.

BE IT FURTHER RESOLVED

That a copy of the Resolution be presented to MD. Portman's family with our sincerest condolences and respect.

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 313X-2003

To recognize and congratulate Lutheran Social Services of Central Ohio on the 10 year anniversary celebration of their retirement community, Kensington Place.

WHEREAS, Lutheran Social Services serves Central and Southeastern Ohioans with homeless shelters, food pantries, affordable housing, foster care, adoption services, counseling, healthcare and retirement communities; and

WHEREAS, Kensington Place was opened in 1993 and offers 126 private pay apartments for senior adults; and

WHEREAS, Lutheran Social Services created the Kensington Place retirement community for the purpose of providing our senior citizens with housing that would enable them to reside in an independent living community; now, therefore,

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

That this Council does hereby recognize and congratulate Lutheran Social Services of Central Ohio on the 10 year anniversary celebration of their retirement community, Kensington Place

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 314X-2003

To recognize and congratulate The Calvary Tremont Missionary Baptist Church on their 75th Anniversary.

WHEREAS, The Calvary Tremont Missionary Baptist Church was founded in the year of our Lord, 1928, by the late Rev. Lukas Hunter. At it's beginning, the church was called Mount Calvary Baptist Church; and

WHEREAS, in the year 1933, Calvary Tremont called as it's Pastor, Rev. William Payden (now deceased), who came with a vision. As the church grew, it became necessary to have a larger church building Rev. Payden immediately started searching for a new location and in 1950 acquired 1255 Leonard Avenue and began to build God's house; and

WHEREAS, From 1977-1987, Rev. Frank L. Hearn was the Pastor and under his leadership Calvary Tremont Baptist Church was able to purchase an organ and a new piano. Additionally, Sunday school rooms, choir stands and a Finance room was added; and

WHEREAS, In November of 1988 the Pulpit Committee selected Rev. Joseph Carter as its pastor. On Christmas Sunday of 1988, Rev. Carter preached his first sermon as Pastor. On that day, Rev. Carter, the First-Lady, Sister Alzena Carter, their sons, Brian and Stephen Carter, and his mother, Sis Anna Bell Carter, (now deceased) became a loving part of the Calvary Tremont Baptist Church family now, therefore,

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

That this Council does hereby recognize and congratulate The Calvary Tremont Missionary Baptist Church on their 75th Anniversary.

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 315X-2003

To proclaim Saturday, August 2, 2003 as Esther Chapter Number 3 Day.

WHEREAS, Esther Chapter Number 3 is an Eastern Star, Prince Hall Affiliate located in Columbus, Ohio; and

WHEREAS, In March 1775, Prince Hall, a free Black man, and 13 others like him were initiated into the lodge in Boston, Massachusetts by the British Governor after being refused admittance to the Masonic order by the colonist In 1787, this group formed its own lodge and received a charter from the Grand Lodge of England under the name Africa No 429; and

WHEREAS, The Order of Eastern Star, Prince Hall Affiliate is the body that was formed for women to enter into masonry under the adoption of the lodges for men. Any woman who is the wife, mother, sister, widow or daughter of a man belonging to a legally constituted lodge is eligible for membership These chapters were formed to provide much needed benevolent services and opportunities for leadership development among members; and

WHEREAS, Eastern Chapter No.3 was organized February 8, 1882 as third subordinate chapter in the state. At that time, Eliza J. Taylor served as Worthy Matron, J.J. Sparrow was Worthy Patron and Frances Lucas was Associate Matron; and

WHEREAS, The membership of Esther Chapter has grown from its beginnings over 100 years ago. Today, the chapter counts 92 members, among them 37 Past Matrons, 13 Past Patrons, one Past Grand Worthy Matron, Alice V. Kelley and one Past Grand Worthy Patron, Wilse Simpson.

Esther Chapter No.3 has continued its commitment to developing the next generation of leaders by sponsoring Esther Assembly No. 28, a Girls' Assembly group; now therefore,

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

That this Council does hereby proclaim Saturday, August 2, 2003 as Esther Chapter Number 3 Day in Columbus, Ohio.

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 316X-2003

To reject the Fact-finder's Report and Recommendations regarding the successor collective bargaining contract between the Fraternal Order of Police, Capital City Lodge No.9, and City of Columbus SERB Case No. 02-MED-10-1092/1093.

WHEREAS, on July 23, 2003, In The Matter of Fact-Finding Between Fraternal Order of Police, Capital City Lodge No. 9 and the City of Columbus SERB Case No. 02-MED-10-1092/1093, Fact Finder Robert G. Stein sent to the parties his findings of fact and recommendations on the unresolved issues relative to the parties' efforts to negotiate a successor collective bargaining agreement; and

WHEREAS, Section 4117.14 of the Ohio Revised Code and Section 4117-9-05(N) of the Ohio Administrative Code provide that within seven (7) days after receiving the Fact Finder's recommendations the Columbus City Council shall meet to accept or reject the recommendations, and if to reject it must be by a 3/5th vote of its seven members. and

WHEREAS, the Columbus City Council finds by a vote of at least 3/5th of its seven members that the recommendations of the Fact Finder should be rejected; Now Therefore,

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

That the recommendations of Fact Finder Robert G. Stein In the Matter of Fact-Finding Between Fraternal Order of Police, Capital City Lodge No. 9 and the City of Columbus, SERB Case No. 02-MED-10-1092/1093, transmitted to the parties on July 23, 2003 are hereby rejected; and BE IT FURTHER RESOLVED:

That pursuant to Section 4117-1-02 of the Ohio Administrative Code the Clerk of Council is hereby directed to serve written verification of this rejection upon Robert W. Sauter, Esq, the representative of the Fraternal Order of Police, Capital City Lodge No.9, and upon the State Employment Relations Board. The service upon attorney Sauter shall be either by personal service or by leaving a copy of the written verification at his principal office, 225 East Broad Street, Columbus, Ohio 43215. Such written verification shall state the date of this vote to reject, the vote tally and the number of members of the City Council. Such written verification shall also contain proof of service of this Resolution upon Robert W. Sauter, Esq., the representative of Fraternal Order of Police, Capital City Lodge No. 9.

Adopted July 28, 2003 Michael C. Mentel, President Pro Tem of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 317X-2003

Urging Congress to reform the Pension Benefit Guarantee Corporation in order to assure American workers do not lose pension benefits when bankrupt corporations fail to maintain adequate pension funding.

WHEREAS, the Pension Benefit Guranty Corporation (PBGC) was established by Congress in 1974 to ensure corporations fund employee pension plans in a timely and sufficient manner, and to guarantee workers receive pensions they have earned by their work; and

WHEREAS, Congressional investigators designated on July 23, 2003, the PBGC as a "high risk" program requiring urgent attention in order to continue to operate adequately; and

WHEREAS, the PBGC's ability to guarantee pensions for workers at bankrupt corporations is threatened by an accumulated deficit of \$5.4 billion, and the responsibility of potentially assisting 32,000 private pension plans now in effect; and

WHEREAS, the PBGC estimates the nation's 32,000 plans have an estimated \$300 billion deficit, and investment advisors are calling for increased contributions by employers to those plans to protect against failure to meet obligations to retirees; and

WHEREAS, the pensions of thousands of Central Ohio workers may be at risk as companies navigate these difficult economic times to stay in business meaning many may have to rely on the PBGC to ensure their pension benefits;

WHEREAS, PBGC has taken unprecedented steps to reduce its obligations, and in doing so have threatened the livelihood of thousands of retirees and their families, including the former workers at Republican Technologies International (RTI), which had steel production operation in Lorain, Canton and Massilion, Ohio, as well as plants elsewhere; and

WHEREAS, the United Steelworkers of America (USWA) has had to intervene in court proceedings to prompt PBGC to pay shutdown benefits to former RTI workers;

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

Section 1 This Council supports the actions of U.S. House Education and Workforce Committee Chairman John Boehner to conduct hearings to examine the financial health of the agency when Congress returns from an August recess.

Section 2 This Council opposes all attempts by the PBGC to minimize its losses at the expense of workers forced from their jobs by corporate bankruptcies and are entitled to compensation they earned during their employment including pension benefits negotiated with their employers.

Section 3 This Council encourages members of Congress to develop strategies that protect the financial integrity of defined benefit pension plans that so many Americans rely on during their retirements, and to find ways to build more stable and reliable pension Systems in the future.

Section 4 The Clerk of Council is hereby instructed to transmit copies of this resolution to Senator George Voinovich, Senator Michael DeWine, Steven Kandarian, PBGC chairman, and all Ohio members of the U.S. House of Representatives.

Adopted July 28, 2003 Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, 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

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION
CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://finance.ci.columbus.oh.us/purchasing/openbids/sabids.html>

BID OPENING DATE – August 06, 2003 3:00 pm

SA000495 - JANITORIAL SERVICES @ 910 DUBLIN ROAD

City of Columbus Ohio Division of Water Invitation for Bids, Janitorial Services for the Public Utilities Complex, 910 Dublin Road

Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities of the City of Columbus at her office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time on August 6, 2003 and publicly opened and read at the hour and place for Janitorial Services for the Public Utilities Complex at 910 Dublin Road. The work for which bids are invited consists of janitorial and cleaning service of three (3) buildings totaling approximately 121,000 square feet and such other work as may be necessary to complete the contract in accordance with the plans and specification. Copies of the Contract documents and the plans are on file in the office of the Distribution design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215, and are available to prospective bidders through the office of Design Distribution Engineering Section, Division of Water, 910 Dublin Road, Columbus, Ohio 43215.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Janitorial Services for the Public Utilities Complex at 910 Dublin Road.

PROPOSAL GUARANTY

The bidder is NOT required to submit a Proposal Guaranty with Bid Submittals for this solicitation. This solicitation is an Invitation for Bids (IFB) only. Contractor Service Proposals WILL NOT be accepted in response to this solicitation.

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

The Columbus Water Department provides ALL Janitorial Supplies and Equipment required for completion of this project. The Contractor has no responsibility for purchase of supplies and/or equipment as part of this solicitation.

CONTRACT COMPLIANCE

Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

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 Tuesday, July 29, 2003 at 9:00 a.m. at the Public Utilities Complex, 910 Dublin Road, Columbus, Ohio. A facility tour will follow the pre-bid conference.

CONTACT PERSON:

Ron Bakenhaster, Maintenance Supervisor, Telephone Number 645-3842.

ORIGINAL PUBLISHING DATE: July 24, 2003

BID OPENING DATE – August 14, 2003 11:00 am

SA000494 - R&P/GOLF/ROTARY MOWERS

1.1 Scope: It is the intent of the City of Columbus, Columbus Municipal Golf Division to obtain formal bids to establish a Contract for the purchase of two diesel powered, 2WD, 60" side discharge rotary mowers for use at (one) Mentel Memorial G.C. and (one) Walnut Hill G.C. for golf course maintenance activities.

1.2 Classification: Proposals to include cost of mowers and separate cost for any extended warranty above manufacturers standard warranty. Mowers delivered FOB to Columbus Municipal Golf. Vendors must have fully franchised dealership in the Central Ohio area to provide warranty repairs, post warranty repairs, full parts inventory, and product operation demonstrations.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: July 24, 2003

BID OPENING DATE – August 20, 2003 3:00 pm

SA000487 - SOUTHERLY HEADWORKS RAW SEWAGE STATION

Southerly Wastewater Treatment Plant, New Headworks - Raw Sewage Pump Building, Capital Improvements Project No. 650352, Contract S65, WPCLF No. CS392276-02

OWNER:

City of Columbus, Ohio, Division of Sewerage and Drainage, General Engineering Section, Cheryl Roberto, Interim Director of Public Utilities

DESIGN PROFESSIONAL

Malcolm Pirnie, Inc, 1900 Polaris Parkway, Suite 200, Columbus, Ohio 43240-2020, (614) 888-4953

BID OPENING:

Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4105, until 3:00 p.m. Local Time on Wednesday, August 20, 2003 at which time they will be publicly opened and read.

DESCRIPTION OF WORK:

The project consists of the following:

1. New Raw Sewage Pump Building, including the following items:
 - a. Four mechanically cleaned bar racks.
 - b. Four raw sewage pumps with variable frequency drive units and motors.
 - c. Sluice gates.
 - d. Four 48-inch diameter magnetic flow meters.
 - e. Belt conveyor.
 - f. Elevator.
 - g. Instrumentation and control systems.
 - h. Plumbing, HVAC, and electrical systems.
2. New temporary site access road and widening of U.S. Route 23.
3. New extension of the 102" diameter Interconnector Sewer, miscellaneous associated chambers and multiple pipe barrel crossing of the Scioto River.
4. New Big Walnut Outfall Diversion Structure and 8' - 6" x 8' - 6" Big Walnut Outfall box conduit.
5. New portion of the 14' x 14' - 8" Big Walnut Augmentation/Rickenbacker Interceptor box conduit.
6. New Influent Junction Chamber.
7. New 18' x 14 plant influent sewer.
8. New portion of the 48" diameter main drain.
9. New 48" diameter pump discharge piping.
10. Miscellaneous buried odor control duct.
11. Site grading in preparation for Construction Contract S67 (Screen and Grit Facilities).
12. Miscellaneous site work.
13. All maintenance and operating instructions, training, start-up, testing, and commissioning.

BASIS OF BIDS:

Bids shall be on a Lump Sum and Unit Price basis.

EXAMINATION AND PROCUREMENT OF DOCUMENTS:

Bidding Documents may be examined at the following locations:

- 1) Division of Sewerage and Drainage, General Engineering Section, CMT Trailer Complex, Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne, Ohio 43137.
- 2) Malcolm Pirnie, Inc. 1900 Polaris Parkway, Suite 200, Columbus, Ohio 43240-2020, (614) 888-4953.
- 3) Plan Room, Builder's Exchange, 1175 Dublin Road, Columbus, Ohio.
- 4) Plan Room, Builder's Exchange, 2077 Embury Park Road, Dayton, Ohio.
- 5) Plan Room, Builder's Exchange, 981 Keynote Circle, Cleveland, Ohio.
- 6) F.W. Dodge Corporation, 1175 Dublin Road, Columbus, Ohio.
- 7) F.W. Dodge Corporation, 105 East 4th Street, #1200, Cincinnati, Ohio.
- 8) Dodge/SCAN, 1255 Euclid Avenue, Cleveland, Ohio.

9) Dodge Reports, 3077 South Kettering Boulevard, Dayton, Ohio.

10) Minority Contractors and Business Assistance Center, 815 East Mound Street, Columbus, Ohio.

Copies of the Bidding Documents may be purchased from Key Companies, 195 East Livingston Avenue, Columbus, Ohio 43215 at (614) 228-3285 or via Plankey at www.plankey.com upon payment of \$300.00 per set. No refunds will be made. Checks shall be made payable to Malcolm Pirnie, Inc. The Bidding Document packet will include one full size set of Drawings with printed Project Manual and one CD-ROM set containing PDF files of the Drawings and Project Manual (except Volume 1). Compact Discs containing PDF files of the Drawings and Project Manual (except Volume 1) may be purchased separately for viewing purposes through Key Companies upon payment of \$30.00 per CD-ROM. No refunds will be made. Checks shall be made payable to Malcolm Pirnie, Inc. The purchaser of said CD-ROM will NOT be considered a plan holder, will not receive Addenda and will not be able to submit a proposal using this CD-ROM.

PRE-BID CONFERENCE:

There will be a pre-Bid conference held at Southerly Wastewater Treatment Plant, 6977 South High Street (State Route 23), Lockbourne, Ohio in the Administration Building Conference Room on Wednesday, July 23, 2003 at 9:30 a.m. Following the pre-Bid conference, a tour will be given to allow the Bidders to inspect the Project area and facilities. Bidders are strongly encouraged to attend and participate in the conference and walk-through tour.

BIDDER'S QUALIFICATIONS:

Bidders shall provide proof of qualifications to perform the Work as described in Article 3 of the Instructions to Bidders.

BID SECURITY:

A Bid security in the amount of not less than 10 percent of the Bidder's maximum Bid price must accompany each Bid in accordance with Article 9 of the Instructions to Bidders.

CONTRACT TIME:

Contract time of commencement and completion shall be in accordance with the Contract.

CONTRACT PERFORMANCE AND PAYMENT BOND:

A Contract Performance and Payment Bond of 100% percent of the amount of the Contract, with a satisfactory surety or sureties, licensed to conduct business in the State of Ohio, as described in the Instructions to Bidders, will be required to assure the faithful performance of the Work.

PREVAILING WAGE RATES:

Wage rates for the Work shall not be less than the prevailing wages included as a part of the Contract Documents.

LICENSING OF CORPORATIONS:

Particular attention of Bidders is directed to the statutory requirements of the State of Ohio relative to licensing of entities incorporated under the laws of any other State.

LOAN FUND:

Funding for this Project will be obtained through the Water Pollution Control Loan Fund (WPCLF) and the Project will be subject to applicable State and Federal Regulations. This procurement is subject to the EPA policy of encouraging the participation of small businesses in rural areas (SBRAs).

CONTRACT COMPLIANCE REQUIREMENTS:

Each responsive Bidder shall submit, with its Bid, a City of Columbus Contract Compliance Certification Number (CCCN) or a completed application for certification.

LOCAL BUSINESS CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a local Bidder shall receive a credit equal to 1 percent or \$20,000, whichever is less, of the lowest Bid submitted by a non-local Bidder. The local business credit does not reduce the amount of the Contract. A local Bidder is an individual or business entity: (1) whose principal place of business is located within the corporation limits of the City of Columbus or the County of Franklin as registered in official documents filed with Secretary of State, State of Ohio, or Franklin County Recorder's Office; or (2) who holds a valid vendor's license which indicates its principal place of business is located within the corporation limits of the City of Columbus or County of Franklin.

LOCAL WORKFORCE CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a bidder with a local workforce shall receive credit equal to 1 percent of the lowest bid submitted. The local workforce credit does not reduce the amount of the Contract. A local workforce is when the bidder draws its (proposed for this Project) employees mainly (51 percent) from Columbus, Franklin County or counties contiguous to Franklin County.

QUALITY TRAINING CONTRACTOR CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bidder who provides for quality training shall receive credit equal to 1 percent of the lowest bid submitted. The quality training contractor credit does not reduce the amount of the Contract. A quality training Bidder is a Bidder whose employees graduated from or participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available.

HEALTH INSURANCE PROVIDED CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bid proposed a Bidder and all subcontractor(s) who provide health insurance shall receive credit equal to 1 percent of the lowest bid submitted. The health insurance provided credit does not reduce the amount of the Contract. Providing health insurance means that the employer pays directly, or through an agent, a portion of premium on behalf of their employees (proposed to work on this Project) into a health insurance program with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain their own health insurance on the open market, specifically does not meet the acceptable definition.

RETIREMENT OR PENSION PLAN PROVIDED CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bidder who provides a retirement or pension plan shall receive credit equal to 1 percent of the lowest bid submitted. The retirement or pension plan provided credit does not reduce the amount of the Contract. Providing a retirement or pension plan means that the employer pays directly, or through an agent, a portion of the premium for their employees (proposed to work on this Project) into a retirement or pension plan with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain their own retirement or pension plan on the open market, specifically does not meet the acceptable definition.

RIGHT TO REJECT BIDS:

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel this Advertisement for Bids, to reject any and/or all Bids, to waive informalities, to hold Bids for a period of 180 days after the Bid opening, to make an award of the Contract at any time during that 180 day period, and/or to advertise for new Bids, when such action is deemed by the Director to be in the best interests of the City.

Cheryl Roberto, Interim Director of Public Utilities

ORIGINAL PUBLISHING DATE: July 04, 2003

BID OPENING DATE – August 21, 2003 11:00 am
SA000491 - DOT/AUTO. VIDEO DIST. HEAD-END SYSTEM

1.1 Scope: It is the intent of the City of Columbus, Department of Technology, Telecommunications Division to obtain formal bids to establish a contract to supply and install a computer automated video distribution system head-end with equipment. The contractor shall complete the project within 4 months from the "Notice to Proceed".

1.2 Classification: The offeror must prepare a proposal that follows the format of this RFP. All pages of the response must be numbered. It is mandatory that the enclosed "Vendor's Questionnaire" be completed and returned with your proposal. Inability to meet any specified requirement must be so stated, and thoroughly explained. The contractor will provide all equipment, materials and labor required to install, integrate, test and document this Automated Video Distribution Head-End System. The supplier will provide necessary training and provide 24/7/365 technical support. If you have any questions, please fax them to Purchasing at (614) 645-7051, ATTN: Fred Myers. The RFP number and name should be identified on the fax cover sheet. The City will not honor any oral representations. Written questions will be accepted until six (6) business days prior to the bid opening date. Note: A Pre-Bid Meeting will take place on August 6, 2003 at 10:00 A.M.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: July 23, 2003

SA000496 - R&P - ARTS & CRAFTS - UNIREQ

1.1 Scope: It is the intent of the City of Columbus Recreation and Parks Department to obtain formal bids to establish a universal term contract for the purchase, on an as needed basis, Arts and Crafts supplies for recreation activities at various facilities for a period of three (3) years.

1.2 Classification: The art and craft activities require the items to be of sufficient quality and design to allow children of all ages to have successful learning experiences. Orders can be placed at various times of the year.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: July 29, 2003

BID OPENING DATE – August 27, 2003 3:00 pm
SA000490 - THICKENING CENTRIFUGE REPLACEMENT

Sealed Proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4105, until 3:00 p.m., Local Time, on Wednesday, August 27, 2003, and publicly opened and read at that hour and place for the construction of: JACKSON PIKE WASTEWATER TREATMENT PLANT, SLUDGE HANDLING AND DEWATERING IMPROVEMENTS, CAPITAL IMPROVEMENTS PROJECT NO. 650246, THICKENING CENTRIFUGES REPLACEMENT AND IMPROVEMENTS, CONTRACT NO. J206

The City of Columbus' contact person for this project is W. Keith Gilbert, P.E., Manager of the Sewerage and Drainage Division's General Engineering Section, telephone number 614/645-7610. The work for which Proposals are invited consists in general of the following:

1. Selective demolition of existing facilities.
2. Installation of new thickening equipment including the following systems: (A) thickening centrifuge feed system, (B) thickening centrifuges, (C) polymer feed piping, (D) thickened sludge conveyance system, (E) centrate piping and pumps.
3. Structural and Architectural Improvements in the Sludge Dewatering Building.
4. Mechanical and plumbing improvements will be completed to provide heating and ventilation systems. Domestic water piping and drain systems will be installed to support building operations.
5. Installation of new Waste Activated Sludge (WAS) pumps and associated discharge piping.
6. Installation of sludge concentration pumps and piping.
7. Electrical and Instrumentation & Control Improvements.
8. Providing all maintenance and operating instruction, training, start-up, testing, and commissioning.

BASIS OF BIDS: Bids shall be a Lump Sum or Unit Price basis as shown in the Proposal.

VIEWING BIDDING DOCUMENTS: Copies of the Bidding Documents as defined in General Conditions (Section 00700, Article 1, Paragraph 1.01 A.1) are or will be on file and may be examined at the following locations:

1. Division of Sewerage and Drainage, General Engineering Section, Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne, Ohio 43137.
2. Dodson-Stilson, Inc. (DLZ OHIO, INC.), 6121 Huntley Road, Columbus, OH 43229-1003
3. Plan Room, Builder's Exchange, 1175 Dublin Road, Columbus, Ohio 43215.
4. Plan Room, Builder's Exchange, 2077 Embury Park Road, Dayton, Ohio 45414.
5. Plan Room, Builder's Exchange, 981 Keynote Circle, Cleveland, Ohio 44131.
6. Plan Room, Builder's Exchange, 495 Wolf Ledges, Akron, Ohio 44311.
7. F.W. Dodge Corporation, 1175 Dublin Rd., Columbus, Ohio 43215.
8. F.W. Dodge Corporation, 655 Eden Park Drive, Cincinnati, Ohio 45202.
9. Dodge/SCAN, 1255 Euclid Avenues, #305 Cleveland, Ohio 44115.
10. Minority Business Development Center, 815 E. Mound Street, Columbus, Ohio 43205.

PURCHASING BIDDING DOCUMENTS: Copies of the Bidding Documents may be purchased by prospective bidders through the office of Dodson-Stilson, Inc., 6121 Huntley Road, Columbus, OH 43229, upon payment of \$300 per set. No refunds will be made. Checks are made payable to Dodson-Stilson, Inc.

COMPACT DISCS: Compact Discs containing the Project files (except Volume I) in PDF format and Drawings in TIF format may be purchased for viewing purposes through the office of Dodson-Stilson, Inc., upon payment of \$30 per CD. No refunds will be made. Checks are made payable to Dodson-Stilson, Inc.

The purchaser of said CD will NOT be considered a Planholder, will not receive Addenda, and will not be able to submit a Proposal using this CD.

SUBMITTING A PROPOSAL: Proposals must be submitted on the Proposal forms contained in Volume I of the Project Manual and the said Volume of the Project Manual must be submitted IN ITS ENTIRETY in a sealed envelope marked: "BID FOR" JACKSON PIKE WASTEWATER TREATMENT PLANT, SLUDGE HANDLING AND DEWATERING IMPROVEMENTS, CAPITAL IMPROVEMENTS PROJECT NO. 650246, THICKENING CENTRIFUGES REPLACEMENT AND IMPROVEMENTS, CONTRACT NO. J206

PRE-BID CONFERENCE: There will be a Pre-bid Conference held at the Jackson Pike Wastewater Treatment Plant CMT Conference Room on August 4, 2003, at 10:00 a.m. Following the pre-bid meeting, a tour will be made to allow the prospective Bidders to inspect the project area and facilities.

PROOF OF QUALIFICATIONS: Bidders shall provide proof of qualifications to perform the Work as described in Paragraph 1.04 of the Instructions to Bidders (Section 00100).

PROPOSAL GUARANTY: The Bidder is required to submit a Proposal Guaranty (certified check or Proposal Bond in the form provided) in accordance with Paragraph 1.10 of the Instructions to Bidders. The amount of the Guaranty shall not be less than ten (10) percent of the Bid submitted.

COMMENCEMENT AND COMPLETION: Contract time of commencement and completion will be in accordance with the Contract.

CONTRACT PERFORMANCE AND PAYMENT BOND: A Contract Performance and Payment Bond of 100 percent of the amount of the Contract, with a satisfactory surety or sureties, as described in Paragraph 1.19 of the Instructions to Bidders, will be required to assure the faithful performance of the Work.

LICENSING OF CORPORATIONS: Particular attention is directed to the statutory requirements of the State of Ohio relative to licensing of entities incorporated under the laws of any other State.

OHIO WATER POLLUTION CONTROL LOAN FUND PROVISIONS: Any Contract or Contracts awarded under this Advertisement may be funded in whole or in part by a loan from the Ohio Water Pollution Control Loan Fund (WPCLF). Neither the State of Ohio nor the United States nor any of their Departments, Agencies or employees is or will be a party to this Advertisement or any resulting Contract. Contracts funded by this source will be subject to the following provisions.

1. **RESPONSIBILITY FOR PAYMENT:** The City is responsible for making monthly progress payments, even when the Owner's failure to comply with the loan conditions delay or disqualify further payment from the WPCLF.

2. **OTHER PROVISIONS:** The successful Bidder also must comply with all the provisions of (a) All provisions of OSHA governing the work; Contract Work Hours and Safety Standards Act; (b) Title IV of the Civil Rights Act of 1964; and (c) Ohio EPA policy of encouraging the participation of Small Business in Rural Areas (SBRAs).

3. **NONDISCRIMINATION IN EMPLOYMENT:** Bidders will be required to comply with the President's Executive Order No. 11246, as amended. The requirements for Bidders and Contractors under this order are explained in the specifications and in 41 CFR 60-4.

4. **CERTIFICATION REGARDING DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS:** Bidders will be required to comply with the President's Executive Order No. 12549. The requirements for Bidders and Contractors under this order are explained in the specifications and in 40 CFR Part 32.

5. **WPCLF MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS:** WPCLF funding provisions include Minority Business Enterprise (MBE) and Women's Business Enterprise (WBE) "fair share" participation requirements. All responsive bidders are required to complete the MBE/WBE Fair Share Utilization information forms provided in the Proposal.

6. **CONTRACT PREVAILING WAGE DETERMINATION:** As a condition of Federal financial participation in the construction cost of this contract, the prevailing rates of wages as determined by the State of Ohio Prevailing Wage Rates are 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.

7. **NON-SEGREGATED FACILITIES:** Bidders will be required to provide a "Certification of Non-segregated Facilities." The certification provides that the Bidder does not maintain or provide for its employees facilities which are segregated on a basis of race, creed, color, or national origin, whether such facilities are segregated by directive or on a de facto basis.

8. **VIOLATING FACILITIES:** By submission of a Bid, the Contractor agrees to comply with all applicable standards, orders or requirements under: Section 306 of the Clean Air Act, 42 United States Code (USC) 1857 (b); Section 508 of the Clean Water Act, 33 USC 1368; Executive Order 11738; and EPA Regulations, 40 CFR Part 15, which prohibit the use under non-exempt Federal contracts, grants, or loans, of facilities included on the EPA List of Violating Facilities.

EQUAL EMPLOYMENT OPPORTUNITY: No bid will be deemed responsive unless the Bidder's certification and other EEO information required by the specifications is submitted with the Bid.

CONTRACT COMPLIANCE REQUIREMENTS: Each responsive Bidder shall submit, with its Bid, a currently valid City of Columbus Contract Compliance Certification Number (CCCN) or a completed application for City certification. Each Bidder shall identify, using the forms in the Proposal, the subcontractors they propose to use, with the proposed value of the work to be sublet to each entity to fulfill the Contract, if awarded. Each Bidder shall also provide current CCCNs of all subcontractors, or completed applications for certification.

BID CANCELLATION AND REJECTIONS: The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel this Advertisement for Bids, to reject any and/or all Bids, to waive technicalities, to hold Bids for a period of 180 days after the Bid opening, to make an award of the Contract at any time during that 180 day period, and/or advertise for new Proposals, when such action is deemed by the Director to be in the best interests of the City.

REQUIRED NAMES AND ADDRESSES: 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, upgrading, 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 provisions of this Equal Opportunity Clause.

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

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

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

5. The Contractor will not obstruct or hinder the Executive Director or his deputies, staff and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

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

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

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

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 the City Auditor, is thereby incorporated into and made part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as 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 credit equal to one percent (1%) or \$20,000, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is an individual, corporation or business entity; (a) whose principal place of business is 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 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 the County of Franklin.

ORIGINAL PUBLISHING DATE: July 18, 2003

BID OPENING DATE – August 28, 2003 11:00 am

SA000489 - PENETRATION TEST/VULNERABILITY ASSESS.

1.1 Scope: It is the intent of the City of Columbus, Department of Technology to obtain formal bids to establish a contract for the purchase of consultant services to validate current Information Technology security activities and identify areas that require improvement remediation. All services are to be completed within 90 days of contract award.

1.2 Classification: The selected contractor will identify and investigate various network, host, policy, and process vulnerabilities that pose a risk to the City's information technology infrastructure and environment. The successful firm must have a local presence to provide office space and basic equipment resources required to conduct Penetration Testing and a Comprehensive Security Audit.

A PRE-BID CONFERENCE WILL BE HELD ON AUGUST 12, 2003 AT 2:00PM, LOCAL TIME. THE MEETING SITE WILL BE: CITY OF COLUMBUS, DEPARTMENT OF DEVELOPMENT - HEARING ROOM, 757 CAROLYN AVE., COLUMBUS, OH 43224

PLEASE LIMIT THE NUMBER OF COMPANY REPRESENTATIVES ATTENDEES TO TWO.

QUESTIONS CAN BE POSTED ON THE WEB SITE. ANSWERS TO THOSE QUESTIONS WILL OCCUR AT THE PRE-BID MEETING. ADDITIONAL QUESTIONS MAY BE ASKED AT THE CONFERENCE. ANSWERS TO ALL QUESTIONS WILL BE POSTED ON THE WEB SITE NO LATER THAN 48 HOURS AFTER THE PRE-BID CONFERENCE.

WEB SITE ADDRESS: <http://www.columbus.gov/pen-testing/index.htm>

THE RFP MAY BE DOWNLOADED FROM THE SAME SITE.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: July 23, 2003

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 – August 07, 2003 3:00 pm

BID FOR RESURFACING 2003 PROJECT 3 (OPWC)

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on August 7, 2003, for Resurfacing 2003 Project3 (OPWC), 1539 DR. A. The work for which proposals are invited consists of planning, asphalt overlay, concrete wheelchair ramps, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$30.00 per set. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Resurfacing 2003 Project 3 (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.

CONTRACT COMPLETION

The contract completion date is 270 calendar days from Notice to Proceed.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front St 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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.

(07/26/03; 08/02/03)

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

SNOW REMOVAL SERVICES

The City of Columbus Public Service Department Transportation Division is requesting proposals for snow removal services from citizens in and around Franklin County with snow and ice removal equipment. The Division is looking for vehicles with snowplows, large road graders, front-end loaders, and large farm equipment with snowplows. Applicant's services may be used during a declared snow emergency or when snow reaches a height that city crews may need assistance. Both businesses and individuals are encouraged to apply. A Certificate of Insurance in the amount of \$1,000,000 minimum is required for consideration. Application packets are available at the Division's Street Maintenance Section, 1881 E 25th Avenue or by contacting Tess Shirley by phone at 645-5493 before September 30, 2003. Pursuant to City of Columbus Code Section 3907.05, all contractors, including subcontractors, who are a party to a contract as defined in C.C. Section 3901.01, must hold a valid contract compliance certification number. For information regarding contract compliance, please contact the Equal Business Opportunity Commission Office at (614) 645-4764.
(08/02/03; 08/09/03)

PUBLIC NOTICES

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2003 are scheduled as follows:

Monday, February 3, 2003
Monday, May 12, 2003
Monday, September 29, 2003

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, Mayor's Conference Room. They will begin promptly at 10:00 am

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.
(10/2002; 10/2003)

**OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION
ANNOUNCEMENTS
APPLY DAILY MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:30 P.M.**

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Interested applicants should regularly check this location for examination announcements. Also, please visit our website at www.csc.columbus.gov.
(01/2003; 12/2003)

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

MEETING TIME: 1ST Tuesday of each month (except May & November) November through April 3:00 p.m. and May through October at 3:30, 757 Carolyn Avenue, Hearing Room E.

CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting

Questions: Dave Reiss: 645-7973

CUT-OFF DATES	MEETING DATES
January 28	February 4
February 25	March 4
March 25	April 1
May 6	May 13
May 27	June 3
June 24	July 1
July 29	August 5
August 26	September 2
September 24	October 7
November 4	November 11
November 26	December 2

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
WARM AIR & HYDRONICS CONTRACTORS
MEETING SCHEDULE
2003**

MEETING TIME: 2nd Tuesday of each month, 5:00 pm at 757 Carolyn Avenue, Hearing Room D.

CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting

Questions: Cheryl Roahrig: 645-3270

CUT-OFF DATES	MEETING DATES
February 6	February 11
March 4	March 11
April 1	April 8
May 6	May 13

June 3	June 10
July 1	July 8
August 5	August 12
September 2	September 9
October 7	October 14
November 4	November 11
December 2	December 9

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
ELECTRICAL CONTRACTORS
MEETING SCHEDULE
2003**

MEETING TIME: 2nd Wednesday of each month, 5:00 pm at 757 Carolyn Avenue, Hearing Room E.
CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting
Questions: Jerry Tudor: 645-6076

CUT-OFF DATES	MEETING DATES
February 7	February 12
March 5	March 12
April 2	April 9
May 7	May 14
June 4	June 11
July 2	July 9
August 6	August 13
September 3	September 10
October 1	October 8
November 5	November 12
December 3	December 10

(01/25/03; 12/27/03)

**BOARD OF REVIEW
OF REFRIGERATION CONTRACTORS
MEETING SCHEDULE**

MEETING TIME: 1ST Wednesday of each month at 5:00 pm at 757 Carolyn Avenue, Hearing Room H.
CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting
Questions: Cheryl Roahrig: 645-3270

CUT-OFF DATES	MEETING DATES
January 29	February 5
February 26	March 5
March 26	April 2
April 30	May 7
May 28	June 4
June 25	July 2
July 30	August 6
August 27	September 3
September 24	October 1
October 29	November 5
November 26	December 3

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
PLUMBING CONTRACTORS
2003 BOARD MEETING
SCHEDULE**

MEETING TIME: 3rd Wednesday of each month at 5:00 p.m.
CUT-OFF TIME FOR APPLICATIONS: 1 week prior to the meeting
QUESTIONS: Larry Caito: 645-6340

CUTOFF DATES	MEETING DATES
February 12	February 19
March 12	March 19
April 9	April 16
May 14	May 21

June 11	June 18
July 9	July 16
August 13	August 20
September 10	September 17
October 8	October 15
November 12	November 19
December 10	December 17

(01/25/03; 12/27/03)

**EXHIBIT A
NOTICE OF REGULAR MEETINGS
COLUMBUS RECREATION AND PARKS COMMISSION**

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations

(unless otherwise posted):

Wednesday, January 8, 2003- Operations Complex, 420 W Whittier Street
 Wednesday, February 12, 2003 – Operations Complex, 420 W Whittier Street
 Wednesday, March 12, 2003—Operations Complex, 420 W Whittier Street
 Wednesday, April 9, 2003—Operations Complex, 420 W Whittier Street
 Wednesday, May 14, 2003 – Walnut Hill Golf Course, 6001 E. Livingston Avenue
 Wednesday, June 11, 2003 – Goodale Shelterhouse, 120 W Goodale Boulevard
 Wednesday, July 9, 2003 – Gillie Recreation Center, 2100 Morse Road
 August Recess – No meeting
 Wednesday, September 10, 2003-Whetstone Park of Roses Shelterhouse, 4015 Olentangy Boulevard
 Wednesday, October 8, 2003- Davis Youth Complex (Franklin Park), 1755 E. Broad Street
 Wednesday, November 12, 2003 – Operations Complex, 420 W Whittier Street
 Wednesday, December 10, 2003 – Operations Complex, 420 W Whittier Street

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

(02/01/03 thru 12/13/03)

**MEETING NOTICE
BREWERY DISTRICT COMMISSION**

The regular meeting of the Brewery District Commission will be held on Thursday, August 7, 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.

(07/19/03; 07/26/03; 08/02/03)

**MEETING NOTICE
GERMAN VILLAGE COMMISSION**

The regular meeting of the German Village Commission will be held on Tuesday, August 5, 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.

(07/19/03; 07/26/03; 08/02/03)

**MEETING NOTICE
VICTORIAN VILLAGE COMMISSION**

The next meeting of the Victorian Village Commission will be held on Thursday, August 14, 2003, at 6:15 p.m. 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.

(07/26/03; 08/02/03; 08/09/03)

**MEETING NOTICE
ITALIAN VILLAGE COMMISSION**

The next meeting of the Italian Village Commission will be held on Tuesday, August 19, 2003, at 6:15 p.m. at 109 N. Front Street, in the first floor Training Center. 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 Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6802.

(08/02/03; 08/09/03; 08/16/03)

**MEETING NOTICE
HISTORIC RESOURCES COMMISSION**

The regular meeting of the Historic Resources Commission will be held on Thursday, August 21, 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.

(08/02/03; 08/09/03; 08/16/03)

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

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

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

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

LIV - MOOR DR NORTHBOUND shall stop for LIV - MOOR DR EAST/WEST

SECTION 2105.09 TURNS AT INTERSECTIONS

Mandatory turn lanes shall be established as follows:

MCGUFFEY RD at WEBER RD

The northbound traffic in the lane second from the East Curb curb shall turn left.

Restrictions applied: All Times - All Days

MCGUFFEY RD at WEBER RD

The southbound traffic in the lane second from the West Curb curb shall turn left.

Restrictions applied: All Times - All Days

Permissive turn lanes shall be removed as follows:

BROAD ST at LUCENT/EAST OF CHICAGO PIZZA

The westbound traffic in the lane second from the North Curb curb is no longer permitted to turn right.

BROAD ST at LUCENT/EAST OF CHICAGO PIZZA

The southbound traffic in the lane second from the West Curb curb is no longer permitted to turn right.

BROAD ST at LUCENT/EAST OF CHICAGO PIZZA

The southbound traffic in the lane second from the West Curb curb is no longer permitted to turn left.

SECTION 2105.095 TURNS AGAINST A RED SIGNAL

Prohibitions against turns on a red signal shall be removed as follows:

BROAD ST at LUCENT/EAST OF CHICAGO PIZZA

The westbound right turn on red shall no longer be prohibited.

BROAD ST at LUCENT/EAST OF CHICAGO PIZZA

The southbound right turn on red shall no longer be prohibited.

PARKING REGULATIONS

The parking regulations on the 214 foot long block face along the E side of LUDLOW ST from LUDLOW ST extending to CHERRY ST shall be

Range	Code	
in feet	Section	Regulation
0 - 214	2105.17	NO STOPPING ANYTIME

The parking regulations on the 214 foot long block face along the W side of LUDLOW ST from CHERRY ST extending to RICH ST shall be

Range	Code	
in feet	Section	Regulation
0 - 214	2105.17	NO STOPPING ANYTIME

The parking regulations on the 215 foot long block face along the E side of LUDLOW ST from MAIN ST extending to CHERRY ST shall be

Range	Code	
in feet	Section	Regulation
0 - 215	2105.17	NO STOPPING ANYTIME

The parking regulations on the 215 foot long block face along the W side of LUDLOW ST from MAIN ST extending to CHERRY ST shall be

Range	Code	
in feet	Section	Regulation
0 - 215	2105.17	NO PARKING ANYTIME

The parking regulations on the 336 foot long block face along the E side of MCGUFFEY RD from MANCHESTER AVE extending to WEBER RD shall be

Range in feet	Code Section	Regulation
0 - 23	2105.17	NO STOPPING ANYTIME
23 - 124	2105.17	NO STOPPING 4PM - 6PM WEEKDAYS
124 - 249	2105.17	NO STOPPING ANYTIME
249 - 314	2105.14	BUS STOP ONLY
314 - 336	2105.17	NO STOPPING ANYTIME

The parking regulations on the 555 foot long block face along the E side of MCGUFFEY RD from WEBER RD extending to ABNER AVE shall be

Range in feet	Code Section	Regulation
0 - 137	2105.17	NO STOPPING ANYTIME
137 - 153		(NAMELESS ALLEY)
153 - 202	2105.17	NO STOPPING ANYTIME
202 - 555		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 725 foot long block face along the W side of MCGUFFEY RD from ABERDEEN AVE extending to WEBER RD shall be

Range in feet	Code Section	Regulation
0 - 118	2105.14	BUS STOP ONLY
118 - 524		(STATUTORY RESTRICTIONS APPLY)
524 - 578	2105.17	NO STOPPING ANYTIME
578 - 592		(NAMELESS ALLEY)
592 - 725	2105.17	NO STOPPING ANYTIME

The parking regulations on the 730 foot long block face along the W side of MCGUFFEY RD from WEBER RD extending to COMO AVE shall be

Range in feet	Code Section	Regulation
0 - 93	2105.14	BUS STOP ONLY
93 - 137	2105.17	NO STOPPING ANYTIME
137 - 153		(NAMELESS ALLEY)
153 - 192	2105.17	NO STOPPING ANYTIME
192 - 730		(STATUTORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.
(08/02/03)

**CITY OF COLUMBUS
UNIVERSITY AREA COMMISSION
BY LAWS
AS ADOPTED ON JUNE 18, 2003**

PREAMBLE

WE, residents of the City of Columbus in the University Area, in order to: study problems and needs of the area, recommend solutions and bring these needs to the attention of proper government agencies; determine the need for, and recommend legislation affecting the area; provide communication within the area and between the area and city government; solicit cooperation of all segments of the community; afford additional voluntary citizen participation in decision-making in an advisory capacity to the city administration and city council; and, develop techniques for creating and promoting a community dialogue so that the different values and interests of residents can be articulated and understood; and, therefore, we do establish and ordain these By Laws.

Article I. GENERAL PROVISIONS

Section 1. The name of this organization shall be the University Area Commission, herein referred to as "Commission".

Section 2. The boundaries of the University Area shall be: starting at the Glen Echo Ravine and the Olentangy River, proceeding east along Glen Echo Ravine to the Penn Central Railroad, south on the Penn Central Railroad tracks to Fifth Avenue, west on Fifth Avenue to the Olentangy River, and north along Olentangy River to the Glen Echo ravine.

Section 3. These by-laws establish the procedure under which the University Area Commission shall execute those duties and functions set forth in and with authority granted under chapters 121, 3109, 3111 of the Columbus City Codes (herein abbreviated as C.C.) and the Columbus City Charter sections 60 and 61.

Section 4. The Commission, and all its bodies thereof, shall be governed by Robert's Rules of Order Newly Revised, except as inconsistent with these By Laws and except that:

- a. The motion "to reconsider and enter on the minutes" shall never be in order;
- b. The President may vote on a motion as any other member;
- c. A roll-Call vote on a motion may be ordered by one-fourth of the Commissioners present
- d. The division of a motion may be ordered by any one Commissioner;

e. A motion to reconsider may be made by any Commissioner;

f. A quorum shall be eleven commissioners. Once a quorum is established, business can be conducted unless the number of commissioners present drops below nine, at which time the meeting is declared adjourned.

Section 5. No Commission member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized by the Commission. This shall not be construed as a restriction upon the right of the individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the Commission, provided they do not represent themselves as speaking for the Commission.

Section 6. No monies shall be expended or encumbered save pursuant to the Annual Budget.

a. Within fifteen (15) days of receipt of the draft annual agreement with the City of Columbus, the Treasurer shall propose the annual budget to the executive committee. At the next regular meeting, the executive committee shall recommend to the Commission approval of the proposed annual budget. The annual budget shall be adopted when approved by a majority of the Commission.

b. Any monies received shall be deposited immediately by the Treasurer.

c. All purchases must follow the guidelines allowed in current Columbus City Code for commissioners.

d. For purchases for Commission activities that are not itemized in the approved annual budget that are twenty-five dollars (\$25) or less, any commissioner may request reimbursement by providing the Treasurer with a written, dated request which explains the purchase and also provide a paper copy of the receipt. Permission to grant reimbursement may be given by the Treasurer.

e. For purchases for Commission activities that are not itemized in the approved annual budget that are more than twenty-five dollars (\$25), any Commission member may request reimbursement from the President and the Treasurer by providing the Treasurer a written, dated request which explains the purchase and also provide a paper copy of the receipt. Permission to grant reimbursement may be given by agreement of the President and the Treasurer which then shall report the expenditure at the next regular meeting.

f. Any commissioner may request a full Commission vote on any expense reimbursement not itemized in the approved annual budget.

Section 7. Any election required in these By Laws shall be conducted by written ballot, which shall be tallied immediately by the Recording Secretary who will announce the results to the Commission. A voice vote may be held if an election is uncontested.

Section 8. The Commission shall also facilitate communication, understanding and cooperation among citizens, neighborhood groups, city officials and staff, and other stakeholders by performing those functions and duties set out in C.C. 3109.13.

Article II. MEMBERS

Section 1. There shall be twenty (20) members of the Commission.

a. Three members to be known as "District Commissioners" shall be elected from each of four districts.

b. One member to be known as "Organization Commissioner" shall be appointed by each of the following Organizations:

1. The Ohio State University;
2. The Undergraduate Student Government of the Ohio State University;
3. The Council of Graduate Students of the Ohio State University.
4. The University Community Association;
5. The University District Organization Inc; and

c. One member, to be known as a "Group Commissioner, shall be appointed by the Commission upon nomination by each of the following area groups:

1. Social, religious and charitable groups;
2. Business groups; and
3. Residential rental property owner groups.

Section 2. Members shall serve the following terms of office:

a. A term of office for a district commissioner shall be three years, with the positions in each district rotating, so that each year, a seat in each district shall be open for election. The three year terms are to expire as provided in these by-laws.

b. A term of office for an organization commissioner shall be one year.

c. A term of office for a group commissioner shall be one year.

Section 3. Members shall take office at the beginning of the Annual Meeting following the Board of Elections official report as set forth in Article IV, Section 2.

a. By April 1 of each year, the Corresponding Secretary shall notify in writing all represented organizations that the term of their member shall end at the start of the annual meeting; and that it should submit in writing a representative to the Commission for the new term as set forth in Article II, Sections 1(b) and 1(c). This must be done by May 1 so that the Commission may certify the new members before the next annual meeting.

1. Organizations in 1(b) shall be notified to appoint a commissioner.

2. Organizations in 1(c) shall be notified to nominate a commissioner.

Section 4. Vacancies shall be filled as follows:

a. If a vacancy occurs in a district seat on the Commission because of resignation, death, disqualification, or other means, the Corresponding Secretary shall give public notice of the vacancy at least thirty (30) days before the date on which the Commission will vote to recommend a candidate to fill the vacancy. After providing an opportunity for persons interested in filling the vacancy to indicate their interest to the Commission, the Commission shall vote by individual, private ballots to select a candidate to fill the vacancy until the next Annual Meeting.

1. Notice of a vacancy shall be given in the agenda, given to each unsuccessful candidate, including write-in candidates, from that district in the last election and shall be made to the public.

2. At the next Annual Election, a member shall also be elected to complete the unexpired term in accord with Article VI of these By Laws.

b. If a vacancy occurs in an organization or group seat on the Commission because of resignation, death, disqualification, or other means, the Corresponding Secretary shall give notice to the organization or group to fill the vacancy in the same manner as set forth in Article II, Section 1(1.) and 1(c), to serve until the next Annual Meeting.

c. The Corresponding Secretary shall send written notice of the candidate endorsed by the Commission to the Office of the Mayor and the Department of Development, pursuant to C.C. 3109.08.

Section 5. District commissioners shall retain their residence within the district from which they were elected. Failure to maintain their residence shall constitute resignation from the Commission. Upon petition by that Commissioner, the Commission may grant waiver to this By Law by a two-thirds vote. Notice of this waiver must be given in the meeting. If a waiver is granted, the commissioner shall retain that seat only until the next Commission election.

Section 6. Three unapproved absences from regular Commission meetings between annual meetings shall constitute resignation from the

Commission. In addition to regular monthly meetings, Commissioners may not have more than three unapproved absences from each committee on which each commissioner serves between annual meetings. The Recording Secretary shall notify in writing or electronic correspondence a commissioner who has been absent from two such meetings within fifteen days of the second absence. Absent commissioners may petition the President for approval of an absence from Commission and may petition the appropriate committee chair for approval of an absence from an assigned committee meeting. This petition for approval of an absence as excusable shall be in writing or electronic form and submitted to the President thirty (30) calendar days prior to the absence or within thirty (30) calendar days after the absence.

Section 7. The members of the Commission shall be approved and appointed by the Mayor of Columbus in accordance with Chapter 3313 of the City Code. The Corresponding Secretary shall notify the Mayor and the Department of Development of all appointments, elections, and vacancies within thirty (30) days of such action.

- a. Should the Mayor neither approve nor disapprove within thirty days (30) of notification then the action shall be deemed approved.
- b. A copy of each such notice shall be sent to the City Council (care of the City Clerk) and to the proper official of the Department of Development.
- c. New members of the Commission will attend a four (4) hour orientation training as provided by the City of Columbus or by the Commission. Failure of new members of the Commission to meet this requirement six (6) months from their date of appointment shall constitute resignation from the Commission.

Article III. OFFICERS

Section 1. The officers of the Commission shall be a President, a First and a Second Vice President, a Treasurer, and a Recording and a Corresponding Secretary.

- a. The officers shall be elected by the Commission at the meeting following the annual meeting and shall take office upon election.
- b. All officers shall serve a term of one year, or until their successors are elected and qualified.

Section 2. The President shall:

- a. Chair all meetings of the Commission;
- b. Coordinate the actions of all officers and representatives of the Commission;
- c. Chair all public hearings called by the Commission;
- d. Select, supervise, direct or delegate any volunteers or staff hired by or assigned to the Commission; and represent or appoint a Commissioner to represent the University Area Commission at City Council meetings and other meetings affecting the University Area.

Section 3. The Two Vice Presidents:

- a. The First Vice President shall:
 1. Assist the President;
 2. Preside at meetings in the absence of the President.
 3. Have responsibility for managing all committees, the First Vice President shall be a member of each committee but shall not serve as the chair; and
 4. Assist the President in establishing and distributing the monthly agenda.
- b. The Second Vice President shall:
 1. Assist the President and the First Vice President, as requested and assigned;
 2. Support and direct use of the UAC computer; and
 3. Manage and direct digital and physical storage of Commission records.

Section 4. The Two Secretaries:

- a. The Recording Secretary shall:
 1. Keep and permanently file all resolutions considered by the Commission, as well as a record of all actions taken; and
 2. Call the roll at each meeting of the Commission and record times of arrival and departure of commissioners after roll has been taken or before the adjournment of the meeting.
- b. The Corresponding Secretary shall:
 1. Shall correspond at the direction of the Commission.
 2. Keep on file all correspondences of the Commission;
 3. Provide copies of any Commission documents at a reasonable charge to any person requesting them;
 4. Forward weekly meeting schedules to OSU facilities for HVAC consideration.
 5. Notify the Mayor and the Department of Development of all appointments, elections, and vacancies within thirty (30) days of such action.

Section 5. The Treasurer shall:

- a. Receive all monies and approve all payments for the Commission in accordance with Article I, Section 6;
- b. Prepare and present an Annual Budget for the Commission in accordance with Article I, Section 6;
- c. Report on the financial condition of the Commission at each regular meeting;
- d. Submit a written report of the finances of the Commission at the Annual Meeting;
- e. Participate in the preparation of budget of expenditure of any grant moneys; and
- f. Manage the distribution and administration of grant moneys.
- g. And shall exercise all duties incident to the office of Treasurer, including compliance with all fiscal requirements within the memorandum of agreement with the city.

Section 6. A vacancy in the office of President shall be filled by the First Vice President. A vacancy in any other position shall be filled in the same manner as the original selection as set forth in Article III, Section 1.

Section 7. Additional officers or representatives may be created by the Commission. Representatives shall be elected by the Commission.

Article IV. MEETINGS

Section 1. The Commission shall hold a regular monthly meeting on the third Wednesday of each month.

- a. A regular meeting may be cancelled or rescheduled by two-thirds vote of the Commission at the regularly scheduled prior meeting of the Commission.

Section 2. The regular meeting in June shall be the Annual Meeting at which new Commissioners take office, and annual reports from the committees are received.

- a. An officer nomination committee shall be appointed by the President, representing a cross section of the Commission, to develop and gather a slate of officers for the coming year.
- b. Any current commissioner may be a voting member of the officer nomination committee. Membership on this committee shall not exclude a commissioner from consideration for an office.

c. The proposed slate of officers must be included with the meeting following the annual meeting notice.
 d. First item of business for the meeting following the annual meeting will be election of Commission Officers with additional or write-in nominations accepted from any member of the Commission.
 e. The election of officers shall be conducted by written ballot, which shall be tallied immediately by the Recording Secretary who will announce the results to the Commission. A voice vote may be held if there are no contested offices.
 Section 3. At least a five-day notice of all meetings shall be given, such notice to include the agenda. All meetings of the Commission shall be open to the public. All Commission meetings shall comply with the Ohio open meeting law and the open meeting requirements pursuant to C.C. 121.01.

Section 4. The Commission shall consider no business unless introduced by a commissioner or a committee of the Commission. No person shall speak during a Commission meeting except when recognized by the presiding officer. This can be subject to approval of the Commission by a majority vote.

a. Allowance shall be made for public comment on any issue to be voted on by the Commission or a committee of the Commission. Each speaker shall be limited to three (3) minutes. This limit may be extended by vote of the members present upon a motion of any commissioner to do so. Time shall be allowed following each presentation for commissioners to discuss and ask questions of the speaker. At their discretion, the presiding officer may limit the number of speakers to three (3) on each side of an issue. Such limitation shall be announced at the beginning of public comments on that issue.

Section 5. Special meetings may be called by the President; or the President upon receiving a petition signed by one-third of the Commissioners in office.

a. Any such petition shall specify the date, time and place of the special meeting and shall include all business to be conducted at the meeting.

b. No business shall be conducted at a special meeting, unless explicitly included in the notice of such meeting.

Section 6. A Public Hearing may be directed to be held by either: a majority vote of the Commission, or a committee (with the approval of the President).

a. With the permission of a majority vote of the Commission, a public hearing may be held in conjunction with a Commission meeting.

b. A record shall be made of each public hearing by the Recording Secretary or other provided recording officer from the directing committee.

c. If a committee has called a public hearing, it shall provide the presiding and recording officer.

d. At least a fifteen (15) day public notice shall be given for all public hearings.

Article IV. COMMITTEES

Section 1. The President shall appoint Commissioners to the standing committees subject to approval by the Commission. The President shall consider requests for assignments from all commissioners but is not bound by those requests. The standing committees are as follows: Community Relations; Zoning; Environment & Code Enforcement; Governance; Planning & Development; and Executive.

a. The initial appointments shall be made at the meeting following the annual meeting.

b. The President shall be ex officio a member of all committees and may elect to be a voting member of any committee at the meeting following the annual meeting.

c. The President shall designate a member of each Committee to convene each Committee.

d. Each committee shall select a chair, and may select other officers and adopt internal rules.

e. All Committees shall meet on a monthly basis and report at each Commission meeting with a written report.

f. All Committees are required to establish an agenda for yearly activities by the September meeting as well as write a summary of completed activities for the next Annual Meeting.

g. The terms of office of all members of all committees shall end the beginning of the annual meeting.

h. A vacancy in a committee shall be filled in the manner of the original selection.

i. Each commissioner must serve on at least two (2) but no more than three (3) committees.

Section 2. The Executive Committee shall meet quarterly and:

a. Consist of the President, both Vice Presidents, both Secretaries, immediate past President (if still a commissioner), and the Treasurer;

b. Develop the annual budget; and,

c. Evaluate and plan the direction and scope of Commission activities.

Section 3. The Planning & Development Committee shall:

a. Conduct research, analysis, and make proposal recommendations on planning and development issues and any city plans that affect the area;

b. Encourage, support, conduct research, and make recommendations on historic preservation issues within the area;

c. Research, monitor, and make recommendations on any federal, state, or local funds and grant moneys that are available to implement plans in the area; and,

d. Conduct research, analysis, and make proposal recommendations on utilities, streets, parks, and other public or private infrastructure within the area.

Section 4. The Community Relations Committee shall:

a. Promote the activities and existence of the Commission to the community and other groups throughout the city;

b. Assist the board of elections with promotion of elections upon request;

c. Distribute a monthly Commission activity fact sheet on Commission activity;

d. Oversee maintenance and development of the Commission website; and,

e. Respond to the general electronic communication with the Commission.

Section 5. The Zoning Committee shall:

a. Regularly receive, review with each applicant, and make recommendations to the Commission on all applications for rezoning, variances, graphics and other zoning adjustment appeals, and special permits located wholly or partially in the area; and,

b. Shall review, monitor, and approve all requests for demolitions. The decision of this committee on all such requests is not final until and must be reported to the Commission at the next regularly scheduled meeting. Upon a motion by any commissioner, requests may be reconsidered by the entire Commission and approved by majority vote;

Section 6. The Environment & Code Enforcement Committee shall:

a. Address, research, and make recommendations on crime, health, sanitation, safety, building code, and traffic issues in the area;

b. Make recommendations to change city codes applicable to crime, health, sanitation, safety, building code, and traffic issues;

- c. Devise procedures to address issues with existing building code; and,
- d. Develop a list of contact persons to report and track code enforcement related issues.

Section 7. The Governance Committee shall:

- a. Implement these by laws and elections rules as required;
- b. Research the effectiveness and applicability of these by laws and make recommendations to the Commission for amendments to the by laws;
- c. Conduct the orientation of new commissioners;
- d. Coordinate the internal activities of the Commission.

Section 8. An ad hoc committee may be established or dissolved by a majority vote of the Commission. Its size, powers and duties shall be specified by the creating resolution. Unless otherwise specified, the term of a special committee shall be one year.

Section 9. All reports to the Commission shall be delivered by the person chairing the committee (unless the committee directs otherwise). If a minority of a committee wishes to make a report, it may do so after the committee reports and as an addition to the report.

Section 10. Any commissioner may attend any meeting of any committee as an ex officio member.

Section 11. In the event a matter overlaps the area of two or more committees, the President of the Commission shall have the authority to assign such issues to a specific standing committee, or charge two or more of the committees to work as a special combined committee for the issue.

Article V. ELECTIONS

Section 1. Elections shall be held on the first Saturday of June of each year. All elections shall be secret ballot. Elections shall be determined by plurality vote.

Section 2. Any person eighteen years of age or older and is a resident in the University Area, shall be an elector. Electors need not be registered with the Franklin County Board of Elections.

Section 3. All nominations shall be by petition as provided in the Election Rules. All candidates must be qualified to vote for themselves, and be a resident of the district as set forth in the Election Rules.

Section 4. All candidates and electors must provide identification and proof of residence in their district in which they intend to run or vote. Such identification may include, but is not limited to a valid driver's license, state-issued id, or a university id. Other identification may be accepted at the discretion of the majority vote of the Board of Elections, whose determination shall be final. Affidavits and other sworn statements, by themselves, shall never be sufficient.

A statement of the identification provided by electors in instances in which the sufficiency is uncertain shall be written by the poll worker on the envelope in which the ballot is placed. The Board shall determine the sufficiency of each identification before the envelope is opened. If it is the decision of the Board that the identification is not sufficient, the envelope shall be retained unopened.

Electors shall provide identification before they are permitted to vote. Successful candidates shall provide identification at the meeting of the Commission in which the election results are reported and approved. Should it be determined by vote of the Commission that the candidate has not established verification of residency, the candidate receiving the next highest number of votes in that district shall be declared the winner.

At any time prior to the day of the election, any commissioner may dispute the residency of any candidate by so informing the board of elections. In such case, the Board shall contact the candidate to verify residency.

Section 5. There shall be a Board of Elections, consisting of five persons appointed by the President with the approval of the Commission, none of whom shall be connected in any way with a candidate for the Commission. The Board shall perform all duties set forth in the Election Rules.

Section 6. The Board of Elections shall adopt Election Rules for governing the elections.

- a. Such rules shall be adopted by a majority vote of the Board.
- b. Such rules shall be in conformity with these By Laws.
- c. Such rules shall not be changed within the thirty (30) days after an election or within forty-five (45) days before an election.
- d. Any adoption or amendment of the Election Rules shall be presented to the Commission at the beginning of a regularly scheduled meeting. Should the Commission not disapprove of them by the end of that meeting, they shall take effect.
- e. The Commission may amend the Election Rules without action by the Board of Elections in the same manner as set forth in Article VI.

Article VI. AMENDMENT

Section 1. As permitted per C.C. 3109.13, these by-laws may be amended in part or in whole at any regularly scheduled meeting of the Commission by an affirmative vote of a two-thirds (2/3) majority of all Commission members provided that the amendments were submitted in writing at the previous regularly scheduled meeting. The Corresponding Secretary shall file any approved amendments immediately after its adoption with the city clerk for publication in the City Bulletin. Such amendments shall take effect ten (10) days after such publication per C.C. 121.05.

(08/02/03)

CHANGES IN YOUR 1959 COLUMBUS CITY CODE**ORD NO. 1691-2003**

To amend Chapters 4105 and 4111 of the Columbus City Codes, 1959, by modifying Sections 4105.02 and 4111.99 by adding text that requires strict liability to be the standard used for enforcement of violations of the Columbus Building Code (Title 41).

WHEREAS, strict liability is the level of culpability intended to be used in the enforcement of the Columbus Building Code; and

WHEREAS, case law arising from a court case decided in 1993 clearly established that strict liability was indeed the level of culpability intended to be used when enforcing provisions of the Columbus Building Code (Title 41) in order to protect the public health, safety and welfare; and

WHEREAS, this code change clarifies that strict liability is in fact the level of culpability intended when enforcing provisions of the Columbus Building Code (Title 41) as has been established and followed by case law since 1993 by adding the needed language directly into code; and

WHEREAS, the Columbus Building Commission, at a public meeting held on June 14, 2003, voted to approve this code change and recommend its adoption by City Council; now, therefore,

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

Section 1. That the existing section 4105.02 of the Columbus Codes, 1959, is hereby amended to read as follows:

4105.02 Enforcement

(A) The director, or his or her designee, shall have the power to enforce all provisions of this Building Code and may institute any appropriate action or judicial proceeding to prevent the unlawful construction or alternation of any building or structure or the unlawful establishment, change to modification of any use; to restrain, correct or abate such violations; or to prevent occupancy of the unlawful building or structure For the purposes of enforcement of the provisions of the Ohio Building Code, the director's designee shall be the building official or his or her designee

(B) Strict liability is intended to be imposed for a violation of the Columbus Building Code

Section 2. That the existing section 4111.99 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4111.99 Building Code penalty.

(A) Whoever violates or fails to comply with any provision of this Building Code or valid order issued pursuant thereto is guilty of a misdemeanor of the third degree and shall be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than sixty (60) days or both. Each day that such violation or noncompliance continues shall constitute a separate and complete offense.

(B) Whoever violates or fails to comply with any rule or regulation adopted by the building official pursuant to authority granted by this Building Code is guilty of a misdemeanor of the third degree and shall be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than sixty (60) days or both. Each day that such violation or noncompliance continues shall constitute a separate and complete offense.

(C) Regardless of the penalty otherwise provided in this section, an organization convicted of a violation of or noncompliance with the Columbus Building Code or any rule or regulation adopted by the building official pursuant to authority granted by this Building Code shall be guilty of a misdemeanor of the third degree, and shall be fined not more than three thousand dollars (\$3,000.00).

(D) Strict liability is intended to be imposed for a violation of the Columbus Building Code

Section 3. That this ordinance shall take effect and be in force from and after the earliest period provided by law Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1869-2003

To modify Sections 3116.012, 3116.05 and 3116.23 in Title 31, "Planning and Platting", of the Columbus City Codes, 1959, in order to allow staff of the Historic Preservation Office to grant certificates of appropriateness for otherwise minor work that is limited in scope and regulated by the respective historic architectural review commission.

WHEREAS, Historic Architectural Review Commissions, including the Historic Resources Commission, were established by city council to create a design review process for designated historic areas and sites; and

WHEREAS, this process is hindered when the commissions are required to dedicate time to hear requests for certificates of appropriateness for items the commission could deem automatically approvable; and

WHEREAS, the establishment of staff approval, and subsequent issuance of a certificate of appropriateness

would permit an effective and efficient use of commission resources without denying any applicant the ability to obtain zoning approvals, building permits, and certificates of appropriateness to perform work in the district while not jeopardizing the integrity of the review process; and

WHEREAS, the approval process for a certificate of appropriateness would be significantly quicker, allowing work to begin on structures where the work involves a condition that may damage the structure while waiting to be heard by the commission; and

WHEREAS, the staff approval, and subsequent issuance of a certificate of appropriateness is limited and regulated by the commission and by code to only permit approval for specific items and work annually deemed and published by each commission as pre-approved; and

WHEREAS, where any concern related to the issuance of a certificate of appropriateness exists, the applicant or staff shall be granted a request the application be heard by the commission at the next available opportunity; now, therefore,

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

Section 1. That the existing Section 3116.012 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.012 Letters B and C.

"Board" when used without clarification means the board of commission appeals

"Building inspector" means the officer charged with administration and enforcement of the Building Code, or his regularly authorized deputy.

"Case file" means the file created and maintained by the historic preservation officer for each property within a commission's jurisdiction that is the subject of an application containing said application; exhibits such as, but not necessarily limited to, affidavits, photographs, drawings, plans, material samples and cost estimates filed by applicant; audio tapes and/or summary minutes of pertinent commission meetings; official transcripts provided by applicant; the mediation record pursuant to C.C. 3116.10; and a chronological listing of action taken.

"Certificate of appropriateness" or "certificate" means a certificate issued by the commission to an applicant stating that the proposed construction, alteration or demolition of a structure, architectural feature or listed property pursuant to the application filed therefor is appropriate under the terms of the chapter pertinent thereto and consistent with the architectural characteristics, guidelines and standards affecting same or due to unusual and compelling circumstances or substantial economic hardship does not require such consistency; and that, therefore, a permit can be issued therefor

"Characteristics" means unique attributes or qualities of a property specifically pertaining to such property as set out in the City Codes.

"Clearance" means determination by the City Historic Preservation Office that proposed work to be done on a property does not affect any architectural feature and therefore does not require a Certificate of Appropriateness.

"Columbus Register of Historic Properties" or "Columbus Register" means the city's record of listed properties:

"Commission" when used without clarification means the historic resources commission created by Chapter 3117, C.C., or the architectural review commission created by one of the chapters included within Chapters 3119 to 3331, C.C., inclusive, as the case may be, having jurisdiction over the application

"Concept review" means an evaluation of a preliminary design or general plans for an alternation, new construction, demolition or site improvement

"Construction" means the process of building, erecting or placing a structure, appurtenance or object within a listed property or district.

"Contributing property" (see C.C. 3116.017).

Section 2. That the existing Section 3116.014 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.014 Letters G, H and I.

"Group" means two (2) or more structures, objects and/or sites each of which satisfies C.C. 3117.05 requirements and all of which are located in geographical proximity and are united by aesthetics, past events, plan or physical development.

"Guidelines" means the document adopted by a commission that sets forth the architectural characteristics of a listed property or an architectural review commission area, or a specific property therein and provides design guidance for appropriate construction or alteration therein pursuant to the provisions of the pertinent chapter Guidelines and standards are intended to be consistent with each other.

"Historic preservation officer" means the person in the department who is assigned the duties and responsibilities of historic preservation, or his or her designee.

"Intrusion" means an object, site or structure which detracts from a listed property's or district's significance because of its incompatibility with the sense of time and place and historical development; or its incompatibility of scale, materials, texture or color; or whose integrity has been irretrievably lost; or whose physical deterioration or damage makes rehabilitation infeasible.

"Inventory" means a systematic identification of properties having cultural, historical, architectural or

archaeological significance compiled according to standards adopted by council for evaluating property to be considered for designation as a listed property in the Columbus Register of Historic Properties or on the National Register of Historic Places.

Section 3. That the existing Section 3116.016 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.016 Letters M, N and O.

"Normal maintenance or repair" means any maintenance or repair limited to correcting decay deterioration or damage to an architectural feature, and which that does not require a building permit and that has received a certificate of appropriate or clearance from the historic preservation staff. ~~does not constitute alteration as defined hereinabove and whose purpose is to correct any decay, deterioration or damage to an architectural feature and restore same to its condition prior to such deterioration, decay, or damage.~~

"Noncontributing property" (see C.C. 3116.017.)

"Owner" means the owner of record as shown on the current tax list of the county auditor; the mortgage holder of record, if any, as shown in the mortgage records of the county recorder; and any purchaser under a land contract "Owner" also means any person who has a freehold or lesser estate in the premises; a mortgagee or vendee in possession; or any person who has charge, care or control of the premises as agent, executor, administrator, assignee, receiver, trustee, guardian or lessee.

Section 4. That the existing Section 3116.23 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.23 Exclusions.

~~Nothing in this chapter shall be construed to prevent any normal maintenance or repair of a structure or architectural feature now or hereafter in a listed property or district which involves no change in material, design, arrangement, texture, or color.~~

~~Nor shall this chapter be construed to prevent~~ the construction, reconstruction, alteration or demolition of any structure or architectural feature in an historic district which the building inspector or housing inspector has designated as being in an unsafe or dangerous condition and required for the public safety pursuant to Chapter 4109 or 4515, C.C., respectively. (Ord. 1515-89.)

Section 5. That the existing Section 3116.018 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.018 Letters S, T, U and V.

"Site" means any significant historical, archaeological, or architectural property without a principal structure such as the location of a prehistoric or historic activity, or a significant event A site may also include a property of significant landscape design. This definition of "site" shall not be construed to limit the term "site plan" or "site improvement"

"Site improvement" means a significant exterior improvement other than a building or structure including but not limited to, landscaping; parking, utility or service area; walkway; fence; mound; wall; sign; mechanical system or similar improvement

"Stabilization" means the act or process of applying measures designed to reestablish a weather-resistant enclosure and structural stability to an unsafe or deteriorated building, structure, site or object while maintaining its existing essential form.

"Staff" means personnel with qualifications defined by the historic preservation officer assigned to the commission having jurisdiction over the application.

"Staff Approval" means the act or process of the issuance of a certificate of appropriateness by the historic preservation office staff under the authority of the pertinent architectural review commission.

"Standard" means a regulation set out in C.C. 3116.11 to 3116.14, inclusive, and generally defining what constitutes an appropriate alteration, construction, site improvement, or demolition

"Structure" means a building, object, monument, work of art, or work of engineering permanently affixed to the land or any combination or any material thing of functional, aesthetic, cultural, historical or scientific value that may be by nature or design, movable yet related to a specific setting or environment; or any combination of materials to form a construction that is safe and stable including, but not limited to, stadia, tents, reviewing stands, platforms, stagings, observation towers, radio towers and graphics The term "structure" shall be construed as if followed by the words "or part thereof." The distinction between "structure" and "building" should be noted. "Structure" is the broader term; "building" is a restricted form of "structure."

For abatement of a nuisance, in addition to the above, "structure" shall include appurtenance, scaffold, ash pit, wagon, auto trailer, junk, rubbish, excavation, wall or any object or thing used or maintained above or below the ground, or any part thereof

"Substantial economic hardship" means a financial burden imposed upon an owner which when factually detailed and measured by standards and criteria of this chapter is unduly excessive preventing a realization of an economic return upon the value of his property.

"Unusual and compelling circumstances" means those uncommon and extremely rare instances, factually detailed and conforming to the standards and criteria therefore contained in this chapter, warranting a commission's decision contrary to its architectural characteristics, guidelines or standards or the board's decision on appeal contrary to that of the commission due to the evidence presented

Section 6. That the existing Sections 3116.05 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.05 Clearance

If the ~~commission~~ historic preservation officer determines that no architectural feature is involved, ~~it~~ he or she shall cause staff to endorse on the application or to issue a clearance. ~~Certifying such determination and return the application, plans, specifications and certificate, if any, to the applicant~~

~~The Commission may provide in its Guidelines, or by amendment thereof, that specific actions for which it has provided sufficient standards in its Guidelines shall not require its review, but rather shall administratively approve or deny clearance for such application without the need to exercise any discretion. Staff shall report all such clearances to the Commission monthly, or more often, if the Commission so requires.~~

Section 7. That the Columbus city Codes, 1959, is hereby supplemented by the enactment of new section 3116.055, which reads as follows:

3116.055 Staff Approvals

Each commission shall provide in its guidelines or by resolution that the historic preservation officer may administratively approve certain actions as defined by the commission A certificate of appropriateness shall be issued to the applicant upon such an administrative approval The commission shall identify and approve the construction reconstruction alteration demolition or site improvement which the historic preservation office staff may administratively approve and shall publish the list of staff approvable work items annually The Historic Preservation Officer or the applicant shall have the option of referring any application to the appropriate architectural review commission Staff shall report all staff approvals to the commission at its regularly scheduled meetings

Section 8. That the existing Sections 3116.17 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.17 Issuance of permit Certificate of Appropriateness.

(A) ~~The department shall issue no permit for construction, alteration or demolition of a structure or architectural feature thereof within a district or listed property unless:~~

- ~~(1) The commission shall have issued certificate of appropriateness; or~~
- ~~(2) The commission shall have issued certificate that no architectural feature is involved; or~~
- ~~(3) On appeal the board of commission appeals has overturned the commission's denial of a certificate of appropriateness~~

~~(B) During the pendency of the application, the department and other pertinent city agencies shall may continue to process such application but not issue the same a permit. After a certificate of appropriateness has been issued by the commission, the department shall may issue the requested permit provided all other provisions of the code have been met (Ord. 1045-98 § 7; Ord. 1272 § 1 (part).)~~

The certificate of appropriateness delineates the construction. reconstruction. alteration. demolition or site improvement approved. The certificate of appropriateness may contain text explaining. limiting. or establishing conditions for the approved construction. reconstruction. alteration. demolition or site improvement and any such text shall be considered part of the certificate of appropriateness.

Section 9. That the existing Sections 3116.18 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3116.18 ~~Limitations on issuance of building permit.~~ Approvals Required

The building inspector shall issue no permit for the construction, reconstruction, alteration or demolition of any structure or architectural feature now or hereafter in a listed property or district except in cases excluded by CC. 3116.23, unless the application therefore shall be certified under C.C. 3116.05 as involving no architectural feature or shall be accompanied by a certificate of appropriateness issued under CC. 3116.09. (Ord. 1515-89.)

(A) Except in cases excluded by C.C. section 3116.23. the applicant may initiate the construction. reconstruction. alteration. demolition or site improvement only upon receipt of the certificate of appropriateness or clearance. and upon subsequently obtaining any or all building permits. registrations. zoning clearances. and other approvals required by Columbus City Codes:

(B) No building permit. registration. zoning clearance. or other required approvals shall be obtained unless and until the issuance of the required certificate of appropriateness or clearance The Building Inspector and/or Director shall void any permit or approval issued prior to a required certificate of appropriateness;

(C) Any construction. alteration. work. action. or site improvement not in compliance with. or contrary to that specifically approved in the certificate of appropriateness or clearance shall be a violation of this Planning and Platting Code

Section 10. That this ordinance shall take effect and be in force from and after the earliest period provided by

law.

Passed July 28, 2003, Matthew D. Habash, President of Council / Approved July 29, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

**TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE**

Code	Ordinance	2002	Page	Subject
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.
To create a Chapter 135, "Board of Health and the Health Commissioner"	1058-2003	24	3759	To create a Chapter 135, "Board of Health and the Health Commissioner" consisting of six (6) sections oddly numbered 135.01 through 135.99 of the Columbus City Codes, 1959, in order to maintain the authority of the Board of Health and the Health Commissioner to promulgate rules and regulations needed to ensure the public health, safety, and welfare.
To amend Chapter 1105 of the Columbus City Codes	1033-2003	25	3800	To amend Chapter 1105 of the Columbus City Codes, 1959, regarding terminology located within the Yard Restoration portion of the Code.
To amend Section 2903.01 of the Columbus City Code	0810-2003	26	3838	To amend Section 2903.01 of the Columbus City Code to provide for the necessary modification of inspection fees for weighing and measuring devices used commercially in the City of Columbus and to declare an emergency.
To amend sections, and to repeal sections of the Columbus City Codes	0868-2003	26	3839	To amend sections 501.09, 501.10, 501.14, 501.16, 505.06, 515.02, 517.04, 517.05, 523.06, 525.07, 525.21, 535.06, 540.04, 540.07, 545.03, 545.07, 549.03, 551.03, 551.10, 555.05, 559.12, 563.01, 573.06, 587.05, 587.08, 587.09, 587.13, 589.01, 589.10, 593.03, 593.06, 593.07, 593.21, 594.05, 594.22, 597.97, 2111.03, 2534.03 and to repeal sections 511.03, 519.04, 525.23, 537.07, 549.035, 557.01, 559.10, 563.03, 571.03, 587.04, 589.12, 594.16 of the Columbus City Codes, 1959, to increase various licensing fees.
To establish new Chapter 336 of the Columbus City Codes	1591-2003	27	3897	To establish new Chapter 336 of the Columbus City Codes, 1959, to be titled Disposition of Unclaimed Funds.
To enact new Sections 2133.01 and 2133.99 of the Columbus City Codes	1675-2003	27	3897	To enact new Sections 2133.01 and 2133.99 of the Columbus City Codes, 1959, to reflect recent changes in the Ohio Revised Code with respect to prohibited blood alcohol concentration levels while operating a motor vehicle, minimum penalties associated with such blood alcohol concentration levels as well as other traffic moving violation penalties; to repeal existing Sections 2133.01 and 2133.99; and to declare an emergency.
To enact Section 3101.11	1741-2003	30	4099	To enact Section 3101.11 in Title 31, Planning and Platting, and Section 3303.055 in Title 33, Zoning, in order to provide for the expiration of applications for variances, rezonings or other administrative relief that have been held without action for an extended period of time.
To amend Chapters 4105 and 4111 of the Columbus City Codes	1691-2003	31	4201	To amend Chapters 4105 and 4111 of the Columbus City Codes, 1959, by modifying Sections 4105.02 and 4111.99 by adding text that requires strict liability to be the standard used for enforcement of violations of the Columbus Building Code (Title 41).
To modify Sections 3116.012, 3116.05 and 3116.23 in Title 31	1869-2003	31	4201	To modify Sections 3116.012, 3116.05 and 3116.23 in Title 31, "Planning and Platting", of the Columbus City Codes, 1959, in order to allow staff of the Historic Preservation Office to grant certificates of appropriateness for otherwise minor work that is limited in scope and regulated by the respective historic architectural review commission.