

Columbus City Bulletin



Bulletin 32
August 9, 2003



Proceedings of City Council

Vol. LXXXVIII

Saturday, August 9, 2003

NO. 32

There was no meeting held on August 4, 2003.

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 FRIDAY, AUGUST 1, 2003

New Type: C2
To: Susan Food Inc.
1609 Cleveland Av 1st Fl
Columbus Ohio 43211

New Type: D3A
To: McWillis Inc
DBA Pollys Tavern
3882 Sullivant Av & Patio
Columbus Ohio 43228

Transfer Type: D5, D6
To: K M S Management Group Inc
DBA Doubles Food & Spirits
6694 Sawmill Rd & Patio
Columbus Ohio 43235
From: FAW II Inc
DBA Doubles Food & Spirits
6694 Sawmill Rd & Patio
Columbus Ohio 43235

Transfer Type: C1, C2, D6
To: Central City Beverage Inc
DBA Metro Beer & Wine Drive Thru
2157 Hilliard Rome Rd
Columbus Ohio 43026
From: Capital City Beverage Inc
DBA Metro Beer & Wine Drive Thru
2157 Hilliard Rome Rd
Columbus Ohio 43026

Transfer Type: C1, C2
To: Shalin Inc
DBA K & M Express Market
3520 Clime Rd
Columbus Ohio 43228
From: Georges Group Inc
DBA K & M Express Market
3520 Clime Rd
Columbus Ohio 43228

Transfer Type: D5A, D6
To: Roma II Inc
DBA Salvis Bistro
1323 St James Lutheran Ln
Columbus Ohio 43228
From: B & R Restaurants Systems Inc
DBA Salvis Bistro
1323 St James Lutheran Ln & Patio
Columbus Ohio 43228

Transfer Type: D2, D2X, D3
To: McWillis Inc
DBA Pollys Tavern
3882 Sullivant Av & Patio
Columbus Ohio 43228
From: Da-Jean Inc
DBA Pollys Tavern
3882 Sullivant Av & Patio
Columbus Ohio 43228

Transfer Type: D5
To: SFO Capitol Square Inc
DBA San Francisco Oven
65 E State St Unit R102
Columbus Ohio 43215
From: 3396 Inc
3396 E Main St
Columbus Ohio 43213

(08/09/03)

ORDINANCES

ORD NO. 1888-2003

REPRINT WITH CORRECTIONS

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 August 04, 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 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

BIDS FOR:

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 is 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

SA000498 - BIG RUN SOUTH SUBTRUCK & ROAD PROJECT

Sealed proposals will be received by EMH&T at their office at 170 Mill Street, Gahanna, Ohio 43230 until 3:00 p.m., Local Time, on Wednesday, August 20, 2003, and publicly opened and read at that hour and place for the following project. The owner of this construction contract will be Dominion Homes, Inc.

BIG RUN SOUTH SUBTRUNK, BIG RUN SOUTH ROAD, CAPITAL IMPROVEMENTS PROJECT NO. 650489.3, And BIG RUN SOUTH SUBTRUNK, BIG RUN SOUTH ROAD AREA, PART 4, CAPITAL IMPROVEMENTS PROJECT NO. 650489.4

The City of Columbus contact person for this project is Ann Aubry, P.E., of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-3122.

The work for which proposals are invited consists of the following:

CIP 489.3 - Big Run South Subtrunk, Big Run South Road:

Furnishing or construction of 14 each type "C" manholes, 4,017 LF of 30-inch sanitary sewer pipe, 1,162 LF of 12-inch storm sewer pipe, pavement replacement and such other work as may be necessary to complete the contract in accordance with plans (CC-12955) and specifications.

CIP 489.4 - Big Run South Subtrunk, Big Run South Road Area, Part 4:

Furnishing or construction of 18 each type "C" manholes, 6,324 LF of 30-inch sanitary sewer pipe, 425 LF tunnel for 30-inch diameter pipe including shaft and such other work as may be necessary to complete the contract in accordance with plans (CC-13259) and specifications.

Copies of the Contract Documents and the plans are on file at the offices of EMH&T, Inc., 170 Mill Street, Gahanna, Ohio, 43230 and are available between the hours of 8AM and 5PM. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

The Contractor is required to submit a bid on both projects. Failure to bid on a project will result in disqualification of the said bid. The award will be based on the lowest and best bidder on the aggregate total for both projects; CIP 650489.3 AND 650489.4. Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: BIG RUN SOUTH SUBTRUNK, BIG RUN SOUTH ROAD, CAPITAL IMPROVEMENTS PROJECT NO. 650489.3 & BIG RUN SOUTH SUBTRUNK, BIG RUN SOUTH ROAD AREA, PART 4, CAPITAL IMPROVEMENTS PROJECT NO. 650489.4 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 Developer. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

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

SUBSURFACE DATA

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

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the Developer and the City of Columbus within 270 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

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

ORIGINAL PUBLISHING DATE: July 31, 2003

BID OPENING DATE – August 21, 2003 11:00 am
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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: August 01, 2003

SA000492 - Police/Trade of Guns

1.0 SCOPE & CLASSIFICATION

1.1 Scope: The City of Columbus, Department of Public Safety, Division of Police seeks to trade with licensed weapons dealers confiscated rifles and shotguns for 9mm auto pistols.

1.2 Classification: Rifles and shotguns to be auctioned via this proposal as a trade-in credit towards the purchase of pistols leaving a net balance due of \$1.00 by the City of Columbus. The dealer who provides the most pistols in exchange for the entire collection of rifles and shotguns will be declared the best bidder.

ORIGINAL PUBLISHING DATE: August 02, 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

SA000497 - REC & PARKS/GOLF 11' ROTARY MOWER

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 a diesel powered 11-foot rotary mower for use at Champions Golf Course 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. Vendors must have a 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: August 06, 2003

BID OPENING DATE - August 27, 2003 3:00 pm
SA000490 - THICKENING CENTRIFUGE REPLACEMENT
**SECTION 00030
ADVERTISEMENT FOR BIDS**

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

BID OPENING DATE - September 5, 2003 5:00 pm

SA000499 - SANITARY AND/OR COMBINED SEWER REHAB

**REQUEST FOR STATEMENTS OF QUALIFICATIONS
FOR PROFESSIONAL SERVICES**

Invitation for submittal of Statements of Qualifications to furnish professional services for the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage for VARIOUS SANITARY AND/OR COMBINED SEWER REHABILITATION PROJECTS AS LISTED BELOW.

The Director of Public Utilities of the City of Columbus wishes to receive sealed Statements of Qualifications from professional engineering firms interested in and qualified for furnishing professional services for the following Capital Improvement Projects:

1. CIP 600.6 - Franklin Main Interceptor Rehabilitation OSU Area (Sec. 6)
2. CIP 600.8 - Franklin Main Interceptor Rehabilitation Buttlles to Pen West (Sec. 8)
3. CIP 693 - West Side Sanitary Sewer Rehabilitation
4. CIP 694 - Cleveland/Lakeview Sewer Improvements
5. CIP 695 - Fulton/Mound/Noble Sewer Rehabilitation
6. CIP 696 - Scioto Main/West Side Relief Sewer Rehabilitation

General Description

The Sewer System Engineering Section has identified several projects that require reconstruction or rehabilitation utilizing trenchless techniques. The City wishes to hire an engineering consulting firm with experience in the design of various trenchless technologies such as Cured-in-Place Pipe (CIPP), Sliplining, and Shotcrete, among others. The Consultant shall also have experience with replacement via standard open cut methods should this procedure be feasible and most economical, or if point repairs are necessary prior to in-situ rehabilitation. The Consultant will be required to perform field investigations, including site survey and internal television inspection.

Any existing video for the sewer in question will be provided to the Consultant. Other duties of the Consultant will be to research existing sewer records, research existing utilities, prepare a design report, prepare construction drawings, job-specific supplemental specifications, and bid documents, provide engineering services during construction, and record plan drawings. Because investigative information on active sewers must be provided, the Consultant must have experienced personnel and equipment for performing confined space entries as outlined in the OSHA standard found in the Code of Federal Regulations, Part 1910.146.

Selection Process

The City will review the Statements of Qualifications (SOQ's) and a minimum of three firms will be selected to receive a Request for Proposal (RFP) for each project. Selection of the firms will be based on the firm's SOQ. The firm shall indicate on which of the above listed projects they wish to be considered, which may include any or all projects listed.

Selection of professional services for this work shall conform to all applicable requirements of Columbus City Codes, particularly Title 39 and Section 329.13 thereof. All offerors and all subcontract entities proposed shall have City of Columbus Contract Compliance Certificate Numbers (CCCN's). Offerors shall include a listing of CCCN's for themselves and their proposed subcontractors in their SOQ's, or shall include completed applications for certification. Applications for certification are available from: EQUAL BUSINESS OPPORTUNITY COMMISSION OFFICE, Contract Compliance Investigator, 109 North Front Street, 4th Floor, Columbus, Ohio 43215, Telephone: 614-645-4764

An Evaluation Committee of representatives from the Division of Sewerage and Drainage shall conduct the selection process. The contact person for the selection shall be: James M. Gross II, P.E., Capital Projects Engineer, Division of Sewerage and Drainage, 910 Dublin Road, Room 3114, Columbus, Ohio 43215-9053, Telephone: 614-645-6528, Email: jmg@smoc.cmhmetro.net

Selection Schedule

1. All offerors are required to obtain an information package containing specific descriptions of each project as well as the expected format for the Statements of Qualifications. These packages will be available beginning Monday, August 11, 2003 at: SEWER PERMIT OFFICE, Division of Sewerage and Drainage, 910 Dublin Road, 3rd Floor, Columbus, Ohio 43215-9053. There is no charge for the information package.

1. The City will receive Statements of Qualifications until the close of business on Friday, September 5, 2003. No SOQs will be accepted thereafter. Direct SOQs to: Tatyana Arsh, P.E., Sewer System Engineering Manager, Division of Sewerage and Drainage, 910 Dublin Road, Room 3112

Columbus, Ohio 43215-9053.

SOQs shall be furnished in five (5) identical copies and clearly marked "Statements of Qualifications for: (state CIP Number(s) and Job Title(s))". Submit only one set of five SOQs regardless of the number of projects for which you apply. SOQs shall be bound in plastic 3-"D"-ring form loose-leaf binders with insertable covers and spines. SOQs shall not exceed fifty (50) pages in length.

1. After receipt of the SOQs, the Evaluation Committee shall evaluate the submittals based on the criteria specified at the end of this document and shall select three (3) or more of the highest qualified offerors for further consideration. If the Committee received less than three (3) SOQs or determines that fewer than three (3) offerors are qualified to perform the required services, then the Committee may select less than three (3) offerors for further consideration.

2. The Committee shall request complete technical proposals and cost estimates from each of the offerors selected for further consideration. The Committee may also request that all offerors selected for further consideration make a presentation to the Committee to elaborate on their technical proposals, SOQs, cost estimates, and/or any other pertinent information.

3. The Committee shall rank all offerors based upon the competence, quality, past performance, and feasibility of their proposals and any revisions thereto.

4. The Committee shall submit its ranking of the offerors, along with a written explanation of the basis for the ranking, to the Director of the Department of Public Utilities.

5. Contract negotiations shall then commence with the highest ranked offeror. If negotiations fail, negotiations with the contractor shall be terminated, and the City may enter into negotiations with the next highest ranked offeror.

Evaluation Criteria

The evaluation criteria for offerors shall include, but not be limited to, the following:

Criteria

1. Competence to perform the required service, based upon the assigned personnel and their specific demonstrated technical qualifications. Point Value 35
2. Past performance of the offeror, particularly with regard to quality of work, success in controlling costs, and success in meeting deadlines. Point Value 30
3. Ability to perform expeditiously, based upon contracted backlog with DOSD, other workload, and availability of personnel and equipment. Point Value: 20
4. Familiarity with local project requirements. Point Value: 10
5. Location of office that would execute the work. Point Value: 5

TOTAL: 100

Cheryl Roberto, Interim Director, Department of Public Utilities

ORIGINAL PUBLISHING DATE: August 01, 2003

<p style="text-align: center;">PROFESSIONAL SERVICES REQUEST FOR PROPOSAL (RFP) REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)</p>

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
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 2105.06 TRAFFIC CONTROL SIGNALS

Traffic control signals shall be installed at the following locations:

SCHROCK HILL CT at SCHROCK RD

(Approved by the Traffic and Transportation Commission on 6/12/01)

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be removed from intersections as follows:

SCHROCK HILL CT shall no longer stop for SCHROCK RD

SECTION 2105.09 TURNS AT INTERSECTIONS

Mandatory turn lanes shall be established as follows:

BRICE RD at CHANNINGWAY BLVD

The eastbound traffic in the lane first from the South Curb curb shall turn right.

Restrictions applied: All Times - All Days

SCHROCK HILL CT at SCHROCK RD

The northbound traffic in the lane second from the East Curb curb shall turn left.

Restrictions applied: All Times - All Days

SCHROCK HILL CT at SCHROCK RD

The northbound traffic in the lane first from the East Curb curb shall turn right.

Restrictions applied: All Times - All Days

SCHROCK RD at SCHROCK HILL CT

The westbound traffic in the lane third from the North Curb curb shall turn left.

Restrictions applied: All Times - All Days

SECTION 2105.09 TURNS AT INTERSECTIONS

Permissive turn lanes shall be removed as follows:

LONG ST at MARCONI BLVD

The eastbound traffic in the lane second from the South Curb curb is no longer permitted to turn right.

SECTION 2105.12 CROSSWALKS

Crosswalks shall be removed at:

SCHROCK HILL CT at SCHROCK RD

across the east leg

PARKING REGULATIONS

The parking regulations on the 795 foot long block face along the E side of RAND AVE from LIVINGSTON AVE extending to ALLENDALE DR shall be

Range in feet	Code Section	Regulation
0 - 86	2105.17	NO STOPPING ANYTIME
86 - 795		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 1240 foot long block face along the W side of RAND AVE from LIVINGSTON AVE extending to BOLTON AVE shall be

Range in feet	Code Section	Regulation
0 - 86	2105.17	NO STOPPING ANYTIME
86 - 1240		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 1447 foot long block face along the W side of SCHROCK HILL CT from SCHROCK RD (W) extending to SCHROCK RD (E) shall be

Range in feet	Code Section	Regulation
0 - 283	2105.17	NO STOPPING ANYTIME
283 - 1187	2151.01	(STATUTORY RESTRICTIONS APPLY)
1187 - 1447	2105.17	NO STOPPING ANYTIME

The parking regulations on the 580 foot long block face along the S side of SECOND AVE from MT PLEASANT AVE extending to SUMMIT ST shall be

Range in feet	Code Section	Regulation
0 - 44	2105.17	NO STOPPING ANYTIME
44 - 80		(STATUTORY RESTRICTIONS APPLY)
80 - 104	2105.17	NO STOPPING ANYTIME
104 - 122		(NAMELESS ALLEY)
122 - 580	2105.17	NO STOPPING ANYTIME

The parking regulations on the 491 foot long block face along the E side of WAYNE AVE from BROAD ST extending to VIOLET ST shall be

Range in feet	Code Section	Regulation
0 - 22	2105.17	NO STOPPING ANYTIME
22 - 125	2151.01	(STATUTORY RESTRICTIONS APPLY)
125 - 138		(NAMELESS ALLEY)
138 - 240	2151.01	(STATUTORY RESTRICTIONS APPLY)

240 - 263	2105.03	HANDICAPPED PARKING ONLY
263 - 462	2151.01	(STATUTORY RESTRICTIONS APPLY)
462 - 491	2105.17	NO STOPPING ANYTIME

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

BY ORDER OF: LINDA K. PAGE, DIRECTOR
(08/09/03)

**AGENDA
DEVELOPMENT COMMISSION
ZONING MEETING
CITY OF COLUMBUS, OHIO
AUGUST 14, 2003**

The Development Commission of the City of Columbus held a public hearing on the following applications on THURSDAY, AUGUST 14, 2003, beginning at 6:00 P.M. at the CITY OF COLUMBUS, 1-71 NORTH COMPLEX at 757 Carolyn Avenue, Columbus, OH 43224 in the lower level HEARING ROOM.

Further information may be obtained by calling the Building Services Division Zoning Information at 645-7314

THE FOLLOWING CASES WILL BE HEARD ON THE 6:00 P.M. AGENDA:

1. APPLICATION: Z03-041
Location: 1850 NORTHWEST BOULEVARD (43212), being 1.84± acres located on the north side of Northwest Boulevard 190± feet west of Independence Road.
Existing Zoning: R, Rural District.
Request: L-C-3, Limited Commercial District.
Proposed Use: Unspecified commercial development.
Applicant(s): Julia Falenski White, Esq.; 52 East Gay Street; Columbus, Ohio 43215.
Property Owner(s): Geneva Frecker, Sharon Keck Downing, Mona G. Coleman, George E. Frecker, Ed W. Frecker and Robert K. Frecker, individually and as Trustees c/o Julia Falenski White, Esq.; 52 East Gay Street; Columbus, Ohio 43215.
Planner: Dana Hitt, AICP, 645-2395; dahitt@columbus.gov
2. APPLICATION: Z02-048
Location: 3703 ALKIRE ROAD (43123), being 2.48i acres located on the south side of Alkire Road, 450i feet west of Winding Hollow Drive. (Greater Hilltop Area Commission).
Existing Zoning: R, Rural District.
Request: L-C-4, Limited Commercial District.
Proposed Use: Commercial development.
Applicant(s): F & G Property Development, Inc.; c/o William A. Goldman, Atty.; 454 East Main Street, Suite 227; Columbus, Ohio 43215.
Property Owner(s): Dean A. Capuana; 3711 Alkire Road; Grove City, Ohio 43123.
Planner: Dana Hitt, AICP, 645-2395; dahitt@columbus.gov
3. APPLICATION: Z03-040
Location: 4255 GROVES ROAD (43235), being 27.96± acres located on the south side of Groves Road 947± feet west of Hamilton Road.
Existing Zoning: M-1, Manufacturing District.
Request: L-AR-12, Limited Apartment Residential District.
Proposed Use: Multi-family development.
Applicant(s): Vision Development, Inc.; c/o Jackson B. Reynolds, III, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.
Property Owner(s): Hamilton-Groves Realty, Ltd.; 525 Kennedy Drive; Columbus, Ohio 43215.
Planner: Don Bier, 645-0712; drbier@columbus.gov
4. APPLICATION: Z03-045
Location: 5200 NEW ALBANY ROAD (43054), being 2.4± acres located on the southeast corner of State Route 161 and New Albany Road.
Existing Zoning: L-C-4, Limited Commercial District.
Request: L-C-4, Limited Commercial District.
Proposed Use: Daycare center.
Applicant(s): Steve Lefkovitz, New Albany Real Estate; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.
Property Owner(s): The Applicant.
Planner: John Turner, 645-2485; jmtturner@columbus.gov
5. APPLICATION: Z02-039
Location: 1657-1663 LOCKBOURNE ROAD (43207), being 0.68.0± acres located on the west side of Lockbourne Road, 1 80i feet south of Moler Road.
Existing Zoning: R-2, Residential District.
Request: L-C-3, Commercial District.
Proposed Use: Commercial development.
Applicant(s): Patrick S. Phillips; 495 South Third Street; Columbus, Ohio 43215.
Property Owner(s): Patrick S. Phillips; 495 South Third Street; Columbus, Ohio 43215.
Planner: Dana Hitt, 645-2395; dahitt@cmhmetro.net

6. APPLICATION: Z03-026
 Location: 2650 FARMERS DRIVE (43235), being 14.79± acres located on the north side of Farmers Drive, at the terminus of Caine Road.
 Existing Zoning: C-2, Commercial and L-C-4, Limited Commercial Districts.
 Request: L-C-4, Limited Commercial District.
 Proposed Use: Automobile sales development.
 Applicant(s): Carmax; c/o George McCue III, Atty.; 500 South Front Street, Suite 1200; Columbus, Ohio 43215.
 Property Owner(s): AIF Holding Co.; c/o The Applicant.
 Planner: Don Bier, 645-0712; drbier@columbus.gov
7. APPLICATION: Z03-047
 Location: 6868 CAINE ROAD (43235), being 1.49± acres located on the southeast corner of Caine Road.
 Existing Zoning: L-C-4, Limited Commercial District.
 Request: L-C-4, Limited Commercial District.
 Proposed Use: Veterinary clinic.
 Applicant(s): Animal Care Centers of America, Mr. C.R. Becket; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus Ohio 43215.
 Property Owner(s): ACC Properties; P.O. Box 1005; Findley, Ohio 45839.
 Planner: Don Bier, 645-0712; drbier@columbus.gov

FOLLOWING CASES WILL BE HEARD NO SOONER THAN THE 7:00 P.M. AGENDA:

8. APPLICATION: Z03-043
 Location: 2440 STRIMPLE AVENUE (43229), being 0.37± acres located on the north side of Strimple Avenue, 169± feet west of Cleveland Avenue.
 Existing Zoning: R-1, Residential District.
 Request: L-R-2F, Limited Residential District.
 Proposed Use: Duplexes.
 Applicant(s): Bruce C. Johnson; 2601 Minerva Avenue; Columbus, Ohio 43229.
 Property Owner(s): Bruce C. and Charlene Johnson; 2601 Minerva Avenue; Columbus, Ohio 43229.
 Planner: Dana Hitt, AICP, 645-2395; dahitt@columbus.gov
9. APPLICATION: Z03-042
 Location: 55 LAZELLE ROAD (43235), being 3.5± acres located on the south side of Lazelle Road, 340± feet east of North High Street.
 Existing Zoning: R, Rural District (Annexation Pending) and I, Institutional District.
 Request: CPD, Commercial Planned Development District.
 Proposed Use: Assisted living nursing home.
 Applicant(s): Willow Brook Christian Communities, Inc.; c/o Phillip P. Bisesi, Esq.; 88 East Broad Street; Columbus, Ohio 43215.
 Property Owner(s): The Applicant.
 Planner: John Turner, 645-2485; imtumer@columbus.gov
10. APPLICATION: Z03-046
 Location: 8754 NORTH HIGH STREET (43235), being 47.55± acres located on the east side of North High Street, 1540± feet north of Lazelle Road.
 Existing Zoning: R- Rural District.
 Request: CPD, Commercial Planned Development and PUD-6, Planned Unit Development Districts
 Proposed Use: Commercial and single-family residential development.
 Applicant(s): Dominion Homes; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus Ohio 43215.
 Property Owner(s): Orange Investment Co., et al.; 21 East State Street, Columbus Ohio 43215.
 Planner: John Turner, 645-2485; jmturner@columbus.gov

POSTPONED

11. APPLICATION: Z03-037
 Location: 1480 WORTHINGTON WOODS BOULEVARD (43085), being 0.41± located at the southwest corner of Worthington Woods Boulevard and Park Road.
 Existing Zoning: C-4, Commercial District.
 Request: CPD, Commercial Planned Development District.
 Proposed Use: Fuel sales.
 Applicant(s): Kroger Co.; c/o Donald Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.
 Property Owner(s): Regency Centers, LP; c/o Donald Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.
 Planner: Don Bier, 645-0712; drbier@columbus.gov
12. APPLICATION: Z03-038
 Location: 5479 LINWORTH ROAD (43235), being 8.37± acres located on the west side of Linworth Road, 500± feet south of Rocky Rill Road.
 Existing Zoning: R, Rural District (Annexation Pending).
 Request: L-R-2, Limited Residential District.
 Proposed Use: Single-family subdivision.
 Applicant(s): Riverwood Partners, LLC; c/o Donald Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.
 Property Owner(s): Khempco Building Supply Company Limited Partnership; c/o James D. Schrim, III; 21 West Broad Street, 11th Floor; Columbus, Ohio 43215.
 Planner: Don Bier, 645-0712; drbier@columbus.gov

13. APPLICATION: Z03-039
 Location: 7140 LINWORTH ROAD (43235), being 10.24± acres located on the east side of Linworth Road opposite Bluepoint Drive.
 Existing Zoning: PUD-4, Planned Unit Development District
 Request: L-R-1, Residential District.
 Proposed Use: Single-family subdivision.
 Applicant(s): Haley Holtow, LLC; c/o Donald Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.
 Property Owner(s): The Applicant.
 Planner: Don Bier, 645-0712; drbier@columbus.gov
- POSTPONED
14. APPLICATION: Z03-044
 Location: 2645 BETHEL ROAD (43220), being 1.02± acres located on the south side of Bethel Road, 106± feet east of Greystone Drive.
 Existing Zoning: R-1, Residential District.
 Request: L-C-2, Limited Commercial District.
 Proposed Use: Office commercial uses.
 Applicant(s): Dr. Khaled A. Farag; 733 Weston Park Drive; Powell, Ohio 43065.
 Property Owner(s): Dorothy Powell; 612 Orchard Court; Timperville, Ohio 43450.
 Planner: Dana Hitt, AICP, 645-2395; dahitt@columbus.gov
15. APPLICATION: Z03-059
 Location: 3600 PARK MILL RUN DRIVE (43026), being 12.559± acres located on the west side of Park Mill Run Drive, 60i feet west of Richardson Avenue.
 Existing Zoning: CPD, Commercial Planned Development District.
 Request: CPD, Commercial Planned Development District.
 Proposed Use: Conform existing retail development.
 Applicant(s): Lowe's Companies, Inc. c/o Patti Wilson Hull; Highway 268 East, East Dock; North Wilkesboro, Pennsylvania 28659.
 Property Owner(s): USPG Portfolio One LLC; 10210 North Central Expressway, Suite 140; Dallas Texas; 75231.
 Planner: Don Bier, 645-0712; drbier@columbus.gov

(08/09/03)

**AGENDA
 COLUMBUS BUILDING COMMISSION
 AUGUST 19, 2003
 1:00 PM.
 757 CAROLYN AVENUE
 HEARING ROOM - LOWER LEVEL**

- 1 APPROVAL OF JUNE 17, 2003 MEETING MINUTES
- 2 PROPOSED ORDINANCES - Code Development
 - 1 New Section 4127.011 - "Practical Difficulties"
 Provides an empowerment for the Chief Building Official to grant "modifications" to the OBOA "Ohio Residential Code for One, Two and Three Family Dwellings" which is the adopted standard for such construction,
 2. New Sections 4113.35 and 4117.12
 Concerns new code text about the posting of occupancy load signs that will update existing code requirements and provide for a new City Building Code back up for OBO "Occupancy Load Sign" posting requirements.
3. ITEMS FROM THE FLOOR (as approved by the Board)

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

(08/09/03; 08/16/03)

**AGENDA GRAPHICS COMMISSION
 CITY OF COLUMBUS, OHIO
 AUGUST 19, 2003**

The City Graphics Commission will hold a public hearing on TUESDAY, AUGUST 19, 2003 at 4:15:00 PM in the First Floor Hearing Room, Building and Development Services Section, 757 Carolyn Avenue.

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

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

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

1. ODS No.: 03320-00014
 Location: 1775 WEST BROAD STREET, 43223, located at the southwest corner of the I-70 eastbound on ramp and W. Broad St.
 Area Comm./Civic: Greater Hilltop Area Commission
 Existing Zoning: R, Rural

- Request: Variance
 3376.09, Permanent signs for other uses in residential districts. To not be limited to a manual, changeable copy sign at a church.
- Proposed Use: To install a 22.55 sq. ft., i.e.d., changeable-copy sign as a part of an existing ground sign.
 Applicant: Preston N. Stearns, 1020 Matterhorn Dr., Reynoldsburg, Ohio 43068
 Property Owner: Friendship Missionary Baptist Church, Inc., 1775 W. Broad St., Columbus, Ohio 43223
2. ODS No.: 03320-00013
 Location: 5800 WEST BROAD STREET, 43119, located at the northwest corner of Galloway Rd. & W. Broad St. (U.S. Route 40).
 Area Comm./Civic: Westland Area Commission
 Existing Zoning: C-4, Commercial
 Request: Graphics Plan
 3375.12, Graphics requiring graphics commission approval.
 To permit the installation of a wall sign on the east elevation of the building.
 Proposed Use: To install an additional wall sign as a part of a graphics plan.
 Applicant: Bruce Sommerfelt; c/o Signcom, Inc., 527 W. Rich St., Columbus, Ohio 43215
 Property Owner: The Kroger Company, 4111 Executive Pkwy., Westerville, Ohio 43081
3. ODS No.: 03320-00001
 Location: 6075 EMERALD PARKWAY, 43016, located on the west side of Emerald Pkwy., approximately 218 ft. north of Tuttle Rd.
 Area Comm./Civic: None
 Existing Zoning: L-C-4, Commercial
 Request: Special Permit & Variance
 3375.12, Graphics requiring graphics commission approval.
 To permit the installation of a 15 ft. tall, 77 sq. ft., internally-illuminated ground sign with an off-premise element as a part of the same sign.
 3377.04, Graphic area, sign height and setback.
 To permit the aggregate square footage of an on- and off- premise ground sign on the same support post to exceed 68 sq. ft. by 9 sq. ft. (to be 77 sq. ft.).
 Proposed Use: To install an off-premises ground sign in conjunction with an on-premises ground sign.
 Applicant: Tuttle Road, L.P., 495 5. High St., Columbus, Ohio 43215
 Property Owner: Steak & Shake, Inc., P.O. Box 1600, Rowlett, Texas 75030
 Attorney/Agent: Jeffrey L. Brown, 37 W. Broad St., Suite 725, Columbus, Ohio 43215

The names and addresses of the adjacent property owners hereby notified were furnished by the applicant. You are not obligated to attend this meeting; however, you must be notified in accordance with law so that you can express your approval or disapproval of the variance or special permit, if you care to do so.
(08/09/03; 08/16/03)

**GENERAL RULES AND REGULATIONS
 DEPARTMENT OF PUBLIC UTILITIES
 CITY OF COLUMBUS, OHIO**

SUBJECT: JOINT USE OF UTILITY POLES
 EFFECTIVE DATE: April 23, 2003

RULE:

When Required: No Person shall use, occupy, construct, own, or operate any structure or facility in, on, or in the safety space of any of the City's electrical facilities unless a fully executed agreement is on file with the Division and said Person is in full conformity with the requirements set forth therein.

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GENERAL RULES AND REGULATIONS

REGULATIONS

- 1 General Provisions
 - 1.1 Authority: Chapter 221, Columbus City Code.
 - 1.2 When Required: No Person shall use, occupy, construct, own, or operate any structure or facility in, on, or in the safety space of any of the City's facilities unless a fully executed agreement is on file with the Division of Electricity and said Person is in full conformity with the requirements set forth therein.
 - 1.3 Definitions: In setting forth these Rules and Regulations as provided for within Section 1161.01 of the Columbus City Code, the Director of Public Utilities may occasionally find it necessary to define terms for the purpose of clarification. Additional definitions, as they apply to these Rules and Regulations, include the following:
 - "Agreement" means a signed fully executed contract between the City of Columbus, Division of Electricity and any person wishing to have contact with the Divisions facilities.
 - "Attachment" means any material, cable, or apparatus affixed or attached to one pole owned by the Division, or, if the context so indicates, to the facilities and safety devices attached to the pole.
 - "Chapter" means Chapter 1161 of the Codified Ordinances of the City, as amended from time to time, and any Regulations adopted hereunder.
 - "City" means the City of Columbus, Ohio.
 - "Contact" means any attachment to any pole or to any wire, cable, line, or any equipment of any sort which in any way enters into or is attached to any structure.
 - "Contractee" means any person who has an executed Agreement with the Division. "Department" shall refer to the Department of Public Utilities.
 - "Director" means the Director of Public Utilities.
 - "Division" means the Division of Electricity.
 - "Facility" means all poles, equipment, property, structure, cable, line, guy, conduit, or any other item used by the Division in the operation and maintenance of its electrical distribution business.
 - "Force Majeure" means a strike, act of God, act of public enemy, order of any kind of a government of the United States of America or of the State of Ohio or any of their departments, agencies or political subdivisions: riot, epidemic, landslides, lightning, earthquake, fire, tornado, storm, flood, civil disturbance, explosion, partial or entire failure of a utility or any other cause or event not

reasonably within the control of the party disabled by such Force Majeure, but only to the extent such disabled party notifies the other party as soon as practicable regarding such Force Majeure and then for only so long as and to the extent that, the Force Majeure prevents compliance or causes noncompliance with the provisions hereof.

"Governmental purposes" means those purposes classified as governmental under Ohio law, as well as street lighting, electrical utility service, or any other City utility service.

"Mid-span Tap" means any distribution line or other line extending to any service(s) from any point on a cable between where that cable is attached to the poles.

"Overlashing," means any operation whereby new or additional wire or cable is physically tied to other wires or wire guys already existing and physically secured to utility poles or structures.

"Licensee" means any firm, corporation, and individual having facilities attached to, inside of, or in any way occupying the Divisions facilities as agreed to under a contract with the Division.

"Permittee" means any firm, corporation, or individual having facilities attached to, inside of, or in any way occupying the Divisions facilities pursuant to an easement, consent, or otherwise, but not operating under a contract with the Division.

"Person" means any natural person or any association, firm, partnership, joint venture, corporation, or other legally recognized entity, whether for-profit or not-for-profit.

"Pole" means poles used for the purpose of providing power, lighting, or communications.

"Safety Space" means the space surrounding any facility that, pursuant to the National Electrical Safety Code or any other codes that may be applicable, is required as a clearance.

2 Conditions of Operations

2.1 Obtaining Agreements: Persons wishing to obtain an Agreement may do so by requesting copies of the Agreement from the Joint Use Coordinator for the Division of Electricity, Engineering Section at 3568 Indianola Avenue. Said request may be made by mail, by telephone, or in person.

2.2 Execution of Agreement: Two copies of the Agreement, each with an original signature, shall be delivered to the Joint Use Coordinator. Additionally two completed copies of Exhibit A shall be submitted with the Agreement. The Division will then submit to the Columbus City Council a request to approve legislation authorizing the Director to enter into the Agreement. Upon receipt of such authorization the Director will, at his or her discretion, affix his (her) signature to said Agreement. The signed Agreement will then be sent to the City Attorney for a final legal review. Upon the approval of the City Attorney the Person will be notified by having the executed Agreement returned.

2.3 Commencement of Operations: Upon receipt of the executed Agreement, but prior to the commencement of operations, the contractee shall provide the following:

(A) The name, address, telephone number, fax number, and e-mail address of a designated single point of business contact as further specified in section 2.9 of these rules and regulations;

(B) Twenty-four hour emergency contact telephone number(s) as further specified in section 2.10.

(C) Complete engineering specifications of the nature and type of facilities the contractee wishes to place in the facilities of the Division.

(D) Insurance information as specified in section 2.14.

(E) Copy of approved Right-of-Way permit.

2.4 Approvals Required: The Exhibit A(s) and the engineering specifications will be reviewed by the Division to ensure compliance with all applicable codes. Any changes required due to code or engineering requirements will be communicated to the Person. The Person then will make any necessary modifications to their plans in order to meet said codes or engineering requirements and re-submit them to the Division.

2.4.1 Permits Required: Along with the Right-of-Way permit the Person shall submit any additional permits as may be required by Local, State, or Federal requirements. Failure to submit said permits can, at the discretion of the Division, cause the approval of the Agreement to be delayed or denied.

2.4.2 Final Approval: Upon final approval the Person will be notified in writing that they may commence work and operations.

2.5 Term of Agreement: The term of all Agreements shall be no longer than two years, unless the Director specifically authorizes an alternate term. Such authorization shall be in writing. The person requesting such an extended agreement shall notify the Joint Use Coordinator when requesting copies of the agreement so that said copies may be modified accordingly prior to delivery. The Joint Use Coordinator will obtain a copy of the written permission from the Director for verification.

2.6 Priority of the City of Columbus: All Persons requesting the use of the City's facilities shall be given equal consideration and accommodation. When it is not possible to accommodate all requests for access to the Divisions facilities priority for access is established, in the order indicated, as follows:

(A) The City for Governmental Purposes;

(B) Another governmental entity for Governmental Purposes with the City's concurrence, or other governmental use as required by law;

(C) Existing users already occupying the facilities;

2.7 Provide Reasonable Access: Unless physical access to above ground Facilities is physically impossible or otherwise contravenes existing local, state, or federal codes, such access shall not be unreasonably denied. In the event that existing facilities require replacement, movement, or any other modification for any reason due to the Persons request for access any and all costs shall be borne solely by the Person making the request.

2.7.1 Access to Underground Facilities: Generally the Division will not allow any person to utilize its underground facilities. Exceptions may be made, on a case-by-case basis, for those situations where it is physically impossible for the person to route its facilities by any other manner or method and where such inability to route said facilities would prove to be severely injurious to the Persons commercial activities.

Any Person wishing to access the Divisions underground facilities shall demonstrate, in writing, why it is impossible to route its facilities in any other manner or method and how such failure to access will impact its commercial operations. Upon review of said demonstration the Administrator of the Division, at his or her sole discretion, may decide if access is to be allowed. In all cases the decision of the Administrator shall be final.

2.8 Street Lighting and Transmission Poles: Poles used for the sole purpose of Street Lighting or Transmission of power shall not be attached to for any reason unless prior written authorization is provided by the Administrator, division of Electricity for each and every individual attachment.

2.9 Single Point of Business Contact: As specified in 2.3 of these Rules the Person entering into the Agreement must provide a Single Point of Business Contact. Said Contact shall be responsible for the coordination of all business issues relative to the Persons facilities, both proposed and existing, which are in contact with the Divisions facilities. Said designation shall include the name, title, business address, telephone, and fax numbers. If possible it should also include an e-mail address. Each Person shall keep the Division, through the Joint Use Coordinator, advised in writing of any changes in this information. The responsibilities of this position shall include, when and as appropriate:

- (A) Participation in joint planning, construction, and or in advance of any work done on the Divisions facilities or work done in the Right-of-Way
- (B) Internal distribution of plans and specifications from the City, its Contractors, and Consultants;
- (C) Attendance at City or Division meetings to discuss project coordination;
- (D) Notification by the Division to remove or relocate facilities;
- (E) Temporary movement of facilities;

Participation may not be limited to the above circumstance. The single point of contact may choose a designee to attend planning session/meetings as needed.

2.10 Twenty-Four Hour Emergency Contact: Each Person entering into an agreement with the Division shall provide the Division with an emergency business telephone number(s), which is manned by live operators twenty-four hours a day, 365 days a year. Should no such number exist, the Person shall provide the names, titles, business phone number, resident phone numbers, pager numbers, and/or mobile phone numbers of a minimum of two individuals responsible for twenty-four hour, 365 day per year emergency contact. Any changes to the 24-hour emergency contact number(s) shall be brought to the attention of the Division immediately, in writing.

2.10.1 No Contact Available: In the event that the Division has need to utilize said 24-hour emergency contact number(s) and finds that no response is available from these numbers, the Division shall proceed as it deems necessary to correct or repair any problems associated with the Persons facilities. All costs incurred in relation to such repairs shall be borne solely by the Person and shall be due and payable upon demand.

2.11 Maintenance of Permits: Any Person entering into an Agreement with the Division shall, at all times, maintain any and all Permits as required by the Division or any other Governmental Agency operating within the jurisdiction of the City of Columbus, Ohio. Failure to maintain such permit(s) shall, at the discretion of the Division, be proper grounds for the revocation of said Agreement and/or any other just remedy as the Division deems proper.

2.12 No Transfer of Permissions: Any permissions granted to the Person pursuant to the Agreement or through the normal course of business shall in no way be deemed to be transferable to any other Person for any reason whatsoever.

2.12.1 Subcontracting: Should the Person desire to utilize contractors or subcontractors to perform work in said Persons name and under said Persons direction the Person shall bear sole responsibility for the actions, performance, and work of the contractor or subcontractor. This shall in no way be construed as restricting or impinging upon the Divisions just and equitable legal remedies against any such contractors or subcontractors as provided for by law.

2.12.1.1 Licensure of Subcontractors: Any Person desiring to utilize contractors or subcontractors to perform work in the Persons name shall ensure, and bear sole responsibility for assuring the said contractor or subcontractor maintains in current effect all necessary permits and permissions as may be required by law.

2.13 Fees and Costs: All fees and costs associated with the use of the Divisions Facilities shall be set by the Director. The Person operating under Agreement with the Division agrees to pay all such fees and costs upon demand and in accordance with all conditions as established by the Division.

2.13.1 Advance Payment: All fees and costs necessary for the maintenance, repair, and operation of the Persons Facilities shall be payable in advance to the Division under the terms specified by the Division.

2.13.2 Estimated Costs: From time to time it may be necessary to estimate costs, including Engineering, for future work to be done.

The Division shall require advance payment towards the estimated costs of such work. If the actual costs of such work exceed the advance payment made, the Division may require full payment of the remainder of said costs within 30 calendar days. In the event that the actual costs of such work are less than the advance payment made, the overpayment shall be refunded to the Person making the advance payment within 30 calendar days.

2.13.3 Engineering Fees: Engineering fees shall be established by the Director and may be adjusted from time to time as is necessary.

2.14 Insurance:

2.14.1 Insurance Provisions: Any Person executing an Agreement with the Division shall be required to, at their own cost and expense, obtain, and maintain during the term of said Agreement a liability insurance policy or policies naming the City as an additional insured. A Certificate of Insurance regarding such policies shall be furnished to the Director at or prior to the execution of the Agreement. The insurance company issuing such policy shall carry a financial rating of not less than "A" in the latest edition of "Bests Key Rating Guide", published by A.M. Best Guide, and shall be duly licensed to do business in the State of Ohio. Such policy or policies shall also be maintained for such other period of time during which the Person operates or is engaged in the removal of the facilities. Each such liability insurance policy shall contain the following endorsement:

"It is hereby understood and agreed that this policy may not be canceled nor the intention not to renew be stated until thirty (30) days after receipt by the City, by registered mail, of a written notice of such intent to cancel or not to renew."

Within thirty (30) days after receipt by the City of said notice, and in no event later than five (5) days prior to said cancellation, the operator shall obtain and furnish to the Director a Certificate of Insurance evidencing replacement insurance policies.

2.14.1.1 Comprehensive General Liability Insurance:

Comprehensive general liability insurance to cover liability, bodily injury, and property damage must be maintained. Coverage must be written on an occurrence basis, with the following limits of liability and provisions, or their equivalent:

- (A) Bodily Injury
 - 1. Each Occurrence \$1,000,000
 - 2. Annual Aggregate \$3,000,000
- (B) Property Damage
 - 1. Each Occurrence \$1,000,000
 - 2. Annual Aggregate \$3,000,000
- (C) Personal Injury
 - 1. Annual Aggregate \$3,000,000

(D) Completed Operations and Products Liability shall be maintained for two years after the termination of the Person or completion of the work for the Person (in the case of a contractor or subcontractor).

(E) Property Damage Liability Insurance shall include coverage for the following hazards: E - explosion, C - collapse, U - underground (only necessary in the event the Person maintains underground facilities).

2.14.1.2 Comprehensive Auto Liability Insurance:

Comprehensive auto liability insurance to cover owned, hired, and non-owned vehicles must be

maintained. Coverage must be written on an occurrence basis, with the following limits of liability and provision, or their equivalent.

- (A) Bodily Injury
 - 1. Each Occurrence \$1,000,000
 - 2. Annual Aggregate \$3,000,000
- (B) Property Damage
 - 1. Each Occurrence \$1,000,000
 - 2. Annual Aggregate \$3,000,000

2.14.1.3 Additional Insurance: The City reserves the right to require any other additional insurance coverage it deems necessary after the review of any Proposal submitted by the Person.

2.14.1.4 Self Insurance: Those Persons maintaining a net book value in excess of ten million dollars (\$10,000,000) may submit a statement requesting to self-insure. This statement shall include:

- (A) Audited financial statement for the previous year.
- (B) A description of the Person's self-insurance program.

2.14.1.5 Annual Proof of Coverage: The Person shall provide annually a certificate of proof of insurance as issued by the insurance company underwriting the policy.

2.15 Plant Mapping: The Person operating facilities under an Agreement with the Division shall provide, within sixty days of final construction of and/or commencement said facilities, detailed plant maps of such facilities. Such mapping shall include, at a minimum, the nature, location, construction details, planned spacing, and clearances of facilities operated or constructed. Said maps shall be prepared by a Registered Professional Engineer with such registration in the State of Ohio.

2.15.1 Annual Reports: After the initial submission of plant maps the Person shall submit by January 15th of each subsequent year an Annual Report of its facilities. Such reports shall include, at a minimum:

- (A) A total inventory of poles, conduits, or any other such structures, or appurtenance belonging to the City to which the Person is attached.
- (B) The location of such items attached to, either through the use of the Division's unique identifying number or, if such number is not available, the actual physical address.
- (C) The type and number of such attachments to each item.
- (D) All attachments made or removed in the preceding year including the information specified in A, B, and C above.

2.15.2 Failure to Provide: Failure to provide the required annual report may, at the discretion of the Division, result in the Person being disallowed to make any additional attachments, suspension or revocation of the Agreement, and/or removal of the Persons attachments from any facility belonging to the City.

2.16 Registration With Underground Reporting Service: Any Person desiring to utilize the City's facilities through the Agreement, and where the Person's facilities at any point require any underground installation whatsoever, shall be registered with the Ohio Utilities Protection Service (OUPS) and shall provide their registration number with the Division. If not already registered the Person shall provide to the Division proof of registration within thirty (30) days after entering into the Agreement.

2.17 Violations: Any Person entering into an Agreement with the Department shall adhere to all obligations and stipulations provided for in said Agreement and to all provisions of these Rules and Regulations. Said Person shall also ensure the compliance with all the aforementioned terms by any and all contractors or subcontractors it may choose to employ for performing work of any nature on any facility covered under the Agreement or herein.

2.17.1 Remedies: Any person who violates these Rules and Regulations, or while party to an Agreement violates the provisions and conditions of said Agreement shall be subject to any such remedies as the Director deems fit. Such remedies may include, at the discretion of the Director fees, fines, suspension of the Agreement, revocation of the Agreement, and temporary or permanent removal of some or all of the Persons facilities. However, nothing herein shall in any way limit the City's right to pursue any just and equitable legal remedies.

2.18 Termination of Agreement: The Agreement entered into between the Division and the Person, may be terminated by either party at any time upon six months written notice to the other party, provided that just cause for such termination exists. Upon such termination all licenses and permissions issued pursuant to said Agreement shall be terminated. The City may, at any time, require the removal, upon thirty (30) days written notice of any facilities of the Person that are not constructed, operated, or maintained in the manner specified by these Rules and/or the Agreement.

2.18.1 Just Cause: As used in the preceding paragraph, the term "just cause" shall be deemed to include, but shall not be limited to, any breach of the provisions of these Rules and Regulations, including non-payment of fees or costs, or of any Agreement entered into; or a determination of Ordinance of the Council of the City of Columbus, that the best interests of the City of Columbus require the termination of the Agreement and any permission issued thereunder.

2.18.2 Termination for Safety Reasons: the City may require that the Agreement be terminated, or some or all facilities be removed immediately when, in the City's best determination, the safety of any person or persons, or property may require.

2.18.3 Removal of Facilities: Upon termination of the Agreement, the Person shall at his own cost remove all facilities belonging to said Person which are contacting the City's facilities. The City shall then return any pro rata payments made for the unexpired term of the Agreements provided that the Person is not liable for any fines or fees which may be owing to the City. In such event, any unused pro rata payments shall be applied towards said fines or fees.

2.18.4 Force Majeure: Any Person may be excused for violations of this Chapter and its Rules and Regulations due to Force Majeure.

3 Obligations of Contractees

3.1 Best Efforts of Cooperation: The Person shall use it's best efforts to cooperate with other Persons and the City for the best, most efficient, most aesthetic, and least obtrusive use of facilities, consistent with safety, and to minimize traffic and other disruptions including street cutting.

3.2 Joint Planning: The Person shall participate in joint planning, construction, and advance notification of work on facilities, excepting such work performed in an emergency provided the Person use it's best efforts to contact the City at the earliest possible time after beginning any such work. Such joint planning shall not require the exchange of trade secrets or competitively sensitive materials or information.

3.3 Facility Ownership Responsibility: Persons having facilities located in the Right-of-Way and/or in any way utilizing the City's facilities shall have responsibility for the removal or relocation of said facilities if required, and shall coordinate the removal or relocation of it's facilities with other Person's and/or the City utilizing that same Right-of-Way or facilities. Person's refusing or neglecting to cooperate in a timely fashion with the facility owner in such removal or relocation shall be deemed to be in violation of Section 910.06(A4) of the Columbus City Code.

3.4 Good Engineering Practices: The Person or any contractor or subcontractor doing work at the direction of the Person shall perform all work, construction, maintenance or removal of structures attached to, or contained in, the City's facilities, including tree trimming, in accordance with good engineering and construction practices including any applicable safety codes and in accordance with the Regulations and use it's

best efforts to replace any street, curb, or other portion of the Right-of-Way, or structure or facilities located therein, to a condition to be determined by the Director to be adequate under current standards and not less than materially equivalent to its condition prior to such work and to do so in a manner which minimizes any inconveniences to the City, the Public, other Permittees, or persons all in accordance with the Regulations adopted hereunder or under chapter 903.

3.5 Safety Requirements: The Person operating, installing, maintaining, or removing any facilities shall at all times stringently adhere to any and all Federal, State, and Local safety requirements that may be applicable. All work performed shall be in full compliance with the National Electrical Safety Code. Failure to comply with all applicable Codes and Regulations shall, at the discretion of the Director, be grounds for the immediate revocation of any Agreement the Person has executed, or for any other actions the Director deems necessary, provided such actions are not contrary to the Law.

3.6 Rearrangements for Construction: Upon reasonable written notice of not less than sixty (60) days, except in an emergency threatening the public health, safety, or welfare, and at the direction of the Director and at the Persons sole cost, promptly remove or rearrange its facilities as necessary during any repair or modifications of the City's facilities or other public improvements or if an additional or subsequent use by the City or public use of Right-of-Way is inconsistent with the current use by the Person of the City's Facilities.

3.7 Maintenance of Facilities: the Person bears sole responsibility for the maintenance of it's facilities in good operating condition, using good engineering practices, and in full and strict compliance with any and all Laws, Codes, and Regulations as may apply. If the Director deems that the maintenance of the Persons facilities does not meet said requirements, he (she) may direct the Person to perform any necessary actions as the Director deems necessary, provided such direction is not unreasonable or contrary to Law. All costs arising from such direction shall be the sole responsibility of the Person.

3.8 Modifying Facilities: Should the Person have need to modify it's existing facilities, as previously agreed to between the Person and the City, for any reason whatsoever, said modifications must have the prior approval of the Division. For the purposes of this paragraph, modification shall be defined as; Any material change in the nature or location of any line, wire, cable, guy wire, cross arm, attachment device, structure, conduit, or any other facility or item attached to, contained in, or otherwise utilizing the Divisions facilities, provided that this definition in no way contravenes any other provision or intent of the City's Rules and Regulations, codes, ordinances, or in any Agreement executed between the City and the Person.

Requests for modifications shall be accompanied by sufficient data and/or technical specification to allow the Division to perform an engineering study of the impact of said modifications upon its facilities. Simple maintenance, repair or replacement of existing facilities with the same, or substantially the same materials by the Person shall require no prior approval by the Division.

3.9 Removal of Facilities: Any Person that intends to discontinue use of and abandon any of its facilities which are covered under the Agreement shall, in addition to any requirements imposed under Chapter 910 of the Columbus City Code, submit to the Division written notice describing the facilities to be to be discontinued and abandoned, any plan for securing the same and the proposed date of abandonment. Said date shall not be more than sixty (60) days from the date such notice is submitted to the Division. The Person shall not abandon such facilities without such notice.

3.9.1 Pole Abandonment: The Person abandoning such facilities shall bear sole responsibility for the entire cost of removal of such facilities and any work necessary for the restoration of the City's facilities pursuant to Section 3.4 of these regulations, 910.06 of Columbus City Code, and all other such codes or regulations as may apply.

3.10 Field identification of Facilities: Person's shall field identify their facilities and structures located in the Right-of-Way or in any way utilizing the City's facilities. All visible structures, cabinets, poles, and visible conduits shall be marked in such a manner as to clearly identify the Person responsible for such facilities. All cables, wires, or lines that are above ground shall be marked every fourth pole or 500 feet, whichever is the lesser distance.

3.11 Overlashing: Any Person desiring to perform any overlash of its existing facilities shall obtain written authorization prior to the commencement of such operations. The Person shall provide the Division with sufficient engineering information on the nature and type of materials to be used in the overlash operation to allow the Division to perform necessary engineering studies on the impact of said overlash upon the Divisions facilities. The Division shall then perform said engineering studies.

3.11.1 Engineering Costs: The Person requesting to make such overlash shall pay all fees and costs associated with such engineering studies. In the event that the City must modify or replace its facilities in order to accommodate said overlash all fees and costs for such replacements or modifications shall be paid by the Person.

3.11.2 Third Party Overlash: Overlash by the Person or caused by the Person to be done for the purpose of providing any services whatsoever, on a for fee basis, to any and all third parties shall not be permitted by the City unless the City has a signed agreement with each and every third party served by said overlash. For the purposes of this paragraph, third party shall refer to business entities only and not to individual consumers.

3.12 Emergency Repairs: The Person shall immediately notify the Division of any emergency situation that involves its facilities and will have any impact upon the City's facilities. The Person then may take whatever actions are necessary to respond to the emergency so long as such actions relate to securing the site and the public from imminent danger. Upon securing the site from imminent danger, all other provisions of Columbus City Code and these or other Rules and Regulations shall apply.

3.13 Graffiti Removal: Within 14 days after notice from the City, the Person shall remove any graffiti on any of its facilities. If the Person fails to do so the City may remove the graffiti and bill the Person for the cost thereof.

3.14 Indemnity and Save Harmless: All Persons, or contractors and subcontractors performing work for the Person, shall indemnify and save harmless the City from any and all loss resulting from damage or injury to any and all people and property arising out of, resulting from, or in any manner caused by the presence, use or maintenance, or removal of said facilities, or by acts or omissions of the Persons employees, contractors or subcontractors while engaged in the work of placing, maintaining, operating, repairing, or removing such facilities. Such loss shall include all costs, charges, expenses, and attorney's fees incurred in connection with such loss.

The City shall not be liable to the Person for any delay, interruption to or interference with the Person's business or with the operation of it's facilities for any reason, or for any claims for loss, damage, or expense incurred by the Person, it's customers, the public, and/or it's employees. The Person shall indemnify and save harmless the City from all such claims.

**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.