

Columbus City Bulletin



Bulletin 39
September 27, 2003



Proceedings of City Council

Vol. LXXXVIII

Saturday, September 27, 2003

NO. 39

**PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 34
MONDAY, SEPTEMBER 22, 2003 AT 5:00 P.M.**

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

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

**PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 35
MONDAY, SEPTEMBER 22, 2003 AT 6:30 P.M.**

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

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

**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 TUESDAY, SEPTEMBER 23, 2003:**New Type:** C1, C2

To: Sams East Inc
DBA Sams Club #6308
1755 Hilliard Rome Rd E
Columbus Ohio 43228

New Type: D5J

To: Arena Restaurant Holdings LLC
Suite A and Patio
200 W Nationwide Blvd
Columbus Ohio 43215

New Type: D3

To: Marjorie L Jackson
DBA Jacksons
997 Mt Vernon Ave
Columbus Ohio 43203

New Type: C2

To: Armbruster Energy Enterprises LLC
DBA Shell Oil Products US
Store 116852
2800 Bethel Rd
Columbus Ohio 43220

Transfer Type: D5, D6

To: Asian Star of Reynoldsburg Inc
DBA Asian Star
2770 Brice Rd & Patio
Columbus Ohio 43068
From: New Asian Star China Buffet Inc
DBA Asian Star China Buffet
2770 Brice Rd & Patio
Columbus Ohio 43068

Transfer Type: C1, C2, D6

To: 2359 W Broad Inc
DBA Warehouse Beer Drive Thru
2359 W Broad St.
Columbus Ohio 43204
From: Warehouse Beer Franchise Co Inc
Peter M Lahni Jr Rcvr
DBA Warehouse Beer Drive Thru
2359 W Broad St
Columbus Ohio 43204

Transfer Type: C1, C2

To: Jomanna Inc
2086 Sullivant Av 1st Fl & Bsmt
Columbus Ohio 43223
From: One Hamza Inc
DBA All American Market
2086 Sullivant Ave 1st Fl & Bsmt
Columbus Ohio 43223

Transfer Type: D5, D6

To: Fiesta Jalisco LLC
2670 E Dublin Granville Rd
Columbus Ohio 43231
From: Columbus Restaurant Development Co LLC
DBA Ocean Club
Easton Town Center
4002 Easton Station
Columbus Ohio 43219

ORDINANCES

ORD NO. 1726-2003

To accept the application (AN03-17) of Lawrence O. & Bonnie Jean Jarrell, et. al. for the annexation of certain territory containing 7.193± Acres in Washington Township.

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed by Lawrence O. & Bonnie Jean Jarrell, et al. on May 1, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated June 10, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on June 16, 2003; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

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

Situated in the State of Ohio, County of Franklin, Washington Township, and being part of the Virginia Military Survey #3012, being a 1.00 acre tract owned by Lawrence O. & Bonnie Jean Jarrell by deed of record in Instrument Number 199803040049270, at the Franklin County Recorders Office, and also being a 0.81 acre tract owned by Lawrence O. & Bonnie Jean Jarrell by deed of record in Deed Book 3259, Page 665, at the Franklin County Recorders Office, and being 6.112 acres of Avery Road Right of Way, further described as follows

Beginning at an iron pin found on the Northwest property line of a 30.00 acre tract, conveyed to AR Associates, by Deed Book 1789 Page 104 at the Franklin County Recorders office, also known as the POINT OF BEGINNING.

Thence South 11 degrees 01 minutes 51 seconds West a distance of 1659.38 feet, along the existing City of Columbus Corporation Line as established by City Ordinance Number 1533-02, as recorded by Instrument Number 2002122260331528, and also along the East right of way line of Avery Road- County Road 3 (80' Right-of way), and also along the Westerly property line of 30.00 acre tract conveyed to AR Associates, and also along the Westerly property line of a 7.00 acre tract conveyed to Hilliard Pentecostal Church, and also along the Westerly property line of a 6.25 acre tract conveyed to James J. Moro;

Thence South 87 degrees 49 minutes 43 seconds East a distance of 280.44 feet, along the Northern property line of 1.00 acre tract conveyed to Lawrence O. Jarrell, and also along the Southern property line of a 6.25 acre tract conveyed to James J. Moro;

Thence South 10 degrees 49 minutes 25 seconds West a distance of 254.99 feet, along the Eastern property line of 1.00 acre tract conveyed to Lawrence O. Jarrell, and also along the Westerly property line of a 6.25 acre tract conveyed to James J. Moro;

Thence North 87 degrees 48 minutes 24 seconds West a distance of 80.54 feet, along the existing City of Columbus Corporation Line as established by City Ordinance Number 1533-02, as recorded by Instrument Number 2002122260331528, and also along the Northerly property line of 5.00 acre tract conveyed to Abdel-Rahman S. Mamdouh,

Thence North 87 degrees 49 minutes 29 seconds West a distance of 199.97 feet, along the existing City of Columbus Corporation Line as established by City Ordinance Number 1533-02, as recorded by Instrument Number 2002122260331528, and also along the Northerly property line of 5.00 acre tract conveyed to Abdel-Rahman S. Mamdouh, also known as the Southern property line of a 0.81 acre tract conveyed to Lawrence O. Jarrell;

Thence South 10 degrees 50 minutes 34 seconds West a distance of 1212.03 feet, along the existing City of Columbus Corporation Line as established by City Ordinance Number 1533-02, as recorded by Instrument Number 2002122260331528, and also along the East right of way line of Avery Road- County Road 3 (80' Right-of way), and also along the Westerly property line of 28.00 acre tract conveyed to K & P Partnership, and also along the Northerly property line of 5.00 acre tract conveyed to Abdel-Rahman S. Mamdouh

Thence South 05 degrees 10 minutes 26 seconds East a distance of 452.98 feet, along the existing City of Columbus Corporation Line as established by City Ordinance Number 1533-02, as recorded by Instrument Number 2002122260331528, and also along the East right of way line of Avery Road- County Road 3 (80' Right-of way), and also along the Westerly property line of 71.828 acre tract conveyed to White Family Farms Ltd;

Thence South 84 degrees 51 minutes 36 seconds West a distance of 63.34 feet, along the existing City of Columbus Corporation Line as established by City Ordinance Number 1533-02, as recorded by Instrument Number 2002122260331528;

Thence South 05 degrees 12 minutes 29 seconds West a distance of 556.84 feet, along the West right of way line of Avery Road - County Road 3 (80' Right-of way), and also along the Easterly property line of 5.22 acre tract conveyed to Joel Gaertner, and also along the Easterly property line of a 5.298 acre tract conveyed to W. Heath Elliot;

Thence North 06 degrees 55 minutes 19 seconds West a distance of 80.38 feet, along the existing City of Dublin Corporation Line as established by City Ordinance Number 92-92, as recorded by Official Record 20425 B 10, and also along the West right of way line of Avery Road - County Road 3 (80' Right-of way), and also along the Easterly property line of 139.874 acre tract conveyed to Homewood Corp; 2

Thence North 11 degrees 06 minutes 43 seconds East a distance of 901.56 feet, along the existing City of Dublin Corporation Line as established by City Ordinance Number 92-92, as recorded by Official Record 20425 B 10, and also along the West right of way line of Avery Road- County Road 3 (80' Right-of way), and also along the Easterly property line of 139.874 acre tract conveyed to Homewood Corp;

Thence South 87 degrees 31 minutes 01 seconds West a distance of 20.24 feet, along the existing City of Dublin Corporation Line as established by City Ordinance Number 92-92, as recorded by Official Record 20425 B 10, and also along the West right of way line of Avery Road- County Road 3 (80' Right-of way), and also along the Northern property line of 139.874 acre tract conveyed to Homewood Corp, also known as the Southern property line of a 0.930 acre tract conveyed to Philip E. Peters;

Thence North 10 degrees 48 minutes 39 seconds East a distance of 1402.26 feet, and also along the West right of way line of Avery Road - County Road 3 (80' Right-of way), along the Eastern property line of 0.903 acre tract conveyed to Philip Peters, and also along the Easterly property line of 0.966 acre tract conveyed to Geoffrey Heller, and also along the Easterly property line of 1.120 acre tract conveyed to Norman Mullins III, and also along the Easterly property line of 1.273 acre tract conveyed to Gregory Jordan, and also along the Easterly property line of 1.426 acre tract conveyed to Daniel Myher, and also along the Easterly property line of 1.579 acre tract conveyed to Elizabeth Bates Spring, and also along the Easterly property line of 1.733 acre tract conveyed to Gary Ibestor, and also along the Easterly property line of 1.886 acre tract conveyed to Matthew A Rich, and also along the Easterly property line of 1.584 acre tract conveyed to Samuel Lemaster;

Thence North 85 degrees 19 minutes 47 seconds East a distance of 21.46 feet, along the Southerly property line of 1.584 acre tract conveyed

to Samuel Lemaster, and also along the West right of way line of Avery Road County Road 3 (80' Right-of way), 72-

Thence North 10 degrees 56 minutes 54 seconds East a distance of 821.32 feet, along the West right of way line of Avery Road - County Road 3 (80' Right-of way), and also along the Easterly property line of 1.004 acre tract conveyed to David Weatherby, and also along the Easterly property line of 13.051 acre tract conveyed to Joseph S. Dallas;

Thence North 84 degrees 21 minutes 09 seconds East a distance of 63.91 feet, to a point also know as the POINT OF BEGINNING; CONTAINING said 1.00 acre tract, said 0.81 acre tract, and 6.112 acres of Avery Road Right of Way for a total of 7.193 acres, and subject to all easements of record.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1738-2003

To accept the application (AN03-0 14) of Willow Brook Christian Communities Inc. for the annexation of certain territory containing 1.71± Acres in Sharon Township.

WHEREAS, a petition for the annexation of certain territory in Sharon Township was duly filed by Willow Brook Christian Communities Inc. on April 11, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated June 10, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on June 16, 2003; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Willow Brook Christian Communities Inc being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio April 11, 2003 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated June 10, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Sharon, located in Section2, Township 2, Range 18, United States Military Lands and being all of that tract as conveyed to Willow Brook Christian Communities, Inc by deed of record in Official Record 7380B10 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning at the intersection of the southerly right-of-way line of Lazelle Road with the northerly line of said Willow Brook Christian Communities, Inc. at a point in the existing City of Columbus Corporation Line by Ordinance No 57-87 of record in Official Record 9154105; thence easterly with said right-of-way line and existing corporation line, a distance of approximately 201 feet to a point;

thence southerly with the easterly line of said Willow Brook Christian Communities, Inc at an angle point in an existing City of Columbus Corporation Line by Ordinance No. 2144-84 of record in Official Record 5201B13; a distance of approximately 375 feet to a point in the northerly right-of-way line of Lazelle Road East;

thence westerly with said right-of-way line, and existing corporation line, a distance of approximately 200 feet to a point;

thence northerly, continuing with said corporation line, and being the westerly line of said Willow Brook Christian Communities, Inc. a distance of approximately 375 feet to the Point of Beginning and containing 1.71 acre of land, more or less.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1797-2003

To authorize and direct the Board of Health to enter into a contract with The Ohio State University for the provision of high risk perinatal care services; to authorize the expenditure of \$135,241 from the Health Department Grants Fund; to waive the provisions for competitive bidding.

WHEREAS, the Columbus Health Department has a need for The Ohio State University to provide high risk perinatal care services in Franklin County for the period of July 1, 2003 through June 30, 2004, and,

WHEREAS, The Ohio State University has the expertise and has had a long history of providing high risk perinatal care services to patients in the Child and Family Health Services Perinatal Program now therefore:

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with The Ohio State University to provide high risk perinatal care services for the period of July 1, 2003 through June 30, 2004, in an amount not to exceed \$135,241.

SECTION 2. That to pay the cost of said contract, the expenditure of \$135,241 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, Grant No.503018, OCA Code 503018.

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

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

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

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1831-2003

To authorize the Finance Director to enter into a contract with BC Engineering for Water Tower Altitude Control Valves for the Division of Water, and to authorize the expenditure of \$36,230.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$36,230.00)

WHEREAS, the Purchasing Office did receive and open bids on June 5, 2003, for the Water Tower Altitude Control Valves project, and WHEREAS, a responsive and responsible bid has been received, and

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

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

Section 1. That the Finance Director be and he is hereby authorized to enter into a contract with BC Engineering, 44 17 Kitty Lane, Batavia, Ohio, 45103, in the amount of \$36,230.00 for Water Tower Altitude Control Valves for the Division of Water, Department of Public Utilities, Project No. 690290, on the basis of the lowest responsive and responsible bid received on June 5, 2003.

Section 2. That for paying the cost of construction, the expenditure of \$36,230.00 or as much thereof as may be needed be, and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No.606, Department 60, Division 09, OCA Code 642900, Object Level Three Code 6621, Object Level One 06, Project No. 690290.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1832-2003

To authorize the Finance Director to enter into a contract with Ohio Water & Waste Supply Company for Pump Control Valves for the Division of Water, and to authorize the expenditure of \$34,495.90 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$24,495.90)

WHEREAS, the Purchasing Office did receive and open bids on June 5, 2003, for the Pump Control Valves project, and

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

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

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

Section 1. That the Finance Director be and he is hereby authorized to enter into a contract with Ohio Water & Waste Supply Company, 7920 Memorial Drive, Plain City, Ohio, 43064, in the amount of \$24,495.90 for Pump Control Valves for the Division of Water, Department of Public Utilities, Project No. 690290, on the basis of the lowest responsive and responsible bid received on June 5, 2003.

Section 2. That for paying the cost of construction, the expenditure of \$24,495.90 or as much thereof as may be needed be, and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No.606, Department 60, Division 09, OCA Code 642900, Object Level Three Code 6621, Object Level One 06, Project No. 690290.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 24, 2003 Mitchell Brown, Acting Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1833-2003

To authorize the Director of Public Utilities to modify the professional engineering services contract with URS Corporation for the Big Walnut Augmentation / Rickenbacker Interceptor Sewer Project; to authorize the appropriation, transfer and expenditure of \$2,887,224.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage, and to declare an emergency. (\$2,887,224.00)

WHEREAS Contract No. CT18471 was authorized by Ordinance No. 1229-97, as passed by Columbus City Council on May 19, 1997, was executed July 18, 1997, and was approved by the City Attorney on August 22, 1997, for purposes of preparing construction plans, bid documents, the required geotechnical investigations; and to provide resident project representation services in connection with the Big Walnut Augmentation / Rickenbacker Interceptor Sewer Project, for the division of Sewerage and Drainage; and

WHEREAS, Modification No. 1, identified as City Auditor's Contract No. EL900308, was authorized by Ordinance No. 877-99, as passed April 12, 1999, executed April 19, 1999, and approved by the City Attorney on April 20, 1999, for purposes sufficient funds to allow the continuation of services required for the Big Walnut Augmentation / Rickenbacker Interceptor Sewer Project; and

WHEREAS, Modification No. 2, identified as City Auditor's Contract No. EL002367, was authorized by Ordinance No. 0615-02, as passed April 15, 2002, executed June 24, 2002, and approved by the City Attorney on June 28, 2002, for purposes of providing sufficient funds to allow for the continuation of services required for the Big Walnut Augmentation / Rickenbacker Interceptor Sewer Project; and

WHEREAS, the Division of Sewerage and Drainage has determined that it is in the best interest of the Division to modify the subject contract in order to provide sufficient funds to continue with the professional engineering services during the remainder of Fiscal Year 2003 and part of 2004, which are necessary for the successful design and construction of Big Walnut Augmentation / Rickenbacker Interceptor Sewer Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that is immediately necessary to authorize the Director of Public Utilities to modify the aforementioned professional engineering services contract for the continuation of services associated with the Big Walnut Augmentation / Rickenbacker Interceptor Sewer Project; to transfer, appropriate and expend funds from the Sewerage System Reserve Fund to the Ohio Water Pollution Control Loan Fund; thereby preserving the public health, peace and safety; now, therefore,

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

Section 1. That from the unappropriated monies in the Sewerage System Reserve Fund No 654, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$2,877,224.00 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05, Object Level One 10, Object Level Three 5502, OCA Code 901553.

Section 2. That the City Auditor is hereby authorized to transfer \$2,887,224.00 to the Ohio Water Pollution Control Loan Fund No.666, into the Big Walnut Augmentation / Rickenbacker Sanitary Interceptor Project, Project No.650491; at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary

Section 3. That the \$2,887,224.00 is hereby appropriated for the Big Walnut Augmentation / Rickenbacker Sanitary Interceptor Project within the Ohio Water Pollution Control Loan Fund No. 666; Division No.60-05; Project 650491; OCA Code 650491.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering services contract, identified as City Auditor's Contract No. XC818471, with URS Corporation, Inc., 277 West Nationwide Boulevard, Columbus, Ohio 444125-2566, for professional engineering services associated with the Big Walnut / Rickenbacker Sanitary Interceptor Project, in accordance with the terms and conditions as shown in the Modification No. 3 on file in the office of the Division of Sewerage and Drainage's, Sewer System Engineering Section

Section 5. That for the purpose of paying the cost of the professional engineering services contract modification the expenditure of \$2,887,224.00, or as much thereof as may be needed, is hereby authorized from the Ohio Water Pollution Control Loan Fund No.666; Division 60-05; Project No. 650491; OCA Code No. 650491; Object Level Three No. 6676.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1874-2003

To authorize the Director of Public Utilities to enter into a contract with JBS Associates, Inc. for a comprehensive water audit for the Division of Water, to waive the provision of competitive bidding, and to authorize the expenditure of \$50,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$50,000.00)

WHEREAS, a comprehensive water audit is needed by the Division of Water, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, it is necessary to authorize the Director of Public Utilities to enter into a contract with JBS Associates, Inc. for a comprehensive water audit for the Division of Water for the preservation of public health, peace, property, safety and welfare; Now, Therefore,

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

Section 1. That the Director of Public Utilities be and he is hereby authorized to enter into a contract with to JBS Associates, Inc., 4715 Strack Road, Houston, Texas, 77069, in the amount of \$50,000.00 for a comprehensive water audit for the Division of Water, Department of Public Utilities, Contract No. 1046, Project No. 690290.

Section 2. That it is in the best interest of the City to waive the provisions of section 329 of the Columbus City Code, 1959 and such provisions are hereby waived

Section 3. That the expenditure of \$50,000.00 or as much thereof as may be needed be, and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three Code 6621, Object Level One 06, Project No. 690290.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1890-2003

To authorize the Director of Public Utilities to modify the contract with CF. Bird & R.J. Bull, Inc. for the Sunbury Road 12" Water Line Improvement for the Division of Water, to authorize the expenditure of \$30,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$30,000.00)

WHEREAS, Contract No. EA025132-002 was authorized by Ordinance No. 0972-01, passed June 18, 2001, was executed on August 6, 2001 and was approved by the City Attorney on August 10, 2001, and

WHEREAS, it is necessary to modify Contract No. EA025132-002 to provide for additional costs for engineering and inspection services for the Sunbury Road 12" Water Line Improvement, for the Division of Water, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, it is necessary to authorize the Director of Public Utilities to modify Contract No. EA025132-002 for the Sunbury Road 12" Water Line Improvement for the preservation of the public health, peace, property, safety and welfare, Now, Therefore;

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

Section 1. That the Director of Public Utilities be and is hereby authorized to modify Contract No EA025132-002 with C.F. Bird & R.J. Bull, Inc., 2875 Dublin-Granville Road, Columbus, Ohio 43235, for engineering services for the Sunbury Road 12" Water Line Improvement in accordance with the terms and conditions as shown on the modification.

Section 2. That the expenditure of \$30,000.00 or as much thereof as may be needed be and the same is authorized from the Waterworks Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 690468, Object Level Three 6629, Object Level One 06, Project Number 690468.

Section 3. That this contract modification is in accordance with the requirements of Section 329. 13 of the Columbus City Code.

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

Section 5. That any modification made under the provisions of this ordinance must first be authorized by the Director of Public Utilities and a contract modification properly submitted to the City Auditor for certification of funds

Section 6. That the City Auditor is hereby authorized and directed to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, as follows:

From:	690290	Distribution Improvements, OCA Code 642900	\$30,000.00
To:	690468	Sunbury Road 12" Water Line Improvement, OCA Code 690468	\$30,000.00

Section 7. That this ordinance shall take effect and be in force from and after the earliest period allowed by law
Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest,
Andrea Blevins, CMC, City Clerk.

ORD NO. 1896-2003

To authorize the Finance Director to establish an additional Blanket Purchase Order, for water meters and appurtenances, from an established Universal Term Contract with Badger Meters, Inc., for the Division of Water, to authorize the expenditure of \$25,000.00 from Water Systems Operating Fund, and to declare an emergency (\$25,000.00)

WHEREAS, the Purchasing Office has established Universal Term Contract FU)01329 with Badger Meters, Inc. for water meters and appurtenances, and

WHEREAS, the Division of Water has already encumbered \$170,000.00 against this contract, thus, legislation is required to encumber additional funds, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to establish an additional Blanket Purchase Order, for water meters and appurtenances, based on the above mentioned Universal Term Contract, for the immediate preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized to establish an additional Blanket Purchase Order, for water meters and appurtenances, from an established Universal Term Contract with Badger Meters, Inc, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$25,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602672, Object Level One 02, Object Level Three 2246, to pay the cost thereof.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest,
Andrea Blevins, CMC, City Clerk.

ORD NO. 1919-2003

To rezone 5700 CHANTRY DRIVE (43232), being 20.2± acres located on the north side of Chantry Drive, 1105± feet east of Park Crescent Drive, From: L-C-4, Limited Commercial District, To: L-AR-12 Limited Apartment Residential District and to declare an emergency. (Z02-094)

WHEREAS, application #Z02-094 is on file with the Building Services Division of the Department of Development requesting rezoning of 20.2± acres from L-C-4, Limited Commercial Development, to L-AR-12, Limited Apartment Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because this proposal would allow multi-family residential development in an area developed with mixed uses that may provide residents with shopping and employment opportunities in close proximity Variance from the land use recommendation of the Brice Tussing Plan (1990) is warranted in this case. Residential development is supportable at this location and is consistent with the development trend in the area and; now, therefore;

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to begin construction as soon as possible for the preservation of the public health, peace, property, safety, and welfare; now therefore

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

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

To rezone 5700 Chantry Drive (43232), being 20.2± acres located on the north side of Chantry Drive, 1105 feet east of Park Crescent Drive, and being more particularly described as follows

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Sections 45, Section 26, Township 12, Range 21, Refugee Lands, and being 20.215 acres of that 24.506 acre tract as conveyed to Ross Development Corporation by deed of record in Instrument Number 200101080004733, (all records herein are from the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows

Begin, for reference at the intersection of the centerline of Chantry Drive (80 feet in width) as shown on the plat entitled "DEDICATION OF SCARBOUGH BOULEVARD, CHANTRY DRIVE, PARK CRESENT, ALSHIRE ROAD AND EASEMENTS" a plat of record in Plat Book 46, Pages 52-55 and the line common to Half Section 45 and Half Section 46;

Thence North 04 degrees 21' 40" East, a distance of 40.00 feet, along said line common to Half Section 45 and Half Section 46 to an iron pin set on the northerly right-of-way line of Chantry Drive, and being the TRUE POINT OF BEGINNING;

Thence North 04 degrees 21' 40" East, a distance of 913.78 feet, continuing with said line common to Half Section 45 and Half Section 46 to an iron pin set on a corner common to said 24.506 acre tract and that 4.889 acre tract (tract 2) as conveyed to Brice Road Associates, Ltd. by deed of Official Record 30769 H03;

Thence South 85 degrees 38' 31" East, a distance of 1170.01 feet, along the line common to said 24.506 and 4.889 acre tracts to a point reference by an iron pin found 1.77 feet east, 0.14 feet south, said point being on the westerly line of that 35.489 acre tract as conveyed to Meijer Realty Company by deed of record in Official Record 8021 D08;

Thence South 04 degrees 21' 29" West, a distance of 664.01 feet, along the line common to said 24.506 and 35.489 acre tracts to an iron pin set;

Thence the following two (2) courses and distances across said 24.506 acre tract;

1. North 85 degrees 35' 12" West, a distance of 753.74 feet, to an iron pin set;

2. South 04 degrees 25' 48" West, a distance of 250.50 feet, to an iron pin set on the northerly right-of-way line of Chantry Drive;
Thence North 85 degrees 38' 31" West, a distance of 416.00 feet, along said northerly right-of-way line of Chantry Drive to the TRUE POINT OF BEGINNING, containing 20.215 acres, more or less, subject to all easements, restrictions and rights-of-way of record.
Bearings in the above description are from a series of GPS observations between Franklin County Geodetic Survey Monuments FRANK 132 and FRANK 32 which has a bearing of North 57 degrees 12' 05" West.
All iron pins set are 5/8" x 30" rebar with a yellow cap stamped AADR@

**To Rezone From: L-CA, Limited Commercial District
To: L-AR-12, Limited Apartment Residential District**

Section 2. That a Height District of Thirty-Five (35) feet is hereby established on the L-AR-12, Limited Apartment Residential District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-AR-12, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "LIMITATION TEXT" signed by Jeffrey Brown, Attorney for the applicant, dated May9, 2003, and reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT:	L-AR-12, Limited Apartment District
PROPERTY ADDRESS:	5700 Chantry Drive
OWNER:	Ross Development Corp. et al.
APPLICANT:	Ross Development Corp.
DATE OF TEXT:	5/9/03
APPLICATION NUMBER:	Z02-094

1. INTRODUCTION: The proposed development represents a down zoning from commercial to residential uses
2. PERMITTED USES: Those uses permitted in Section 3333.02, AR-12 of the Columbus City Code.
3. DEVELOPMENT STANDARDS: Unless otherwise indicated, the applicable development standards are contained in Chapter 3333 of the Columbus City Code
 - A. Density, Lot, and/or Setback Commitments
 1. The development shall contain a clubhouse and swimming pool
 - B. Access, Loading, Parking, and/or Other Traffic Related Commitments

All circulation, curb cuts and access points shall be subject to the approval of the Division of Transportation.
 - C. Buffering, Landscaping, Open Space, and/or Screening Commitments
 1. Street trees shall be planted evenly spaced along Chantry Drive at a ratio of one tree per thirty(30) feet of frontage.
 2. All trees and landscaping shall be well maintained Dead items shall be replaced within six months or the next planting season, whichever occurs first
 3. All trees meet the following minimum size at the time of planting
Shade trees 2 1/2" caliper; Ornamental trees 1 1/2" caliper; Evergreen trees 5 feet in height Tree caliper is measured six (6) inches from the ground
 4. The developer shall install a row of evergreen trees along the perimeter of the site except for that portion of the south property line which is adjacent to Chantry Drive and in areas where garages/carports are adjacent to the perimeter yard. The evergreens shall be planted at the ratio of 1 tree for every 15 linear feet along the property line where required; while the planting ratios along the west property shall be 1 tree for every 30 linear feet if the adjacent site is zoned for residential usage. In addition mounding may be used within the perimeter yard
 5. The developer shall install one tree for every ten parking spaces These trees may be plant any where on the site except for the required perimeter yard
 6. The development shall have at least one retention pond which shall contain a fountain
 7. Each building shall have at least the following amount of landscaping installed around each building: two trees and six shrubs.
 - D. Building Design and/or Interior-Exterior Treatment Commitments
 1. Building material: at least 20% of exterior facade other than windows and egress openings shall be brick; the balance of the facade shall be vinyl siding
 - E. Lighting, Outdoor Display Areas, and/or other Environmental Commitments
 1. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers type to insure compatibility.
 2. Light poles in the parking light shall not exceed 14 feet in height
 - F. Graphics and/or Signage Commitments
 1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the AR- 12 zoning classification and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration
 - G. Miscellaneous Commitments
 1. The developer shall install a sidewalk along Chantry Drive frontage. The developer shall install an internal sidewalk from the nearest parking area to the public sidewalk along Chantry Drive

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1925-2003

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Steel, with Benjamin Steel Company, Inc., and to declare an emergency.

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

WHEREAS, vendor has agreed to extend FL000944 at current prices and conditions to and including September 30, 2004, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000944 for an option to purchase Steel thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000944 with Benjamin Steel Company, Inc. to and including September 30, 2004.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1926-2003

To authorize and direct the Finance Director to modify and extend the city-wide contracts for the option to purchase Sanitary Paper, with HP Products and Heinrich Paper Company, Inc., and to declare an emergency.

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

WHEREAS, vendors have agreed to extend FL000465 and FL000404 at current prices and conditions to and including September 30, 2004, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000465 and FL000404 for an option to purchase Sanitary Paper thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000465 with HP Products and FL000404 with Heinrich Paper Company, Inc. to and including September 30, 2004.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1930-2003

To authorize and direct the Finance Director to enter into a contract for an option to purchase Pre-Cast Manhole Risers & Cones, with Hughes Supply, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 26, 2003 and selected the lowest bid; and

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

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Pre-Cast Manhole Risers & Cones in accordance with Solicitation No. SA000466BGB as follows:

Hughes Supply, Inc., Item(s): 1,2, 3,4, 6, 7, Amount: \$1.00

No bids were received for item number 5 or item 8.

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

SECTION 3. That for the reason stated in the preamble here to, which is hereby made a part hereof,

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1932-2003

To authorize the Director of Public Utilities to pay Griffin Wheel Company, for reimbursement of sewer charges, to authorize the expenditure of \$70,059.84 from the Sewerage System Operating Fund, and to declare an emergency (\$70,059.84)

WHEREAS, the Division of Sewerage and Drainage adjusted the extra-strength sewer charges for Griffin Wheel Company, and

WHEREAS, the company already paid these charges resulting in a credit on their account, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to pay Griffin Wheel Company a rebate of \$70,059.84, for reimbursement of sewer charges, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to make a payment of \$70,059.84, to Griffin Wheel Company, for reimbursement of sewer charges

Section 2. That the expenditure of \$70,059.84 or as much thereof as may be needed is hereby authorized from the Sewer System Operating Fund 650, Department 60-05, OCA Code 605006, Object Level One 05, Object Level Three 5512, to pay the cost thereof

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1934-2003

To authorize the Director of Public Utilities to reimburse the Solid Waste Authority of Central Ohio for the construction of a 16" water main along State Route 665 for the Division of Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$270,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$270,000.00)

WHEREAS, the Solid Waste Authority of Central Ohio, is currently designing a 16" water main along State Route 665, and

WHEREAS, the Division of Water has agreed to participate in this project, and

WHEREAS, the City of Columbus did agree to reimburse the Solid Waste Authority of Central Ohio for a part of the construction cost of the water line, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, it is necessary to authorize the Director of Public Utilities to enter into a contract for the construction of a 16" water main along State Route for the preservation of public health, peace, property, safety and welfare; Now, Therefore,

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

Section 1. That the Director of Public Utilities is authorized to reimburse the Solid Waste Authority of Central Ohio for the construction of a 16" water main along State Route.

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

From:	690006	Hoover Reservoir Erosion Control, OCA Code 642900	\$270,000.00
To:	690026	Water Facilities Improvements, OCA Code 642900	\$270,000.00

Section 3. That for paying the cost of the construction of these water line improvements, the expenditure of \$270,000.00 or as much thereof as may be needed by and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6629, Object Level One 06, Project Number 690026, to pay the cost thereof

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1941-2003

To grant a Variance from the provisions of Section 3333.02, AR-12, ARLD and AR-1 apartment residential district use, for the property located at 751 CHESTNUT GROVE DRIVE (43004), to permit an apartment rental office to also function as a rental office for an adjacent single-family subdivision and retirement community, in the L-AR-12, Limited Apartment Residential District and to declare an emergency. (Council Variance # CV03-026)

WHEREAS, by application No. CV03-026, the owner of property at 751 CHESTNUT GROVE DRIVE (43004), is requesting a Council variance to permit an apartment complex rental office to also function for an adjacent single-family subdivision and retirement community under the same management in the L-AR-12, Limited Apartment Residential District; and

WHEREAS, Section 3333.02, AR-12, ARLD and AR-1 apartment residential district use, allows an on-premise rental office to function for an apartment complex, while the applicant proposes to use the rental office to also function for adjacent off-premise residential developments under the same management; and

WHEREAS, City Departments recommend approval and note a hardship exists because the apartment complex rental office will also function for an adjacent single-family subdivision and retirement community, and the applicant needs a single rental office to function for the three different residential developments to decrease costs and allow more affordable housing within the developments; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 751 CHESTNUT GROVE DRIVE (43004), in using said property as desired and; now, therefore:

WHEREAS an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because it allows national Church Residences to utilize a single rental office for its single family and multi-family rentals at 751 Chestnut Grove off Wagonner Road on the east side for the preservation of the public health, peace, property, safety, and welfare; now therefore

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

SECTION 1. Variance from the provisions of Section 3333.02, AR-12, ARLD and AR-1 apartment residential district use, is hereby granted for the property located at 751 CHESTNUT GROVE DRIVE (43004), in that said section prohibits an apartment complex rental office to function for an adjacent single-family subdivision and retirement community in the L-AR-12, Limited Apartment Residential District, and the applicant needs to use a single rental office to function for the three different residential developments to decrease costs and allow more affordable housing within the developments; said property being more particularly described as follows

751 CHESTNUT GROVE DRIVE (43004), being 10.54± acres located on the east and west sides of Chestnut Grove Drive, at the terminus of Waggoner Grove Boulevard, and being more particularly described as follows

Situated in the State of Ohio, County of Franklin, City of Columbus, Lot18, Quarter Township 4, Township 1, Range 16, United States Military Lands, being part of that 10.540 acres tract of land conveyed to Waggoner Woods Limited Partnership by deed of record in Instrument Number 200103220058308, and all of that tract of land conveyed to Waggoner Woods Limited Partnership by deed of record in Instrument Number 200206130147246, (all references being to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows

Beginning, for reference, at Franklin County Geodetic Survey Monument Number 7760, located at the centerline intersection of Waggoner Road with Wengert Road;

thence North 86° 14' 11" West, with the centerline of said Wengert Road, a distance of 1360.93 feet to a point;

thence South 03° 30' 47" West, leaving said centerline, a distance of 589.71 feet to an iron pin set in a westerly line of that 11.373 acres tract conveyed to Waggoner Woods Limited Partnership by deed of record in Instrument Number 200103220058308, the True Point of Beginning for this description;

thence with the boundary of said 11.373 acres tract, the following courses and distances South 03° 30' 47" West, a distance of 70.00 feet to an iron pin set;

North 86° 29' 13" West, a distance of 125.00 feet to an iron pin set; and

South 03° 30' 47" West, a distance of 429.41 feet to an iron pin set in the northerly right-of-way line of the Conrail Railroad;

thence with said northerly right-of-way line the following courses and distances

North 88° 21' 19" West, a distance of 530.00 feet to an iron pin set at a point of curvature to the left; and

With the arc of said curve, (Delta = 01° 50' 36", Radius = 5670.00 feet), a chord bearing and distance of South 89° 01' 45" West, 182.41 feet to an iron pin set at a southeasterly corner of that tract conveyed to Marilyn Y Kelling by deed of record in Official Record 24202C01;

thence North 03° 30' 47" East, with the easterly line of said Kelling tract, passing an iron pin found at 679.9² feet, a total distance of 932.85 feet to an iron pin set at a southwesterly corner of that tract conveyed to Waggoner Senior Housing Limited Partnership by deeds of record in Instrument Numbers 200111280275840 and 200206130147245;

thence with the boundary of said Waggoner Senior Housing Limited Partnership tract, the following courses and distances

South 41° 11' 32" East, a distance of 158.03 feet to an iron pin set;

North 48° 45' 26" East, a distance of 139.06 feet to an iron pin set;

North 86° 34' 50" East, a distance of 61.62 feet to an iron pin set;

South 80° 20' 50" East, a distance of 56.43 feet to an iron pin set;

South 01° 50' 31" West, a distance of 15.99 feet to an iron pin set;

South 41° 28' 28" West, a distance of 219.08 feet to an iron pin set;

South 04° 29' 13" East, a distance of 238.66 feet to an iron pin set;

South 89° 29' 13" East, a distance of 171.87 feet to an iron pin set;

North 43° 30' 47" East, a distance of 116.04 feet to an iron pin set;

South 88° 29' 13" East, a distance of 120.64 feet to an iron pin set;

with the arc of a curve to the left (Delta = 3° 02' 18", Radius = 1163.43 feet) a chord bearing and distance of South 05° 16' 59" West, 61.69 feet to an iron pin set; and

South 85° 29' 13" East, a distance of 245.60 feet to the True Point of Beginning, containing 10.540 acres of land, more or less.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

Bearings for this description are based on the Ohio State Plane Coordinate System as per NA-3. Control for bearings was from coordinates of monument numbers 7760 and 7776, having a bearing of South 86° 14' 11" East, between said monuments, established by the Franklin County Engineering Department

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for an apartment complex rental office that also functions for an adjacent single-family subdivision and retirement community, and/or those uses permitted in the L-AR-12, Limited Apartment Residential District

SECTION 3. That this ordinance is further conditioned upon the three residential developments that the rental office functions for remain under the same management

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

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1942-2003

To grant a Variance from the provisions of Section 3356.03, C-4, Permitted Uses, for the property located at 165 NORTH WAYNE AVENUE (43204), to permit an existing single-family dwelling in the C-4, Commercial District (Council Variance # CV03-027)

WHEREAS, by application No. CV03-027, the owner of property at 165 NORTH WAYNE AVENUE (43204), is requesting a Council variance to permit an existing single-family dwelling in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4 Permitted Uses, permits dwelling units only above certain commercial uses, while the applicant proposes to make an existing single-family dwelling a conforming use on the property; and

WHEREAS, The Greater Hilltop Area Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because the lending institution will not finance this existing non-conforming use, and the owner cannot rehabilitate the dwelling without additional financing; and

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 165 NORTH WAYNE AVENUE (43204), in using said property as desired; now, therefore,

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

SECTION 1. Variance from the provisions of Section 3356.03, C-4, Permitted Uses is hereby granted for the property located at 165 NORTH WAYNE AVENUE (43204), in that said section prohibits a single-family dwelling in the C-4, Commercial District; said property being more particularly described as follows

165 NORTH WAYNE AVENUE (43204), being .13± acres located at the southwest corner of North Wayne and Steele Avenues, and being more particularly described as follows

Situated in the State of Ohio, County of Franklin, and in the City of Columbus Being Lot Number Forty-two (42), in Delbert D. Ong's Eureka Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No.5, page 85, Records Office, Franklin County, Ohio

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a single-family dwelling, or those uses permitted in the C-4, Commercial District

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1953-2003

To accept the plat titled McCUTCHEON CROSSING SECTION 5, from McCUTCHEON CROSSING ASSOCIATES, LLC, an Ohio limited liability company, by ROBERT A MEYER, JR., Senior Vice President of DOMINION HOMES, INC., an Ohio corporation, Managing Member, and ERIC J. SHOTTENSTEIN, President of JOSHUA INVESTMENT COMPANY, INC., an Ohio corporation, Member and to declare an emergency.

WHEREAS, the plat titled McCUTCHEON CROSSING SECTION 5 (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, McCUTCHEON CROSSING ASSOCIATES, LLC, an Ohio limited liability company, by ROBERT A MEYER, JR., Senior Vice President of DOMINION HOMES, INC., an Ohio corporation, Managing Member, and ERIC J. SHOTTENSTEIN, President of JOSHUA INVESTMENT COMPANY, INC., an Ohio corporation, Member, owner of the platted land, desires to dedicate to the public use all or such parts of the Drive and Way shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to record the plat at about the same time the construction ends for the preservation of the public health, peace, property, safety, and welfare; now, therefore

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

Section 1. That the plat titled McCUTCHEON CROSSING SECTION 5 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1956-2003

To authorize and direct the Finance Director to issue a purchase order to Horton for the purchase of medium duty medics for the Fire Division; to authorize the expenditure of \$349,908.00 from the Fire Safety Voted Bond Fund; and to declare an emergency. (\$349,908.00)

WHEREAS, a need exists to purchase medium duty medics for the Fire Division; and

WHEREAS, funds for this purchase were specifically budgeted within the Fire Division's Safety Voted Bond Fund, Project 340109-Medium Duty Medics; and

WHEREAS, formal competitive bids were solicited by the Purchasing Office via Solicitation #SAOOO472GRW, with Horton submitting the sole bid; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said medium duty medics, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance Director be and is hereby authorized and directed to issue a purchase order in the amount of \$349,908.00, or so much thereof as may be necessary, to Horton for the purchase of medium duty medics for the Fire Division 30-04, Fire Safety Voted Bond Fund 701, OCA Code 644559, Project 340109-Medium Duty Medics, Object Level Three Code 6645.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 24, 2003 Mitchell Brown, Acting Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1959-2003

To rezone 2648 BROWN ROAD (43123), being 33.38± acres located on the east side of Brown Road, 230Z feet north of Dyer Road, From: AR-12, Apartment Residential, and R-1, and R-2, Residential Districts, To: R-2, Residential District. (Rezoning # Z03-030)

WHEREAS, application #Z03-030 is on file with the Building Services Division of the Department of Development requesting rezoning of 33.38± acres from AR-12, Apartment Residential, and R-1, and R-2, Residential Districts, to R-2, Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested R2, Residential District, would permit single-family residential development consistent with established zoning and development patterns of the area, now, therefore:

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No 0179-03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows 2648 BROWN ROAD (43123), being 33.38± acres located on the east side of Brown Road, 230± feet north of Dyer Road, and being more particularly described as follows

**DESCRIPTION OF 8.358-ACRE TRACT
NORTH OF DYER ROAD
EAST OF BROWN ROAD
WEST OF I-71
ZONED AR-12 AND R-2**

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Virginia Military Survey No 4641, being 8.358 acres of the tracts of land conveyed to Columbus Contractor Company in Instrument No 199810270273947 being Langford Meadow Section Three (PB 100, Pg 74) (all references refer to records in the Franklin County Recorder's Office, Ohio) and more fully described as follows

Beginning for reference at an existing iron pin at the centerline intersection of Brown Road and Dyer Road;

Thence North 0° 15' 04" East a distance of 1042.62 feet, along the centerline of said Brown Road, to a point at the southwest corner of Langford Meadow Section One (PB 91 Pg 62);

Thence South 76°36' 45" East a distance of 1124.29 feet, along the southerly line of said Langford Meadow Section One and Langford Meadow Section Two (PB 96, Pg 65) to an existing iron pin at the southwest corner of said Langford Meadow Section Three being the Point of Beginning;

Thence the following five (5) courses along the westerly line of said Langford Meadow Section Three;

- 1) North 13°23' 15" East a distance of 170.00 feet to an iron pin set;
- 2) South 76°36'45" East a distance of 19.97 feet to an iron pin set;
- 3) North 3°22'05" East a distance of 171.16 feet to an iron pin set;
- 4) North 27°03'06" East a distance of 48.41 feet to an iron pin set;
- 5) North 42°17'55" East a distance of 237.50 feet to an iron pin set;

Thence North 70°51'32" East a distance of 12.71 feet to an iron pin set;

Thence South 76°32'56" East a distance of 107.23 feet to an iron pin set;

Thence North 42°17'55" East a distance of 53.29 feet to an iron pin set;

Thence along a curve to the left (delta=6°41'29", radius=100.00 feet) a chord bearing North 38°57' 10" East a distance of 11.67 feet to an iron pin set;

Thence South 54°23' 34" East a distance of 151.71 feet to an iron pin set; Thence South 76°32'56" East a distance of 299.92 feet to an iron pin set;

Thence South 11° 07' 20" West a distance of 332.55 feet to an iron pin set;

Thence North 76°36'45" West a distance of 238.49 feet to an iron pin set;

Thence South 13°22'05" West a distance of 99.66 feet to an iron pin set;

Thence South 13°23' 15" West a distance of 50.34 feet to an iron pin set;

Thence North 76°36'45" West a distance of 9.97 feet to an iron pin set;

Thence South 13°23' 15" West a distance of 120.00 feet to an iron pin set on the northerly property corner of John C and Judy L. Johnson (DB 3427, Pg 362);

Thence North 76°36'45" West a distance of 500.00 feet, along the northerly property line of said Johnson, William R & Cheryl A. Thomas (ORV 19332 B12), Barbara A. Whitten (ORV 21814 F17), Conley & Jeanette A. Sparks (DB 2522, Pg 213) and Columbus Contractor Company (I.N. 199901220017867), to the Point of Beginning containing 8.358 acres more or less according to an actual field survey made by Hockaden and Associates, Inc in November of 1998 and updated in December of 2000 and October of 2002.

Bearings are based upon Official Record Volume 23924 C20 as recorded in the Franklin County Recorder's Office, the centerline of Brown Road bearing North 0° 15'04" East and all other bearings derived from this bearing.

**To Rezone From: from AR-12, Apartment Residential, and R-2, Residential Districts,
To: R-2, Residential District**

**DESCRIPTION OF 17.71 1-ACRE TRACT
NORTH OF DYER ROAD
EAST OF BROWN ROAD
WEST OF I-71
ZONED R-1**

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Virginia Military Survey No 4641, being 17.711 acres of the tracts of land conveyed to Columbus Contractor Company in Instrument No 199901220017866 and Instrument No.199901220017867, (all references refer to records in the Franklin County Recorder's Office, Ohio) and more fully described as follows:

Beginning for reference at an existing iron pin at the centerline intersection of Brown Road and Dyer Road;

Thence North 0° 15' 04" East a distance of 230.32 feet, along the centerline of said Brown Road, to a railroad spike set at the northwest property corner of Church of the Living Savior(DB 3655 Pg. 138), being the Point of Beginning;

Thence North 0° 15' 04" East a distance of 712.30 feet, along the centerline of said Brown Road, to a railroad spike set at the southwest property corner of James R & Mary L. King (Instru. 199904160095194);

Thence South 76° 36'42" East a distance of 223.68 feet, along the southerly property line of said King, to an iron pin set; Thence North 0° 15' 01" East a distance of 100.00 feet, along the easterly property line of said King to an iron pin set in the southerly line of Langford Meadow Section One (PB 91, Pg 62);

Thence South 76° 36' 45" East a distance of 1049.11 feet, along a southerly line of said Langford Meadow Section One, Langford Meadow Section Two (PB 96, Pg 65) and Langford Meadow Section Three (PB 100, Pg 74-75) to an existing iron pin at a northwesterly property corner of Conley and Jeanette A Sparks (DB 2522, Pg 213);

Thence South 15° 22' 57" West a distance of 380.74 feet, along the westerly property line of said Sparks, to an iron pin set at the northeast property corner of Douglas L & Verla J. Bugbee, Co. Trustees (OR 29503 F02);

Thence South 81° 26' 19" West a distance of 359.76 feet, along the northerly property line of said Bugbee, Carl H & Nancy R. Muncy (DB 3350 Pg. 609), and Darrell E. & Irene Romans (OR 28071 E05) to an iron pin set;

Thence South 1° 47' 58" West a distance of 208.26 feet, along the westerly property line of said Romans to a rail road spike set in the centerline of said Dyer Road;

Thence South 81° 22' 29" West a distance of 401.27 feet, along the centerline of said Dyer Road to an existing rail road spike at the southeast property corner of Mark & Watson (OR 26162 C05);

Thence North 0° 18' 59" East a distance of 230.91 feet, along the easterly property line of said Watson, to an iron pin set at the northeasterly property corner of said Watson;

Thence South 81° 17' 4 1" West a distance of 389.67 feet, along the northerly property line of said Watson and said Church of the Living Savior, to the Point of Beginning containing 17.711 acres more or less according to an actual field survey made by Hockaden and Associates, Inc. in November of 1998 and updated in December of 2000 and October of 2002. Bearings are based upon Official Record Volume 23924 C20 as recorded in the Franklin County Recorder's Office, the centerline of Brown Road bearing North 0° 15' 04" East and all other bearings derived from this bearing.

**To Rezone From: from R-1, Residential District,
To: R-2, Residential District**

**DESCRIPTION OF 7.305-ACRE TRACT
NORTH OF DYER ROAD
EAST OF BROWN ROAD
WEST OF I-71
ZONED R-2**

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Virginia Military Survey No 424, being 7.305 acres of the tracts of land conveyed to Columbus Contractor Company in I.N. 199810270273947 and I.N. 199811160293904, (all references refer to records in the Franklin County Recorder's Office, Ohio) and more fully described as follows:

Beginning for reference at an existing iron pin at the centerline intersection of Brown Road and Dyer Road;

Thence North 0°15'04" East a distance of 1304.40 feet, along the centerline of said Brown Road, to a point at the northwest corner of Langford Meadow Section One (PB 91, Pg 62);

Thence South 89°45'10" East a distance of 157.86 feet, along a northerly line of said Langford Meadow Section One, passing over an existing iron pin at 30.00 feet, to an existing iron pin;

Thence South 76°31'01" East a distance of 270.00 feet, along a northerly line of said Langford Meadow Section One, to an existing iron pin;

Thence North 13°22'05" East a distance of 200.00 feet, along a westerly line of said Langford Meadow Section One, to an iron pin set at a northwesterly corner of said Langford Meadow Section One being the Point of Beginning;

Thence the following (11) courses along the southerly and easterly boundary of said Willow View Section 1 (PB 53, Pg 22);

- 1) North 13° 22' 05" East a distance of 25.00 feet to an iron pin set;
- 2) North 1° 5' 20" East a distance of 130.38 feet to an existing 1 1/2" iron pin;
- 3) North 37° 10' 44" East a distance of 120.99 feet to an existing 3/4", iron pin;
- 4) North 60° 31' 39" East a distance of 67.80 feet to an iron pin set;
- 5) South 69° 05' 55" East a distance of 106.56 feet to an existing 3/4" iron pin;
- 6) South 47° 05' 38" East a distance of 109.74 feet to an existing 3/4" iron pin;
- 7) South 47° 39' 48" East a distance of 55.00 feet to an iron pin set;
- 8) North 42° 17' 55" East a distance of 120.00 feet to an existing 3/4" iron pin;
- 9) South 47° 42' 05" East a distance of 65.00 feet to an iron pin set
- 10) North 42° 17' 55" East a distance of 154.46 feet to an iron pin set;
- 11) North 19° 56' 42" East a distance of 5.99 feet to a point;

Thence South 47°42' 05" East a distance of 139.73 feet to an iron pin;

Thence South 76°32' 56" East a distance of 578.49 feet to an iron pin set;

Thence South 13°27' 04" West a distance of 250.00 feet to an iron pin set;

Thence along the perimeter of Langford Meadow Section Three (PB 100, Pg 74-75), Section Two (PB 96, Pg 65) and said Section One the following twenty one (21) courses:

- 1) North 76°32'56" West a distance of 16.87 feet to an iron pin set;
- 2) North 54°23'34" West a distance of 151.71 feet to an iron pin set;
- 3) Along a curve to the right (delta=6°4 1' 29", radius=1 00.00 feet) a chord bearing South 38°57'1 0" West a distance of 11.67 feet to an iron pin set;
- 4) South 76° 32' 56" West a distance of 53.29 feet to an iron pin set;
- 5) North 76° 32' 56" West a distance of 107.23 feet to an iron pin set;
- 6) South 70° 51' 32" West a distance of 12.71 feet to an iron pin set;
- 7) South 42° 17' 55" West a distance of 100.00 feet to an iron pin set;
- 8) North 47° 42' 05" West a distance of 150.00 feet to an iron pin set;
- 10) North 47° 42' 05" West a distance of 100.00 feet to an iron pin set;
- 11) South 42° 17' 55" West a distance of 82.57 feet to an iron pin set;
- 12) North 47° 42' 05" West a distance of 150.00 feet to an iron pin set;
- 13) South 42° 17' 55" West a distance of 36.35 feet to an iron pin set;
- 14) North 49° 52' 26" West a distance of 100.31 feet to an iron pin set;
- 15) South 42° 17' 55" West a distance of 32.18 feet to an iron pin set;
- 16) North 76° 37' 55" West a distance of 129.66 feet to an iron pin set;
- 17) Along a curve to the right (delta=48° 24' 28", radius=50.00 feet) a chord bearing North 38° 37' 21" East a distance of 41.00 feet to an iron pin set;
- 18) Along a curve to the left (delta=26° 114' 48", radius=50.00 feet) a chord bearing North 67° 47' 49" West a distance of 75.90 feet to an iron pin set;
- 19) Along a curve to the right (delta=31° 47' 18", radius=50.00 feet) a chord bearing South 2° 31' 34" East a distance of 27.39 feet to an iron pin set;
- 20) South 13° 22' 05" West a distance of 81.91 feet to an iron pin set;
- 21) North 76° 37' 55" West a distance of 130.00 feet to the Point of Beginning containing 7.305 acres more or less according to an actual field survey made by Hockaden and Associates, Inc in November of 1998, December of 2000 and October of 2002.

Bearings are based upon Official Record Volume 23924 C20 as recorded in the Franklin County Recorder's Office, the centerline of Brown Road bearing North 0° 15' 04" East and all other bearings derived from this bearing

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

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

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1963-2003

To authorize and direct the Board of Health to accept a grant from the Franklin County Department of Job and Family Services, Kids in Different Systems in the amount of \$40 1,096.00; to authorize the appropriation of \$40 1,096.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency (\$401,096.00)

WHEREAS, \$401,096.00 in grant funds have been made available through the Franklin County Department of Job and Family Services, Kids in Different Systems for the Help Me Grow Direct Services program; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from the Franklin County Department of Job and Family Services, Kids in Different Systems, and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award of \$10 1,096.00 from the Franklin County Department of Job and Family Services, Kids in Different Systems for the Help Me Grow Direct Services program for the period July 1, 2003 through June 30, 2004.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending Jun~0, 2004, the sum of \$401,096 is hereby appropriated to the Health Department, Division No 50, as follows:

<u>OCA</u>	<u>Grant No.</u>	<u>Object Level One</u>	<u>Purpose</u>	<u>Amount</u>
503046	503046	01	Personnel Services	\$ 367,534.00
503046	503046	02	Supplies & Materials	\$ 15,000.00
503046	503046	03	Services-Operation & Maintenance	\$ 18,562.00
Total for Grant No. 503046				\$401,096.00

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1964-2003

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$840,890.00; to authorize the appropriation of \$840,890.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$840,890.00)

WHEREAS, \$840,890.00 in grant funds have been made available through the Ohio Department of Health for the Public Health Infrastructure program; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award of \$840,890.00 from the Ohio Department of Health for the Public Health Infrastructure program for the period August 1, 2003 through August 30, 2004.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending August 31,2004, the sum of \$840,890 is hereby appropriated to the Health Department, Division No. 50, as follows:

<u>OCA</u>	<u>Grant No.</u>	<u>Object Level One</u>	<u>Purpose</u>	<u>Amount</u>
504052	504052	01	Personnel Services	\$ 421,009.00
504052	504052	02	Supplies	\$ 13,000.00
504052	504052	03	Services-Operation & Maintenance	\$ 406,881.00
Total for Grant No.504052				\$ 840,890.00

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1965-2003

To authorize and direct the Board of Health to accept grant funds from the Ohio Department of Health in the amount of \$89,325, to authorize the appropriation of \$89,325 from the Health Department Grants Fund, and to declare an emergency. (\$89,325)

WHEREAS, \$89,325 in additional grant funds have been made available through the Ohio Department of Health for the Public Health Infrastructure grant program for the period ending December 31, 2003; and,

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

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept additional grant awards totaling \$89,325 from the Ohio Department of Health for the Public Health Infrastructure grant program for the period ending December 31, 2003.

SECTION 2. That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2003, the sum of \$89,325 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

OCA	Grant No.	Object Level One	Purpose	Amount
502045	502045	01	Personnel Services	\$34,250.00
502045	502045	03	Services-Op & Maintenance	\$55,075.00

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1966-2003

To authorize and direct the Board of Health to modify and increase a contract for emergency planning services with the Franklin County Board of Health, to authorize the expenditure of \$55,075.00 from the Health Department Grants Fund, and to declare an emergency. (\$55,075.00)

WHEREAS, \$55,075 in additional grant funds have been made available through the Ohio Department of Health for the Public Health Infrastructure grant program for emergency planning services for the period August 31, 2002 through August 30, 2003; and,

WHEREAS, it is necessary to modify and increase a contract with the Franklin County Board of Health for emergency planning services; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to modify a contract with the Franklin County Board of Health for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized to modify and increase a contract(DL-003789) with the Franklin County Board of Health.

SECTION 2. That the expenditure of \$55,075.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant Number 502045, OCA 502045, Object Level One 03, Object Level Three 3336.

SECTION 3. That this modification is in compliance with Section 329.16 of the Columbus City Code.

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

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made 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 September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1967-2003

To authorize the Director of Public Utilities to enter into contract with Kokosing Construction Company Inc for the repair and installation of dampers at the Southerly Wastewater Treatment Plant within the Division of Sewerage and Drainage, to waive the provisions of competitive bidding, to authorize the expenditure of \$141,214.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$141,214.00)

WHEREAS, the Southerly Wastewater Treatment Plant has an immediate need for the repair and installation of dampers in the No.4 incinerator, and,

WHEREAS, this has resulted in the Division of Sewerage and Drainage to solicit informal quotes and have accepted the lowest bid obtained, and,

WHEREAS, the Division of Sewerage and Drainage requests to waive the provisions of Columbus City Code 329.06, relating to the competitive bidding requirements, and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to enter into contract for repair and installation of dampers at the Southerly Wastewater Treatment Plant for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into contract with Kokosing Construction Company Inc for repair and installation of dampers at the Southerly Wastewater Treatment Plant within the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$141,214.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No 650, OCA 604793, Object Level 1: 06, Object Level 03: 6624 to pay for the cost thereof

Section 3. That the provisions of Section 329.06 of the Columbus City Codes are hereby waived

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

**CITY OF COLUMBUS - BID WAIVER INFORMATION FORM
TO ACCOMPANY LEGISLATION WHICH WAIVES ANY PROVISIONS OF COLUMBUS CITY CODES
CHAPTER 329
(PLEASE LIMIT YOUR RESPONSE TO THIS SHEET)**

1. In accordance with section 329.27 of the Columbus City Code, City Council may determine that the City's best interest is served by waiving the City Code Formal Bid procedures for the following reason(s): (Note that these reasons are all based on time. Currently, formal bid average completion time is 160 calendar days.)

An unanticipated breakdown created an unplanned, emergency need

The item to be purchased is of a perishable nature, the price or availability will perish before the formal bid process can be completed.

Need to extend an existing contract for one year or more where no provision for extension was included in the original bid/contract.

Need to increase a contract for additional supplies / services, although the original contract obligations have been fulfilled

A new law or regulation requires immediate compliance; there is insufficient time to accomplish formal competitive bidding and satisfy the needs in order to comply

XX Other: There is not enough time to obtain formally advertised, competitive sealed bids to satisfy the needs because dampers have an immediate need to be replaced and repaired of Incinerator No. 4 at the Southerly Wastewater Treatment Plant.

2. Informal Bid Process Used? Explain The Division of Sewerage and Drainage solicited quotes from contractors that would provide the necessary repair work and who are able to mobilize immediately

3. Informal Bids Received and Prices For Each.

Kokosing Construction Company \$141,214.00

PEA & Associates: \$248,000.00

Ameritron: Declined to Quote

4. If Lowest Bid Was Not Accepted, Explain.

Cheryl Roberto, Interim Director of Public Utilities. Director Authorized to Contract on Behalf of the City.

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1968-2003

To authorize and direct the Finance Director to enter into a contract for an option to purchase HD Truck Transmission Repair, with W. W. Williams Company, to authorize the expenditure of one dollar to establish the contract from the Purchasing / Contract Operation Fund, and to declare an emergency. (\$1.00)

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

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

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase HD Truck Transmission Repair in accordance with Solicitation No. SA000477GRW as follows:

W. W. Williams Company, Item(s): 2-6 only, Amount: \$1.00
No award is being made for Item Number 1.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1972-2003

To authorize and direct the Board of Health to enter into contract with the Franklin County Board of Health, to authorize the expenditure of \$149,681 from the Health Department Grants Fund, and to declare an emergency (\$149,681)

WHEREAS, the Franklin County Board of Health will establish a public health infrastructure; and,

WHEREAS, this contract is necessary per the requirements of the Ohio Department of Health, Public Health Infrastructure proposal; and,

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with the Franklin County Board of Health for the period August 31, 2003 through August 30, 2004.

SECTION 2. This ordinance is in accordance with Section 329.02 of the Columbus City Code.

SECTION 3. That to pay the cost of said contract the expenditure of \$149,681 is hereby authorized from the Health Department Grants Fund, Fund No.251, Department No.50, OCA 504052, Object Level One 03, Object Level Three 3337.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1979-2003

To authorize the Director of Finance to establish a purchase order with The Ohio State University Medical Center for the purchase of prescription drugs for five (5) local pharmaceutical caches; to authorize the expenditure of \$38,950 from the Health Department Grants Fund; to waive the provisions of competitive bidding; and to declare an emergency (\$38,950)

WHEREAS, the Health Department has a need for a variety of prescription drugs to restock five (5) local pharmaceutical caches for the Metropolitan Medical Response System program; and,

WHEREAS, the Health Department is able to purchase these prescription drugs from The Ohio State University Medical Center's bulk purchasing contract; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to establish a purchase order with The Ohio State University Medical Center for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Director of Finance is hereby authorized to establish a purchase order with The Ohio State University Medical Center for the purchase of prescription drugs for five (5) local pharmaceutical caches.

SECTION 2. That the total expenditure of \$38,950 is hereby authorized from the Health Department Grants Fund, Fund No.251, Grant No.508317, Health Department, Division 50-01, OCA Code 505008, Object Level One 02, Object Level Three 2207.

SECTION 3. That the provisions of Section 329.06 of the Columbus City Code are hereby waived

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1983-2003

To authorize the City Auditor to create and maintain a Storm Sewer System Reserve Fund from the proceeds of the stormwater fee, and to authorize an initial transfer not to exceed \$10,000,000 to said fund and to declare an emergency. (\$10,000,000)

Whereas, it has been determined that there is a need for a Storm Sewer System Reserve Fund; and

Whereas, sufficient revenues are projected to be generated by the stormwater fee to accommodate creation of this fund; and

Whereas, the Storm Sewer System Reserve Fund will be maintained in the custody of the City; and

Whereas, monies held in the Storm Sewer System Reserve Fund may be transferred to the appropriate fund of the City to permit the payment of principal of and interest on bonds or notes issued by the City to pay costs of improvements to the Storm Sewer System, or may be transferred to the Storm Sewer System Operating Fund and otherwise may be used for any lawful purpose for the System; and

Whereas, transfers of monies may also be made from the Storm Sewer System Operating Fund to the Storm Sewer System Reserve Fund after providing for the payment of operating costs of the System,

Whereas, an emergency exists in the usual daily operation of the Department of Utilities in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to ensure that the storm water office has a funding mechanism in place during the construction season to continue their important storm water relief projects for the preservation of the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the City Auditor be and is hereby authorized to create a Storm Sewer System Reserve Fund.

SECTION 2. That funds are hereby deemed appropriated to carry out the purpose of this ordinance.

SECTION 3. That the City Auditor is hereby authorized to transfer an amount not to exceed \$10,000,000 from the Storm Sewer System Operating Fund, Fund No. 675 to the Storm Sewer System Reserve Fund.

SECTION 4. That the City Auditor is authorized to transfer monies between the two aforementioned funds as needed.

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1993-2003

To authorize the Board of Health to enter into a contract with Neighborhood House Inc. to provide care coordination and case management services for the Healthy Start grant program; to authorize the expenditure of \$244,502 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (244,502)

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with Neighborhood House Inc., to provide care coordination and case management services for the Healthy Start grant program; and,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with Neighborhood House Inc. for care coordination and case management services for the Healthy Start grant program for the period June 1, 2003 through May 31, 2004.

SECTION 2. That to pay the costs of said contracts, the expenditure of \$244,502 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 503017, OCA Code 503017, Object Level One 03, Object Level Three 3337.

SECTION 3. That these contracts are awarded in accordance with Sections 329.15 of the Columbus City Code.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1995-2003

To authorize the Department of Public Utilities, Division of Electricity to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Brookshire Park Area under the assessment procedure; and to declare an emergency.

WHEREAS, it is necessary to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Brookshire Park Area; and

WHEREAS, a Board of Revision appointed and acting in the pursuance of Resolution 304X-2003, adopted by City Council on July 21, 2003, respectfully approved the estimated assessment for the cost and expense of the improvement; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Brookshire Park Area for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That is hereby determined to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Brookshire Park Area which includes Regina Avenue from Richardson Avenue to and including parcel numbers 010-097930 and 010-097931, Richardson Avenue from Eakin Road to St. Joseph Avenue, Bernadette Road from Richardson Avenue to Warren Avenue, Warren Avenue from Regina Avenue to St. Joseph Avenue, St Joseph Avenue from Racine Avenue to Richardson Avenue, St Cecelia Drive from Briggs Road to Rosedale Avenue, Schurtz Avenue from St Cecelia Drive to Bronwyn Avenue, St Jude Avenue from Rosedale Avenue to St. Matthew Avenue, Bronwyn Avenue from Briggs Road to St Joseph Avenue, St Matthew Avenue from Schurtz Avenue to Rosedale Avenue, St Agnes Avenue from Parma Avenue to Rosedale Avenue, Parma Avenue from Briggs Road to Rosedale Avenue and Rosedale Avenue from Bellflower Avenue to St Cecelia Avenue, by installing poles, fixtures, power cable, and conduit, constructing control facilities and doing such other things as may be necessary in the City of Columbus, Ohio, in accordance with Resolution 06 IX-2003, adopted by Council on March 31, 2003; and in accordance with the plans, specifications and estimate of cost therefor approved and now on file in the office of the Department of Public Utilities.

SECTION 2. That all claims for damages resulting therefrom shall be judicially inquired into after completion of the proposed improvement, and the City Attorney be and he is hereby authorized and directed to institute proceedings in a court of competent jurisdiction to inquire into such claims in the event any such claims are filed with the clerk within the period permitted by law.

SECTION 3. That the whole cost of said improvement, together with interest on notes issued in anticipation of the issuance of bonds and on bonds issued in anticipation of the collection of the assessment to be levied for said improvements, less the City share not to exceed 30%, with the balance to be assessed in proportion to the benefits which may result from the improvement of the property bounding or abutting upon the improvement

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

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

SECTION 6. That the Director of Public Utilities be and he is hereby authorized and directed to make and execute contract for said improvement with the lowest and best bidder

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1996-2003

To adopt the TriSouth Neighborhood Plan as a guide for future public improvements and redevelopment within the Marion-Franklin, Southfield, Greenhill Acres and Cambria Addition neighborhoods

WHEREAS, the TriSouth Neighborhood Plan is intended to serve as a guide for future public improvements and redevelopment within the Marion-Franklin, Southfield, Greenhill Acres and Cambria Addition neighborhoods; and

WHEREAS, a working committee of stakeholders was formed to assist in the development of the TriSouth Neighborhood Plan; and

WHEREAS, committee meetings, presentations and a public open house were conducted as part of the public planning process; and

WHEREAS, the recommendations of the TriSouth Neighborhood Plan address land use issues, infrastructure needs and other community priorities; and

WHEREAS, the Marion-Franklin Area Civic Association and the Council of Southside Organizations have endorsed the Plan and recommend adoption by City Council; and

WHEREAS, after public notice a public hearing was held at which the Development Commission approved the TriSouth Neighborhood Plan and recommended adoption to City Council; now, therefore,

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

Section 1. That the TriSouth Neighborhood Plan is hereby adopted to establish guidelines for growth, future public improvements and redevelopment within the Marion-Franklin, Southfield, Greenhill Acres and Cambria Addition neighborhoods.

Section 2. That all city of Columbus departments and divisions are hereby authorized and directed to use the TriSouth Neighborhood Plan in initiating or reviewing projects within the planning area or adjacent areas and require that such projects generally conform to the plan.

Section 3. That the Department of Development is directed to monitor the use of the TriSouth Neighborhood Plan, and to present to City Council any amendments necessary to keep the plan up-to-date.

Section 4. That copies of the TriSouth Neighborhood Plan shall be kept on file in the Department of Development, Planning Division.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1997-2003

To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority, for a Sewerage and Drainage Division project; to authorize the expenditure of \$25,429.00; and to declare an emergency. (\$25,429.00)

WHEREAS, a Sewerage and Drainage Division project has been approved for financing through the Ohio Water Pollution Control Loan Fund, which assistance will be of help in reducing total project costs to the City's sewerage customers; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to pay the requisite loan application fee to the Ohio Water Development Authority payable upon the delivery of the executed loan agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to pay the loan application fee on the earliest practicable date, in order to process fund payment requests for design and construction costs, and for the immediate preservation of the public peace, health, property and safety; Now Therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to pay the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority, for financial assistance to the City under the Ohio Water Pollution Control Loan Fund program for the following Sewerage and Drainage Division project

CIP 650492.2, Blacklick Sanitary Sewer Interceptor Capacity Augmentation, Part2

Section 2. That the expenditure of \$25,429.00 or as much thereof as may be needed, be and the same hereby is authorized from the Sewer System Operating Fund, Fund 650, Division 60-05, OCA Code 651001, Object Level One 03, Object Level Three 3390, to pay the cost of the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1998-2003

To authorize the Department of Public Utilities, Division of Electricity to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Berwick Phase I Area under the assessment procedure; and to declare an emergency.

WHEREAS, it is necessary to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Berwick Phase I Area; and

WHEREAS, a Board of Revision appointed and acting in the pursuance of Resolution 304X-2003, adopted by City Council on July 21, 2003, respectfully approved the estimated assessment for the cost and expense of the improvement; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Berwick Phase I Area for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That is hereby determined to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for the Berwick Phase I Area including, Burnaby Drive, Floribunda Drive, Halleck Place, Halleck Drive, Mitzi Drive, Peace Place, Rose View Drive, Schaaf Drive, Sonata Drive, Spartan Drive, Stafford Place, Talisman Court, Tiffany Court, Haddon Road from College Avenue to and including parcel number 010-101705, Kenview Road South from Halleck Place to and including parcel number 010-140920, Kenwick Road from Scottwood Road to Kenview Road South, Roosevelt Avenue from Scottwood Road to Sonata Drive, Scottwood Road from Haddon Road to James Road, and Sherbrooke Place from Scottwood Road to Stafford Place, by installing poles, fixtures, power cable, and conduit, constructing control facilities and doing such other things as may be necessary in the City of Columbus, Ohio, in accordance with Resolution 033X-2003, adopted by Council on March 10, 2003; and in accordance with the plans, specifications and estimate of cost therefor approved and now on file in the office of the Department of Public Utilities.

SECTION 2. That all claims for damages resulting therefrom shall be judicially inquired into after completion of the proposed improvement, and the City Attorney be and he is hereby authorized and directed to institute proceedings in a court of competent jurisdiction to inquire into such claims in the event any such claims are filed with the clerk within the period permitted by law.

SECTION 3. That the whole cost of said improvement, together with interest on notes issued in anticipation of the issuance of bonds and on bonds issued in anticipation of the collection of the assessment to be levied for said improvements, less the City of Columbus, Division of Electricity's share not to exceed 30% and less additional funding made available from the Urban Infrastructure Recovery Fund, with the balance to be assessed in proportion to the benefits which may result from the improvement of the property bounding or abutting upon the improvement

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

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

SECTION 6. That the Director of Public Utilities be and he is hereby authorized and directed to make and execute contract for said improvement with the lowest and best bidder:

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 24, 2003 Mitchell Brown, Acting Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2003-2003

To authorize and direct the Board of Health to accept additional grant funds from the Ohio Department of Health in the amount of \$42,524.00; to authorize the appropriation of \$42,524.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency (\$42,524.00)

WHEREAS, additional grant funds have been made available through the Ohio Department of Health for TB Control/Prevention Program grant; and,

WHEREAS, it is necessary to authorize the acceptance and appropriation of the additional grant award; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept an additional grant award of \$42,524 from the Ohio Department of Health for the TB Control / Prevention Program for the period January 1, 2003 through December 31, 2003.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2003, the sum of \$42,524 is hereby appropriated to the Health Department, Department No. 50-01, as follows:

<u>Object Level One</u>	<u>OCA Code</u>	<u>Purpose</u>	<u>Amount</u>
01	503004	Personal Services	\$ 24,524.00
03	503004	Services	\$ 18,000.00
Total appropriation for Grant No. 503004			\$ 42,524.00

SECTION 3. That the monies appropriated in the foregoing Section2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 24, 2003 Mitchell Brown, Acting Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2004-2003

To accept the application (AN03-016) of A. I. Limited, LLC, et al. for the annexation of certain territory containing 1.09± Acres in Washington Township.

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed by A I. Limited, LLC, et al. on May 6, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated June 24, 2003; and

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

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of A I. Limited, LLC, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio May 6, 2003 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated June 24, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Washington Township, and being part of the Virginia Military Survey #3012, being 1.00 acres of the A.I. Limited tract, trustee by deed of record in INST. #200105080100276, at the Franklin County Recorders Office tract plus 0.09 acres of the east half of the Wilcox Road right-of-way for a total of 1.09 acres, and being further described as follows

Beginning at an iron pin found at a northeast corner of the AI. Limited tract (O.R.28839F07) as the POINT OF BEGINNING;

THENCE in a Easterly direction, a distance of approximately 476 feet along the existing City of Columbus Corporation Line as established by City Ordinance Number 140-02, as recorded by INST. No.200206030135061, and also along the Southerly property line of a 10.604 acre tract conveyed to The Vinings Ltd, to a point on the east right-of-way of Wilcox

Road passing the A.I. Limited tract east property line and the Wilcox Road centerline at approximately 436 feet;

THENCE in a Southerly direction, a distance of approximately 100 feet along the Eastern Right-of-way of Wilcox Road, as established by Deed Book 101 Page 58 at the Franklin County Recorders Office, also along the existing City of Hilliard Corporation Line as established by City Ordinance Number 87-22, as recorded in O.R. 18805A-01, to a point on the same east right-of-way;

THENCE in a Westerly direction, a distance of approximately 476 feet along the existing City of Hilliard Corporation Line as established by City Ordinance Number 87-22, as recorded in O.R. 18805A-0 1 , passing the A.I. Limited tract Northern property line and the Wilcox Road centerline at 40.00 feet, and passing an iron pin found at 70.00 feet to an iron pin found;

THENCE in a Northerly direction, a distance of approximately 100 feet along the existing City of Hilliard Corporation Line as established by City Ordinance Number 87-22, as recorded in O.R. 18805A-0 1 also along the Eastern property Line of a 1.00 acre tract conveyed to A.I. Limited LLC, to an iron pin found and the POINT OF BEGINNING;

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2005-2003

To accept the application (AN03-015) of Nittany Lions, LTD, et al. for the annexation of certain territory containing 5.826± Acres in Clinton Township.

WHEREAS, a petition for the annexation of certain territory in Clinton Township was duly filed by Nittany Lions, LTD, et al. on May 6, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated June 24, 2003; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on July 9, 2003; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Nittany Lions, LTD, et al being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio May 6, 2003 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated June 24, 2003, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Clinton, in Quarter Township 3, Township 1 North, Range 18 West, United States Military Lands, and being portions of the following two (2) tracts of land:

1. 3.514 acres out of a 3.749 acre tract conveyed to Nittany Lions, Ltd by deeds of record in Instrument 200109280223360 and in Instrument 200109280223365, all references being to the Recorder's Office, Franklin County, Ohio, and

2. 2.312 acres out of lands conveyed to The Chesapeake and Ohio Railway Company by deed of record in Deed Book 924, Page 338, and subsequently to CSX Transportation, Inc. by deed of record in Official Record 13283, Page G 13

All bounded and described as follows:

Beginning at a point at the intersection of the south right-of-way line of Kinnear Road (60 feet wide) with the east right-of-way line of CSX Transportation, Inc. (100 feet wide), at the northwest corner of a 10.626 acre tract of land conveyed to Lennox Town Center Limited by deed of record in Official Record 30809, Page E 14, at the southwest corner of a 0.036 acre tract of land conveyed to City of Columbus, Ohio, for Kinnear Road right-of-way purposes by deed of record in Official Record 32503, Page D 16, and at a corner of the existing City of Columbus Corporation Line established by Ordinance No. 2728-92 and recorded in Official Record 21655, Page G 06;

thence southerly along the east right-of-way line of CSX Transportation, Inc., and along a portion of the west line of said 10.626 acre tract a distance of approximately 392 feet to a point;

thence westerly crossing CSX Transportation, Inc., along the south line of said 3.749 acre tract and along the north line of a 2.390 acre tract of land conveyed to Julia E. Pfeifer by deed of record in Official Record 21456, Page D 13, a distance of approximately 430 feet to a point at the southwest corner of said 3.749 acre tract, at the northwest corner of said 2.390 acre tract and in the east line of Lot Number 255 in University View Subdivision No. 2, as shown of record in Plat Book 21, Page 10 (passing a point in the west right-of-way line of CSX Transportation, Inc., at the southeast corner of said 3.749 acre tract and at the northeast corner of said 2.390 acre tract at 100 feet);

thence northerly along a portion of the west line of said 3.749 acre tract, along a portion of the east line of said Lot Number 255 and along the east lines of Lots Numbers 256, 257, 258, 259, 260, 261, 262, 263, 264 and 265 in said University View Subdivision No.2 a distance of approximately 509 feet to a point in the south right-of-way line of Kinnear Road and at the northeast corner of said Lot Number 265;

thence easterly along the south right-of-way line of Kinnear Road and parallel with and 30 feet southerly by perpendicular measurement from the centerline of Kinnear Road and from the north line of said 3.749 acre tract a distance of approximately 342 feet to a point in the west right-of-way line of CSX Transportation, Inc., and in the east line of said 3.749 acre tract;

thence northerly along the west right-of-way line of CSX Transportation, Inc., crossing Kinnear Road, along a portion of the east line of said 3.749 acre tract and along a portion of the east line of a 4.837 acre tract of land conveyed to Storage Equities/PS Partners III-Mid-Ohio by deed of record in Official Record 9989, Page H 03, a distance of approximately 602 feet to a point at a corner of the existing City of Columbus Corporation Line established by Ordinance No 239-86 and recorded in Official Record 7042, Page C 15 passing a point in the centerline of Kinnear Road, at the northeast corner of said 3.749 acre tract and at the southeast corner of said 4.837 acre tract at approximately 31 feet and passing a point in the north right-of-way line of Kinnear Road at approximately 62 feet);

thence easterly along a portion of said existing City of Columbus Corporation Line established by Ordinance No 239-86 and crossing CSX Transportation, Inc., a distance of approximately 104 feet to a point in the east right-of-way line of CSX Transportation, Inc., at a corner of the existing City of Columbus Corporation Line established by Ordinance No 2119-94 and recorded in Official Record 27905, Page E 14, at the northwest corner of a 1.351 acre tract of land conveyed to Lifeline of Ohio Organ Procurement, Inc. by deed of record in Official Record 29521, Page D 16 and at the southwest corner of a 0.696 acre tract of land conveyed to Lifeline of Ohio Organ Procurement, Inc by deed of record in Instrument 200109170214099;

thence southerly along said existing City of Columbus Corporation Line established by Ordinance No 2119-94, along said existing City of Columbus Corporation Line established by Ordinance No 2728-92, along the west line of said 1.351 acre tract, along the west line of a 2.081 acre tract of land conveyed to BMI Federal Credit Union by deed of record in Official Record 25871, Page I 20, crossing Kinnear Road and along the west line of said 0.036 acre tract a distance of approximately 602 feet to the place of beginning (passing a point in the north right-of-way line of Kinnear Road, at a corner of said existing City of Columbus Corporation Line established by Ordinance No 2119-94 and at a corner of said existing City of Columbus Corporation Line established by Ordinance No 2728-92 at approximately 540 feet and passing the centerline of Kinnear Road and the northwest corner of said 0.036 acre tract at approximately 571 feet);

containing 5.826 acres of land more or less.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2011-2003

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in an amount of \$77,005.00; to authorize the appropriation of \$77,005.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$77,005.00)

WHEREAS, \$77,005 in grant funds have been made available through the Ohio Department of Health; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award of \$77,005.00 from the Ohio Department of Health for the Community Access Program grant for the period September 1, 2003 through August 31, 2004.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2003, the sum of \$77,005 is hereby appropriated to the Health Department, Division No.50-01, as follows:

<u>Object Level One</u>	<u>OCA Code</u>	<u>Purpose</u>	<u>Amount</u>
02	503035	Supplies-Operation & Maintenance	\$ 11,005
03	503035	Services-Operation & Maintenance	\$ 66,000
Total for Grant No. 503035			\$ 77,005

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2019-2003

To authorize the Director of Public Utilities to contract with Invensys Systems Inc for the purchase of a Maintenance Manager Service Agreement for the Foxboro I/A System in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$41,790.00 from the Sewerage System Operating Fund, and to declare an emergency (\$41,790.00).

WHEREAS, the Jackson Pike Wastewater Treatment Plant requires a Maintenance Manager Service Agreement for the Foxboro I/A System, which is necessary for the continued operation of critical plant systems; and,

WHEREAS, the Division of Sewerage and Drainage uses this system to monitor and provide control of the digester control area of the Jackson Pike Wastewater Treatment Plant; and,

WHEREAS, The Invensys Systems, Inc., manufacturer and sole source, has provided the Division of Sewerage and Drainage with a quote for this agreement in the amount of \$48,180.00 in accordance with Section 329.07 of the Columbus City Code, for use at the Jackson Pike Wastewater Treatment Plant; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to enter into contract for Maintenance Manager Service Agreement for the Jackson Pike Wastewater Treatment Plant for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be and he is hereby authorized to establish a contract with Invensys Systems, Inc. for the purchase of a Maintenance Manager Service Agreement for the Foxboro I/A System in accordance with the provisions of Section 329.07 of the Columbus City Code, for the Division of Sewerage and Drainage

Section 2. That for the purposes stated in Section 1 hereof, the expenditure of the sum of \$41,790.00, or so much thereof as may be needed, is hereby authorized and directed from Sewerage System Operating Fund, Fund No 650, as follows: OCA: 605105, Object Level One: 03, Object Level Three 3374 to pay the cost thereof

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

SOLE SOURCE INFORMATION FORM

1. Verify of Sole Source:

- Sole Manufacturer/Distributor
- Sole Distributor Authorized For This Territory
- Patented Product Purchased From Owner/Developer
- Sole Company Offering This Unique Service

2. Describe efforts to determine that the company was sole source

Invensys Systems Inc. is the only vendor offering the requested service The service agreement being sought by the Division of Sewerage and Drainage will provide 24 hour continued coverage for the critical patented equipment currently in place at the Jackson Pike Wastewater Treatment Plant

enterprisean effort to bid for alternate item (service or product) that is not provided by a sole source that would meet this need:
No alternate can be used since Invensys Systems Inc is the supplier holding the patented of this equipment and is the sole provider of the servicing of said equipment

4. Indicate how the price or fee structure was determined

Price was determined on the type of equipment covered and the agreement pricing as quoted by Invensys Systems Inc

Approved: Cheryl Roberto, Interim Director, Department of Public Utilities

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2023-2003

To accept the plat titled DORCHESTER SECTION 1, from ROCKFORD HOMES, INC., an Ohio corporation, by Donald R. Wick, Executive Vice President.

WHEREAS, the plat titled DORCHESTER SECTION 1 (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, ROCKFORD HOMES, INC., an Ohio corporation, by Donald R. Wick, Executive Vice President, owner of the platted land, desires to dedicate to the public use all or such parts of the Drive and Roads shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore

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

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2025-2003

To accept the plat titled SUSSEX PLACE SECTION 1, from SUSSEX PLACE, LLC., by MARONDA HOMES, INC. OF OHIO, sole member, by JAMES BAUER, Executive Vice President

WHEREAS, the plat titled SUSSEX PLACE SECTION 1 (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, SUSSEX PLACE, LLC., by MARONDA HOMES, INC. OF OHIO, sole member, by JAMES BAUER, Executive Vice President, owner of the platted land, desires to dedicate to the public use all or such parts of the Drives and Road shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore

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

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2026-2003

To authorize the Public Service Director to enter into an agreement with the Mid-Ohio Regional Planning Commission to undertake a downtown traffic study for the Transportation Division; to authorize the expenditure of \$250,000.00 or so much thereof as may be needed from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency (\$250,000.00)

WHEREAS, the City of Columbus Transportation Division and the Mid-Ohio Regional Planning Commission (MORPC) have identified the need to improve the downtown Columbus transportation system; and

WHEREAS, the City of Columbus and the Ohio Department of Transportation (ODOT) have agreed to share in the cost of a potentially multi-phased study to this end; and

WHEREAS, the performance of the study is proceeding with full participation by City of Columbus staff in the development of the study scope and selection of consultants prior to passage of this ordinance; and

WHEREAS, monies are available in the 1995, 1999 Voted Streets and Highways Fund for this expense, and

WHEREAS, the amount of ODOT's participation is \$120,000.00, and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is immediately necessary to authorize the establishment of a contract with MORPC for a downtown traffic study, thereby preserving the public health, peace, property, safety and welfare, now, therefore

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

SECTION 1. That the Public Service Director be and hereby is authorized to enter into an agreement with the Mid-Ohio Regional Planning Commission, 285 East Main Street, Columbus, Ohio 43215 for \$250,000.00 or so much thereof as may be needed to undertake a traffic study to develop a strategic plan for the purpose of improving vehicular traffic flow and capacity and pedestrian safety and projecting traffic movements on alternative future road networks and configurations on downtown roadway infrastructure.

SECTION 2. That the expenditure of \$250,000.00 or so much thereof as may be needed be and is hereby authorized to be expended from the 1995, 1999 Voted Streets and Highways Fund, Fund 704, Department No.59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6681, OCA Code 530801 and Project 590107 to pay for the cost of said study.

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 September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2027-2003

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$10,184.00 and enter into an agreement with the Franklin County Board of Commissioners (dba: Franklin County Senior Options) for funding to support the Fitness 55 programs, and to authorize an appropriation of \$10,184.00 from the unappropriated balance to the Recreation and Parks Grant Fund to the Recreation and Parks Department (\$10,184.00)

WHEREAS, the Franklin County Board of Commissioners (dba: Franklin County Senior Options) has awarded the City of Columbus, Recreation and Parks Department, a grant to support the Fitness 55 programs at various senior recreation centers; and

WHEREAS, it is necessary to accept said grant and appropriate said funds; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$10,184.00 and enter into an agreement with the Franklin County Board of Commissioners (dba: Franklin County Senior Options) to support the Fitness 55 programs.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$10,184.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>Grant No. OCA Code</u>		<u>Object Level 3</u>	<u>Amount</u>
2003 Health/Wellness Program	513005	513005	2269	\$ 8,560.00
2003 Health/Wellness Program	513005	513005	3346	\$ 1,624.00
TOTAL				\$10,184.00

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2033-2003

To designate the Northmoor Engine House/Station 19, 3601 North High Street, as Listed Property CR55 on the Columbus Register of Historic Properties.

WHEREAS, the Historic Resources Commission is charged, in part, with identifying structures of historic and architectural significance, maintaining a list of these structures and other historic resources, and providing regulations through design review; and

WHEREAS, the Historic Resources Commission maintains a roster of Listed Properties entitled the Columbus Register of Historic Properties; and

WHEREAS, in compliance with C.C. 3117.04 (B), a duly authenticated nomination for listing the Northmoor Engine House/Station 19, 3601 North High Street, on the Columbus Register of Historic Properties was filed with the Historic Resources Commission; and

WHEREAS, in accordance with C.C. 3117.061(A) (1) and (B) proper notice was given to the owner of the subject property; and

WHEREAS, a public hearing was held on May 17, 2001 at which time the Historic Resources Commission reviewed the nomination to determine if the Northmoor Engine House/Station 19, 3601 North High Street, is qualified for listing on the Columbus Register of Historic Properties under Criteria 1, 3, and 4 of C.C. 3117.05; and

WHEREAS, the standards for Criterion A state, "the design or style of the property's exterior and/or interior is of significance to the historical, architectural, or cultural development of the City"; and

WHEREAS, the standards for Criterion D state, "the property demonstrates significant craftsmanship in architectural design, detail, or use of materials"; and

WHEREAS, the standards for Criterion E state, "the property is closely and publicly identified with an event, or series of events, which has influenced the historical or cultural development of the city"; and

WHEREAS, the Historic Resources Commission has determined that the Northmoor Engine House/Station 19, 3601 North High Street, is qualified for listing on the Columbus Register of Historic Properties under Criteria A, D, and E of C.C. 3117.05 and therefore recommends approval of the nomination to Columbus City Council; NOW, THEREFORE,

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

Section 1. That Council finds that all pertinent terms of Chapter 3117, Columbus City Codes, 1959, have been met for the nomination of the Northmoor Engine House/Station 19, 3601 North High Street, including those as to notice and designation criteria, and that the property should be listed on the Columbus Register of Historic Properties

Section 2. That the Historic Resources Commission is hereby authorized and directed to enter the Northmoor Engine House/Station 19, 3601 North High Street, on the Columbus Register of Historic Properties as Listed Property CR55.

Section 3. That the City Clerk is directed to certify a copy hereof to the City Historic Preservation Officer

Section 4. That the Historic Preservation Officer shall have said designation recorded in the official records of the Franklin County Recorder.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 24, 2003 Mitchell Brown, Acting Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2036-2003

To authorize the appropriation of \$30,000 from the unappropriated balance of the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to expend \$30,000 from the General Government Grant Fund for the provision of loans through the Homeownership Development Program; and to declare an emergency. (\$30,000.00)

WHEREAS, the Director of the Department of Development wishes to appropriate and expend \$30,000.00 from the General Government Grant Fund for the provision of loans through the Homeownership Development Program; and

WHEREAS, these monies will create homeownership opportunities in the Linden area for first-time homebuyers, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to appropriate and expend the aforementioned funds thereby preserving the public health, peace, property, safety and welfare and, NOW, THEREFORE:

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

Section 1. That from the unappropriated monies in the fund known as the General Government Grant Fund, and from any and all sources unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$30,000.00 be and is hereby appropriated to the Department of Development, Housing Division, Department No 44-10, Fund 220, Grant No. 441008 Object Level One 05, Object Level Three 5528, OCA Code 447008.

Section 2. That the Director of the Department of Development is hereby authorized to expend General Government Grant Funds for the provision of loans through the Homeownership Development Program

Section 3. That for the purpose stated in Section 2 hereof, the expenditure of \$30,000.00, or so much thereof as may be necessary, is hereby authorized as follows: Department Number 44-10, Fund 220, Grant Number 441008, Object Level One 05, Object Level Three 5528, OCA Code 447008.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2039-2003

To accept the plat titled GATES OF McNAUGHTEN, from COLUMBUS CONTRACTOR COMPANT, by JOHN J. GIRARD, President and to declare an emergency.

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

WHEREAS, COLUMBUS CONTRACTOR COMPANY, by JOHN J. GIRARD, President, owner of the platted land, desires to dedicate to the public use all or such parts of the Lane and Road shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat;

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to work within weather constraints, therefore meeting homeowners' demand for this patio home development for the preservation of the public health, peace, property, safety, and welfare; now, therefore

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

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

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2053-2003

To authorize the Public Service Director to execute those documents required to grant encroachment easements into North Third Street between Long Street and Elm Street..

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, recently received a request from 104 North Third Street, LLC, asking that the City grant encroachment easements into North Third Street between Long Street and Elm Street; and

WHEREAS, the granting of the requested encroachment easements will allow for construction of a building overhang and an entrance ramp for the ConneXtions Lofts project at 104 North Third Street; and

WHEREAS, after investigation it has been determined that there are no objections to the granting of the requested encroachment easements; and

WHEREAS, a value of \$1,500.00 has been established for the granting of the requested encroachment easements; now, therefore

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

Section 1. That the Public Service Director be and is hereby authorized to execute those documents necessary to grant the following described encroachment easements to 104 North Third Street, LLC; to-wit:

Overhang Easement:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a strip of land located within the right-of-way of Third Street, south of Long Street and north of Elm Street, all recording references herein being to the records of the Franklin County Recorder's Office, Columbus, Ohio, and being more particularly described as follows:

Beginning FOR REFERENCE at a drill hole set at the southwesterly corner of Inlot 533 as referenced in Deed Book "F", Page 332, at the intersection of the northerly right-of-way line of Elm Street (33 feet in width) and the easterly right-of-way line of Third Street (82.5 feet in width); thence North 00° 00' 00" East, along the easterly right-of-way line of Third Street, a distance of 18.00 feet to a point at the TRUE PLACE OF BEGINNING; Thence through the right-of-way of Third Street with the following courses:

1. North 90° 00' 00" West, a distance of 3.50 feet to a point;
2. North 00° 00' 00" East, a distance of 165.92 feet to a point;
3. South 90° 00' 00" East, a distance of 3.50 feet to a point in the easterly right-of-way line of Third Street Thence South 00° 00' 00" East,

along the said easterly right-of-way line, a distance of 165.62 feet to the TRUE PLACE OF BEGINNING and containing 580 square feet of land. Bearings herein are based on the northerly right-of-way line of Elm Street being North 90° 00' 00" West. This description was prepared by M-E Companies, Inc., Civil Engineering Group.

David L. Chiesa, P.S. Registered Surveyor No.7740

Ramp Easement:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a strip of land located within the right-of-way of Third Street, south of Long Street and north of Elm Street, all recording references herein being to the records of the Franklin County Recorder's Office, Columbus, Ohio, and being more particularly described as follows:

Beginning FOR REFERENCE at a drill hole set at the southwesterly corner of Inlot 533 as referenced in Deed Book "F", Page 332, at the intersection of the northerly right-of-way line of Elm Street (33 feet in width) and the easterly right-of-way line of Third Street (82.5 feet in width); thence North 00° 00' 00" East, along the easterly right-of-way line of Third Street, a distance of 36.50 feet to a point at the TRUE PLACE OF BEGINNING; Thence through the right-of-way of Third Street with the following courses:

1. North 90° 00' 00" West, a distance of 5.00 feet to a point;
2. North 00° 00' 00" East, a distance of 30.00 feet to a point;
3. South 90° 00' 00" East, a distance of 5.00 feet to a point in the easterly right-of-way line of Third Street; Thence South 00° 00' 00" East,

along the said easterly right-of-way line, a distance of 30.00 feet to the TRUE PLACE OF BEGINNING and containing 150 square feet of land. This description was prepared by M-E Companies, Inc., Civil Engineering Group. David L. Chiesa, P.S. Registered Surveyor No.7740

Section 2. That the \$1,500.00 to be received by the City as consideration for the granting of the requested encroachment easement shall be deposited in Fund 748, Project 537650.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2054-2003

To authorize the Director of the Department of Technology to modify and extend a contract with Xerox Corporation for the purchase of Xerox laser printer maintenance services and supplies for the Information Services Division, and to authorize the expenditure of \$174,000.00 from the Information Services Fund. (\$174,000.00)

WHEREAS, this ordinance addresses the Information Services Division objective: "To provide for the City's data processing and information technology needs", and

WHEREAS, the Information Services Division owns and operates two Xerox high speed laser printing systems used in direct support of mission critical applications for several city agencies, and

WHEREAS, the units annually produce several million report-pages, more than a million critical documents for mission critical City business applications, and large volume critical print tasks are often processed during short windows of time making maintenance services vital to the reliable operation of said equipment, and

WHEREAS, contract EL900834 was awarded in 1999 providing the City the option to renew each year on the contract anniversary date, and

WHEREAS, as of August 2003, \$144,554.90 has been expended for this service and during fiscal year 2002 \$133,838.31 was expended, and

WHEREAS, the total cost of this contract modification is \$174,000.00 for the period June 1, 2003 through May 31, 2004, and

WHEREAS, adequate funding is available within the Information Services Division Fund; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend a contract established under Purchase Order EL900834 with Xerox Corporation for maintenance services for the city's high-speed high-volume laser printers.

SECTION 2: That the expenditure of \$174,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02 Fund: 514 OCA Code: 280768 Object Level One: 03 Object Level Three: 3372 Amount: \$154,000.00

Division: 47-02 Fund: 514 OCA Code: 280768 Object Level One: 02 Object Level Three: 2204 Amount: \$20,000.00

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

Passed as amended September 22, 2003, Matthew D. Habash, President of Council / Approved as amended September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2055-2003

To authorize the Director of the Department of Technology on behalf of the Department of Public Utilities, to modify and extend the contract with Indus Utility Systems, Incorporated (formerly SCT Utility Systems, Incorporated) for the Technical Currency Agreement for software maintenance, and to authorize the expenditure of \$370,773.16 from the Technology Director's Office, Water Direct Charges Subfund and to declare an emergency. (\$370,773.16)

WHEREAS, SCT Utility Systems, Inc. and the City of Columbus Department of Public Utilities executed Contract Number CT-15918 in 1994 under Ordinance 1996-94 for SCT Software/Database Software Technical Agreement (TCP Agreement) and Technical Currency Support Services, and

WHEREAS, Beginning in January 2001 the City of Columbus Department of Technology assumed responsibility for future renewals of said contract, and

WHEREAS, Ordinance 1534-2003 passed on June 5, 2003 providing authority to change the vendor name from SCT Utility Systems, Inc. to Indus Utility Systems, Inc., and

WHEREAS, The City needs Indus to maintain existing software with all current upgrades and revisions under the technical currency support services portion of this contract, and

WHEREAS, Without the agreement, the Division will not benefit from new functions that the system could perform through enhancement to the software: such as new releases and the capability to debug the system, which will negatively impact the Water and Sewer billing system, and

WHEREAS, It is necessary to modify and extend this contract in order to maintain the Technical Currency Agreement and Technical Currency Support Services for software maintenance, and

WHEREAS, Emergency legislation is required to authorize the Director of Technology to modify and extend the contract for the Technical Currency Agreement and Technical Currency Support Services for software maintenance, on the Water and Sewer Information Management System (WASIMS), for the preservation of public health, peace, property and safety; now, therefore,

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

SECTION 1: That the Director of the Department of Technology, on behalf of Public Utilities, be and is hereby authorized to modify and extend contract CT-15918 with Indus Utility Systems, Incorporated for the Technical Currency Agreement and Technical Currency Support Services for software maintenance, for the Water and Sewer Information Management System (WASIMS), for the Division of Water, Department of Public Utilities.

SECTION 2: That the expenditure of \$370,773.16 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-01 Fund: 514 Subfund: 600 OCA Code: 514600 Object Level One: 03 Object Level Three: 3369 Amount: \$370,773.16

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 September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2066-2003

To accept the application (AN03-005) of James S. Russell for the annexation of certain territory containing 6.409± Acres in Hamilton Township.

WHEREAS, a petition for the annexation of certain territory in Hamilton Township was duly filed by James S. Russell on April 2, 2003; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of

said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated May 13, 2003; and

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

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

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

Situated in the State of Ohio, County of Franklin, Township of Hamilton, located in the northeast quarter of Section 36, Township 4, Range 22 Congress Lands, and being 6.409 acres out of a 31.673 acre remainder tract from an original 52.108 acre tract of land known as Auditor's Parcel Number 150-000186 and deeded to Pizzuti Land Company LLC in Instrument #200004170074371, said 6.409 acres being more particularly bounded and described as follows

Beginning for Reference at a Franklin County Engineer's monument (FCGS 9927) found at an angle point in the centerline of Shook Road (60 feet), said monument being N 3° 37' 38" E a distance of 155.35 feet from the centerline intersection of Shook Road and Spiegel Drive (80 feet) as shown in Plat Book 86, Page 26, thence N 3° 55' 52" E a distance of 1256.73 feet to a railroad spike found at the southwest corner of said 31.673 acre tract, and the northwest corner of a 6.255 acre tract deeded to Fine-Circuit L.P. in Instrument Number #199712010155276;

Thence S 86° 07' 47" E along the south line of said 31.673 acre tract, and the north line of said 6.255 acre tract a distance of 1097.12 feet to an iron pin found at a southwest corner of said 31.673 acre tract, the southeast corner of a 20.435 acre tract of land known as Auditor's Parcel 495-263053 deeded to Creekside IV LLC in Instrument Number #200109050206190 and along the City of Columbus Corporation line as shown in Instrument Number #200208300215311 and created by Ordinance Number 744-02;

Thence the following five(5) courses along the south and east lines of said 31.673 acre tract, the north and west lines of said 20.435 acre tract and said Corporation line:

1. N 3° 52' 13" E a distance of 195.00 feet to an iron pin found;
2. S 86° 07' 47" E a distance of 60.00 feet to an iron pin found;
3. N 3° 52' 13" E a distance of 337.56 feet to an iron pin found;
4. N 48° 52' 13" E a distance of 137.18 feet to an iron pin found;
5. N 3° 52' 13" E a distance of 82.86 feet to an iron pin found, said iron pin being THE TRUE PLACE OF BEGINNING

for the tract herein to be described;

Thence N 3° 52' 13" E across and through said 31.673 acre tract a distance of 444.62 feet to a point on the northerly right-of-way of Rohr Road (County Road 235), Existing Corporation Line by Ordinance Number 78-99, Instrument # 200004060067210;

Thence S 81° 48' 56" E along said northerly right-of-way a distance of 62.44 feet to an angle point in said northerly right-of-way, Existing Corporation Line by Ordinance Number 78-99, Instrument #200004060067210;

Thence S 80° 03' 40" E along said northerly right-of-way a distance of 716.45 feet to a point at the intersection of said northerly right-of-way with the westerly right-of-way of Alum Creek Drive, Existing Corporation Line by Ordinance Number 78-99, Instrument #200004060067210;

Thence S 24° 32' 53" E along said westerly right-of-way a distance of 72.79 feet to a point at the northeast corner of a 1.00 acre tract known as Auditor's Parcel Number 150-000707 deeded to Nagle Trucking Services, Inc. in O.R. 29094, Page H-13, in the southerly right-of-way of said Rohr Road;

Thence N 80° 03' 40" W along the northerly line of said 1.00 acre tract and said southerly right-of-way a distance of 225.73 feet to a point at the northwest corner of said 1.00 acre tract;

Thence S 24° 31' 58" E along the westerly line of said 1.00 acre tract a distance of 297.67 feet to a point at the southwest corner of said 1.00 acre tract, in a northerly line of said 20.435 acre tract, and on said existing Corporation line;

Thence the following two (2) courses along the northerly lines of said 20.435 acre tract and said Corporation line:

1. S 65° 29' 46" W a distance of 130.85 feet to a point, along Existing Corporation Line Ordinance No. 744-02, Instrument #200208300215311;
2. N 86° 07' 47" W a distance of 611.34 feet to the TRUE PLACE OF BEGINNING containing 6.409 acres, more or less.

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

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2080-2003

To authorize the Director of the Department of Development to enter into a Jobs Creation Tax Credit Agreement with CallTech Communications, LLC at sixty percent (60%) for a period often (10) taxable years in consideration of CallTech Communications, LLC creating 400 (four hundred) new full-time jobs and retaining 611 (six-hundred eleven) full-time jobs in the Columbus community; and to declare an emergency

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, the State of Ohio Tax Credit Authority has granted CallTech Communications, LLC a 65% / 5 year Jobs Creation Tax Credit; and

WHEREAS, pursuant to Section 718.08 of the Ohio Revised Code (the "City Act") a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, the granting of the tax credit by the City for the proposed expansion project by CallTech Communications, LLC will create 400 (four-hundred) full-time permanent jobs; retain 611 (six-hundred eleven) full-time positions; increase opportunities for employment and strengthen the economy of the city; and

WHEREAS, receiving these tax credits from the State and the City is a critical factor in CallTech Communications, LLC's decision to go forward with the project; and

WHEREAS, an emergency exist in the usual daily operation of the Department of Development in that it is immediately necessary to enter into a Jobs Creation Tax Credit Agreement with CallTech Communications, Inc, for the preservation of public health, peace, property and safety; now therefore;

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

Section 1. That the City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax credits is a critical factor in the decision by CallTech Communications, LLC to go forward with the project

Section 2. That the City Council hereby finds and determines that the project meets all the requirements of the City Act

Section 3. That the Director of the Department of Development is hereby authorized and directed to enter into and execute a 10 year, 60% Jobs Creation Tax Credit Agreement with CallTech Communications, LLC

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2106-2003

To authorize the transfer of \$1,898,187.53 from the 1995, 1999 Voted Streets and Highways Fund to the Local Transportation Improvement Fund; to appropriate \$2,886,047.48 within the Local Transportation Improvement Fund; to authorize the Public Service Director to enter into contract with Decker Construction Company for the Resurfacing 2003 Project #3 - OPWC project; to authorize the expenditure of \$2,886,047.48 from the Local Transportation Improvement

Fund for the Transportation Division and to declare an emergency (\$2,886,047.48)

WHEREAS, bids were received and tabulated on August 8, 2003, for the Resurfacing 2003 Project #3 - OPWC project; and

WHEREAS, a satisfactory bid has been received; and

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

WHEREAS, the Ohio Public Works Commission (OPWC) is making a maximum of \$4,389,627.00 available to fund a portion of the ADA-compliant handicapped ramp work being undertaken within this and other resurfacing contracts to be awarded this year; and

WHEREAS, the OPWC share of funding for this contract is estimated at \$987,859.95, and

WHEREAS, it is necessary to transfer and appropriate the local matching share necessary for this project to / within the Local Transportation Improvement Program (LTIP) Fund; and

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

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

SECTION 1. That monies be transferred from the 1995, 1999 Voted Streets and Highways Fund, Fund 704, to provide the appropriate local match for this resurfacing project as follows:

TRANSFER FROM:

Fund: 704

Project: #530282

Project: resurfacing

OL. 01 / OL. 03 Codes: 06/6631

OCA Code: 644385

Amount \$1,898,187.53

TRANSFER TO:

Fund: 704

Project #: 530282

Project: resurfacing

O.L. 01/O.L. 03 Codes: 10/5501

OCA Code: 644385

Amount \$1,898,187.53

TRANSFER FROM:

Fund: 704

Project #: 530282

Project: Resurfacing

O.L. 01/O.L. 03 Codes: 10/5501

OCA Code: 644385

Amount \$1,898,187.53

TOTAL TRANSFER FROM: \$1,898,187.53

TRANSFER TO:

Fund: 763

Grant#: 563001

Grant: Resurfacing

O.L. 01/O.L. 03 Codes: 80/0886

OCA Code: 563001

Amount \$1,898,187.53

TOTAL TRANSFER TO: \$1,898,187.53

SECTION 3. That the sum of \$2,886,047.48 be and hereby is hereby appropriated from the unappropriated balance of the Local Transportation Improvement Program Fund, Fund 763, and from all monies estimated to come into said fund from any and all sources and

unappropriated for any other purpose during the fiscal year ending December 31, 2003, to Department No.59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 563001 and Grant 563001.

SECTION 4. That the monies appropriated within the foregoing Section3 shall be paid upon order of the Public Service Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That the Public Service Director be and is hereby authorized to enter into a contract with Decker Construction Company, 3040 McKinley Avenue, Columbus, Ohio43204, for the construction of the Resurfacing 2003 Project #3 - OPWC project in the amount of \$2,631,479.98 for the Transportation Division in accordance with the specifications and plans on file in the office of the Public Service Director, which are hereby approved, and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$254,567.50 therefore.

SECTION 6. That for the purpose of paying the cost of the contract and inspection, the sum of \$2,886,047.48 or so much thereof as may be needed, is hereby authorized to be expended from the Local Transportation Improvement Project Fund, Fund 763, Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 563001 and Grant 563001.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2108-2003

To authorize the Director of the Department of Development to modify an Emergency Repair Program contract with Gearheart Bulldozer and Backhoe to extend the length of the contract; and to declare an emergency

Whereas, the Director of the Department of Development desires to modify Contract DE024094 with Gearheart Bulldozer and Backhoe by extending the contract for 6 months to March 31, 2004; and

Whereas, Gearheart Bulldozer and Backhoe performs emergency plumbing system repair services under this contract for the Emergency Repair Program; and

Whereas, this modification will allow for the provision of additional emergency plumbing system repair services; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify the contract with Gearheart Bulldozer and Backhoe, in order to preserve the public peace, health, safety, and welfare; and NOW, THEREFORE,

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

Section 1. That the Director of the Department of Development is hereby authorized to modify contract DE024094 with Gearheart Bulldozer and Backhoe (28-4760818) by extending the contract for 6 months to March 31, 2004; and

Section 2. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2109-2003

To authorize the Director of the Department of Development to modify an Emergency Repair Program contract with Stairway Chairlift, Inc. to extend the length of the contract; and to declare an emergency

Whereas, the Director of the Department of Development desires to modify Contract DE0024352 with Stairway Chairlift, Inc. by extending the length of the contract six months; and

Whereas, Stairway Chairlift, Inc. performs emergency accessibility lift repair services under this contract for the Emergency Repair Program; and

Whereas, this modification will allow for the provision of additional emergency accessibility lift repair services; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify the contract with Stairway Chairlift, Inc. in order to preserve the public peace, health, safety, and welfare; and NOW, THEREFORE,

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

Section 1. That the Director of the Department of Development is hereby authorized to modify Contract DH)024352 with Stairway Chairlift, Inc. (31-1674969) by extending the length of the contract 6 months to March 31, 2004.

Section 2. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 24, 2003 Mitchell Brown, Acting Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2151-2003

An ordinance establishing a Tax Increment Finance incentive district and declaring improvements to certain parcels of real property to be a public purpose, describing the public infrastructure improvements to be made to benefit those parcels, requiring the owners thereof to make service payments in lieu of taxes, establishing a municipal public improvement tax increment equivalent fund for the deposit of such service payments, protecting the Columbus City School District against any loss of revenue; and to declare an emergency.

WHEREAS, to carry out its public purpose of encouraging affordable housing, providing essential city services and improving the economic welfare of the people of the City, the City has determined to create an incentive district to facilitate such purposes by passing an Ordinance declaring improvements to certain parcels within the incentive district to be a public purpose under Section 5709.40 of the Ohio Revised Code; and

WHEREAS, the real property shown on Exhibit A hereto is located in the State of Ohio, County of Franklin and City of Columbus (such property, together with any improvements now or hereafter constructed, developed or located thereon, is collectively hereinafter referred to as the "Property"); and

WHEREAS, the City finds the completion of certain public infrastructure improvements will facilitate the development of affordable

housing and the provision of essential city services and has determined that it is necessary to pass this Ordinance declaring the development of the project area to be a public purpose under Section 5709.40(C) of the Ohio Revised Code; and

WHEREAS, Exhibit B hereto describes the public improvements made, to be made, or which are in the process of being made by, or on behalf of the City that benefit or serve or, once made, will benefit or serve the Property (collectively, the "Public Improvements"); and

WHEREAS, owner(s) of portions of the Property and others are developing and/or have proposed developing certain improvements on the Property (collectively, the "Private Improvements") including without limitation affordable single family, multifamily and senior housing facilities and related improvements; and

WHEREAS, the Engineer has certified that the development of Private Improvements to the Property are consistent with its current zoning and plan of development, which is a written economic development plan encompassing the Private Improvements, and which was previously adopted by this Council, and that the Private Improvements shall, during construction and upon completion, place direct, additional demand on the Public Improvements, and that the Public Improvements are inadequate to support such development needs; and

WHEREAS, in accordance with Section 5709.42 of the Ohio Revised Code, the City has elected to direct and require the current and future owners of the Property and the Private Improvements to make annual service payments in lieu of taxes to the Franklin County Treasurer on or before the final dates for payment of real property taxes; and

WHEREAS, Section 5709.40, 5709.42 and 5709.43 of the Ohio Revised Code provide that this Council may declare improvements to a parcel of real property located in the City to be a public purpose, thereby exempting those improvements from real property taxation for a period of time, specify public infrastructure improvements to be made to benefit that parcel, provide for the making of service payments in lieu of taxes by the owner thereof, provide for the distribution of the applicable portion of those service payments to the Columbus City School District and establish a municipal public improvement fund into which the remaining portion of such service payments shall be deposited; and

WHEREAS, this Council finds and determines that notice of this proposed Ordinance has been delivered to all affected school districts, in accordance with Sections 5709.40(D)(4) and 5709.83 of the Ohio Revised Code;

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to establish the Alum Creek-Watkins Road Tax Increment Financing Incentive District, thereby preserving the public health, property, peace, safety and welfare, now therefore,

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

Section 1. That pursuant to and in accordance with Section 5709.40 of the Ohio Revised Code, this Council hereby finds and determines that the increase in assessed value of the Property subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the "Improvement" as defined in Section 5709.40, Ohio Revised Code) resulting from development, is hereby declared to be a public purpose, and one hundred percent of such increase in assessed value shall be exempt from taxation for a period commencing with the tax year in which the Improvements first appear on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance, and ending with the earlier of twenty (20) years from such effective date or the date on which the City can no longer require semiannual service payments in lieu of taxes, all in accordance with the requirements of Sections 5709.40, 5709.42 and 5709.43, Ohio Revised Code. This ordinance does not apply to any property for any period of time it is otherwise exempt from taxation pursuant to Section 5709.12 of the Revised Code.

Section 2. That the Public Infrastructure Improvements set forth in Exhibit B hereto and to be made by the City or on its behalf are hereby designated as "Public Infrastructure Improvements," as defined in Section 5709.40, Ohio Revised Code, that benefit or serve, or that once made will benefit or serve, the Property

Section 3. That as provided in Section 5709.42, Ohio Revised Code, the owners from time to time of the Improvement are hereby required to, and shall make, annual service payments in lieu of taxes to the Franklin County Treasurer on or before the final dates for payment of real property taxes, which service payments shall be (a) distributed by the Franklin County Treasurer to the Columbus City School District, or (b) deposited in the Alum Creek-Watkins Road Project Municipal Public Improvement Tax Increment Equivalent Fund established in Section 4 hereof, all pursuant to Sections 5709.40 and 5709.42, Ohio Revised Code, and as provided in Section 4 of this Ordinance. This Council further hereby authorizes and directs the Mayor, the Clerk of Council, the Director of Law, the Director of Finance, or other appropriate officers of the City, to make such arrangements as are necessary and proper for collection from said owners of said service payments in lieu of taxes.

Section 4. That this Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43, Ohio Revised Code, the Alum Creek-Watkins Road Project Municipal Public Improvement Tax Increment Equivalent Fund (the "Fund"). The Fund shall be in the custody of the City and shall receive from the payments in lieu of taxes all amounts not distributed to the Columbus City School District. Those annual service payments in lieu of taxes with respect to the Improvements on the Property, so deposited and distributed pursuant to law as provided in Section 5709.42, Ohio Revised Code, shall be used solely for the purposes authorized in Sections 5709.40, 5709.42 and 5709.43, Ohio Revised Code.

Any expenditures of service payments deposited in the Alum Creek-Watkins Road project Tax Equivalent Fund is subject to the expenditure restrictions and appropriation requirements of Sections 27 through 31 of the Charter of the City.

The Fund shall remain in existence so long as such service payments are collected and used for the aforesaid purposes, after which the Fund shall be dissolved in accordance with said Section 5709.43, Ohio Revised Code. Pursuant to Sections 5709.40 and 5709.42, Ohio Revised Code, the Franklin County Treasurer shall distribute to the Columbus City School District from those payments in lieu of real taxes provided for in Section 3 of this Ordinance, and at the same time and in the same manner as real Property tax payments, amounts equal to the amounts that the Columbus City School District could otherwise receive as real property tax payments derived from the Improvement absent the passage of the Ordinance.

Section 5. That this Council further hereby authorizes and directs the Mayor, the Clerk of Council, the Director of Development, or other appropriate officers of the City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Ordinance

Section 6. That pursuant to Section 5709.40(G), of the Ohio Revised Code, the City of Columbus will deliver a copy of this Ordinance to the Director of the Department of Development of the State of Ohio within 15 days after its passage. On or before March 31 of each year that the exemption set forth in Section 1 hereof remains in effect, the Clerk or other authorized officer of this City shall prepare and submit to the Director of the Department of Development of the State of Ohio the status report required under Section 5709.40(G), Ohio Revised Code.

Section 7. That for reasons stated in the preamble hereto, which is hereby made a part of this Ordinance, this Ordinance 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.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RESOLUTIONS**RES NO. 347X-2003**

To recognize and congratulate Pastor Dr. G. Thomas Turner and First Lady Roberta F. Turner on their thirtieth Pastoral Anniversary.

WHEREAS, on Friday, September 19, 2003, members and friends of the Friendship Missionary Baptist Church will celebrate the 30th Pastoral Anniversary of Pastor, Dr. G. Thomas Turner and First Lady Dr. Roberta F. Turner at Villa Milano; and

WHEREAS, Pastor Dr. G. Thomas Turner is the recipient of a honorary Doctorate of Divinity degree from Baltimore College of the Bible, Baltimore, Maryland and one honorary Doctorate of Humane Letters degree from Virginia Seminary, Lynchburg, Virginia and is in great demand as an evangelist, workshop leader, and convention, camp meeting and special occasion speaker; and

WHEREAS, Pastor Dr. G. Thomas Turner serves on the Board of Directors of the R.H. Boyd Corporation and the National Baptist Publishing as well as a Board Member of the Lott Carey Foreign Mission Convention; and

WHEREAS, Pastor Dr. G. Thomas Turner is the recipient of numerous citations and awards however the most notable of all his accomplishments are the number of souls won to Christ; and

WHEREAS, Pastor Dr. G. Thomas Turner has been married to Dr. Roberta F. Turner for forty-one years; now therefore
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby recognize and applaud Pastor Dr. G. Thomas Turner and First Lady Dr. Roberta F. Turner for 30 years of faithful service to the Friendship Missionary Baptist Church congregation for being a shepherd and leader to both their congregation and the City of Columbus.

Adopted September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 348X-2003

Columbus City Council extends sincere condolences to the family of the late Herbert Holliman on this sorrowful occasion of his passing.

Herbert Holliman was a committed advocate and activist in the Columbus community for over 50 years. He was a courageous man who frequently spoke at the Columbus School Board and Columbus City Council meetings. He served as: Driving Park Commissioner, Reeb-Hosack Planning Committee member and chairperson, local NAACP membership chairperson, long-time volunteer at the South Side Settlement House, grandparent volunteer at Siebert Elementary and Stewart Alternative Schools.

Mr. Holliman was a dedicated member of the Tabernacle Baptist Church where he served the Lord with truth and gladness. He was the recipient of the 2000 Jefferson Award for Community Service, and the first recipient of the Tiger Woods Foundation Sharing and Caring Award.

Mr. Holliman had a long and distinguished career as a retired United States postal clerk and Army veteran of World War II.

Herbert Holliman will be sorely missed.

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

That this Council does hereby pay tribute to the memory of a truly honorable man, Herbert Holliman.

Adopted September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

BIDS WANTED – PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://finance.ci.columbus.oh.us/purchasing/openbids/sabids.html>

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 \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin 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 PROPOSALS CALL THE LISTED DIVISION

BID OPENING DATE - September 30, 2003 11:00 am

SA000527 - RAYMOND GOLF COURSE FOOD CONCESSIONS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office - 200 Greenlawn Avenue, - until 11:00 AM on Tuesday, September 30, 2003, publicly opened and read immediately thereafter for:
RAYMOND GOLF COURSE FOOD CONCESSIONS

Copies of Bidder Information, Proposal Forms, and Contract Specifications can be obtained at:
 Recreation and Parks Office - Golf Section
 200 Greenlawn Avenue, Columbus, Ohio 43223

Proposals shall be submitted with proposal bond forms properly executed in accordance with directions contained in "Information to Bidders" section, together with the remaining executed proposal documents.

The proposals shall be accompanied by a proposal bond, on the form provided in the contract documents, with surety or sureties satisfactory to the Recreation and Parks Commission, or by a certified check on a solvent bank of the City of Columbus, Ohio. Such proposal bond or check shall be in the amount of \$500.00 (five hundred dollars and no cents). If the proposal bond is given by a surety company, proof of authority of the officer or agent signing the bond, together with a recent financial statement of the surety company, shall be attached.

If a certified check is given, it shall be drawn payable to the order of Wayne A. Roberts, Executive Director of the Department of Recreation and Parks - Columbus, Ohio. The bond or check shall be forfeited if the bidder fails to enter into a contract with the City of Columbus, Ohio, and to furnish the required performance bond within ten (10) days after notice of the acceptance of their proposal, if the award is made to said bidder. The bonds or checks of all except the highest three bidders will be returned as soon as the bids are canvassed. The bonds or checks of these highest three bidders will be held until the execution of the contract and the furnishing of the required performance bond, after which they will be returned on demand.

A performance bond (contract bond) with a satisfactory surety will be required for the faithful performance of the work. The bidder will be required to state in full detail, on their proposal, their experience in this class of work and bids from Bidders inexperienced in food service will not be considered.

EQUAL OPPORTUNITY CLAUSE:

"Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification.

Minority business enterprises and female business enterprises bidding on contracts shall also include a contract compliance number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract".

Proposals must be submitted on the Proposal Forms, contained in the Contract Documents and said Contract Documents containing the Proposal must be submitted in their ENTIRETY in sealed envelopes marked "Bid for Raymond Golf Course Food Concessions" and addressed to:

RECREATION AND PARKS COMMISSION
 200 GREENLAWN AVENUE
 COLUMBUS, OHIO 43223

The right is reserved by the Executive Director of Recreation and Parks to reject any or all bids.
 Jerry Saunders, President, Columbus Recreation and Parks Commission
 Wayne A. Roberts, Executive Director, Department of Recreation and Parks
 W. Scott Stanley, Golf Administrator, Columbus Municipal Golf Division
 ORIGINAL PUBLISHING DATE: September 16, 2003

SA000521 - POLICE/JET FUEL

1.1 Scope: It is the intent of the City of Columbus, Division of Police to obtain formal bids to establish a Universal Term Contract for the purchase of Jet Aviation Fuel for use by the Police Helicopter Unit through December 31, 2005.

1.2 Classification: Pricing shall be based on the Oil Price Information Service (OPIS) Jet Fuel Report Average Low, Commercial Airline Jet Fuel Range for September 15, 2003, +/- the margin per gallon.

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 28, 2003

SA000538 - X-RAY SERVICES FOR TB CLINIC

Radiology Services for the Columbus Health Department

The Columbus Health Department has a need to contract for x-ray services for patients of the Ben Franklin Tuberculosis Control Program for a two-year period, January 1, 2004 through December 31, 2005. Interested vendors are invited to complete and submit the "Radiology Services for the Columbus Health Department" Request For Proposal (RFP).

A provider is needed take and develop x-rays, and perform preliminary screening of the x-rays of patients of the Ben Franklin T.B. Control Program. Services are required Monday through Friday between the hours of 8:00 a.m. and 4:30 p.m. at the provider's office location(s).

To receive a Request For Proposals for "Radiology Services for the Columbus Health Department", please contact Pete Denkowski MS, RN, Columbus Health Department, 240 Parsons Avenue, Columbus Ohio, 43215-5331, (614) 645-6582. Proposals must be received by 4:00 p.m., Friday October 3, 2003.

REQUEST FOR PROPOSALS

Radiology (X-Ray) Services for the Columbus Health Department

I. Project Description:

The City of Columbus, Ohio is seeking a vendor to supply radiology services to the Columbus Health Department's Ben Franklin Tuberculosis Control Program. Interested vendors are invited to complete and submit the "Radiology Services for the Columbus Health Department" Request For Proposals (RFP). Radiology services are needed for the two-year period January 1, 2004 through December 31, 2005.

II. Radiology (X-Ray) Services Needs and Requirements:

A. The provider must agree to take and develop x-rays, and perform preliminary screening of the x-rays for adults and/or children.

B. Services are required Monday through Friday between the hours of 8:00 a.m. and 4:30 p.m. at the vendor's office location.

C. The provider must show proof of being a licensed radiologist.

D. The provider will first bill Medicaid, Care Source, and other applicable third parties for x-ray and screening costs, before invoicing the Columbus Health Department.

E. The provider must agree to bill, per x-ray, those, which are not billable to a third, party, and submit monthly these invoices to the Columbus Health Department.

F. The provider must have a wheelchair facility.

G. It is preferred that the provider will have multiple x-ray sites, such as the far west-side of metropolitan Columbus, the northeast quadrant as in the Agler Rd. / Cassady Ave. area, and in downtown Columbus. Preferably, these sites will be on a bus line and the downtown location will be in walking distance of the Columbus Health Department at 240 Parsons Ave.

H. The X-ray reports must be made available to the TB Program within three to five working days of the x-ray being taken.

I. The provider must be able to start providing this service on 1/02/04.

J. The provider will conduct the x-ray with a Posterior/Anterior (PA) view on adults and pediatric x-rays will be done with the PA and Lateral views.

K. The provider must be able to process between 300 and 400 x-rays per month.

III. Evaluation Criteria:

A. The competence of the provider to perform the required services as indicated by the experience and credentials of the provider.

B. The quality and feasibility of the provider's proposal.

C. The ability of the provider to perform the services expeditiously as indicated by the provider's workload and availability.

D. Past performance of the provider as reflected by evaluations by the Ben Franklin Tuberculosis Control Program and/or previous clients of the provider with respect to such factors as quality of work and success in meeting deadlines.

E. The cost per x-ray and the number of views per x-ray.

F. The ability to provide radiology services at geographic locations around Columbus that best serve the TB Program's target populations.

G. The ability to start accepting and processing radiology patients on 1/02/04.

IV. Price quotation:

Prices must be quoted for two twelve-month periods; from January 1, 2004 through December 31, 2004, and from January 1, 2005 through December 31, 2005.

ORIGINAL PUBLISHING DATE: September 17, 2003

BID OPENING DATE - October 7, 2003 11:00 am

SA000535 - CRPD Street Island Renovation

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, October 7, 2003 and publicly opened and read immediately thereafter for WARREN AVENUE STREET ISLAND IMPROVEMENTS

The work for which proposals are invited consists of supply and installation of brick paving walkway, supply and installation of decorative metal fencing and limestone piers, earthwork, removal, supply and installation of plant material, supply and installation of park benches, trash receptacle and other such work as may be necessary to complete the contract in accordance with the plans and specifications for the park located at the intersection of Warren Avenue and Hamlet Road.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645 - 5765 upon a non-refundable payment of \$25.00 per package.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual/Specifications containing the Proposal must be submitted in a sealed envelope marked "Warren Avenue Street Island Improvements".

PROPOSAL GUARANTY

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

The amount of the Bid Bond must be filled in on the Bid Proposal Form.

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 will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

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

SPECIAL REQUIREMENTS

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

ORIGINAL PUBLISHING DATE: September 16, 2003

SA000530 - FAC.MGT/LANDSCAPE & SNOW REMOVAL

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, October 7, 2003 for LANDSCAPE AND SNOW REMOVAL OF VARIOUS CITY FACILITIES UNDER THE PURVIEW OF THE FACILITIES MANAGEMENT DIVISION. The work for which bids are invited consist of full service mowing, landscape, snow removal, and salting of various facilities to complete the contract in accordance with the specifications.

PRE-BID MEETING

A pre-bid meeting will be held September 24, 2003 at 1:30 p.m., at the City Hall, 90 West Broad Street, Room B09, Columbus, Ohio 43215.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, September 15, 2003. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: LANDSCAPE AND SNOW REMOVAL OF VARIOUS CITY FACILITIES UNDER THE PURVIEW OF THE FACILITIES MANAGEMENT DIVISION.

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

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

OSHA/EPA REQUIREMENTS

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

CONSTRUCTION AND MATERIALS SPECIFICATIONS

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

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

BID CANCELLATION AND REJECTIONS

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

SPECIAL REQUIREMENTS

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

ORIGINAL PUBLISHING DATE: September 06, 2003

BID OPENING DATE - OCTOBER 9, 2003 11:00 A.M.**SA000533 - POLYMER - JACKSON PIKE WASTEWATER PLANT**

1.1 Scope: This proposal is to provide the City of Columbus, Division of Sewerage & Drainage with an Universal Term Contract (blanket type) to purchase approximately two million pounds annually of a cationic water-soluble polymer in emulsion as a sludge conditioner in a sludge dewatering centrifuge process at the Jackson Pike Waste Water Treatment Plant. The proposed contract can potentially be in effect from December 1, 2003 to March 31, 2006

1.2 Classification: The successful bidder will provide, deliver, and unload bulk quantities of a cationic water - soluble polymer in emulsion. The supplier will also be required to provide specified safety training sessions. Bidders will be able to pick up a five (5) gallon sample of typical feed on Thursday, September 25th 2003 - from 8:00 a.m. until 4:00 p.m. EST at the Jackson Pike WWTP.

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: September 17, 2003

SA000534 - POLYMER - SOUTHERLY WASTEWATER TREATMENT

1.1 Scope: This proposal is to provide the City of Columbus, Division of Sewerage & Drainage with an Universal Term Contract (blanket type) to purchase approximately eleven million pounds annually of Polymer as a sludge conditioner in a sludge dewatering centrifuge process at the Southerly Waste Water Treatment Plant. The proposed contract can potentially be in effect from December 1, 2003 to March 31, 2006.

1.2 The successful bidder will provide, deliver, and unload bulk quantities of Polymer. The supplier will also be required to provide specified safety training sessions. Bidders will be able to pick up a five (5) gallon sample of typical feed on Thursday, September 25th 2003 - from 8:00 a.m. until 4:00 p.m. EST at the Southerly WWTP.

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: September 17, 2003

SA000541 - SUMMIT STREET CORRIDOR IMPROVEMENTS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on October 9, 2003, for SUMMIT STREET CORRIDOR IMPROVEMENTS, 1594 DR. E. The work for which proposals are invited consists of concrete sidewalks, curb inlets, underdrain, street lights, conduit, trees, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$20.00 for full-sized plans and \$10.00 for half-sized plans. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

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

All materials submitted in response to this advertisement for bids will become the property of the City and will not be returned. All materials submitted in response to this advertisement for bids will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

SUBSURFACE DATA

Subsurface data was not obtained for project design purposes.

PRE-BID CONFERENCE

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

CONTRACT COMPLETION

The city will issue a notice to proceed on or about March 1, 2004. All work is to be complete by July 1, 2004.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in the Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front St, 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

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

PLANS ARE AVAILABLE ON: September 22, 2003

ORIGINAL PUBLISHING DATE: September 20, 2003

BID OPENING DATE - October 15, 2003 3:00 pm

SA000542 - JP SLUDGE BUILDING HVAC PROJECT**ADVERTISEMENT FOR BIDS**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 P.M., local Time, on Wednesday October 15, 2003 and publicly opened and read at that hour and place for the following project: City of Columbus, Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant, Sludge Control, Building HVAC Replacement, Project PIP 241

The work for which proposals are invited consists of, but is not limited to, the following:

Item 01 Remove and dispose of the existing Sludge Control Building, 20 ton, roof mounted HVAC Unit.

Item 02 Furnish and install a new, roof mounted, HVAC System with a gas fired furnace for heating and an air conditioning unit for cooling.

Item 03 Furnish and install an air filtering and cleaning device upstream from air intake of the HVAC equipment.

Item 04 Furnish and install the equipment and controls necessary for a thermostatically controlled four (4) zone system with one independent thermostat in each zone.

Item 05 The existing duct work shall be reused and modified, as required, to adapt to the new HVAC unit and the four zone control.

The work is to be performed at the Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, and Columbus, Ohio 43223.

CONTACTS:

Questions regarding the project details or specification details need to be addressed to Robert M. Smith, P.E., Jackson Pike Wastewater Treatment Plant, (614) 645-0309. Copies of the Contract Documents are on file at the offices of the Division of Sewerage and Drainage, 910 Dublin Road, 4th floor, Room 4019, Columbus, Ohio 43215, and are available, at no cost, through the Division of Sewerage and Drainage, Fiscal Office (614) 645-6031.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents must be submitted, in their entirety, in a sealed envelope marked: Bid for, City of Columbus, Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant, Sludge Control Building HVAC Replacement, Project PIP 241

Any unauthorized conditions, limitations, or provisions attached to the Bid Submittal Documents may render a bid non-responsive and result in its rejection. Bidders are invited to be present at the Bid Opening.

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Compliance with the provisions of Article I, Title 39, as defined in the Columbus City Code 3901.01, is a condition of this contract. Failure or refusal of a contractor or subcontractor to comply with this Article may result in the cancellation of the Contract. Applications for the Columbus Contract Compliance Certification Number can be obtained by calling (614) 645-4764 or downloaded from the city web site ci.columbus.oh.us.

BID CANCELLATION AND REJECTIONS

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

CREDITABLE FACTORS

In determining the lowest bid for purposes of awarding a contract, the creditable factors, noted in the TIER II section of the proposal forms shall apply.

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.

SUBSURFACE DATA

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

PRE-BID CONFERENCE

A pre-bid conference for this project will be held on Wednesday October 8, 2003 at 10:00 AM in Trailer 4, at the Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, Columbus, Ohio, 43223. Note: Attendance at the Pre-Bid Conference is required for Bid consideration.

CONTRACT COMPLETION

The contract completion time is 120 calendar days after the date of notice to proceed.

EQUAL OPPORTUNITY CLAUSE:

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

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

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

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the 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. (Ord. 1178-95.)

Cheryl Roberto, Interim Director of the Department of Public Utilities

ORIGINAL PUBLISHING DATE: September 20, 2003

BID OPENING DATE - October 16, 2003 11:00 am

SA000532 - R&P/Photo ID Materials UTC

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department to purchase photo ID supplies to be used for participants at public pools, recreation centers and various other Recreation and Parks Department facilities and activities for a period of three (3) years with funding on a year for year basis.

1.2 Classification: The term and pricing of this contract shall be for three (3) years. The Recreation and Parks Department will establish a blanket order and orders will be placed on as needed basis, referencing the said blanket purchase order number.

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: September 16, 2003

SA000536 - Income Tax/2003 Tax Packets

1.1 Scope: It is the intent of the City of Columbus, Income Tax Division, to obtain formal bids to establish a contract for the purchase of prepress, printing, variable data imaging, finishing, fulfillment, CD production and delivery services of our 2003 Income Tax forms for use in collecting revenue for the 2003 tax year.

1.2 Classification: The successful supplier will be responsible for the following items in various quantities as per the specifications: Individuals' IR-25 Tax Packet (IR-25 & IT-21), Business' BR-25 Tax Packet (BR-25 & IT-21), Individuals' IR-22 Tax Packet, CD of Form and Instructions (Columbus Package X on CD), IR-25 Tri-fold (Annual Return-Individual), IT-21 Tri-fold (Declaration), IR-25 Flat Stock (Annual Return - Individual), BR-25 Flat Stock (Annual Return - Business), IT-42 Flat Stock (Extensions), EX-1 Declaration of Exemption, and IR-22 Flat Stock.
PERFORMANCE AND PROPOSAL BONDS REQUIRED

A Performance Bond in the amount of 100% of the contract price with a satisfactory surety is a requirement of this bid. Additionally, A Proposal Bond in the amount of 10% of the total bid price is to be submitted with the bid.

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: September 17, 2003

SA000540 - FLEET/AUTOMOTIVE GLASS REPAIR

1.1 Scope: It is the intent of the City of Columbus, Fleet Management to obtain formal bids to establish a UTC for the purchase of Automotive Glass Repairs for City of Columbus vehicles. Contract will run from the date of execution through October 31, 2005.

1.2 Classification: Bids will be received on a discount basis. Successful bidder shall provide service to city vehicles between the hours of 7:30 am and 4:30 pm, Monday through Friday.

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: September 20, 2003

BID OPENING DATE - October 23, 2003 2:00 pm**SA000543 - CRPD: NORTH BANK PARK- ISSUE B****ADVERTISEMENT FOR BIDS**

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 2:00 p.m. on Thursday, October 23, 2003, and publicly opened and read immediately thereafter for: North Bank Park - Issue B

The work for which proposals are invited consists of one prime contractor package including: the turbidity curtain, site demolition, underground utilities, riverfront wall construction, auger cast pilings.

Copies of the Project Manual/Specifications and the plans will be on file and available to prospective bidders on October 2, 2003 at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-5765 upon a non-refundable payment of \$50.00 per package.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual/Specifications containing the Proposal must be submitted in a sealed envelope marked "North Bank Park Issue B."

PRE-BID CONFERENCE

A Pre-bid Conference will be held Thursday, October 9, 2003, at 2:00 p.m. at Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave. Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract will be required to assure the faithful performance of the work. Bonds shall be with a surety or sureties licensed to conduct business in the State of Ohio, according to Section 103.5 of the City of Columbus Construction and Materials Specifications, latest edition.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunities Commission Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215 (614) 645-4764.

BID CANCELLATION AND REJECTIONS

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

SPECIAL REQUIREMENTS

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

OSHA/EPA/ADA REQUIREMENTS

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

Jerry Saunders, President, Recreation and Parks Commission

Wayne A. Roberts, Executive Director, Recreation & Parks Department

ORIGINAL PUBLISHING DATE: September 23, 2003

BID OPENING DATE - October 31, 2003 3:00 pm

SA000545 - DRWP RAW WATER INTAKE IMPROVEMENTS**REQUEST FOR STATEMENTS OF QUALIFICATIONS FOR PROFESSIONAL SERVICES FOR DUBLIN ROAD WATER PLANT RAW WATER INTAKE IMPROVEMENTS FOR THE CITY OF COLUMBUS**

The City of Columbus, Ohio is soliciting Statements of Qualifications (SOQ's) from experienced professional consulting/engineering firms to provide full-service assistance to the City for design of improvements to the raw water intake and screen facility at the Dublin Road Water Plant for the Department of Public Utilities, Division of Water. The selected professional service firm will provide all office and field services necessary to prepare technical reports and design documents for construction bidding, and provide technical and administrative services and field project representation during construction. The project is identified as Dublin Road Water Plant Raw Water Intake Improvements, Project Number 690278, Contract Number 1052.

The existing facility has been in continuous service since 1951. It is anticipated this project will include but not be limited to replacement of the bar screens, a new and improved leaf removal system and debris barrier, a multiple chemical feed line system, and erosion control along the Scioto River bank.

SOQ's shall include a brief summary of extensive experience in the evaluation, planning, design, construction phase engineering, operations evaluations and training, and start-up assistance for new and upgraded raw water intake and screen facilities for existing water plants ranging in size from 10 to 100 million gallons per day.

Selection of professional services shall be in accordance with Section 329.13 of Columbus City Codes, 1959, utilizing the Department of Public Utilities Request for Qualifications (RFQ), prequalification process. This process is generally as follows:

1. RFQ prepared and advertised by the Department.
2. SOQ's submitted by offerors prior to the deadline.
3. "Short listing" by the Department Evaluation Committee based upon the evaluation criteria specified herein.
4. The Committee shall request complete technical proposals from each of the offerors selected for further consideration.
5. Proposals submitted by the "short listed" offerors.
6. Interviews of offerors by the Department Evaluation Committee.
7. The Committee shall rank all remaining offerors based upon the quality and feasibility of their proposals and any revisions thereto.

8. The Department shall enter into contract negotiations with the offerors in the order of rank.

Any agreement or contract entered into, will be in accordance with the provisions of Chapter 329 of Columbus City Codes, 1959, the standard agreements for professional services of the Division of Water, and all other applicable rules and regulations.

All offerors, and their proposed subcontractors, shall have valid City of Columbus Contract Compliance Numbers (CCCN). SOQ's shall include these numbers, or copies of completed, submitted applications for certification. Applications for certification may be obtained from the City of Columbus website (www.columbus.gov), or from: City of Columbus, Equal Business Opportunity Commission Office, 109 North Front Street, 4th Floor, Columbus, Ohio 43215-9020, (614-645-4764)

All questions shall be submitted in writing to Roger C. Huff, P.E., Technical Support Manager, Supply Group, Division of Water, 910 Dublin Road, Columbus, Ohio 43215, or by fax (614-645-6165), or by e-mail (RCHuff@columbus.gov).

There is NO additional information package for this RFSOQ.

A site tour will be held October 15, 2003 at 10:00 a.m. at the Dublin Road Water Plant, 940 Dublin Road, Columbus, Ohio 43215. Five (5) copies of the SOQ's shall be submitted in a sealed envelope (or envelopes) to Jeffrey A. Hubbard, P.E., Administrator, Division of Water, 3rd floor, Utilities Complex, 910 Dublin Road, Columbus, Ohio 43215. The envelopes shall be clearly marked on the exterior to denote both the names of the submitting firm and the particular professional services contract for which the qualifications are offered. Final date for submission of SOQ's will be no later than 3:00 p.m. October 31, 2003. Any submittals received after that time will not be considered.

Submissions will be evaluated by the evaluation committee based on the following criteria and rating values:

20 Points - Specific qualifications of the primary staff who will manage, supervise and provide services, including past experience on similar projects; general current workload and availability of necessary personnel.

20 Points - Specialized experience required for the work, along with the ability to manage, control and schedule sub-consultants (if applicable).

15 Points - Professional qualifications of the firm.

20 Points - Past performance on similar projects.

15 Points - Demonstrated abilities to meet schedules and budgets.

10 Points - Location of the staff that will perform this work (including sub-consultants, if applicable).

CHERYL ROBERTO, INTERIM DIRECTOR, Department of Public Utilities

ORIGINAL PUBLISHING DATE: September 24, 2003

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, October 9, 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 645-8620. 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 645-8620 or TDD 645-6802.

(09/20/03; 09/27/03; 10/04/03)

**MEETING NOTICE
GERMAN VILLAGE COMMISSION**

The regular meeting of the German Village Commission will be held on Tuesday, October 7, 2003 at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street. Copies of the agenda may be obtained by calling 645-8620. 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 645-8620 or TDD 645-6802.

(09/20/03; 09/27/03; 10/04/03)

**MEETING NOTICE
BREWERY DISTRICT COMMISSION**

The regular meeting of the Brewery District Commission will be held on Thursday, October 2, 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 645-8620. 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 645-8620 or TDD 645-6802.

(09/20/03; 09/27/03)

**MEETING NOTICE
HISTORIC RESOURCES COMMISSION**

The regular meeting of the Historic Resources Commission will be held on Thursday, October 16, 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 645-8620, or by e-mail at bgmoore@columbus.gov. 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 645-8620 or TDD 645-6802.

(09/27/03; 10/04/03; 10/11/03)

**CITY OF COLUMBUS
AGENDA -FINAL
MONDAY,SEPTEMBER 29,2003 6:30 PM**

2020-2003

To grant a Variance from the provisions of Sections 3353.01.C-2, Commercial District and 3342.28,Minimum number of parking spaces required ,for the property located at 2665 FARMERS DRIVE (43229),to permit a dance studio in the L-C-2,Limited Commercial District.

- 1937-2003** To rezone 2465 PETZINGER ROAD (43235),being 1.35 ± acres located on the west side of Winchester Pike,195 ± feet south of Petzinger Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District.(Rezoning #Z03-031)
- 1982-2003** To grant a Variance from the provisions of Section 3332.039,R-4,Residential District;3332.15,Area District Requirements;3332.19,Fronting;3332.26, Minimum side yard permitted;3332.27,Rear Yard; and 3332.28 Side or rear yard obstruction; for the property located at 861 Neil Avenue (43215),to permit two dwellings on one residential lot in the R-4,Residential District (Council Variance #CV03-019).
- 2032-2003** To rezone 55 Lazelle Road (43235),being 3.5 ± acres located on the south side of Lazelle Road,340 ± feet east of North High Street, From: R, Rural and I, Institutional Districts, To: CPD, Commercial Planned Development District. (Rezoning #Z03-042)
- 2041-2003** To grant a Variance from the provisions of Sections 3333.02,AR-12,ARLD and AR-1,Apartment residential district use;3333.09,Area requirements; 3333.15 (c),Basis of computing area;3333.18,Building lines;3333.23, Minimum side yard permitted;3333.24,Rear yard; and 3342.28,Minimum number of parking spaces required; and to repeal Section 9 of Ordinance # 251-93,passed March 15,1993,requiring the combination of parcel numbers 010-101166 and 010-132378;for the properties located at 994 AND 1002 DENNISON AVENUE (43201),to permit single-family dwelling use with reduced development standards in the ARLD, Apartment Residential District. (Council Variance #CV03-022)
- 2042-2003** To rezone 8803 OLENBROOK DRIVE (43235),being 60.16 ± acres located at the terminus of Olenbrook Drive and on the east side of State Route 23, 2950 ± feet north of Lazelle Road, From: R, Rural District, To: R-2, Residential District (Rezoning #Z03-035).

**ZONING COMMITTEE
AGENDA -FINAL**

MONDAY, OCTOBER 6,2003 6:30 PM CITY COUNCIL CHAMBERS

REGULAR MEETING NO.39 OF CITY COUNCIL (ZONING), OCTOBER 6, 2003 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY,TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: MENTEL,CHR. BOYCE HABASH O'SHAUGHNESSY SENSENBRENNER TAVARES THOMAS

- 2014-2003** To rezone 6868 CAINE ROAD (43235),being 1.49 ± acres located at the southeast corner of Caine Road,From:L-C-4,Limited Commercial District, To:L-C-4,Limited Commercial District (Rezoning #Z03-047).
- 2110-2003** To grant a Variance from the provisions of Section 3333.02,AR-12,ARLD and AR-1 apartment residential district use, for the property located at 725 FRANK ROAD (43223),to permit a construction and demolition debris landfill in the AR-12 and ARLD Apartment Residential Districts in conjunction with an adjoining 172-acre construction and demolition landfill in Franklin Township. (Council Variance #CV03-024)

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

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

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

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

THIRD ST shall stop for REINHARD AVE

Stop signs shall be removed from intersections as follows:

THOMPSON RD shall no longer stop for HAMILTON RD

PARKING REGULATIONS

The parking regulations on the 167 foot long block face along the E side of ANN ST from DENTON ALLEY extending to LIVINGSTON AVE shall be

Range in feet	Code Section	Regulation
0 - 75	2151.01	(STATUTORY RESTRICTIONS APPLY)
75 - 167	2105.17	NO STOPPING ANYTIME

The parking regulations on the 340 foot long block face along the E side of ANN ST from LIVINGSTON AVE extending to CHILDRENS DR shall be

Range in feet	Code Section	Regulation
0 - 125	2105.17	NO STOPPING ANYTIME
125 - 290	2151.01	(STATUTORY RESTRICTIONS APPLY)
290 - 340	2105.17	NO STOPPING ANYTIME

The parking regulations on the 340 foot long block face along the W side of ANN ST from LIVINGSTON AVE extending to CHILDRENS DR shall be

Range in feet	Code Section	Regulation
0 - 110	2105.17	NO STOPPING ANYTIME
110 - 165	2151.01	(STATUTORY RESTRICTIONS APPLY)
165 - 340	2105.17	NO STOPPING ANYTIME

The parking regulations on the 345 foot long block face along the E side of NEIL AVE from LANE AVE extending to NORWICH AVE shall be

Range in feet	Code Section	Regulation
0 - 208	2105.17	NO STOPPING ANYTIME
208 - 224		(NAMELESS ALLEY)
224 - 250	2105.17	NO STOPPING ANYTIME
250 - 330	2105.17	NO STOPPING 10AM - 8PM FOOTBALL DAYS 4PM - 1AM FOOTBALL NIGHTS
250 - 330	2151.01	(STATUTORY RESTRICTIONS APPLY)
330 - 360	2105.17	NO STOPPING ANYTIME

The parking regulations on the 413 foot long block face along the S side of RICH ST from WEST TERMINUS/NAMELESS ALLEY extending to LOEFFLER AVE shall be

Range in feet	Code Section	Regulation
0 - 115	2151.01	(STATUTORY RESTRICTIONS APPLY)
115 - 128	2105.03	HANDICAPPED PARKING ONLY
128 - 266	2151.01	(STATUTORY RESTRICTIONS APPLY)
266 - 279		(NAMELESS ALLEY)
279 - 413	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 410 foot long block face along the N side of WHITTIER ST from OAKWOOD AVE extending to WILSON AVE shall be

Range in feet	Code Section	Regulation
0 - 68	2105.17	NO STOPPING ANYTIME
68 - 139	2151.01	(STATUTORY RESTRICTIONS APPLY)
139 - 154	2105.17	NO STOPPING ANYTIME
154 - 168		(NAMELESS ALLEY)
168 - 188	2105.17	NO STOPPING ANYTIME
188 - 214	2151.01	(STATUTORY RESTRICTIONS APPLY)
214 - 234	2105.17	NO STOPPING ANYTIME
234 - 250		(NAMELESS ALLEY)
250 - 270	2105.17	NO STOPPING ANYTIME
270 - 336	2151.01	(STATUTORY RESTRICTIONS APPLY)
336 - 410	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

CHANGES IN YOUR 1959 COLUMBUS CITY CODE**ORD NO. 1804-2003**

To amend Chapter 1105 of the Columbus City Codes, 1959, regarding the age at which a person may be considered an "eligible senior consumer".

WHEREAS, the Department of Public Utilities, Division of Water maintains a program that eliminates the monthly service charge for eligible senior customers, and

WHEREAS, prior to this legislation, only those eligible senior consumers age sixty-five (65) or older were eligible for this program, and

WHEREAS, the Division of Water would like to extend eligibility for this program to eligible senior consumers age sixty (60) or older, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Council of the City of Columbus to amend Chapter 1105 of the Columbus City Codes, to extend the age parameters of eligible senior citizens to age sixty (60) or older, for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That Section 1105.01 of the Columbus City Codes, 1959, be amended by changing the following language

1105.01 Definitions.

"Eligible senior consumer" shall mean any customer who applies for and receives certification by the division of water that he or she (a) receives service by means of a single meter, registering to a single-family residence; (b) is personally or whose spouse is personally responsible (c) is ~~sixty five (65)~~ sixty (60) years of age or older and (d) has a total income for a one (1) person household not greater than seven thousand eight hundred dollars (\$7,800.00) or one hundred fifty (150) percent of the federally established poverty level, whichever is greater; or a total income for a two (2) or more person household of one hundred fifty (150) percent of the federally established poverty level, as defined by the poverty threshold ~~statistic~~ statistics published annually by the Poverty Statistic Branch of the Bureau of the Census

"Front foot" shall mean the frontage ~~which~~ that abuts on the street right-of-way.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1984-2003

To amend ordinance number 0868-2003 by reinstating section 525.23 of the Columbus City Codes, 1959; and to declare an emergency.

WHEREAS, Ordinance 0868-2003 was passed by City Council on June 23, 2003, repealing section 525.23 of the Columbus City Code which provided a process for the issuance of permits to solicit charitable contributions in the roadway; and

WHEREAS, by repealing this section of the code the City has inadvertently made it illegal to solicit charitable contributions from the roadway; and

WHEREAS, this ordinance will reinstate the language that was repealed in the ordinance that was recently passed by City Council; and

WHEREAS, an emergency exist in the usual operation of the Department of Public Safety in that it is immediately necessary to amend said ordinance to enable properly permitted charitable organizations to solicit funds in the roadway for the preservation of public health, peace, property and safety; now, therefore

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

SECTION 1. That ordinance 0868-2003 is amended as follows and the following language is hereby reinstated to the Columbus City Code:

525.23 Permit to solicit charitable contributions in the roadway

(a) The charitable solicitations board shall issue a permit to solicit contributions on a street, highway or roadway from the driver or occupants of a vehicle when all requirements of paragraph(b) of this section have been met

(b) Certain charitable organizations may apply for and obtain a permit to solicit contributions in the street, highway or roadway, but not on a freeway as provided in Section 4511.051(A), Ohio Revised Code, when a permit is issued by the charitable solicitations board as follows:

(1) The charitable solicitations board shall prescribe a form and receive applications to solicit contributions on a street, highway or roadway, and shall adopt rules and regulations to implement this section

(2) An application may be made only by a charitable organization that has received from the Internal Revenue Service a currently valid ruling or determination letter recognizing the tax-exempt status of the organization pursuant to Section 501(C)(3) of the Internal Revenue Code, as amended. Said Internal Revenue Service ruling or determination must be attached to the application prescribed by the charitable solicitations board.

(3) An application to solicit in the street, highway or roadway shall state the date and times for which the permit is sought. A permit under this section shall not be issued to a charitable organization for more than one (1) day each calendar year during the hours of 8:00 a.m. and 6:00 p.m. on that date, or during daylight hours on such date.

(4) The application to solicit in the street, highway or roadway shall specify the locations or intersections for which the permit is sought, and shall list the names and addresses of all agents authorized to solicit on behalf of the organization.

(5) The application shall be accompanied by a paid up liability insurance policy or certificate of insurance in the amount of not less than one million dollars (\$1,000,000) that insures the charitable organization for any and all claims that may arise as a result of soliciting contributions in the street, highway or roadway and which insurance policy contains a clause that names the city and its officers, agents or employees as an additional named insured under such policy.

(6) The application may be accompanied by a statement from the safety director and service director that the proposed solicitation in the street, highway or roadway at the specified locations on the date stated in the permit will not cause excessive traffic congestion or hazard and does not conflict with a previously issued parade permit or scheduled public event. The charitable solicitations board must make both an inquiry and a determination on those subjects prior to the issuance of a permit and conclude that with or without such letters, the proposed solicitation in the street, highway or roadway will not cause excessive traffic congestion or hazard and does not conflict with a previously issued parade permit or scheduled public event.

(7) The chief of the division of police shall be provided a copy of the application, permit, and names of the agents of an organization that is issued a permit under this section. All agents soliciting contributions pursuant to a permit issued under this section shall possess a copy of such permit with them during the period of such solicitation.

(c) After charitable solicitations have been conducted pursuant to a permit issued under this section a permit holder shall notify the charitable solicitations board within sixty (60) days thereafter of the net proceeds resulting from such solicitation.

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

Passed September 22, 2003, Matthew D. Habash, President of Council / Approved September 23, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

**TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE**

Code	Ordinance	2002	Page	Subject
To 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.
To amend Chapter 1105 of the Columbus City Codes	1804-2003	39	4417	To amend Chapter 1105 of the Columbus City Codes, 1959, regarding the age at which a person may be considered an "eligible senior consumer".
To amend ordinance number 0868-2003	1984-2003	39	4417	To amend ordinance number 0868-2003 by reinstating section 525.23 of the Columbus City Codes, 1959; and to declare an emergency.