

Columbus City Bulletin



**Bulletin 40
October 04, 2003**



Proceedings of City Council

Vol. LXXXVIII

Saturday, October 04, 2003

NO. 40

**PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 36
MONDAY, SEPTEMBER 29, 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. 37
MONDAY, SEPTEMBER 29, 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 WEDNESDAY, SEPTEMBER 24, 2003:**New Type: D5B**

To: Cameron Mitchell Restaurants LLC
The Ocean Club
4002 Easton Station
Columbus Ohio 43219

New Type: D2

To: CEC Entertainment Inc
DBA Chuck E Cheeses
3631 Soldano Blvd
Columbus Ohio 43228

New Type: D5

To: Xando COSI Inc
AKA COSI Inc
1310 Polaris Pkwy
Columbus Ohio 43240

New Type: D5J

To: Hi Ball Inc an Ohio corporation
DBA Brew Stirs French Quarter
6118 Busch Blvd
Columbus Ohio 43229

New Type: D1

To: CEC Entertainment Inc
DBA Chuck E Cheeses #557
3631 Soldano Blvd
Columbus Ohio 43228

New Type: D5J

To: C G Holdings of Ohio II Inc
DBA Cinema Grill
6260 Busch Blvd
Columbus Ohio 43229

Transfer Type: D5

To: Bonefish Columbus I Limited Partnership
DBA Bonefish Grill #9602
5712 Frantz Rd
Columbus Ohio 43016
From: JC Management LLC
DBA House of Japan
8701 Sancus Blvd
Columbus Ohio 45240

Transfer Type: D1, D2, D3, D3A

To: Lynnallen Corp
627 Greenlawn Av & Patio
Columbus Ohio 43223
From: 627 Greenlawn Inc
DBA Rosies
627 Greenlawn Av & Patio
Columbus Ohio 43223

Transfer Type: D1, D3, D3A, D6

To: Tender Wings Inc
DBA Buffalo Wild Wings
Grill & Bar
2044 N High St 1st Fl & Bsmt
Columbus Ohio 43201
From: Blazin Wings Inc
DBA Buffalo Wild Wings
Grill & Bar
2044 N High St 1st Fl & Bsmt
Columbus Ohio 43201

Transfer Type: C1, C2

To: Zakary Zhy
DBA C Town Food Mart
1975 W Mound St
Columbus Ohio 43223
From: Maher F Bazbazat
DBA C Town Food Mart
1975 W Mound St
Columbus Ohio 43223

Transfer Type: D1, D2, D3, D3A

To: John Mar Inc
900 Oakland Park Ave
Columbus Ohio 43224
From: Paul Ollam
DBA Fluffys Teddy Bear Lounge
900 Oakland Park Av
Columbus Ohio 43224

Transfer Type: C1, C2, D6

To: 3453 Parsons Inc
DBA Kellys Market
3453 Parsons Av
Columbus Ohio 43207
From: Kellys Market Inc
3453 Parsons Av
Columbus Ohio 43207

Transfer Type: D2, D2X, D3, D3A

To: Four Kegs Inc
DBA Four Kegs Bar & Grill
12 E 15th Ave & Patios
Columbus Ohio 43201
From: G & K Restaurants Inc
DBA Four Kegs Bar & Grill
12 E 15th Av & Patios
Columbus Ohio 43201

Stock Type: D1, D2, D3, D3A, D6

To: Zapata LLC
DBA Casa Fiesta Mexican Restaurant
901 E Dublin Granville Rd
Columbus Ohio 43229

NOTICE:

TO THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

The undersigned, a Board of Revision, appointed and acting in the pursuance of Resolution No. 304X-2003 adopted on the 21st day of July, 2003, respectfully approve the estimated assessment for the cost and expense of improving Berwick 1 Area underground street lighting as made by the Electricity Division, and hereby adopts said report as its own.

Walter R. Cates, Sr., Chair
Darrin Wasniewski
Fred K. Parker

NOTICE:

TO THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

The undersigned, a Board of Revision, appointed and acting in the pursuance of Resolution No. 304X-2003 adopted on the 21st day of July, 2003, respectfully approve the estimated assessment for the cost and expense of improving Brookshire Park Area underground street lighting as made by the Electricity Division, and hereby adopts said report as its own.

Walter R. Cates, Sr., Chair
Darrin Wasniewski
Fred K. Parker

(10/04/03)

ORDINANCES

ORD NO. 1899-2003

To authorize and direct the Finance Director to enter into five contracts for an option to purchase Office Chairs, with Thomas W. Ruff & Company, Office Depot, Boise Workspace, Continental Office Environments, King Business Interiors, Inc., to authorize the expenditure of five dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 5, 2003 and selected the lowest bids; and
 WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products / services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into five contracts for an option to purchase Office Chairs in accordance with Solicitation No. SA000448HJB as follows:

Thomas W. Ruff & Company, Office Depot, Boise Workspace,	Item(s): 18A and 21A, Item(s): 2A, 2B, 10A-10E, Item(s): 3A, 3B, 4A, 4E, 7A-7E, 9A, 9C, 9D, 13A-13D, 14A-14D, 16A-16D, 17A-17D and 22 (for their chairs only),	Amount: \$1.00 Amount: \$1.00 Amount: \$1.00
Continental Office Environments, King Business Interiors, Inc.,	Item(s): SA, SD, SE, 8A, 19, 20A-20C, Item(s): 1A-1E, 6A-6E and 12A-12C,	Amount: \$1.00 Amount: \$1.00

SECTION 2. That the expenditure of \$5.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 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)

WHEREAS, application #Z03-031 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.35+ acres from CPD, Commercial Planned Development District to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said Zoning change because the requested CPD, Commercial Planned Development District would allow the development of the site with a carwash. The proposed CPD plan is designed in consideration of the abutting residential use and is consistent with the 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:

2465 PETZINGER ROAD (43235), being 1.35± acres located on the west side of Winchester Pike, 195± feet south of Petzinger Road, and being more particularly described as follows:

DESCRIPTION OF 1.346-ACRE TRACT
 SOUTH OF INTERSTATE 70
 NORTH OF CONRAIL
 WEST OF U.S. ROUTE 33
 EAST OF ALUM CREEK

Situated in the State of Ohio, County of Franklin, City of Franklin, City of Columbus, in Half Section 54, Township-12-North, Range-2 1-West, Refugee Lands, and being part of a 3.118 acre tract of land as described in Parcel 2 in a deed to PKG Development of record in Official Records Volume 11236 A05 (all references being to records in the Recorder's Office, Franklin County, Ohio), and being more particularly described as follows:

Beginning for reference at a point of intersection of the centerlines of Petzinger Road and U.S. Route 33 (Limited Access):

Thence South 55°19'00" West a distance of 125.00 feet, along the centerline of said Petzinger Road, to a point in the westerly limited access line of said U.S. Rt. 33 as delineated on the plat "PLANTATION LAKES DEDICATION, OF PETZINGER, LOWNES, AND PLANTATION ROADS: OF RECORD IN plat Book 46, Pages 74-76;

Thence South 34° 41' 00" East a distance of 262.61 feet, along the westerly line of said Limited Access line, passing over an existing iron pin at 55.00 feet, to an iron pin set being the Point of Beginning;

Thence South 34° 41' 00" East a distance of 309.40 feet, along the westerly line of said Limited Access line to an existing iron pin in the northerly right-of-way of the Consolidated Rail Corporation (Conrail);

Thence South 67° 06' 00" West a distance of 279.90 feet, along the northerly right-of way line of said Conrail, to an existing iron pin at the southeasterly corner of "PLANTATION LAKES CONDOMINIUM" as recorded in Condominium Plat Book 7, Page 42;

Thence North 34° 41' 00" West a distance of 172.68 feet, along the easterly line of said PLANTATION LAKES CONDOMINIUM, to an iron pin set;

Thence North 67° 35' 09" East a distance of 108.91 feet to an iron pin set;

Thence North 23° 48' 56" East a distance of 196.55 feet to the Point of Beginning containing 1.346 acres more or less according to an actual

field survey made by Hockaden and Associates, Inc. in November of 1982.

Bearings are based upon an assumed meridian of South 34° 41' 00" East for the centerline of U.S. 33 as delineated on Ohio Department of Transportation highway plans FRA-33-22.46.

**To Rezone From: CPD, Commercial Planned Development District,
To: CPD, Commercial Planned Development District**

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plans being titled, "P.K.G. CARWASH-SITE PLAN", and "P.K.G. CARWASH LANDSCAPE PLAN", both signed by Michael J Maistros, agent for the Applicant, and dated July 16, 2003 and text titled, "P.K.G. CARWASH CPD TEXT", signed by Michael J Maistros, agent for the Applicant, and dated May 29, 2003, and the text reading as follows:

**PKG Carwash
CPD Text**

Proposed District: CPD
Property Address: 2465 Petzinger Road, Columbus, OH 43209
Owner: PKG Development
Applicant: Michael J. Maistros; 400 South Fifth Street Ste. 400, Columbus, OH 43215-5492 Phone: (6 14)-224-2083
Fax: (6 14)-224-4736 architects@kontogiannis.com
Date of Text: May 29th, 2003
Application Number: Z03-03 1

1. INTRODUCTION:

The property subject to this rezoning is located at the southwest corner of SR33 and Petzinger Road, south of the existing convenient store, and just north of the Conrail tracks. The site is approximately 1.346 acres and is currently zoned CPD and is limited to C-4 uses. The property was previously rezoned by virtue of Ordinance No. 1573-93 from a C-4, commercial district, to a CPD, Commercial Planned District, which includes Sub-areas "A" & "B". Sub-area "A" has been developed, which includes a convenient store with gasoline sales. Sub-area "B" is the subject property to this rezoning, and the Applicant intends to develop a self-serve car wash structure, including both manual and automatic wash stations.

The site is surrounded to the north by Sub-area "A" and across Petzinger Road is a detention pond, to the west are condominiums, to the east across SR 33 is a strip retail center, and to the south are the Conrail tracks.

2. PERMITTED USES:

A self-serve car wash consistent with the allowable C-5 uses as listed in Section 3357.01 of the Columbus City Zoning Code. The car wash will be the ONLY use on the site.

3. DEVELOPMENT STANDARDS:

A. Lot and Setback Commitments.
See Site Plan

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

Access to the site is provided by an access drive thru Sub-area "A", to the west of the existing building, consistent with original CPD zoning. The curb cuts, and any other traffic related commitment, will be in accordance with the requirements and specifications of the City of Columbus Transportation Division.

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

1. Street trees shall be planted evenly spaced along SR 33 at a ratio of one tree per seventy (70) 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. Buffering between the site and all adjacent residential uses as shown on the site plan which includes:
A six (6) foot tall cedar stockade type fence shall be constructed on the easterly edge of the no-build zone, continuing the existing fence along the easterly edge of Sub-area "A". Immediately west of the fence shall be planted eight feet on center a row of holly berry bushes or devil thorn bushes or similar thorny or prickly species to discourage unwanted pedestrian access over such fence.

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

1. The exterior wall surface of the building shall be primarily brick while the interior surfaces shall be concrete block.
2. The building shall have a pitched roof.
3. Mechanical equipment and/or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials.

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

1. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage.
2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers type to insure compatibility.
3. Any security, emergency or other exterior lighting located on the west façade of the building shall be shielded so as not to spill over onto the adjoining properties.
4. No light source shall be directly visible from the properties to the west.
5. Light poles shall not exceed 14 feet in height within 100 feet of residentially zoned property.

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 and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
2. The site shall have no more than one freestanding sign.

G. Miscellaneous Commitments.

1. The site shall be developed in substantial accordance with the Site Plan submitted herewith. The Zoning Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Zoning Site Plan shall be subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.
 2. Hours of Operation shall be twenty-four (24) hours a day. The owners of this proposed Carwash also own the Waters Edge Apartment complex to the northwest, across Petzinger Road. The night security at this project will monitor the activities at the Carwash during the evening hours on a regular basis.
- H. Noise Control.
1. The proposed Carwash facility shall be located to the eastern most portion of the site, maximizing the distance from the existing residential area to the west, and minimizing the sound transference to this area. The distance between the nearest residential dwelling and the proposed Carwash facility is approximately 215 feet.
 2. All noise generating devices at the facility, such as beepers at the manually operated bays signaling time remaining, shall be audibly adjusted appropriately and be directed away from the housing area to the west as much as possible.
 3. Signs shall be posted at the site prohibiting the excessive use of car stereos while using the car wash facilities.
 4. The dumpster shall be located at the eastern most portion of the site, creating the greatest distance between the housing area to the west and the dumpster area.
4. CPD REQUIREMENTS:
- A. Natural Environment:
The Site (Sub-area "B") is generally flat and is partially wooded. Existing trees and vegetation within the no-build zone shall be preserved. A small stream and ditch runs across the northern most portion of the site and will be retained.
- B. Existing Land Use:
The site is surrounded to the north by Sub-area "A" and across Petzinger Road is a detention pond, to the west are condominiums, to the east across SR 33 is a strip retail center, and to the south are the Conrail tracks. The property is currently zoned CPD and is undeveloped. This rezoning will establish the addition of limited C-5 use for the proposed carwash.
- C. Transportation and Circulation:
Access to the site is provided by an access drive thru Sub-area "A" per the previous zoning (Z92-076A), to the west of the existing building, consistent with original CPD Zoning. The curb cuts, and any other traffic related commitment, will be in accordance with the requirements and specifications of the City of Columbus Transportation Division.
- D. Visual form of Environment:
As illustrated on the attached Zoning Site Plan, the building is to be situated on the parallel to SR 33, as to maximize the distance of the structure from the residential areas to the west of the site. Landscaping will also be provided in accordance with all zoning requirements, in order to obstruct undesirable views and reduce sound transmission.
The site design allows for efficient and effective internal traffic flow, utilizing a bypass lane around the building.
- E. View and Visibility
The site is visible primarily from SR 33 to the east, while being screened from view from all other directions by the convenient store to the north, the proposed cedar fence to the west, and the Conrail track to the south.
Consideration has been given to the visibility and safety of the motorists and pedestrians.
- F. Proposed Development
The Proposed Development is compatible and complimentary to the surrounding commercial uses, particularly those located in sub-area "A". Furthermore, the existing CPD allows for a variety of C-4 uses. This proposal is necessary to include the limited C-5 use of a carwash.
- G. Behavior Patterns
As depicted on the attached Zoning Site Plan and in accordance with the original CPD requirements, access to the site shall be thru Sub-area "A", which will be facilitated by extending the access road over the existing ditch, by means of a culvert, and onto the proposed site. It is not expected that traffic patterns will be significantly altered by this development.
- H. Emissions
The odors and emissions from such a proposed carwash do not exceed those of the surrounding commercial uses, therefore, no relevant increase or addition to existing emissions will be produced.
Oil and grease traps shall be provided at each wash station in accordance with the applicable building codes, as not to detrimentally effect the environment.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest,
Andrea Blevins, CMC, City Clerk.

ORD NO. 1938-2003

To authorize the Director of Public Utilities to enter into contract with PAE and Associates Inc. for the Installation of Aluminum Handrails for the Division of Sewerage and Drainage, to authorize the expenditure of \$500,000.00 from the Sewerage System Operating Fund, and to declare an emergency (\$500,000.00)

WHEREAS, there is an immediate need to replace various handrails and railing systems that are deteriorating at the Southerly Wastewater Treatment Plant, and

WHEREAS, the Director of Public Utilities opened formal bids on May 28, 2003 for the Installation of Aluminum Handrails, and

WHEREAS, an award was made to the lowest, responsive and responsible bidder, PAE and Associates Incorporated, 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 enter into contract for Installation of Aluminum Handrails at the Southerly Wastewater Treatment Plant at the earliest possible date for the immediate preservation of the public health, peace, property and safety; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be, and hereby is, authorized to enter into contract with PAE and Associates Incorporated for the Installation of Aluminum Handrails for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant

Section 2. That the expenditure of \$500,000.00, or so much thereof as may be needed, be and the same hereby is authorized from Sewerage System Operating Fund, Fund No 650, OCA 604793, Object Level 1 06, Object Level 3 6624 to pay the cost thereof

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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1945-2003

To authorize and direct the Director of Finance to enter into a purchase order with Bobcat of Columbus for the purchase of an All Wheel Steer Loader for the Division of Sewerage and Drainage, to authorize the expenditure of \$40,954.00 from the Sewerage System Operating Fund, and to declare and emergency (\$40,954.00)

WHEREAS, formal bids were opened by the Purchasing Office on July 17, 2003, via SA-000482GRW for the purchase of an All Wheel Steer Loader, and

WHEREAS, the apparent low bid and the next low bid, Franklin Tractor Sales and Lorenz Equipment Co were deemed non-responsive to the material specifications, their equipment did not include the requirement of all wheel steering and skid steering modes, and

WHEREAS, the Division of Sewerage and Drainage awarded the contract to lowest, responsive and responsible bidder, Bobcat of Columbus, Inc., and

WHEREAS, purchase order will be issued in accordance with the terms and specifications of the bid solicitation SA-000482GRW on file in the Purchasing Office; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to enter into a purchase order for the purchase of an All wheel Steer Loader for the Sewer Maintenance Operations Center for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Finance be and is hereby authorized and directed to enter into a purchase order with Bobcat of Columbus, Inc. for the purchase of an All Wheel Steer Loader for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office

Section 2. That the expenditure of \$40,954.00 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 605089, Object Level 1: 06, Object Level 03: 6652.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1947-2003

To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for a project to install a raised metal cable safety barrier in the median of SR 315 from approximately 0.12 miles south of Bethel Road to 0.19 miles south of SR 161 for the Transportation Division (-\$0-)

The following is an Ordinance enacted by the City of Columbus, Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project

WHEREAS, The State of Ohio has identified the need for the described project

This project proposes to install a raised metal cable safety barrier in the median on SR 315 from 0.12 miles south of Bethel Road to 0.19 miles south of SR 161; now, therefore

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

SECTION 1 - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project.

SECTION 2 - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director of Transportation of the State of Ohio.

The Ohio Department of Transportation shall assume and bear one hundred percent (100%) of the necessary costs of the State's highway improvement project

In the event that the City requests certain features or appurtenances be included within the highway improvement project's design and construction, and which features and appurtenances are determined by the State and the Federal Highway Administration to be not necessary for the State's highway improvement project, the City shall, prior to the project being advertised for construction contract bidding purposes, provide appropriate documentation that its Council has appropriated, and its Auditor has certified as being available for such specific purposes, funds sufficient in amount to cover one hundred percent of the costs of incorporating such additional features or appurtenances within the State's project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto.

SECTION 3 - Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4- Maintenance

Upon completion of the project, and unless otherwise agreed, the LPA shall (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes

SECTION 5 - Authority to Sign

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

SECTION 6 - This ordinance shall take effect and be in force from and after the earliest period allowed by law

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1957-2003

To authorize the Director of Public Service to execute those documents necessary to transfer certain real property, located in the vicinity of State Route 750 (Polaris Parkway) and South Old State Road, to the Ohio Department of Transportation as part of a settlement agreement by, among and between the Ohio Department of Transportation, the Wynstone Development Company, et al; and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised.

WHEREAS, in the Delaware County Court of Common Pleas case of Wray v Wynstone Development Company, the Ohio Department of Transportation ("ODOT"), filed an appropriation action to acquire certain real property from the Wynstone Development Company et al, necessary to its State Route 750 improvement project (DEL-750-5.45); and

WHEREAS, a portion of the property needed by ODOT had previously been dedicated as right of way by the Wynstone Development Company to the City of Columbus by ordinance 1539-94, passed July, 11, 1994 and recorded in Plat Cabinet 1 and Slide 451 and 451A of the Delaware County Recorder's Office; and

WHEREAS, upon this discovery, ODOT agreed to voluntarily dismiss its case and has executed a settlement agreement by, among and between the ODOT, the Wynstone Development Company and the City of Columbus, and

WHEREAS, under the terms of the executed settlement agreement, the City is to transfer certain portions of the right-of-way dedicated to the City by Wynstone Development Company, to ODOT for use as part of SR. 750 and to aid in any conveyances necessary to transfer the subject real property to the ODOT; now, therefore

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

Section 1. That the Director of Public Service be and hereby is authorized to execute those documents as approved by the Real Estate Division, Department of Law, and any ancillary documents necessary to grant to the Ohio Department of Transportation the following right of way

Description of the Parcel of Land to be conveyed to the State of Ohio by the City of Columbus as per the settlement for Delaware Common Pleas Court Case No. 95CV-H-02-042 between the State of Ohio (Department of Transportation), Wynstone Development Company and the City of Columbus

Situated in the Township of Orange, County of Delaware, State of Ohio, and in Section 3, Township 3 North, Range 18 West, being more particularly described as follows:

Being a parcel of land lying on both sides of the centerline of a survey made by the Department of Transportation, and recorded in Book 567, Page 317 of the records of Delaware County and being located within the following described points in the boundary thereof

PARCEL NO. 25 WL (HIGHWAY) ALL RIGHT, TITLE AND INTEREST IN THE FEE SIMPLE, INCLUDING LIMITATION OF ACCESS IN THE FOLLOWING DESCRIBED PROPERTY

BEGINNING at a point at the intersection of the centerline of County Road 10 (South Old State Road), with the centerline of Polaris Parkway.

Thence S 16 deg 15 min. 40 sec. W along the centerline of County Road 10 for a distance of 150.51 feet to a point;

Thence N 73 deg. 44 min. 20 sec. W for a distance of 49.33 feet to a point on the west right of way line of County Road 10;

Thence along the west right of way line of said County Road 10, N 16 deg 48 min. 28 sec. E for a distance of 45.00 feet to a point;

Thence along the south right-of-way line of Polaris Parkway these courses and distances;

Thence N 25 deg. 51 min. 52 sec W for a distance of 37.46 feet to a point;

Thence N 71 deg. 26 min. 52 sec. W for a distance of 236.13 feet to a point;

Thence N 63 deg. 48 min. 44 sec. W for a distance of 203.04 feet to a point;

Thence N 54 deg. 20 min. 55 sec. W for a distance of 284.08 feet to a point;

Thence N 37 deg. 31 min. 07 sec W for a distance of 270.17 feet to a point;

Thence N 20 deg. 35 min. 39 sec. W for a distance of 82.49 feet to a point;

Thence along the south property line of a tract of land now or formerly owned by Donald Kelley, deed book 545, page 314, and the north property line of a tract of land now or formerly owned by Wynstone Development Company deed book 567, page 317, S 87 deg. 20 min. 09 sec. E for a distance of 169.37 feet to a point on the north right of way line of Polaris Parkway;

Thence along the north right of way line of Polaris Parkway these courses and distances

Thence S 36 deg. 01 min. 06 sec. E for a distance of 173.82 feet to a point;

Thence S 50 deg. 51 min. 45 sec. E for a distance of 253.21 feet to a point;

Thence S 63 deg. 48 min. 44 sec. E for a distance of 203.04 feet to a point;

Thence S 72 deg. 35 min. 33 sec. E for a distance of 250.05 feet to a point;

Thence N 67 deg. 51 min. 21 sec. E for a distance of 38.24 feet to a point;

Thence along the west right of way line of County Road 10, N 16 deg. 15 min. 40 sec. E for a distance of 50.00 feet to a point;

Thence S 73 deg. 44 min. 20 sec. E for a distance of 30.00 feet to a point located on the centerline of County Road 10,

Thence along the centerline of County Road 10, S 16 deg. 15 min. 40 sec. W for a distance of 155.47 feet **TO THE POINT OF**

BEGINNING;

Containing 3.843 acres more or less is in the PRO (present road occupied) This description was prepared by Steven A. Fox, Reg. Number 7000, surveyor.

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.29 (competitive bidding) to the extent that they may apply to this transaction with regards to this ordinance only.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1973-2003

To authorize the Finance Director to enter into a contract with Bob McDorman Chevrolet, for a single axle crew cab truck with maintenance body, for the Division of Water, to authorize the expenditure of \$73,169.00 from Water Systems Operating Fund, and to declare an emergency. (\$73,169.00)

WHEREAS, the Purchasing Office did receive and open bid number 5A0467GRW for the purchase of a single axle crew cab truck with maintenance body on July 3, 2003, and

WHEREAS, the lowest bidder did not meet our specifications by changing the terms and conditions of payment and failing to provide a SCANN run as required, and

WHEREAS, the next lowest responsive, responsible, and best bidder to meet specifications was Bob McDorman Chevrolet, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is

immediately necessary to authorize the Finance Director to enter into a contract for a single axle crew cab truck with maintenance body, needed by the Distribution activity, for the immediate preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with Bob McDorman Chevrolet as the lowest responsive, responsible, and best bidder to meet specifications, for a single axle crew cab truck with maintenance body, for the Division of Water, Department of Public Utilities

Section 2. That the expenditure of \$73,169.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602730, Object Level One 06, Object Level Three 6652, to pay the cost thereof.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 1980-2003

To authorize and direct the Director of Public Safety to renew the contract with Metropolitan Towing and Storage, Inc. for the purpose of towing of vehicles from city streets as requested by the Division of Police; to authorize the expenditure of \$601,846.00 from the General Fund; and to declare an emergency. (\$601,846.00)

WHEREAS, the Division of Police wishes to renew the contract with Metropolitan Towing and Storage, Inc. in order to continue towing operation through December 31, 2003.

WHEREAS, formal bids was held for the purpose of towing vehicles from the city streets as requested by the Division of Police on August 15, 2001; and

WHEREAS, the original contract allows for a two year renewal option and the city wishes to exercise the second year renewal; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to renew the contract for the towing of city vehicles from the City streets thereby preserving the public peace, property, health, safety and welfare: now therefore

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

Section 1. That the Director of Public Safety be and is hereby authorized and directed to renew the contract with Metropolitan Towing and Storage, Inc. for the purpose of towing vehicles from the city streets for the Division of Police for one (1) year period effective September 1, 2003.

Section 2. That the expenditure of \$601,846.00 or so much thereof as may be needed, be and the same is hereby authorized as follows:

<u>DIV</u>	<u>FUND</u>	<u>OBJ. LEV (1)</u>	<u>OBJ. LEV (3)</u>	<u>OCA#</u>
30-03	010	03	3355	300368

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 or vetoes the same.

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 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 RA, Residential District (Council Variance # CV03-019).

WHEREAS, by application No. CV03-019, the owner of property at 861 Neil Avenue (43215), is requesting a Council Variance to permit a carriage house type dwelling with an existing two-family dwelling on one residential lot in the R-4, Residential District; and

WHEREAS, Section 3332.039, R-4, Residential District, states that no building or lot shall be used and no building shall be erected or altered which is arranged, intended or designed to be used for other than one one-, two-, three-, or four-family dwelling located on a lot of record, while the applicant proposes to establish two dwellings containing a total of three dwelling units on the same lot; and

WHEREAS, Section 3332.15, Area District requirements, states that a two story, two-family dwelling or other principal building shall be situated on a lot of no less than six thousand (6,000) square feet in area and a single-family dwelling shall be situated on a lot of no less than five thousand (5,000) square feet in area, while the applicant proposes to construct an additional carriage house-type dwelling with an existing two-family dwelling on the same 40 X 150 foot lot; and

WHEREAS, Section 3332.19, Fronting, requires frontage upon a public street for each dwelling or building, while the proposed carriage house will have no frontage; and

WHEREAS, Section 3332.27, Rear Yard, requires open space reserved for rear yard for each dwelling, while the applicant proposes no rear yard for the carriage house-type dwelling; and

WHEREAS, Section 3342.28 Minimum number of parking spaces required, requires a minimum of two parking spaces for each dwelling unit, while the applicant proposes one parking space per dwelling unit; and

WHEREAS, this variance will allow the applicant to construct a carriage house on a lot developed with an existing two-family dwelling. A variance is necessary to permit two separate dwellings on a single lot within the R-4, Residential District and to reduce the minimum number of required parking spaces from six (6) to three (3). Building design will conform to the Victorian Village architectural review requirements. A hardship exists because while this proposal is consistent with existing development in the immediate neighborhood and the R-4 District allows one through four-unit dwellings, only the variance process can permit two dwellings on the same lot as proposed; and

WHEREAS, the Victorian Village Area Commission recommends approval; and

WHEREAS, City Departments note a hardship exists and recommend approval because this development is consistent with existing development in the immediate neighborhood and approval requires the variance process; 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 861 Neil Avenue (43201), in using said property as desired; now, therefore:

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

Section 1. That a variance from the provisions of Section 3332.039, R-4, Residential District; 3332.15, Area District requirements; 3332.19, Fronting; 3332.27, Rear Yard; and 3342.28 Minimum required parking spaces; of Columbus City Codes are hereby granted for the property located at 861 Neil Avenue (43215), insofar as said sections prohibit two dwellings on one 40 X 150 foot residential lot; and reduce the frontage requirement by allowing one dwelling to front an alley, eliminate the rear yard requirement by varying the district's permitted use to permit two dwellings on one lot, and require one parking space per dwelling unit instead of two, said property being more particularly described as follows

861 Neil Avenue Legal Description -

Situated in the State of Ohio, County of Franklin, and in the City of Columbus Being Lot Number One Hundred Eighty-Five (185), in Jane M. Neil's Second Neil Place Addition to the City of Columbus, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, page 203, Recorder's Office, Franklin County, Ohio

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two dwellings on one residential lot, or those uses permitted in the R-4, Residential District.

Section 3. That this ordinance is further conditioned on general compliance with drawings titled "ASCHENBACH RESIDENCE" and "SITE PLAN", signed by John Behal, agent for applicant, and dated August 18, 2003.

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

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2002-2003

To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Gould Park Area Stormwater System Improvement Project, and to declare an emergency.

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the Gould Park Area Stormwater System Improvement Project; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 052X-03, on the 24th day of March, 2003 declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; 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 appropriate such real property interests so that there will be no delay in the aforementioned project, for the preservation of the public health, peace, property, safety, and welfare; now, therefore

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

Section 1. That construction and permanent easements in and to the following described real property, be appropriated for the public purpose of the Gould Park Area Stormwater System Improvement Project, #6 10893, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus Code (1959), Chapter 909;

14T

TEMPORARY CONSTRUCTION EASEMENT

Description of 0.006 Acre Parcel

A small tract of land located in the State of Ohio, County of Franklin, City of Columbus and being part of Lot 107 of Gould Park No. 2, a subdivision recorded in Plat Book 19 at Page 31 and conveyed to Robert Wellman as described in Deed Book 1808 Pg. F06 in the Franklin County Records (conveyed 6/11/82) to be used for a Temporary Construction easement and more particularly described by metes and bounds as follows

Beginning at the Northwest corner to Lot 107 of Gould Park No.2, said point being on the South line of Wyandotte Drive (40 feet);

Thence South 85 degrees 57 minutes 55 seconds East 40.00 feet to the Northeast corner of said Lot 107;

Thence South 04 degrees 09 minutes 22 seconds West along the line between Lot 106 and Lot 107, 7.00 feet to a point;

Thence North 85 degrees 57 minutes 55 seconds West 40.00 feet to a point on the West line of said Lot 107;

Thence North 04 degrees 09 minutes 22 seconds East 7.00 feet to the Point of Beginning

Basis for bearings is the State Plane Coordinate System

This description was prepared from an extensive survey of Gould Park No. 2 by David E. Slagle, Registered Surveyor No.7408 of XYZ Survey Service, Inc. for Fuller, Mossbarger, Scott and May during 2000 and 2001 for Capital

Improvement Project (CIP) 893 Gould Park Area Stormwater System Improvements and recorded in Plat Book 19 at Page 31 in the Franklin County Recorder's Office David E. Slagle, P.S. No.7408

15T-1

TEMPORARY CONSTRUCTION EASEMENT

Description of 0.006 Acre Parcel

A small tract of land located in the State of Ohio, County of Franklin, City of Columbus and being part of Lot 108 of Gould Park No. 2, a subdivision recorded in Plat Book 19 at Page 31 and conveyed to Robert Wellman as described in Deed Book 1899 Pg. 298 in the Franklin County Records (conveyed 7/26/55) to be used for a Temporary Construction easement and more particularly described by metes and bounds as follows

Beginning at the Northwest corner to Lot 108 of Gould Park No.2, said point being on the South line of Wyandotte Drive (40 feet);

Thence South 85 degrees 57 minutes 55 seconds East along the South line of Wyandotte Drive 40.00 feet to the Northeast corner of said Lot

108;

Thence South 04 degrees 09 minutes 22 seconds West along the line between Lot 107 and Lot 108, 7.00 feet to a point;

Thence North 85 degrees 57 minutes 55 seconds West 40.00 feet to a point on the West line of said Lot 108;

Thence North 04 degrees 09 minutes 22 seconds East 7.00 feet to the Point of Beginning

Basis for bearings is the State Plane Coordinate System

This description was prepared from an extensive survey of Gould Park No. 2 by David E. Slagle, Registered Surveyor No.7408 of XYZ Survey Service, Inc. for Fuller, Mossbarger, Scott and May during 2000 and 2001 for Capital Improvement Project (CIP) 893 Gould Park Area

Stormwater System Improvements and recorded in Plat Book 19 at Page 31 in the Franklin County Recorder's Office

David E. Slagle, P.S. No.7408

15T-2

TEMPORARY CONSTRUCTION EASEMENT

Description of 0.006 Acre Parcel

A small tract of land located in the State of Ohio, County of Franklin, City of Columbus and being part of Lot 109 of Gould Park No.2, a subdivision recorded in Plat Book 19 at Page 31 and conveyed to Robert Wellman as described in Deed Book 1791 Pg. 589 in the Franklin County Records (conveyed 216154) to be used for a Temporary Construction easement and more particularly described by metes and bounds as follows

Beginning at the Northwest corner to Lot 109 of Gould Park No.2, said point being on the South line of Wyandotte Drive (40 feet);

Thence South 85 degrees 57 minutes 55 seconds East 40.00 feet to the Northeast corner of said Lot 109;

Thence South 04 degrees 09 minutes 22 seconds West along the line between Lot 108 and Lot 109, 7.00 feet to a point;

Thence North 85 degrees 57 minutes 55 seconds West 40.00 feet to a point on the West line of said Lot 109;

Thence North 04 degrees 09 minutes 22 seconds East 7.00 feet to the Point of Beginning

Basis for bearings is the State Plane Coordinate System

This description was prepared from an extensive survey of Gould Park No. 2 by David E. Slagle, Registered Surveyor No.7408 of XYZ Survey Service, Inc. for Fuller, Mossbarger, Scott and May during 2000 and 2001 for Capital Improvement Project (CIP) 893 Gould Park Area Stormwater System Improvements and recorded in Plat Book 19 at Page 31 in the Franklin County Recorder's Office David E. Slagle, P.S. No. 7408

Section 2. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 3. That the Council of the City of Columbus hereby fixes the value of said fee simple title and lesser interests as follows:

1. 14T, 15T-2, 15T-2 \$1,320.00

Section 4. That the City Attorney be and he hereby is authorized to file a complaint for appropriation of real property, in a court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2018-2003

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services and to expend \$30,000.00 from the Water Limited Fund for costs in connection with the Morse Road 36" Water Main Project, and to declare an emergency. (\$30,000.00).

WHEREAS, the City of Columbus, The Department of Public Utilities, Division of Water is engaged in the Morse Road 36" Water Main Project; and

WHEREAS, an emergency exists in the usual daily operation of The Department of Public Utilities, Division of Water, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the 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 City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Morse Road 36" Water Main Project; and

Section 2. That the expenditure of \$30,000.00, or so much thereof as may be necessary from the Water Limited Fund, Fund #607, Project No.690474, OCA Code 607474, Object Level Three 6601, for the aforesaid purpose is hereby authorized.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 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 and to declare an emergency.

WHEREAS, by application No. CVO3-008, the owner of property at 2665 FARMERS DRIVE (43229), is requesting a Council Variance to conform an existing dance studio in the L-C-2, Commercial District; and

WHEREAS, 3353.01, C-2, Commercial District, does not list dance studio or school as a permitted use at this location; and

WHEREAS, said property was zoned L-C-2, Limited Commercial on April 15, 1985 (Z84-139); and

WHEREAS, 3342.28, Minimum number of parking spaces required, requires the dance studio to have a minimum of one parking space per 250 square feet of gross floor area or ninety-one (91) spaces, while applicant proposes reduce this requirement to eighty-five (85) spaces, a variance of six (6) spaces; and

WHEREAS, City Departments note a hardship exists in that the applicant will endure a financial hardship if the dance studio was required to relocate; and

WHEREAS, said variance will result in a development consistent with the development pattern of the area, similar to the retail uses east of the site; 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 2665 FARMERS DRIVE (43229), in using said property as desired; now, therefore:

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that the applicant will need the legislation to be an emergency measure in order to obtain financing from CCDC by October 15, 2003 for the immediate preservation of the public peace, property, health and safety; now therefore:

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

Section 1. That a variance from the provisions of Sections 3353.01, C-2, Commercial District; and 334228, Minimum number of parking spaces required for the property located at 2665 FARMERS DRIVE (43229), insofar as said sections prohibit a dance studio with reduced parking from 91 spaces to 85 spaces:

EXHIBIT "A"

Situated in the state of Ohio, county of Franklin, city of Columbus, being in section 1, Township 2, range 19, united states military lands, containing 2.000 acres of land, more or less, said 2.000 acres being out of that 5.131 acre tract of land conveyed to Trinity Presbyterian church of Columbus, Ohio by deed of record in deed book 2863, page 513, recorder's office, Franklin county, Ohio, said 2.000 acres of land being more particularly described as follows:

Beginning at a 3/4-inch pinched top iron pipe found at the northeasterly corner of said 5.131 acre tract, the same being the northwesterly corner of that tract of land conveyed to Bayrock Investment Co., by deed of record in official records volume 265, page B06, said point also being in the southerly line of farmers drive as the same is shown and delineated upon the recorded plat of Sawmill Road office park, of record in plat book 58, page 80, both being of record in the recorder's office, Franklin county, Ohio;

Thence, from said beginning point, S 4° 10' 00" w., with the easterly line of said 5.131 acre tract and with the westerly line of said Bayrock Investment Co., a distance of 383.93 feet to a 3/4-inch (I.D.) iron pipe set;

Thence N. 85° 36' 33" W., crossing said 5.131 acre tract, parallel with and 383.93 feet southerly from, as measured at right angles, both the southerly line of said Farmers Drive and the northerly line of said 5.131 acre tract, a distance of 227.45 feet to a 3/4-inch (I.D.) iron pipe set in the westerly line of said 5.131 acre tract, the same being in the easterly line of that 1.827 acre tract of land conveyed to Charles Vorhees and Leona m. Vorhees by deed of record in official records volume 1232, page H11, recorder's office, Franklin county, Ohio;

Thence N. 4° 19' 16" E., with the westerly line of said 5.131 acre tract, with the easterly line of said 1.827 acre tract, with the easterly line of that 0.745 acre tract of land conveyed to Edward G. Freschman (undivided 1/2 interest) by deed of record in deed book 3541, page 417 and with the easterly line of that 2 acre tract of land conveyed to Porter A. Smith and Donna D. Smith by deed of record in deed book 2058, page 264, both being of record in the recorder's office, Franklin county, Ohio, a distance of

383.93 feet to a 3/4-inch (I.D.) iron pipe found at the northwesterly corner of said 5.131 acre tract, the same being the northeasterly corner of said 2 acre tract, said point also being in the southerly line of said Farmers Drive;

Thence S. 85° 36' 33" E., with the northerly line of said 5.131 acre tract and with the southerly line of said Farmers Drive, a distance of 226.40 feet to the point of beginning and containing 2.000 acres of land, more or less.

The above description was prepared from information obtained from actual field surveys of the premises conducted by Bauer, Borowitz & Merchant, Inc., in January, April, May, 1984.

All of the survey markers noted in the foregoing description as found were set by others and the survey markers noted as set were set by Bauer, Borowitz & Merchant, Inc., and were in place on May 11, 1984.

The bearings given in the foregoing description are based on an assumed meridian.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for dance studio, or those uses permitted in the L-C-2, Commercial District established by Z84-139.

Section 3. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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 10 days after its passage if the Mayor neither approves nor vetoes the same.

Passed as amended September 29, 2003, Matthew D. Habash, President of Council / Approved as amended September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2029-2003

To authorize the Director of Public Utilities to execute a construction contract with the Complete General Construction Company, Inc., for the Maize/Morse Sanitary Sewer Rehabilitation Project; to waive the competitive procurement provisions of the Columbus City Codes, to authorize the appropriation of \$1,937,577.71 and the expenditure of \$1,706,577.72 from the Ohio Water Pollution Control Loan Fund; to amend the 2003 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$1,706,577.72)

WHEREAS, two competitive bids for the construction of the Maize/Morse Sanitary Sewer Rehabilitation Project were received on July 2, 2003, and

WHEREAS, the low bidder, the Complete General Construction Company, Inc., failed to submit a properly executed Proposal Bond at the time the bids were received, whereupon the Division of Sewerage and Drainage has determined it to be in the best interest of the City to request this Council to waive the competitive bidding provisions of the Columbus City Codes, which is necessary to allow this award; and

WHEREAS, the Ohio Water Development Authority approved a loan to the City of Columbus on July 31, 2003 in the amount of \$1,953,041.29, identified as OWDA Loan No. CS392484-01; and

WHEREAS, it is immediately necessary for the City Council to both appropriate the proceeds from the aforementioned loan agreement and to authorize the expenditure of funds from the Ohio Water Pollution Control Loan Fund; now, therefore,

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

Section 1. That the proceeds from the Ohio Water Development Authority Loan No. CS392484-01, for the Maize Morse Sanitary Sewer Rehabilitation Project; and funds from the unappropriated monies in Fund 666, the amount of \$1,937,577.71 for the cost of construction services, the design services and construction inspection services, is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05, Fund No. 666: Object Level Three 6630: OCA Code 666658; Project Account 650658.

Section 2. That this Council finds that it is in the best interest of the City to waive the provisions of Columbus City Code, Section 329.06, to authorize the Director of Public Utilities to execute a contract for sewer rehabilitation services with the Complete General Construction Company, Inc., who submitted a defective Proposal Bond, in order for the Division of Sewerage and Drainage to be able to award the contract this low bidder.

Section 3. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for the construction of the Maize/Morse Sanitary Sewer Rehabilitation Project, with the lowest, and best bidder, the Complete General Construction Company, Inc., 1221 East Fifth Avenue, Columbus, Ohio 43219, in the amount of \$1,706,577.72 in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage.

Section 4. That for the purpose of paying the cost of construction contract, the expenditure of \$1,706,577.72. 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 650658; OCA Code 666658; Object Level 3 No. 6630.

Section 5. That the 2003 Capital Improvements Budget Ordinance No. 1943-2003 is hereby amended as follows, in order to provide sufficient budget authority for the award of the construction contract for the aforementioned project:

CURRENT:		
650491	Big Walnut Augment./Rickenbacker Interceptor	\$ 120,092,000.00
650658	Maize/Morse Sanitary Sewer Rehab. Project	\$ 1,300,000.00
AMENDED TO:		
650491	Big Walnut Augment./Rickenbacker Interceptor	\$ 119,685,422.00 (reduction of \$406,578.00)
650658	Maize/Morse Sanitary Sewer Rehab. Project	\$ 1,706,578.00

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

Passed as amended September 29, 2003, Matthew D. Habash, President of Council / Approved as amended September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 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)

WHEREAS, application #Z03-042 is on file with the Building Services Division of the Department of Development requesting rezoning of 3.5± acres from R, Rural and I, Institutional Districts to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the applicant requests the CPD, Commercial Planned Development District to conform an existing nursing home being annexed into the City of Columbus and add an additional 35,000 square feet to the building The CPD District will only permit institutional uses and contains a site plan illustrating the proposed development The request is consistent with the current development trend in area and with the recommendations of the Far North Area Plan (1994), 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

55 Lazelle Road (43235), being 3.5± acres located on the south side of Lazelle Road, 340± feet east of North High Street, and being more particularly described as follows.

Tract 1

1.836 acre legal description for Willowbrook Christian Home, Inc. City of Columbus, Franklin County, Ohio

Situated in the state of Ohio, County of Franklin, City of Columbus, being located in section 2, township 2, range 18, united states military lands and being 1.836 acres out of an original 2.755 acre tract of land conveyed to the Columbus and Southern Ohio Electric Company of record in deed book 2645, page 114, records refer to recorders office, Franklin County, Ohio and being more particularly described as follows: beginning for reference at the intersection of the centerlines of North High Street, U.S. Route 23 (right-of-way varies) and Lazelle Road (right-of-way varies);

Thence South 89° 02' 01" East, a distance of 649.08 feet along the centerline of said Lazelle road, the south line of Delaware county, the north line of Franklin County, the north line of a 1.836 acre tract of land conveyed to Willowbrook Christian Home, Inc. of record in official record 07380B09 to a point marking the northeast corner of said Willowbrook Christian Home, Inc. tract, the northwest corner of said Columbus and Southern Ohio Electric Company tract and the point of beginning;

Thence South 89° 02' 01" East, a distance of 200.00 feet continuing along the centerline line of said Lazelle Road, the south line of Delaware county, the north line of Franklin County and the north line of said Columbus and Southern Ohio Electric Company tract to a railroad spike set at the northwest corner of a 0.918 acre tract of land conveyed to the Columbus and Southern Ohio Electric Company of record in deed book 1758, page 459;

Thence South 00° 58' 02" West, a distance of 399.93 feet along the west line of said. 0.918 acre tract, an east line of said 2.775 acre tract (passing an iron pin set at 25.00 feet) to an iron pin set on the south line of said 2.775 acre tract and the north line of Lazelle Road east (right-of-way varies);

Thence North 89° 02' 01" West, a distance of 200.00 feet along the south line of said 2.775 acre tract, the north line of said Lazelle Road east to an iron pin set at the southwest corner of said 2.775 acre tract and the southeast corner of said Willowbrook Christian Home, Inc., tract;

Thence North 00° 58' 02" East, a distance of 399.93 feet along the east line of said Willowbrook Christian Home, Inc. tract, the west line of said 2.775 acre tract, and the Columbus corporation line (passing an iron pin set at 374.93 feet) to the point of beginning, containing 1.836 acres of land, more or less.

The above description was based on a survey prepared by Makeever and Associates, Inc. Under the direct supervision of Jeffrey M. Rowe, P.S., Professional Surveyor number 7463, dated September 8, 2000.

Bearings shown hereon are based on an assumed azimuth and are used to denote angles only.

All iron pins set are 5/8" O.D. X 30" long reinforcing rods with yellow plastic caps stamped "Makeever & Assoc." unless otherwise noted. Prior deed reference: deed book 2645, page 114

**To Rezone From: I, Institutional District,
To: CPD, Commercial Planned Development District**

Tract 2

1.71 ANNEXATION

FROM: Sharon Township

TO: City of Columbus

Situated in the State of Ohio, County of Franklin, Township of Sharon, located in Section 2, 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.

This description was prepared from existing records and is not to be used for transfer
EVANS, MECHWART HAMBLETON & TILTON, INC.

**To Rezone From: R, Rural District,
To: CPD, Commercial Planned Development District**

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plans being titled, "EXPANSION AND RENOVATION, WILLOW BROOK CHRISTIAN HOME", signed by Phillip P. Bisesi, attorney for the Applicant, and dated August 21, 2003 and text titled, "CPD TEXT", signed by Phillip P. Bisesi, attorney for the Applicant, and dated July 10, 2003, and the text reading as follows:

CPD TEXT

PROPOSED DISTRICT:	Commercial Planned Development District
PROPERTY ADDRESS:	55 and 61 Lazelle Road, Columbus, OH 43235
OWNER:	Willow Brook Christian Communities, Inc.
APPLICANT:	Willow Brook Christian Communities, Inc.
DATE OF TEXT:	July 10, 2003
APPLICATION NUMBER:	Z03-042

1. INTRODUCTION:

Willow Brook Christian Communities, Inc. ("Willow Brook") operates Willow Brook Christian Home, a skilled nursing facility at 55 Lazelle Road, Worthington, Ohio. The facility has served seniors in the area for approximately thirty years. The Home contains fifty beds in twenty-six resident rooms, twenty-four rooms being semi-private and two being private. The proposed expansion and renovation project will improve the facility to fifty private skilled nursing rooms/beds and add a separate thirty-four bed residential care facility licensed dementia care wing on the upper floor with its own entrance and parking lot.

In order to expand the facility, Willow Brook purchased an adjoining piece of property at 61 Lazelle Road. Willow Brook plans to expand the facility onto this property and to add parking to accommodate the additional beds.

Because the property at 61 Lazelle Road was and is located in the municipality of Columbus, while the property at 55 Lazelle Road was located in the Township of Sharon, Willow Brook annexed the property at 55 Lazelle Road into Columbus. The annexation petition was approved by the Franklin County Board of Commissioners on June 10, 2003. The City Council of Columbus is expected to accept the petition for annexation at a meeting to be held on September 15, 2003.

The acreage of the 55 Lazelle Road property is approximately 1.7 acres. The acreage of the 61 Lazelle Road property is approximately 1.8 acres. The 35,000 + s.f. expansion will be built mostly on the recently acquired 1.8 acre parcel of land. Since the new site rises to 10' higher than the existing site, the proposed expansion will be two stories with the lower level carved out of the land with rounded segmental retaining walls being utilized to mitigate the grade transitions. The new skilled nursing beds will be blended together with the existing beds when completed to combine as one unified fifty bed nursing home on the lower level. The upper level will be utilized for the separate thirty-four bed dementia facility.

Once the new expansion portions are constructed, the tie-ins will be made to the existing facility. Residents can then be relocated into the new areas while the existing rooms are renovated into private suites with their own toilet rooms. New air conditioning systems will be retrofitted into the existing facility, lighting will be upgraded, walls will be repaired and painted, flooring will be replaced where needed, and the emergency generator system/UG tank will be removed and replaced with a new approved system. All existing kitchen, laundry, and administrative areas will remain basically unchanged except for some cosmetic clean-up. Similarly the main dining area will be redecorated and a restorative dining area added by expanding the bridge across the existing courtyard outfall. Some basement areas will be utilized to resolve grade and provide storage and space for mechanical / electrical equipment.

The market survey performed for this site acknowledges the need for a niche development of 33 + dedicated dementia or Alzheimer's units. Upgrading the existing facility to an all-private skilled care facility will make this nursing home unique in the Central Ohio area. The potential to improve the private pay performance of this overall development is what makes the project both unique and necessary. Fulfilling Willow Brook's non-profit mission of serving the elderly will be assured for the long term future upon completion of this project.

The zoning of the 55 Lazelle Road property is (EU) Exceptional Use, a designation which includes the use of the property for hospitals, convalescent homes, or rest homes for the aged. The zoning of the 61 Lazelle Road property is (I) Institutional, a designation which includes the use of the property for homes for the aging, nursing homes, or rest homes. Willow Brook submits this rezoning application to make both parcels part of a Commercial Planned Development district (CPD).

2. PERMITTED USES:

All Institutional uses as listed in Section 3349 of the Columbus City Code.

3. DEVELOPMENT STANDARDS:

A. Density, Lot, and/or Setback Commitments

1. Existing fifty beds on 1.7 acres becomes 84 beds on 3.5 acres. This is a reduction in overall density relative to the increased lot size.

2. Setbacks shall be as indicated on the Proposed Architectural Site Plan.

B. Access, Loading, Parking, and/or Other Traffic Related Commitments. All circulation, curb cuts and access points shall be subject to the approval of the Division of Transportation.

1. Existing access, service, and parking lot remain unchanged. Additional lot, with a new curb cut, added for expansion facility.

2. Completed project provides sixty-six total parking spaces, while only forty two spaces are required for the proposed

84 beds.

- C. Buffering, Landscaping, Open Space, and/or Screening Commitments
1. Street trees shall be planted along Lazelle Road and Lazelle Road East at a ratio of one tree per thirty feet of frontage
 2. Trees shall be planted along east-side of the property at a ratio of one tree per twenty linear feet. These trees may be evenly spaced or grouped.
 3. All trees and landscaping shall be well maintained Dead items shall be replaced within six months or the next planting season, whichever occurs first
 4. All trees meet the following minimum size at the time of planting
Shade trees 2 ½ " caliper; Ornamental trees 1 ½ " caliper; Evergreen trees five feet in height Tree caliper is measured six inches from the ground
 5. Buffering between the site and all adjacent residential uses as shown on the site plan Examples of buffering include:
 - a. Existing landscaping already established to the West
 - b. Mounding with combinations of Deciduous and Evergreen trees at a ratio of one tree per twenty lineal feet along the East property line.
- D. Building Design and/or Interior-Exterior Treatment Commitments
1. Building Materials. The building shall be constructed of any combination of the following brick, stucco, split-faced block; 15% of glass windows; aluminum fascials, soffits, gutters, and downspouts; composition shingles; and stacked block retaining wall system.
 2. Pitched Roof. All buildings shall have a pitched or angled roof
 3. Rooftop Mechanicals Screening. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials
- E. Lighting, Outdoor Display Areas, and/or other Environmental Commitments
1. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage
 2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers type to insure compatibility.
 3. Accent lighting shall be permitted provided such light source is concealed
 4. Any wall-mounted lighting shall be shielded to prevent offsite spillage
 5. Light poles in the parking light shall not exceed twenty feet
 6. Light poles shall not exceed fourteen feet within one hundred feet of residentially zoned property
- F. Graphics and/or Signage Commitments. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
- G. Miscellaneous Commitments. None.
- IV. CPD REQUIREMENTS
- A. Natural Environment
Half the site has already been developed Existing healthy trees 2.5 inches or more in caliper, measured six inches from the ground, and located within the parking setbacks shall be maintained The undeveloped lot will be landscaped to a similar quality as the existing facility
- B. Existing Land Use:
Currently the land is an existing nursing facility and vacant lot
- C. Transportation and Circulation:
The site is located along Lazelle Road, which is a 2 arterial with one existing curb cut and a second curb cut proposed
- D. Visual Form of Environment
Renovation of the existing structure and the removal of the overgrown landscaping in conjunction with the development of a new nursing home expansion structure and new landscaping will enhance the visual environment
- E. View and Visibility
We believe the construction of the proposed nursing home expansion and the installation of new landscaping will enhance the surrounding neighborhood.
- F. Proposed Development
The proposed nursing home expansion will be approximately equal in size to the existing nursing home No variances for parking will be needed and the existing curb cut will be utilized with one new curb cut
- G. Behavior Patterns
The new expansion will not generate significantly more vehicular and pedestrian traffic than the existing nursing home
The site is bordered on two sides by a clinic and an electric power substation, and on the front and rear by Lazelle Road and Lazelle Road East respectively. The new expansion will not significantly change the environmental conditions The current kitchen and trash areas will remain unchanged The increased facility may generate slightly more trash, cooking exhaust, and laundry but otherwise only adds more private rooms and a dementia wing
The Subject Site shall be developed in general accordance with the site plan The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment
- SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law
Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest,
Andrea Blevins, CMC, City Clerk.

ORD NO. 2034-2003

To authorize the Director of the Department of Finance to establish a purchase order with Resource One for Cisco equipment for the fire connectivity project, to authorize the expenditure of \$98,353.17 from the Department of Finance capital improvements fund and to declare an emergency. (\$98,353.17)

WHEREAS, this legislation will authorize the Director of the Department of Finance to establish a purchase order from the universal term contract with Resource One for Cisco equipment for the fire connectivity project; and

WHEREAS, this project will connect 32 fire stations to the city's network through the use of both leased lines and city owned fiber optic cabling; and

WHEREAS, this connectivity will allow fire stations to consolidate its voice and data needs through one connection point thereby reducing the funds needed to for this purpose; and

WHEREAS, this consolidation will save the city approximately \$80,000 per year in leased line costs; and
 WHEREAS, this project will provide fire stations a high-speed connection allowing communication with each other as well as the Fire Administration Office; and

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

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

SECTION 1: That the Director of the Department of Finance be and is hereby authorized to establish a purchase order with Resource One, from the universal term contract that is established, for the purchase of Cisco connectivity equipment related to the fire connectivity project in an amount not to exceed \$98,353.17.

SECTION 2: That the expenditure of \$98,353.17 or so much thereof as may be necessary is hereby authorized to be expended from department 4501, fund 750, project number 470020, OCA 644344, object level 1 - 06, object level 3 - 6649.

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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2035-2003

To authorize the Director of the Department of Public Utilities to execute those documents necessary to assign a certain storm sewer easement to the Village of Marble Cliff, Ohio and to declare an emergency

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of certain sewer easement rights by virtue of recorded instrument in the Franklin County Recorders Office; and

WHEREAS, the subject storm sewer easement lies, in part, in the City of Columbus and, in part in the Village of Marble Cliff, Ohio; and

WHEREAS, the Village of Marble Cliff desires the rights to the easement, and

WHEREAS, the Department of Public Utilities has determined that the storm sewer does not service the City of Columbus in any way and the easement should be assigned to the Village of Marble Cliff along with all its responsibilities, and

WHEREAS, the Division of Sewerage & Drainage, has further determined that the assignment of the easement will not adversely affect the City and therefore should be granted

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is necessary to immediately authorize the Director of the Department of Public Utilities to execute those documents necessary to assign the above referenced easement to The Village of Marble Cliff; Ohio for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to assign to The Village of Marble Cliff, Ohio all rights, title, interest, and estate held by the City in and to the following described real property

Situated in the State of Ohio, County of Franklin, in part, in the City of Columbus and, in part in the Village of Marble Cliff, being in Sections 2 and 11, Range 23, Congress Lands and being a 0.244 acre area of land, more or less, said 0.244 acre area being in that 2.315 acre tract of land designated as Parcel One and described in Exhibit "A" in the deed to Ralph E. Setterlin and Jane C. Setterlin, of record in Instrument No. 199903040054584, Recorder's Office, Franklin County, Ohio, said 0.244 acre area of land being more particularly described as follows

Beginning for reference at a point in the original centerline of Dublin Road (U.S. Route 33) at the southwesterly corner of said 2.315 acre tract; thence N 12° 14' 17" W, with the original centerline of said Dublin Road and with the westerly line of said 2.315 acre tract, a distance of 140.72 feet to an angle point in the original centerline of said Dublin Road, the same being an angle point in the westerly boundary of said 2.3 15 acre tract and in the Corporation Line between the City of Columbus and the Village of Marble Cliff; thence N37° 29' 25" W, with the original centerline of Dublin Road and with the southwesterly line of said 2.3 15 acre tract, a distance of 66.92 feet to the True Point Of Beginning;

Thence, from said true point of beginning, N37° 29' 25" W, with the original centerline of said Dublin Road and with the southwesterly line of said 2.315 acre tract, a distance of 35.53 feet to the northwesterly corner of said 2.315 acre tract;

Thence S 86° 05' 21" E, with the northerly line of said 2.315 acre tract, a distance of 14.48 feet to a point;

Thence S 60° 04' 39" E, crossing the Corporation Line between the Village of Marble Cliff and the City of Columbus at a distance of 132.35 feet, a total distance of 168.98 feet to a point;

Thence N 77° 56' 01" E, a distance of 188.96 feet to a point;

Thence S 11° 56' 03" E, a distance of 143.01 feet to a point;

Thence N 84° 23' 47" E, a distance of 119.41 feet to a point;

Thence N 88° 40' 57" E, a distance of 68.42 feet to a point in the southerly line of said 2.315 acre tract;

Thence S 84° 22' 21" W, with the southerly line of said 2.315 acre tract, a distance of 207.18 feet to a point, said point being located N 84° 22' 21" E, from, as measured along the southerly line of said 2.3 15 acre tract, said Reference Point Of Beginning;

Thence, from said point, N 11° 56' 03" W, a distance of 125.98 feet to a point;

Thence S 77° 56' 01" W, a distance of 176.58 feet to a point;

Thence N 60° 04' 39" W, crossing the Corporation Line between the City of Columbus and the Village of Marble Cliff at a distance of 66.52 feet, a total distance of 156.86 feet to the True Point Of Beginning, and being 0.244 acre area of land (10,537.70 sq. ft.), more or less, of which 0.189 acre is in the City of Columbus and 0.055 acre is in the Village of Marble Cliff.

The bearings given in the foregoing description of S 84° 22' 21" W as given in said deed for the southerly line of said 2.315 acre tract.

Bauer, Davidson & Merchant, Inc., Jimmie L. Davis, P.S. #6942, 1/5/01. Prior Instrument Reference: Instrument Number 200205070114577.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 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)

WHEREAS, by application #CV03-022, the owner of properties at 994 AND 1002 DENNISON AVENUE (43201), is requesting a Variance to permit two single-family dwellings with reduced development standards in the ARLD, Apartment Residential District; and

WHEREAS, Section 3333.02, AR-12, ARLD and AR-1, Apartment residential district use, does not permit single-family dwelling use, while the applicant proposes to conform an existing single-family dwelling (994 Dennison Avenue), and construct a new single-family dwelling (1002 Dennison Avenue) with reduced development standards on an adjacent parcel; and

WHEREAS, Section 3333.09, Area requirements, requires that no building shall be erected or altered on a lot with a width of no less than fifty (50) feet, while the applicant proposes to construct a single-family dwelling (1002 Dennison Avenue) on a lot that is 46.0 feet wide; and

WHEREAS, Section 3333.15 (c), Basis of computing area, requires that no residence building shall occupy alone or together with any other building greater than fifty(50) percent of the lot area, while the applicant will maintain the existing nonconforming lot coverage for the single-family dwelling (994 Dennison Avenue) of 52.77%; and

WHEREAS, Section 3333.18, Building lines, requires the setback to be that distance as determined where the line which connects the front of the nearest building on either side of the subject parcel, bisects the subject parcel, but in no case less than ten (10) feet, while the applicant proposes to maintain a zero (0) foot building line for the existing single-family dwelling (994 Dennison Avenue); and

WHEREAS, Section 3333.23, Minimum side yard permitted, requires a side yard of no less than five(S) feet, while the applicant proposes a three (3) foot side yard along the north property line for the proposed single-family dwelling (1002 Dennison Avenue); and

WHEREAS, Section 3333.24, Rear yard, requires a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes a 19.7 % rear yard for the existing single-family dwelling (994 Dennison Avenue), and a 13.6% rear yard for the proposed single-family dwelling (1002 Dennison Avenue); and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires two (2) parking spaces per dwelling unit, while the applicant proposes no parking spaces for the existing single-family dwelling (994 Dennison Avenue); and

WHEREAS, this variance will permit two single-family dwellings with reduced development standards in the ARLD, Apartment Residential District; and

WHEREAS, the Victorian Village Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because the requested variance would conform an existing single-family dwelling (994 Dennison Avenue) while allowing a two-space parking variance, and permit the construction of a new single-family dwelling (1002 Dennison Avenue) with reduced development standards on a vacant parcel that reflects the character of the surrounding neighborhood. This variance request repeals the condition of Ordinance #251-93 (CV92-076) which required the combination of these tax parcels into one parcel. Variances include building setback, side yard and rear yard; 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 994 AND 1002 DENNISON AVENUE (43201), in using said property as desired and; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1 Apartment residential district use; 3333.09, Area requirements; 3333.11, ARLD area district requirements; 3333.15 (c), Basis of computing area; 3333.17, Building lines; 3333.23, Minimum side yard permitted; 3333.24, Rear yard; and 3342.28, Minimum number of parking spaces; for the property located at 994 AND 1002 DENNISON AVENUE (43201), insofar as said sections prohibit single-family dwelling use for both properties, with a reduced lot width from 50 feet to 46.0 feet for 1002 Dennison Avenue, lot areas of 2,497.5 square feet for 994 Dennison Avenue and 2,115.0 square feet for 1002 Dennison Avenue when no lot area requirement is established for single-family dwellings, greater than 50% lot coverage and 0-foot building setback for 994 Dennison Avenue, reduced minimum side yard from 5 feet to 3 feet for 1002 Dennison Avenue, reduced rear yards from 25% to 19.7% for 994 Dennison Avenue and 13.6% for 1002 Dennison Avenue, and a parking space reduction from 2 spaces to 0 spaces for 994 Dennison Avenue; said properties being more particularly described as follows:

**994 DENNISON AVENUE
PARCEL #1(010-132373):**

Being a part of lot 17 of a subdivision of lands belonging to the estate of Joseph R Starr, deceased, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, Page 229, Recorder's Office, Franklin County, Ohio, and being a part of the land conveyed by deed of record in Deed Book 206, Page 83, said Recorder's Office, and being more particularly described as follows

Beginning at a cross cut in a concrete sidewalk in the east line of Dennison Avenue and the west line of said land conveyed by deed of record in Deed Book 206, Page 83, said cross cut being 27.10 feet northerly measured along said east line and said west line from an "I" shaped cut in a concrete step at the northeast corner of Second Avenue and Dennison Avenue, both 60 foot streets; thence from said beginning cross cut northerly along said east line and said west line a distance of 55.50 feet to an iron pin; thence easterly and parallel to the north line of Second Avenue a distance of 45.00 feet to a cross cut in a concrete wall and in the east line of said land conveyed by deed of record in Deed Book 206, Page 83; thence southerly along said east line a distance of 55.50 feet to a cross cut in a concrete wall; thence westerly and parallel to the north line of Second Avenue a distance of 45.00 feet to the place of beginning, containing 2497.5 square feet of land, more or less.

**1002 DENNISON AVENUE
PARCEL #2 (010-101166):**

Being part of Lot Seventeen (17) of a Subdivision of Lands belonging to the estate of Joseph R Starr, deceased, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, Page 229, Recorder's Office, Franklin County, Ohio, and being part of the land conveyed by deed of record in Deed Book 206, Page 83, said Recorder's Office and being more particularly described as follows

Beginning at an iron pin in the east line of Dennison Avenue and the west line of said land conveyed by deed of record in Deed Book 206, Page 83, said iron pin being 82.60 feet northerly measured along said east line and said west line from an "L" shaped cut in a concrete step at the northeast corner of Second Avenue and Dennison Avenue, both 60 foot streets; thence from said beginning iron pin northerly along said east and west lines a distance of 46.00 feet to an iron pin; thence easterly a distance of 45.07 feet to an iron pin in the east line of said land conveyed by deed of record

in Deed Book 206, Page 83, said iron pin being 130.60 feet northerly measured along said line from the north line of Second Avenue; thence southerly along said east line a distance of 48.00 feet to a cross cut in a concrete wall; thence westerly and parallel to the north line of Second Avenue a distance of 45.00 feet to the place of beginning, containing 2115 square feet of land, more or less.

SECTION 2. That the condition requiring the two parcel numbers to be combined established by Ordinance #215-93, passed March 13, 1993, be hereby repealed.

SECTION 3. That this ordinance is conditioned on and shall remain in effect only for so long as said properties are used as single-family dwellings, or those uses permitted in the ARLD, Apartment Residential District

SECTION 4. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site and elevation plans titled "NEW COACHHOUSE RESIDENCE", drawn by Segna Associates, Inc., dated August 29, 2003, and signed by Connie I Klema, attorney for the applicant.

SECTION 5. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed single-family dwelling (1002 Dennison Avenue).

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 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) and to declare an emergency.

WHEREAS, application #Z03-018 is on file with the Building Services Division of the Department of Development requesting rezoning of 60.16± acres from R, Rural District, 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 proposed development is a continuation of an established single-family development to the south and will provide stub streets to the undeveloped land to the north. While the site lies within Area E 1. of the Far North Area Plan, which follows Orange Township recommendation of commercial and light manufacturing uses, deviation from this plan is warranted due to the subsequent development pattern in the area and the establishment of the single-family subdivision to the south; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; now therefore:

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

Section 1. That the 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

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 and being more particularly described as follows

DESCRIPTION OF A 60.16 ACRE TRACT TO BE ANNEXED FROM ORANGE TOWNSHIP, DELAWARE COUNTY, OHIO TO THE CITY OF COLUMBUS, DELAWARE COUNTY, OHIO

Situate in the State of Ohio, County of Delaware, Township of Orange, lying in Farm Lots 6 and 7, Section 3, Township 3, Range 18, United States Military District, and being part of that 68.274 acre tract conveyed to Clarence G. Issenmann, Bishop of the Diocese of Columbus by deed of record in Deed Book 294, Page 258, of which being changed to James A Griffin, Bishop of the Roman Catholic Diocese of Columbus, in the Affidavit of Succession of the Roman Bishops of Columbus, of record in Deed Book 380, Page 613 and/or Deed Book 468, Page 197, all being of record in the Recorder's Office, Delaware County, Ohio, and being more particularly described as follows

Beginning, at a point at the common corner of said 68.274 acre tract and Lot 131 of THE WOODS OF OLENTANGY SECTION 3, PART 2, a subdivision of record in Plat Cabinet 2, Slide 321, said point being at an angle point of the Existing City of Columbus Corporation Line, Ordinance Number 758-98, of record in Plat Cabinet 2, Slide 74, same being in the westerly right-of-way line of the Norfolk & Southern Railroad;

Thence North 87° 26' 32" West, a distance of 1272.28 feet, along the Existing City of Columbus Corporation Line and the line common to said 68.274 acre tract and said THE WOODS OF OLENTANGY SECTION 3 PART 2, to a point at the angle point of said Existing City of Columbus Corporation Line, same being at the northwesterly corner of said THE WOODS OF OLENTANGY SECTION 3 PART 2;

Thence North 87° 26' 32" West, a distance of 862.34 feet, along the line common to said 68.274 acre tract, that 7.581 acre tract conveyed to JOMAR by deed of record in Deed Book 522, Page 480 and that 34.761 acre tract conveyed to Orange Investment Company by deed of record in Deed Book 506, Page 10, to a point at the southeasterly corner of that 7.626 acre tract conveyed to Orange Investment Company by deed of record in Deed Book 506, Page 12;

Thence the following five (5) courses and distances along the northerly line of said 7.626 acre tract:

1. North 67° 03' 44" West, a distance of 387.40 feet, to a point;
2. North 60° 58' 44" West, a distance of 175.88 feet, to a point;
3. North 17° 07' 11" West, a distance of 291.85 feet, to a point;
4. North 67° 51' 04" West, a distance of 187.24 feet, to a point;
5. North 78° 14' 44" West, a distance of 230.21 feet, to a point in the easterly right-of-way line of U.S. Route 23;

Thence North 03° 01' 06" West, a distance of 359.04 feet, along the easterly right-of-way line of said U.S. Route 23, to a point in the northerly line of said 68.274 acre tract;

Thence South 87° 12' 21" East, a distance of 3104.27 feet, along the line common to said 68.274 acre tract and said 68.813 acre tract, to a point, also being in the westerly right-of-way line of said Norfolk & Southern Railroad;

Thence South 02° 49' 20" East, a distance of 936.33 feet, along the westerly right-of-way line of said Norfolk & Southern Railroad, and said 68.274 acre tract, to the Point of Beginning, and containing 60.16 acres, more or less, out of said 68.274 acre tract, lying in Farm Lot 7.

The above description was prepared from existing Delaware County records obtained from the Delaware County Recorder's Office and an actual field survey performed by RD. Zande & Associates, Inc. This description was prepared for the intention to represent territory to be annexed to the City of Columbus

The bearings given in the above description are based on the grid bearing of North 87° 26' 32" West, for the north line of THE WOODS OF OLENTANGY SECTION 3, PART 2, as established by a network of GPS observations performed in January, 2002.

**To Rezone From: from R, Rural 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 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 10 days after its passage if the Mayor neither approves nor vetoes the same.

Passed as amended September 29, 2003, Matthew D. Habash, President of Council / Approved as amended September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2043-2003

To authorize the Director of Recreation and Parks to enter into contract with Kristi Kloss and allow necessary expenditures from the Recreation and Parks Operating Fund in the amount of \$8,500.00 in conjunction with the metalsmithing program for the remainder of 2003, and to declare an emergency. (\$8,500.00)

WHEREAS, it is necessary to pay expenses associated with the metalsmithing program for the remainder of 2003; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into a contract to pay the cost associated with this program 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 Recreation and Parks Department is hereby authorized and directed to enter into a contract with Kristi Kloss to pay expenses associated with the metalsmithing program for the remainder of 2003.

SECTION 2. That the expenditure of \$8,500.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Operating Fund, 285, as follows, to pay the cost thereof

Fund Type	Division	Fund	Project Name	OCA Code	Object Level 3	Amount
Operating	51-01	285	Cultural Arts Center	510628	3346	\$8,500.00

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 monies paid except by voucher, the form of which shall be approved by the City Auditor.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2046-2003

To authorize the Public Utilities Director to enter into a contract with Rekadom Incorporated, to develop a testing strategy, methodology, and testing scenarios for the Water and Sewer billing system upgrade, for the Division of Water, to authorize the expenditure of \$50,000.00 from Water Systems Operating Fund, and to declare an emergency (\$50,000.00)

WHEREAS, the Departments of Technology and Public Utilities will be upgrading the Water and Sewer Information Management System (WASIMS) from version 2.2.1.2.1 to version 3.1, and

WHEREAS, extensive functional testing is required due to the gap in versions and the amount of code customization involved, and

WHEREAS, a testing strategy, methodology, and testing scenarios is an absolute necessity, and

WHEREAS, the City does not possess the necessary expertise to prepare and publish such materials and is necessary to outsource this effort,
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 Director of Public Utilities to enter into a contract, to develop a testing strategy, methodology, and testing scenarios for the Water and Sewer billing system upgrade, 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 enter into a contract with Rekadom Incorporated, to develop a testing strategy, methodology, and testing scenarios for the Water and Sewer billing system upgrade, for the Division of Water, Department of Public Utilities

Section 2. That the expenditure of \$50,000.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602995, Object Level One 03, Object Level Three 3369, 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2047-2003

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

WHEREAS, the Purchasing Office advertised and solicited formal bids on July 24, 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 Telecommunication Devices for the Deaf 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 Telecommunication Devices for the Deaf in accordance with Solicitation No. SA000473JY as follows:

Independence Communication, Inc., Item(s): All Items, Amount: \$1.00

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

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2049-2003

To authorize and direct the Finance Director to enter into a contract for an option to purchase Liquefied Petroleum Gas (Propane), with Ferrelgas, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 12, 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 Liquefied Petroleum Gas (Propane), 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 Liquefied Petroleum Gas (Propane) in accordance with Solicitation No. SA000451JRM as follows:

Ferrelgas, Item(s): All Items, Amount: \$1.00

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

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2057-2003

To authorize the Director, Department of Development, to execute an instrument prepared by the Real Estate Division, Department of Law, declaring that certain real property located on Hard Road and owned by TGM Worthington Green, Inc. is non-conforming but legal, and clarifying the status of said real property relative to the existing zoning regulations, and to declare an emergency.

WHEREAS, the City of Columbus, Ohio ("City") is in the process of widening and improving Hard Road; and

WHEREAS, as part of the Hard Road improvement the City found it necessary to acquire real property interests in certain real property owned by TGM Worthington Green, Inc. ("TGM"); and

WHEREAS, the City's acquisition of property rights from TGM has resulted in the residue real property being "non-conforming"; and

WHEREAS, classification of the TGM residue real property as "non-conforming" places said real property in direct conflict with the Columbus City Zoning Code relative to the issues of 'land to building ratios', 'building setback lines', and 'application of the existing zoning code subsequent to a catastrophic event'; and,

WHEREAS, "but for" the City's action of acquiring a portion of TGM's real property for a public roadway improvement, said real property would be classified as "conforming" as that term relates to the Columbus City Zoning Code; and,

WHEREAS, the Columbus City Zoning Code does not expressly state that real property may be "non-conforming" but legal (i.e. "non-conforming and legal" or "legally non-conforming"); and

WHEREAS, the City of Columbus, on November 12, 2002, filed an eminent domain appropriation action against TGM for the purpose of appropriating a certain portion of TGM's real property; and,

WHEREAS, settlement of said appropriation action is inextricably connected to rectifying the foregoing described conflict between TGM's "non-conforming but legal" residue real property and the Columbus City Zoning Code; and,

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, Ohio in that it is immediately necessary to authorized the Director, Department of Development, to execute an instrument prepared by the Real Estate Division, Department of Law, certifying that the TGM Worthington Green, Inc residue real property located on Hard Road is "non-conforming but legal" (i.e. "non-conforming and legal", or "legally non-conforming"), and clarifying the status of said real property relative to the existing Columbus City Zoning Code, 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, Department of Development, is hereby authorized to execute an instrument prepared by the Real Estate Division, Department of Law, expressly certifying that the TGM Worthington Green, Inc residue real property located on Hard Road is "non-conforming but legal" ("non-conforming and legal" or "legally non-conforming") as to the existing Columbus City Zoning Code, and also clarifying the status of said real property relative to the existing Columbus City Zoning Code

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 September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2059-2003

To authorize the transfer, appropriation, and expenditure of \$75,000.00 within the Recreation and Parks Permanent Improvement Fund for various park and playground improvements, and to declare an emergency (\$75,000.00)

WHEREAS, various park and playground improvements are necessary within the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer and expend these funds for the preservation of public health, peace, property and safety; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the purchase of labor, materials and equipment is necessary for various park and playground improvements within the Recreation and Parks Department

SECTION 2. That the amount of \$75,000.00 is hereby appropriated to the Recreation and Parks Permanent Improvement Fund, as follows:

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Object No.</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	747999	5501	900747	\$75,000.00

SECTION 3. That the transfer of \$75,000.00 within the Recreation and Parks Permanent Improvement Fund be and is hereby authorized to provide funds in the proper project account for various park and playground improvements for the Recreation and Parks Department, as follows:

FROM:

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Project No.</u>	<u>Object Name</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	747999	Unallocated Balance	5501	900747	\$75,000.00

TO:

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Project No.</u>	<u>Object Name</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	510017	Park & Playground Imp.	6621	640862	\$75,000.00

SECTION 4. That the expenditure of \$75,000.00, or so much thereof as may be necessary, be and is hereby authorized from the unallocated balance of the Recreation and Parks Permanent Improvement Fund 747 as follows, to pay the cost thereof All work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractors to whom the contract(s) will be awarded and understands that its passage will give the Recreation and Parks Director the final decision in determination of the lowest best responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Project No.</u>	<u>Object Name</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	510017	Park & Playground Imp.	6621	640862	\$75,000.00

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

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2061-2003

To authorize and direct the appropriation of \$32,000 within the permanent improvement fund and the transfer of \$25,000 within the general fund, to the Division of Fire to speed heavy rescue services to auto accident, and to authorize the expenditure of \$57,000 for said purpose, and to declare an emergency. (\$57,000).

WHEREAS, vehicle extrications are an important component of Fire rescue operations; and

WHEREAS, Council deems it necessary to expand the Division of Fire's capacity to address potential life-threatening automobile accidents by directing the Fire Chief to assign a fourth firefighter to four specific engines during daytime hours to better serve areas of high accident rates on freeways and to meet national response time standards of five minutes or less; and

WHEREAS, this direction is for a transitional period only until the end of 2003, with any 2004 resources for this effort being determined by the 2004 budget process;

WHEREAS, funds exist to purchase and staff the equipment from a combination of operational savings produced within the City Council budget by managed personnel expenditures (\$ 15,000), funds previously earmarked by Council for this purpose (\$10,000), and funds residing within the unallocated balance of the permanent improvement fund (\$32,000), and

WHEREAS, this ordinance is submitted as an emergency measure to ensure the quickest deployment of said equipment for the public welfare, and

WHEREAS, an emergency exists in the usual daily operations of the City in that it is immediately necessary to appropriate and transfer funds to the Division of Fire to allow for the purchase of vehicle extrication equipment for the immediate preservation of the public health, peace, property, safety, and welfare; Now therefore

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

SECTION 1. That from the monies in the Fund known as the Permanent Improvement Fund, Fund No 748, 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 \$32,000 is hereby appropriated within project 748999.

SECTION 2. That the City Auditor is hereby authorized and directed to transfer said monies within the fund from Project 748999 to Project 340123, Fire Equipment, Division of Fire, Division 30-04, OCA Code 340123.

SECTION 3. That the City Auditor is authorized and directed to transfer the following amounts within the General Fund, Fund No.010, to the Division of Fire as follows:

From: \$15,000 from City Council, Division 20-01, Object Level 1 01, Object Level 3 1000, OCA Code 200105, and \$10,000 from the City Auditor, Division 22-01, Object Level 110, Object Level 3 5501, OCA Code 900365.

To: the Division of Fire, Division 30-04, \$10,000 to Object Level 1 06, Object Level 3, 6645, OCA Code 301531 and \$15,000 to Object Level 1 01, Object Level 3, 1131 OCA Code 301531 for the purchase and staffing of equipment used in Fire rescue services during response to auto accidents

SECTION 4. This direction is for a transitional period only until the end of 2003, with any 2004 resources for this effort being determined by the 2004 budget process.

SECTION 5. That the expenditure of the combined amounts of \$57,000 in Funds 748 and 010 as stated above for this purpose is deemed authorized.

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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2063-2003

To authorize the appropriation, transfer and expenditure of \$75,000.00 within the Recreation and Parks Permanent Improvement Fund for various facility renovations, and to declare an emergency (\$75,000.00)

WHEREAS, various facility renovations are necessary within the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer and expend these funds for the preservation of public health, peace, property and safety; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the purchase of labor, materials and equipment is necessary for various facility renovations within the Recreation and Parks Department

SECTION 2. That the amount of \$75,000.00 is hereby appropriated to the Recreation and Parks Permanent Improvement Fund, as follows:

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Object No.</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	747999	5501	900747	\$75,000.00

SECTION 3. That the transfer of \$75,000.00 within the Recreation and Parks Permanent Improvement Fund be and is hereby authorized to provide funds in the proper project account for various park and playground improvements for the Recreation and Parks Department, as follows:

FROM:

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Project No.</u>	<u>Object Name</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	747999	Unallocated Balance	5501	900747	\$75,000.00

TO:

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Project No.</u>	<u>Object Name</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	510035	Facility Renovations	6620	640862	\$75,000.00

SECTION 4. That the expenditure of \$75,000.00, or so much thereof as may be necessary, be and is hereby authorized from the unallocated balance of the Recreation and Parks Permanent Improvement Fund 747 as follows, to pay the cost thereof All work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractor(s) to whom the contract(s) will be awarded and understands that its passage will give the Recreation and Parks Director the final decision in determination of the lowest best responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

<u>Fund Type</u>	<u>Dept.</u>	<u>Project Fund</u>	<u>Project No.</u>	<u>Object Name</u>	<u>OCA Level 3</u>	<u>Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	510035	Facility Renovations	6620	640862	\$75,000.00

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

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2064-2003

To authorize the Director of Recreation and Parks to enter into contract with Quality Golf, Inc, for restoration services to the Turnberry Golf Course, in connection with the construction of the Blacklick Creek Sanitary Interceptor Pt B Project; to authorize the appropriation and expenditure of \$315,000.00 from the Ohio Water Pollution Control Loan Fund; to waive the competitive procurement provisions of the Columbus City Codes; and to declare an emergency

WHEREAS, Ordinance No.1606-2003 authorized the Director of Public Utilities to enter into contract with the Complete General Construction Company, Inc, for the Blacklick Sanitary Interceptor Sewer Capacity Augmentation, Part 2, Project; and

WHEREAS, the subject project crosses a portion of the Turnberry Golf Course that is owned and operated by the Department of Recreation and Parks, and in coordination with the Division of Sewerage and Drainage the City undertook a competitive procurement process for the specialized construction services necessary to restore the Turnberry Golf Course to playing condition prior to the spring 2004 season; and

WHEREAS, the Department of Recreation and Parks did not receive any bid proposals for the subject procurement; whereupon, the Department solicited informal quotations from two reputable golf course construction firms for the required services; with which Quality Golf, Inc. was the low bidder; and

WHEREAS, it has been determined to be in the City's best interest for this City Council to waive the competitive bidding requirements of the Columbus City Codes for purposes of immediately executing the subject golf course restoration contract, so as to allow for the removal of the irrigation systems that will be interrupted by the installation of the aforementioned sanitary sewer construction; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage and the Department of Recreation and Parks, in that is immediately necessary for this Council to waive the competitive bidding requirements of the Columbus City Codes pursuant to authorizing the Director of Recreation and Parks to execute a contract for restoration services to the Turnberry Golf Course necessitated by the installation of the Blacklick Sanitary Interceptor Sewer Capacity Augmentation, Part2, Project, thereby preserving the public health, peace, and safety; now, therefore,

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

Section 1. That \$315,000.00 from the Ohio Water Development Authority Loan No. CS392254-02, for the Blacklick Sanitary Interceptor Sewer Capacity Augmentation, Part 2 Project; is hereby appropriated to the Division of Sewerage and Drainage, Fund No. 666 Project: Blacklick Sanitary Interceptor Div.: 60-05 Project 650492 Object Level 3 No. 6630 OCA Code 655492.

Section 2. That the Director of Recreation & Parks be, and hereby is, authorized to enter into agreement with Quality Golf, Inc., 13001 N. Old 3C Rd., Sunbury, Ohio 43074; for golf course construction/restoration services in connection with the Division of Sewerage and Drainage's Blacklick Sanitary Interceptor Sewer Capacity Augmentation, Part 2 Project.

Section 3. That the expenditure of \$315,000.00, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund No 666 Project: Blacklick Sanitary Interceptor Div. 60-05 Project 650492 Object Level 3 No. 6630 OCA Code 655492.

Section 4. That this Council finds that is in the best interest of the City to waive the provisions of Columbus City Code, Section 329.06, to authorize the Director of Recreation and Parks to execute a contract with Quality Golf, Inc. who submitted the low informal bid for the golf course construction / restoration services in connection with the aforementioned sanitary sewer improvements project

Section 5. 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2070-2003

To authorize and direct the Director of Finance to purchase golf course equipment from Green Thumb Power Equipment, for the Recreation and Parks Department, in accordance with the terms and conditions of formal bid SA000494 GRW, to authorize the expenditure of \$24,238.00 from the Golf Course Operations Fund, and to declare an emergency (\$24,238.00)

WHEREAS, the Purchasing Office received bids in accordance with the terms and conditions of formal bid SA-000494 GRW; and
 WHEREAS, a purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order 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 Finance be and he is hereby authorized and directed to enter into a purchase order with Green Thumb Power Equipment, for mowers for the Golf Division of the Recreation and Parks Department, in accordance with the terms and conditions of formal bid SA000494 GRW.

SECTION 2. That the expenditure of \$24,238.00, or so much thereof as may be necessary, be and is hereby authorized from the Golf Course Operations Fund, as follows, to pay the cost thereof

<u>Fund Type</u>	<u>Dept. No.</u>	<u>Fund</u>	<u>Item</u>	<u>Object Level</u>	<u>OCA Code</u>	<u>Amount</u>
Operating	51-03	284	Mower (Mentel Memorial)	6652	516088	\$12,119.00
Operating	51-03	284	Mower (Walnut Hill)	6652	516245	\$12,119.00

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2074-2003

To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Big Walnut /Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation) and to declare an emergency. Inceptor Sewer Project Part II (Outfall Augmentation); and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 117X-03, on the 2nd day of June, 2003, and Resolution No. 305X-03, on the 28th day of July, 2003 declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department Public Utilities, Division of Sewerage and Drainage, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:
T-119-S

Situate in the State of Ohio, County of Franklin, being a part of the East Half of Section 36, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a part of the Northwest Quarter of Section 31, Township 11 North, Range 21 West, Madison Township, Congress Lands East of the Scioto River, being a 0.389 acres temporary construction easement out of the 23.739 acres of land conveyed to the Rickenbacker V LLC, described in Instrument Number 200006070112425, this and all further references being to the records of the Franklin County Recorder's Office, said temporary easement being more particularly described as follows;

Beginning for reference at the point of intersection of the protracted centerline of Spiegel Drive with the centerline of the northbound lane (Franklin County Right of Way Plans 0060-020, dated 1958) of Alum Creek Drive, as delineated in the dedication plat of said Spiegel Drive, recorded in Plat Book 86, Page 26;

thence, North 86° 03' 59" West, along the said protracted center of Spiegel Drive, a distance of 136.12 feet to a point in the easterly line of Lot Number 1, Air Haven Estates, recorded in Plat Book 32, Page 10A;

thence, northerly 40.36 feet with the easterly line of said Lot Number 1 on a non-tangential curve to the left, whose radius is 5594.58 feet, whose central angle is 0° 24' 48", and whose chord bears North 4° 02' 24" West a distance of 40.36 feet to the northeasterly corner of said Spiegel Drive and an iron pin called but not found;

thence, North 86° 03' 59" West, with the northerly line of said Spiegel Drive, a distance of 290.00 feet to an iron pin found (bent) at the southeasterly corner of the Grantor's 23.739 acres;

thence, North 3° 55' 52" East, with an easterly line of the Grantor's 23.739 acres and the westerly line of The Offices at Rickenbacker, LLC 6.891 acres parcel, of record in Instrument Number 200107180163545, a distance of 968.56 feet to an iron pin called but not found;

thence, North 75° 39' 23" East, with the Grantor's southeasterly line, and The Offices at Rickenbacker northwesterly line, a distance of 34.34 feet to the westerly line of the sixty feet wide temporary easement and the TRUE POINT OF BEGINNING of the said 0.389 acres parcel being more fully described as follows:

thence, North 08° 40' 09" West, with the westerly line of said sixty feet wide easement, a distance of 460.11 feet to a point of curvature;

thence, northerly 12.83 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 0° 57' 16", and whose chord bears North 9° 08' 47" West for a distance of 12.83 feet to a point in the westerly right of way line of Alum Creek Drive;

thence, southerly 413.35 feet with the westerly right of way line of said Alum Creek Drive in curve to the right, whose radius is 830.00 feet, whose central angle is 4° 12' 26", and whose chord bears South 17° 01' 57" East a distance of 413.256 feet to a point on the easterly line of the said sixty feet wide temporary easement;

thence, South 08° 40' 09" East, continuing with the said sixty feet wide easterly easement line, a distance of 58.12 feet to a point in a southerly line of the Grantor and the northerly line of The Offices at Rickenbacker, LLC 6.891 acres parcel;

thence, South 75° 39' 13" West, with the Grantor's said southerly line and The Offices at Rickenbacker northerly line, a distance of 60.30 feet to the TRUE POINT OF BEGINNING. The temporary easement parcel, as described above, contains 0.389 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

P-119-S

Situate in the State of Ohio, County of Franklin, being a part of the East Half of Section 36, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a part of the Northwest Quarter of Section 31, Township 11 North, Range 21 West, Madison Township, Congress Lands East of the Scioto River, being a 0.389 acres parcel of land at an below an elevation of 704.00 feet (North American Vertical Datum 1988), the surface elevation being 735 feet and above, out of the 23.739 acres of land described in Instrument Number 200006070112425, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Rickenbacker V LLC, being more particularly described as follows;

Beginning for reference at the point of intersection of the protracted centerline of Spiegel Drive with the centerline of the northbound lane (Franklin County Right of Way Plans 0060-020, dated 1958) of Alum Creek Drive, as delineated in the dedication plat of said Spiegel Drive, recorded in Plat Book 86, Page 26;

thence, North 86° 03' 59" West, along the said protracted center of Spiegel Drive, a distance of 136.12 feet to a point in the easterly line of Lot Number 1, Air Haven Estates, recorded in Plat Book 32, Page 10A;

thence, northerly 40.36 feet with the easterly line of said Lot Number 1 on a non-tangential curve to the left, whose radius is 5594.58 feet, whose central angle is 0° 24' 48", and whose chord bears North 4° 02' 24" West a distance of 40.36 feet to the northeasterly corner of said Spiegel Drive and an iron pin called but not found;

thence, North 86° 03' 59" West, with the northerly line of said Spiegel Drive, a distance of 290.00 feet to an iron pin found (bent) at the southeasterly corner of the Grantor's 23.739 acres;

thence, North 3° 55' 52" East, with an easterly line of the Grantor's 23.739 acres and the westerly line of The Offices at Rickenbacker, LLC 6.891 acres parcel, of record in Instrument Number 200107180163545, a distance of 968.56 feet to an iron pin called but not found;

thence, North 75° 39' 23" East, with the Grantor's southeasterly line, and The Offices at Rickenbacker northwesterly line, a distance of 34.34 feet to the westerly line of the sixty feet wide sanitary sewer easement and the TRUE POINT OF BEGINNING of the said 0.389 acres parcel being more fully described as follows:

thence, North 08° 40' 09" West, with the westerly line of said sixty feet wide easement, a distance of 460.11 feet to a point of curvature;

thence, northerly 176.42 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 13° 07' 39", and whose chord bears North 15° 13' 59" West for a distance of 176.04 feet to a point in the Grantor's property line, passing the westerly right of way line of Alum Creek Drive at a distance along the arc of the above described curve of 12.83 feet;

thence, North 03° 46' 42" East, with the Grantor's said property line and crossing the sixty feet wide easement, a distance of 128.41 feet to a point in the easterly line of the said sixty feet wide easement;

thence, South 24° 31' 06" East, with the easterly line of the said easement, a distance of 65.14 feet to a point in the Grantor's easterly line;

thence, South 18° 14' 36" East, with the Grantor's easterly line, a distance of 203.39 feet to a point in the easterly line of the said sixty feet wide easement;

thence, southerly 37.06 feet with the easterly line of the said sixty feet wide easement along a curve to the right, whose radius is 830.00 feet, whose central angle is 2° 33' 30", and whose chord bears South 09° 56' 54" East for a distance of 37.06 feet to a point of tangency;

thence, South 08° 40' 09" East, continuing with the said easterly easement line, a distance of 454.15 feet to a point in a southerly line of the Grantor and the northerly line of The Offices at Rickenbacker, LLC 6.891 acres parcel;

thence, South 75° 39' 13" West, with the Grantor's said southerly line and The Offices at Rickenbacker northerly line, a distance of 60.30 feet to the TRUE POINT OF BEGINNING. The permanent easement parcel, as described above, contains 0.944 acres, more or less, subject to all legal highways, including Alum Creek Drive (C122) which occupies 0.554 acres, more or less, leaving a balance of 0.389 acres to be acquired.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.
Ohio Registered Surveyor, S-6899

Section 2. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:
T-336-S

Situate in the State of Ohio, County of Franklin, being a part of the Northeast Quarter of Section 36, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a part of the Southeast Quarter of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII, Congress Lands East of the Scioto River, being a 0.138 acres temporary easement parcel of land out of the 6.818 acres of land described in Instrument Number 199807060167653, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Gurgun Muharrem and Sema Muharrem, husband and wife, and Cloyd E. Evers and Frances A. Evers, husband and wife, being more particularly described as follows;

Beginning for reference at the point of intersection of the projected centerline of the Alum Creek Drive right of way with the centerline of the Rohr Road (County Road 235);

thence, North 24° 31' 06" West, with the said right of way centerline of said Alum Creek Drive, a distance of 136.47 feet to an iron pin called and found in the median of said Alum Creek Drive;

thence, North 80° 05' 45" West, with a southerly line of the Grantor, leaving the said right of way centerline of Alum Creek Drive, a distance of 89.15 feet to the southwesterly corner of a sixty feet wide sanitary sewer easement below elevation 705.00 feet, passing the southeasterly corner of said easement at 16.41 feet;

thence, North 24° 31' 06" West, with the westerly line of said easement, a distance of 48.55 feet to a point of curvature;

thence, northerly, continuing with the said westerly line, 48.40 feet on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 3° 36' 05", and whose chord bears North 26° 19' 08" West for a distance of 48.39 feet to a point in the westerly right of way line of said Alum Creek Drive, the TRUE POINT OF BEGINNING of the said 0.138 acres temporary easement parcel being more fully described as follows;

thence, northerly, continuing with the said westerly line of the said permanent easement below elevation 705.00 feet, 82.36 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 6° 07' 42", and whose chord bears North 31° 11' 02" West a distance of 82.32 feet to a point of tangency;

thence, North 34° 14' 53" West, continuing with the said westerly line, a distance of 200.00 feet to a point of curvature;

thence, northerly, continuing with the said permanent easement line, 11.56 feet on a tangential curve to the right, whose radius is 830.00 feet, whose central angle is 0° 47' 53", and whose chord bears North 33° 50' 56" West a distance of 11.56 feet to the southerly line of a temporary easement for Shaft/Manhole Number 10;

thence, North 67° 04' 17" East, with the southerly line of said temporary shaft/manhole easement and crossing the said permanent easement below elevation 705.00 feet, a distance of 45.10 feet to a point in the westerly right of way line of Alum Creek Drive;

thence, southerly with the said westerly right of way line of Alum Creek Drive, 13.11 feet on a non-tangential curve to the left, whose radius is 5829.58 feet, whose central angle is 0° 07' 44", and whose chord bears South 24° 29' 06" East for a distance of 13.11 feet to a point of tangency;

thence, South 24° 32' 58" East, with the said westerly right of way line, a distance of 275.93 feet to the TRUE POINT OF BEGINNING.

The temporary easement parcel, as described above, contains 0.138 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-336-SM10

Situate in the State of Ohio, County of Franklin, being a part of Section 25 and Section 36, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.745 acres temporary easement out of the 6.818 acres of land described in Instrument Number 199807060167653, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Gurgun Muharrem and Sema Muharrem, husband and wife, and Cloyd E. Evers and Frances A. Evers, husband and wife, said easement parcel being more particularly described as follows;

Beginning for reference at an iron pin called and found in the centerline of Alum Creek Drive (Franklin County Right of Way Plans 0060-020, dated 1958), said iron pin being the Grantor's northeasterly corner and the southeasterly corner of the Big Walnut Area Community Improvement Corporation 16.295 acres, of record in Official Record 35031 D18;

thence, North 86° 05' 28" West, with the Grantor's northerly line and the said Big Walnut, Area Community Improvement Corporation 16.295 acres southerly line, a distance of 215.36 feet to the TRUE POINT OF BEGINNING of the shaft/manhole temporary easement being described, being the northwesterly corner of the permanent easement for Shaft/Manhole Number 10, passing the westerly right of way line of Alum Creek Drive at 83.91 feet, said 0.745 acres temporary easement parcel being more particularly described as follows;

thence, South 22° 55' 43" East, leaving the Grantor's northerly line and with the westerly line of the said permanent easement for Shaft/Manhole Number 10, a distance of 143.77 feet to the southwesterly corner of the said permanent easement;

thence, North 67° 04' 17" East, with the southerly line of the said permanent easement, a distance of 117.38 feet to a point in the westerly right of way line of said Alum Creek Drive;

thence, southerly with the said Alum Creek Drive right of way line, 104.96 feet on a non-tangential curve to the left, whose radius is 5829.18 feet, whose central angle is 1° 01' 54", and whose chord bears South 23° 54' 27" East a distance of 104.95 feet to a point;

thence, South 67° 04' 17" West, leaving the said right of way line and crossing the Grantor's lands, a distance of 194.17 feet to a point;

thence, North 22° 55' 43" West a distance of 286.65 feet to a point in the Grantor's northerly line and the Big Walnut Area Community Improvement Corporation 16.295 acres southerly line;

thence, South 86° 05' 28" East, with the Grantor's northerly line and the southerly line of the 16.295 acres parcel, a distance of 84.05 feet to the TRUE POINT OF BEGINNING of the temporary easement parcel being described. The temporary easement for construction purposes, as described above, contains 0.745 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.
Ohio Registered Surveyor, S-6899

P-336-SM10

Situate in the State of Ohio, County of Franklin, being a part of Section 25 and Section 36, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.307 acres permanent easement out of the 6.818 acres of land described in Instrument Number 199807060167653, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Gurgun Muharrem and Sema Muharrem, husband and wife, and Cloyd E. Evers and Frances A. Evers, husband and wife, said easement parcel being more particularly described as follows;

Beginning for reference at an iron pin called and found in the centerline of Alum Creek Drive (Franklin County Right of Way Plans 0060-020, dated 1958), said iron pin being the Grantor's northeasterly corner and the southeasterly corner of the Big Walnut Area Community Improvement Corporation 16.295 acres, of record in Official Record 35031 D18;

thence, North 86° 05' 28" West, with the Grantor's northerly line and the said Big Walnut, Area Community Improvement Corporation 16.295 acres southerly line, a distance of 83.91 feet to the westerly right of way line of said Alum Creek Drive, the northeasterly corner of a permanent easement for Shaft/Manhole Number 10, and the TRUE POINT OF BEGINNING of the shaft/manhole permanent easement being described, said 0.307 acres parcel being more fully described as follows:

thence, southerly with the said right of way line, 84.41 feet along a curve to the left, whose radius is 5829.18 feet, whose central angle is 0° 49' 47", and whose chord bears South 22° 58' 15" East for a distance of 84.41 feet to a point, the southeasterly corner of the shaft/manhole easement being described, and a corner of a permanent easement below NAVD 1988 elevation 705.00 feet;

thence, South 67° 04' 17" West, with the southerly line of said permanent shaft/manhole easement, a distance of 117.38 feet to the southwesterly corner of the said shaft/manhole easement, passing the northwesterly corner of the said permanent easement below elevation 705.00 feet at 55.96 feet;

thence, North 22° 55' 43" West, with the westerly line of the said permanent shaft/manhole easement, a distance of 143.77 feet to a point in the Grantor's northerly line and the southerly line of the Big Walnut Area Community Improvement Corporation 16.295 acres;

thence, South 86° 05' 28" East a distance of 131.45 feet to the TRUE POINT OF BEGINNING of the permanent easement for Shaft/Manhole Number 10. The parcel, as described above, contains 0.307 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.
Ohio Registered Surveyor, S-6899

P-336-S

Situate in the State of Ohio, County of Franklin, being a part of the Northeast Quarter of Section 36, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a part of the Southeast Quarter of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII, Congress Lands East of the Scioto River, being a 0.718 acres parcel of land at an below an elevation of 705.00 feet (North American Vertical Datum 1988), the surface elevation being 735.0 feet and above, out of the 6.818 acres of land described in Instrument Number 199807060167653, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Gurgun Muharrem and Sema Muharrem, husband and wife, and Cloyd E. Evers and Frances A. Evers, husband and wife, being more particularly described as follows;

Beginning for reference at the point of intersection of the projected centerline of Alum Creek Drive right of way with the centerline of the Rohr Road (County Road 235);

thence, North 24° 31' 06" West, with the said right of way centerline of said Alum Creek Drive, a distance of 136.47 feet to an iron pin called and found in the median of said Alum Creek Drive;

thence, North 80° 05' 45" West, with a southerly line of the Grantor a distance of 16.41 feet to the southeasterly corner of a sixty feet wide sanitary sewer easement below elevation 705.00 and the TRUE POINT OF BEGINNING of the said 0.718 acres parcel being more fully described as follows:

thence, North 80° 05' 45" West, continuing with the Grantor's said southerly line and the southerly line of the sixty feet wide easement, a distance of 72.74 feet to a point at the southwesterly corner of the said sixty feet wide easement;

thence, North 24° 31' 06" West, with the westerly line of said easement, a distance of 48.55 feet to a tangential point of curvature;

thence, northerly, continuing with the said westerly line, 130.76 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 9° 43' 47", and whose chord bears North 29° 22' 59" West for a distance of 130.60 feet to a point of tangency, passing the westerly right of way line of said Alum Creek Drive at an arc distance of 48.40 feet;

thence, North 34° 14' 53" West, continuing with the said westerly line a distance of 200.00 feet to a tangential point of curvature;

thence, northerly, continuing with the said westerly line, 117.39 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 8° 06' 13", and whose chord bears North 30° 11' 46" West for a distance of 117.29 feet to a point in the southerly line of a permanent easement for Shaft/Manhole Number 10;

thence, North 67° 04' 17" East, with the southerly line of said shaft/manhole permanent easement, a distance of 55.96 feet to a point in the westerly right of way line of said Alum Creek Drive;

thence, northerly with the said right of way line, 84.42 feet along a non-tangential curve to the right, whose radius is 5829.18 feet, whose central angle is 0° 49' 47", and whose chord bears North 22° 58' 15" West for a distance of 84.42 feet to a point in the Grantor's northerly line and the southerly line of the Big Walnut Area Community Improvement Corporation 16.295 acres parcel, of record in Official Record 35031 D18;

thence, South 85° 05' 28" East, with the Grantor's northerly line and the Big Walnut Area Community Improvement Corporation 16.295 acres, a distance of 4.08 feet to a point at the northeasterly corner of the sixty feet wide permanent easement below elevation 705.00 feet;

thence, southerly, leaving the said Grantor's northerly line and with the easterly line of the said sixty feet wide easement, 188.15 feet on a non-tangential curve to the left, whose radius is 770.00 feet, whose central angle is 14° 00' 01", and whose chord bears South 27° 14' 52" East a distance of 187.68 feet to a point of tangency;

thence, South 34° 14' 53" East, continuing with the said easterly line, a distance of 200.00 feet to a tangential point of curvature;

thence, southerly, continuing with the said easterly line of sixty feet wide easement, 140.95 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 9° 43' 47", and whose chord bears South 29° 22' 59" East a distance of 140.78 feet to a point of tangency;

thence, South 24° 31' 06" East, continuing with the said easterly line of the sixty feet wide easement, a distance of 89.67 feet to the TRUE POINT OF BEGINNING of the permanent easement below elevation 705.00 feet. The parcel, as described above, contains 0.718 acres, more or less, subject to all legal highways including Alum Creek Drive (C122) which occupies 0.456 acres, more or less, leaving a balance of 0.262 acres to be acquired.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

Section 3. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909: T-340-S

Situate in the State of Ohio, County of Franklin, being a part of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.537 acres temporary easement out of the 16.295 acres of land described in Official Record 35031 D18, this and all further references being to the records of the Franklin County Recorder's Office, conveyed to The Big Walnut Area Community Improvement Corporation, said temporary easement being more particularly described as follows;

Beginning for reference at the iron pipe called and found marking the southeasterly corner of the Grantor's said 16.295 acres tract, said point being in the center median of Alum Creek Drive, also being the northeasterly corner of Gurgun Muharrem et al 6.818 acres parcel, of record in Instrument Number 199807060167653;

thence, North 86° 05' 28" West, along the Grantor's southerly line and the said Muharrem 6.818 acres northerly line, a distance of 83.96 feet to a point in the westerly right of way line of Alum Creek Drive and the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;

thence, North 86° 05' 28" West, continuing with the Grantor's southerly line and the Muharrem northerly line, a distance of 61.21 feet to a point at the southwesterly corner of a sixty feet wide permanent easement below elevation 706.00 feet;

thence, northerly with the westerly line of the said sixty feet wide easement, 49.90 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 3° 26' 41", and whose chord bears North 16° 40' 51" West a distance of 49.89 feet to a point of tangency;

thence, North 14° 57' 30" West, continuing with the westerly line of the said sixty feet wide easement, a distance of 968.73 feet to a point of curvature;

thence, northerly with the westerly line of the said easement, 72.09 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 4° 58' 36", and whose chord bears North 12° 28' 12" West a distance of 72.07 feet to a point of tangency;

thence, North 09° 58' 55" West, continuing with the said westerly line, a distance of 54.37 feet to a point in the Grantor's northerly line and the southerly line of the Margaret A. Stambaugh 168.030 acres, of record in Official Record 01574 J05, being the northwesterly corner of the said sixty feet wide permanent easement below elevation 706.00 feet;

thence, South 86° 06' 31" East, with the Grantor's northerly line and the said Stambaugh southerly line, a distance of 14.12 feet to a point in the westerly right of way line of Alum Creek Drive;

thence, southerly with the said westerly right of way line of Alum Creek Drive, 1162.55 feet on a curve to the left, whose radius is 5829.18 feet, whose central angle is 11° 25' 37", and whose chord bears South 16° 50' 43" East a distance of 1160.62 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described. The parcel, as described above, contains 0.537 acres, more or less, subject to all legal highways and

other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

P-340-S

Situate in the State of Ohio, County of Franklin, being a part of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 1.578 acres permanent easement below an elevation of 706.00 feet (North American Vertical Datum 1988), the surface elevation being 730 feet and above, out of the 16.295 acres of land described in Official Record 35031 D18, this and all further references being to the records of the Franklin County Recorder's Office, conveyed to The Big Walnut Area Community Improvement Corporation, said permanent easement being more particularly described as follows;

Beginning for reference at the iron pipe called and found marking the southeasterly corner of the Grantor's said 16.295 acres tract, said point being in the center median of Alum Creek Drive, also being the northeasterly corner of Gurgun Muharrem et al 6.818 acres parcel, of record in Instrument Number 199807060167653;

thence, North 86° 05' 28" West, along the Grantor's southerly line and the said Muharrem 6.818 acres northerly line, a distance of 79.88 feet to the southeasterly corner of the sixty feet wide permanent easement below elevation 706.00 feet and the TRUE POINT OF BEGINNING of the permanent easement for sanitary sewer purposes being described;

thence, North 86° 05' 28" West, continuing with the Grantor's southerly line and the Muharrem northerly line, a distance of 65.29 feet to a point at the southwesterly corner of the sixty feet wide permanent easement, passing the westerly right of way line of Alum Creek Drive at 4.08 feet;

thence, northerly with the westerly line of the sixty feet wide permanent easement below 706.00 feet, 49.90 feet on a non-tangential curve to the right, whose radius is 830.00 feet, whose central angle is 3° 26' 41", and whose chord bears North 16° 40' 51" West a distance of 49.89 feet to a point of tangency;

thence, North 14° 57' 30" West, continuing with the said westerly line, a distance of 968.73 feet to a point of curvature;

thence, northerly, continuing with the said westerly line of the said permanent easement, 72.09 feet on a tangential curve to the right, whose radius is 830.00 feet, whose central angle is 4° 58' 36", and whose chord bears North 12° 28' 12" West a distance of 72.07 feet to a point of tangency;

thence, North 09° 58' 55" West, continuing with the said westerly line, a distance of 54.37 feet to a point in the Grantor's northerly line and the southerly line of the Margaret A. Stambaugh 168.030 acres, of record in Official Record 01574 J05, at the northwesterly corner of the said sixty feet wide easement being described;

thence, South 86° 06' 31" East, with the Grantor's northerly line and the southerly line of the said Stambaugh 168.030 acres, a distance of 61.80 feet to a point at the northeasterly corner of the

sixty feet wide easement being described, passing the said westerly right of way line of said Alum Creek Drive at 14.12 feet;

thence, South 09° 58' 55" East, leaving the Grantor's northerly line and the said Stambaugh southerly line, and with the easterly line of that said sixty feet wide easement, a distance of 39.55 feet to a point of curvature;

thence, southerly, with the said easterly line, 66.88 feet on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 4° 58' 36", and whose chord bears South 12° 28' 12" East a distance of 66.86 feet to a point of tangency;

thence, South 14° 57' 30" East, continuing with the said easterly line, a distance of 968.73 feet to a point of curvature;

thence, southerly with the said easement line, 71.08 feet on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 5° 17' 22", and whose chord bears South 17° 36' 11" East a distance of 71.06 feet to the TRUE POINT OF BEGINNING of the permanent easement below elevation 706.00 feet being described. The parcel, as described above, contains 1.578 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record, including Alum Creek Drive, which occupies 1.041 acres, leaving a balance of 0.537 acres to be acquired.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

Section 4. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

P-344S

Revised 7-18-03

Situate in the State of Ohio, County of Franklin, being a part of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.203 acres parcel of land at an elevation of 706.00 feet (North American Vertical Datum 1988) and below, the surface elevation being 740 feet and above, out of the 1.952 acres of land described in Official Record 06377 108, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Frederick John and Sherry L. Stambaugh, said permanent easement for sanitary sewer purposes below elevation 706.00 feet being more particularly described as follows;

Beginning for reference at a Franklin County Engineer Monument found at the centerline intersection of Toy Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, being the northeasterly corner of the grantor's said 1.952 acres parcel of land;

thence, North 86° 41' 41" West, with the Grantor's northerly line and the centerline of Creekside Parkway (formerly Toy Road 80 feet wide), a distance of 103.62 feet to a point;

thence, South 03° 18' 18" West, leaving the center of said Creekside Parkway, a distance of 40.00 feet to a point in the westerly right of way line of Alum Creek Drive and the southerly right of way line of said Creekside Parkway, the TRUE POINT OF BEGINNING of the permanent easement for sanitary sewer purposes being described;

thence, southerly with the said westerly right of way line of said Alum Creek Drive, 112.77 feet on a curve to the left, whose radius is 5834.18 feet, whose central angle is 1° 06' 27", and whose chord bears South 5° 13' 03" West a distance of 112.77 feet to a point 30.00 feet right measured perpendicular to and easterly of the sewer line at Sanitary Sewer Station 301+42.53;

thence, South 6° 47' 20" West, leaving the said Alum Creek Drive right of way line and crossing the grantor's lands with a line 30.00 feet easterly of the centerline of the said sanitary sewer, a distance of 45.36 feet to a point in the grantor's southerly line and the northerly line of the Margaret A. Stambaugh 66.74 acres parcel, of record in Official Record 01574 J05;

thence, North 86° 41' 41" West, with the Grantor's southerly line and the said 66.74 acres northerly line, a distance of 60.11 feet to a point 30.00 feet westerly of the centerline of the said sanitary sewer;

thence, North 06° 47' 20" East, leaving the Grantor's southerly line and crossing his lands, parallel to and 30.00 feet westerly of the said sanitary sewer line, a distance of 158.28 feet to a point in the southerly right of way line of said Creekside Parkway;

thence, South 86° 41' 41" East, with the said southerly right of way line of Creekside Parkway, a distance of 49.14 feet to the TRUE POINT OF BEGINNING of the permanent easement for sanitary sewer purposes being described. The parcel, as described above, contains 0.203 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

T-344S

Revised 7-18-03

Situate in the State of Ohio, County of Franklin, being a part of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.203 acres parcel of land out of the 1.952 acres of land described in Official Record 06377 108, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Frederick John and Sherry L. Stambaugh, said temporary easement being more particularly described as follows;

Beginning for reference at a Franklin County Engineer Monument found at the centerline intersection of Toy Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, being the northeasterly corner of the grantor's said 1.952 acres parcel of land;

thence, North 86° 41' 41" West, with the Grantor's northerly line and the centerline of Creekside Parkway (formerly Toy Road 80 feet wide), a distance of 103.62 feet to a point;

thence, South 03° 18' 18" West, leaving the center of said Creekside Parkway, a distance of 40.00 feet to a point in the westerly right of way line of Alum Creek Drive and the southerly right of way line of said Creekside Parkway, the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;

thence, southerly with the said westerly right of way line of said Alum Creek Drive, 112.77 feet on a curve to the left, whose radius is 5834.18 feet, whose central angle is 1° 06' 27", and whose chord bears South 5° 13' 03" West a distance of 112.77 feet to a point 30.00 feet right measured perpendicular to and easterly of the sewer line at Sanitary Sewer Station 301+42.53;

thence, South 6° 47' 20" West, leaving the said Alum Creek Drive right of way line and crossing the grantor's lands with a line 30.00 feet easterly of the centerline of the said sanitary sewer, a distance of 45.36 feet to a point in the grantor's southerly line and the northerly line of the Margaret A. Stambaugh 66.74 acres parcel, of record in Official Record 01574 J05;

thence, North 86° 41' 41" West, with the Grantor's southerly line and the said 66.74 acres northerly line, a distance of 60.11 feet to a point 30.00 feet westerly of the centerline of the said sanitary sewer;

thence, North 06° 47' 20" East, leaving the Grantor's southerly line and crossing his lands, parallel to and 30.00 feet westerly of the said sanitary sewer line, a distance of 158.28 feet to a point in the southerly right of way line of said Creekside Parkway;

thence, South 86° 41' 41" East, with the said southerly right of way line of Creekside Parkway, a distance of 49.14 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described. The parcel, as described above, contains 0.203 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

Section 5. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909: P-377-S1

Situate in the State of Ohio, County of Franklin, being a part of the northeast quarter of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.408 acres permanent easement at an elevation of 708.00 feet (North American Vertical Datum 1988) and below, the surface elevation being ± 698 feet and above, out of lands conveyed to WILLIAM M. LANE, TRUSTEE, described in Official Record 27575 D08, and to SARAH LANE CRABTREE, TRUSTEE, described in Instrument Number 199906280163165, this and all further references being to the records of the Franklin County Recorder's Office, said permanent subsurface easement for sanitary sewer purposes being more particularly described as follows:

Beginning for reference at a railroad spike called and found at the centerline intersection of Bixby Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, as defined by Franklin County Engineer plans for Alum Creek Drive Section "A", dated September 6, 1957; thence, North 02° 36' 14" East, with the centerline of the said northbound lane of said Alum Creek Drive, a distance of 167.92 feet to a point; thence, North 87° 23' 46" West, perpendicular to the said centerline of the northbound lane, a distance of 139.99 feet to a point in the westerly right of way line of said Alum Creek Drive, the Grantor's southerly line, the northerly line of the Robert L. Kendall III and Pamela Sue Kendall 3.507 acres parcel, of record in Official Record 25906 C18, the center of Big Walnut Creek, and the TRUE POINT OF BEGINNING of the permanent subsurface easement being described;

thence, South 77° 05' 18" West, with the Grantor's southerly line, the Kendall northerly line, and the center of Big Walnut Creek, a distance of 9.91 feet to the southwesterly corner of the permanent subsurface easement being described;

thence, North 02° 32' 14" East, with the westerly line of the said subsurface permanent easement, a distance of 1012.93 feet to a point of curvature;

thence, northerly with the westerly line of said sixty feet wide easement, 81.14 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 5° 36' 04", and whose chord bears North 05° 20' 16" East a distance of 81.11 feet to a point of tangency;

thence, North 08° 08' 18" East, continuing with the westerly line of the said permanent easement, a distance of 23.65 feet to a point in the southerly line of a permanent easement for Shaft/Manhole Number 12;

thence, South 69° 46' 30" East, with the southerly line of the said shaft/manhole permanent easement, a distance of 15.29 feet to the southeasterly corner of the permanent shaft/manhole easement and the westerly right of way line of Alum Creek Drive;

thence, South 02° 36' 14" West, with the said westerly right of way line of said Alum Creek Drive, a distance of 409.10 feet to an angle point in the said right of way line;

thence, South 03° 44' 58" West, continuing with the said westerly right of way line of said Alum Creek Drive, a distance of 500.07 feet to an angle point in the said right of way line;

thence, South 02° 36' 14" West, continuing with the said westerly right of way line, a distance of 201.14 feet to the TRUE POINT OF BEGINNING of the subsurface permanent easement being described. The parcel, as described above, contains 0.408 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County

Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

P-377-S2

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.108 acres permanent easement at an elevation of 708.00 feet (North American Vertical Datum 1988) and below, the surface elevation being ± 698 feet and above, out of lands conveyed to WILLIAM M. LANE, TRUSTEE, described in Official Record 27575 D08, and to SARAH LANE CRABTREE, TRUSTEE, described in Instrument Number 199906280163165, this and all further references being to the records of the Franklin County Recorder's Office, said temporary easement for construction purposes being more particularly described as follows:

Beginning for reference at a railroad spike called, but not found, at the centerline intersection of Rathmell Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive;

thence, South 18° 55' 14" East, with the centerline of the said northbound lane of Alum Creek Drive, a distance of 75.11 feet to a point;

thence, North 71° 04' 46" West, perpendicular to the said centerline of the northbound lane, a distance of 119.99 feet to a point in the westerly right of way line of said Alum Creek Drive, and the southerly right of way line of said Rathmell Road, the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;

thence, South 18° 55' 14" West, with the said Alum Creek Drive westerly right of way line, a distance of 135.29 feet to an angle point in the right of way;

thence, South 18° 32' 36" West, continuing with the said westerly right of way line, a distance of 152.34 feet to a non-tangential point of curvature of the said right of way line;

thence, southerly, continuing with the said Alum Creek Drive westerly right of way line, 102.29 feet on a curve to the left, whose radius is 3939.45 feet, whose central angle is 1° 29' 16", and whose chord bears South 17° 03' 06" West a distance of 102.28 feet to a point of intersection of the westerly line of a sixty feet wide permanent subsurface easement with the westerly right of way line of said Alum Creek Drive;

thence, North 14° 06' 46" East, with the westerly line of the said sixty feet wide permanent easement, a distance of 284.69 feet to a tangential point of curvature;

thence, northerly, with the said westerly line of the said sixty feet wide permanent easement, 68.40 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 4° 43' 18", and whose chord bears North 16° 28' 25" East a distance of 68.38 feet to a point of tangency;

thence, North 18° 50' 04" East, with the westerly line of the said sixty feet wide permanent easement, a distance of 31.56 feet to a point in the southerly right of way line of said Rathmell Road;

thence, South 86° 42' 46" East, with the said southerly right of way line of Rathmell Road, a distance of 23.35 feet to the TRUE POINT OF BEGINNING of the permanent subsurface easement being described. The parcel, as described above, contains 0.108 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.
 Roger M. Smith P.S., P.E.
 Ohio Registered Surveyor, S-6899

T-377

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.178 acres temporary easement of ingress/egress out of lands conveyed to WILLIAM M. LANE, TRUSTEE, described in Official Record 27575 D08, and to SARAH LANE CRABTREE, TRUSTEE, described in Instrument Number 199906280163165, this and all further references being to the records of the Franklin County Recorder's Office, said temporary easement for ingress/egress being more particularly described as follows;

Beginning for reference at a railroad spike called, but not found, at the centerline intersection of Rathmell Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive;
 thence, North 86° 42' 46" West, with the centerline of said Rathmell Road, a distance of 316.07 feet to a point;
 thence, South 03° 17' 14" West, perpendicular to the said centerline of Rathmell Road, a distance of 40.00 feet to a point in the northerly right of way line of said Rathmell Road, the TRUE POINT OF BEGINNING of the temporary easement of ingress/egress being described;
 thence, southeasterly, crossing the Grantor's lands, 81.00 feet on a curve to the left, whose radius is 55.00 feet, whose central angle is 84° 22' 37", and whose chord bears South 54° 38' 21" East a distance of 73.87 feet to a point of reverse curvature;
 thence, southeasterly, continuing across the Grantor's lands, 83.61 feet on a curve to the right, whose radius is 95.00 feet, whose central angle is 50° 25' 26", and whose chord bears South 71° 36' 56" East a distance of 80.93 feet to a point in the westerly line of a temporary easement for sanitary sewer construction purposes;
 thence, southerly, with the westerly line of the said temporary easement, 37.52 feet on a curve to the left, whose radius is 830.00 feet, whose central angle is 2° 35' 23", and whose chord bears South 15° 24' 27" West a distance of 37.51 feet to a point of tangency;
 thence, South 14° 06' 46" West, with the westerly line of the said temporary easement, a distance of 14.91 feet to a point;
 thence, northwesterly, crossing the Grantor's lands, 74.42 feet on a curve to the left, whose radius is 55.00 feet, whose central angle is 77° 31' 33", and whose chord bears North 58° 03' 53" West a distance of 68.87 feet to a point of reverse curvature;
 thence, northwesterly, continuing across the Grantor's lands, 151.02 feet on a curve to the right, whose radius is 95.00 feet, whose central angle is 91° 04' 49", and whose chord bears North 51° 17' 15" West a distance of 135.61 feet to a point in the southerly right of way line of said Rathmell Road;
 thence, South 86° 42' 46" East, with the said southerly right of way line of Rathmell Road, a distance of 40.88 feet to the TRUE POINT OF BEGINNING of the temporary easement for ingress/egress being described. The parcel, as described above, contains 0.178 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.
 Roger M. Smith, P.S., P.E.
 Ohio Registered Surveyor, S-6899

T-377-S1

Situate in the State of Ohio, County of Franklin, being a part of the northeast quarter of Section 25, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.313 acres temporary easement for sanitary sewer construction purposes out of lands conveyed to WILLIAM M. LANE, TRUSTEE, described in Official Record 27575 D08, and to SARAH LANE CRABTREE, TRUSTEE, described in Instrument Number 199906280163165, this and all further references being to the records of the Franklin County Recorder's Office, said temporary easement for construction purposes being more particularly described as follows;

Beginning for reference at a railroad spike called and found at the centerline intersection of Bixby Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive;
 thence, North 02° 36' 14" East, with the centerline of the said northbound lane of said Alum Creek Drive, a distance of 167.92 feet to a point;
 thence, North 87° 23' 46" West, perpendicular to the said centerline of the northbound lane, a distance of 139.99 feet to the westerly right of way line of said Alum Creek Drive, the Grantor's southerly line, the center of Big Walnut Creek, and the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;
 thence, South 77° 05' 18" West, with the Grantor's southerly line and the center of Big Walnut Creek, a distance of 9.91 feet to the southwest corner of a permanent subsurface easement and the temporary easement being described;
 thence, North 02° 32' 14" East, with the westerly line of the temporary easement and the subsurface permanent easement, a distance of 905.71 feet to a point in the southerly line of a temporary easement for construction of Shaft/Manhole Number 12;
 thence, South 87° 24' 56" East, along the southerly line of the temporary easement for Shaft/Manhole 12, a distance of 20.60 feet to a point in the westerly right of way line of Alum Creek Drive;
 thence, South 02° 36' 14" West, with the said westerly right of way line, a distance of 201.96 feet to a point;
 thence, South 03° 44' 58" West, continuing with the said westerly right of way line, a distance of 500.07 feet to a point;
 thence, South 02° 36' 14" West, continuing with the said westerly right of way line of Alum Creek Drive, a distance of 201.14 feet to the TRUE POINT OF BEGINNING of the temporary easement for construction purposes being described. The parcel, as described above, contains 0.313 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.
 Roger M. Smith
 P.S., P.E., Ohio Registered Surveyor, S-6899

T-377-S2

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, being a 0.108 acres temporary easement for sanitary sewer construction purposes out of lands conveyed to WILLIAM M. LANE, TRUSTEE, described in Official Record 27575 D08, and to SARAH LANE CRABTREE, TRUSTEE, described in Instrument Number 199906280163165, this and all further references being to the records of the Franklin County Recorder's Office, said temporary easement for construction purposes being more particularly described as follows;

Beginning for reference at a railroad spike called, but not found, at the centerline intersection of Rathmell Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive;
 thence, South 18° 55' 14" East, with the centerline of the said northbound lane of Alum Creek Drive, a distance of 75.11 feet to a point;

thence, North 71° 04' 46" West, perpendicular to the said centerline of the northbound lane, a distance of 119.99 feet to a point in the westerly right of way line of said Alum Creek Drive, and the southerly right of way line of said Rathmell Road, the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;

thence, South 18° 55' 14" West, with the said Alum Creek Drive westerly right of way line, a distance of 135.29 feet to a point;

thence, South 18° 32' 36" West, continuing with the said Alum Creek Drive westerly right of way line, a distance of 152.34 feet to a point;

thence, southerly, continuing with the said Alum Creek Drive westerly right of way line, 102.29 feet on a curve to the left, whose radius is 3939.45 feet, whose central angle is 1° 29' 16", and whose chord bears South 17° 03' 06" West a distance of 102.28 feet to a point of intersection of the westerly line of a sixty feet wide permanent subsurface easement with the westerly right of way line of said Alum Creek Drive;

thence, North 14° 06' 46" East, with the westerly line of the said sixty feet wide permanent easement, a distance of 284.69 feet to a point of curvature;

thence, northerly, with the said westerly line of the said sixty feet wide permanent easement, 68.40 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 4° 43' 18", and whose chord bears North 16° 28' 25" East a distance of 68.38 feet to a point of tangency;

thence, North 18° 50' 04" East, with the westerly line of the said sixty feet wide permanent easement, a distance of 31.56 feet to a point in the southerly right of way line of said Rathmell Road;

thence, South 86° 42' 46" East, with the said southerly right of way line of Rathmell Road, a distance of 23.35 feet to the TRUE POINT OF BEGINNING of the temporary easement for

construction purposes being described. The parcel, as described above, contains 0.108 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County

Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith P.S., P.E.

Ohio Registered Surveyor S-6899

Section 6. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909: P-451-S

Situate in the State of Ohio, County of Franklin, being a part of the south half of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 1.125 acres permanent easement at an elevation of 709.00 feet (North American Vertical Datum 1988) and below, the surface elevation being ± 717 feet and above, out of the 28.625 acres of land described in Instrument Number 199910250268085, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the BT Properties, LLC, said permanent subsurface easement for sanitary sewer purposes being more particularly described as follows;

Beginning for reference at a railroad spike called but not found at the centerline intersection of Rathmell Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, said point being the southeasterly corner of the Grantor's 23.039 acres Parcel I;

thence, North 86° 42' 46" West, with the Grantor's southerly line and the centerline of Rathmell Road, a distance of 84.64 feet to the southeasterly corner of the sixty feet wide permanent easement for sanitary sewer purposes below elevation 709.00, and the TRUE POINT OF BEGINNING of the subsurface easement being described;

thence, North 86° 42' 46" West, continuing with the Grantor's southerly line, and the centerline of said Rathmell Road, a distance of 62.28 feet to a point, the southwest corner of the sixty feet wide permanent subsurface easement;

thence, North 18° 50' 04" East, leaving the Grantor's southerly line and crossing the Grantor's lands with the westerly line of the said sixty feet wide permanent easement, a distance of 527.26 feet to a point of curvature;

thence, northerly with the said westerly line of the said permanent subsurface easement, 142.42 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 10° 35' 50", and whose chord bears North 13° 32' 09" East a distance of 142.21 feet to a point of tangency;

thence, North 08° 14' 14" East, continuing with the westerly line of the said sixty feet wide easement, a distance of 145.78 feet to a point of curvature;

thence, northerly, continuing with the said westerly line, 8.94 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 0° 37' 01", and whose chord bears North 08° 32' 44" East a distance of 8.94 feet to a point in the southerly line of the permanent easement for the Interconnect Structure;

thence, South 72° 10' 09" East, with the southerly line of the said Interconnect Structure easement, a distance of 61.16 feet to a point in the westerly right of way line of the said Alum Creek Drive;

thence, South 17° 51' 00" West, with the said westerly right of way line of Alum Creek

Drive, a distance of 2.12 feet to a point in the easterly line of the sixty feet wide permanent subsurface easement;

thence, South 08° 14' 14" West, with the easterly line of the said permanent subsurface easement, a distance of 142.44 feet to a point of curvature;

thence, southerly with the said easterly line, 153.51 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 10° 35' 50", and whose chord bears South 13° 32' 09" West a distance of 153.29 feet to a point of tangency;

thence, South 18° 50' 04" West, with the said easterly line of the permanent easement, a distance of 510.57 feet to the TRUE POINT OF BEGINNING of the permanent easement below elevation 708.00 feet for sanitary sewer purposes being described. The permanent easement, as described above, contains 1.125 acres, more or less, subject to all legal highways including Alum Creek Drive and Rathmell Road, together which

occupy 0.623 acres, more or less, leaving the balance to be acquired of 0.502 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith

P.S., P.E., Ohio Registered Surveyor, S-6899

T-451-S

Situate in the State of Ohio, County of Franklin, being a part of the south half of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.328 acres temporary easement for sanitary sewer construction purposes out of the 28.625 acres of land described in Instrument Number 199910250268085, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the BT Properties, LLC, said temporary easement for sanitary sewer construction purposes being more particularly described as follows;

Beginning for reference at a railroad spike called but not found at the centerline intersection of Rathmell Road (80 feet wide) and the centerline of the northbound lane of Alum Creek Drive, said point being the southeasterly corner of the Grantor's 23.039 acres Parcel I;

thence, North 86° 42' 46" West, with the Grantor's southerly line and the centerline of Rathmell Road, a distance of 146.92 feet to the southwesterly corner of the sixty feet wide permanent subsurface easement for sanitary sewer purposes;

thence, North 18° 50' 04" East, leaving the Grantor's southerly line and crossing the Grantor's lands with the westerly line of the said sixty feet wide permanent easement, a distance of 41.52 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described;

thence, North 18° 50' 04" East, with the westerly line of the said sixty feet wide subsurface easement, a distance of 485.74 feet to a point of curvature;

thence, northerly, continuing with the said westerly line, 120.76 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 8° 59' 10", and whose chord bears North 14° 20' 29" East a distance of 120.64 feet to a point in the southerly line of a temporary easement for construction of the Interconnect Structure;

thence, South 72° 30' 47" East, with the said southerly line of the temporary easement, a distance of 32.06 feet to a point in the westerly right of way line of Alum Creek Drive;

thence, South 17° 51' 00" West, with the said westerly right of way line, a distance of 4.13 feet to an angle point in the said Alum Creek Drive right of way line;

thence, South 18° 55' 27" West, continuing with the said westerly right of way line of Alum Creek Drive, a distance of 596.59 feet to an iron pin found (disturbed and not called) in the northerly right of way line of Rathmell Road;

thence, North 86° 42' 46" West, with the northerly right of way line of said Rathmell Road, a distance of 22.56 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described. The temporary easement, as described above, contains 0.316 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith

P.S., P.E., Ohio Registered Surveyor, S-6899

P-451-ICS

Situate in the State of Ohio, County of Franklin, being a part of the south half of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, a 0.210 acres permanent easement out of the 28.625 acres of land described in Instrument Number 199910250268085, this and all further references being to the records of the Franklin County Recorder's Office, conveyed to the BT Properties, LLC, said permanent easement for sanitary sewer purposes being more particularly described as follows;

Beginning for reference at the northeasterly corner of the Grantor's Parcel II in the above referenced instrument, being in the center of Alum Creek Drive, and in the center of a sixty feet wide easement conveyed to the City of Columbus, of record in Deed Book 2727, Page 565;

thence, South 88° 33' 48" West, with the Grantor's northerly line and the centerline of the said sixty feet wide easement, also being the southerly line of the Executive Land Holdings, LLC, 8.092 acres parcel, of record in Instrument Number 200107110157136, a distance of 134.01 feet to an iron pin found in the westerly right of way of Alum Creek Drive;

thence, South 17° 51' 00" West, with the said westerly right of way line of said Alum Creek Drive, a distance of 31.78 feet to the southerly line of the said City of Columbus sixty feet wide easement and the TRUE POINT OF BEGINNING of the permanent easement being described;

thence, South 17° 51' 00" West, continuing with the westerly right of way line of Alum Creek Drive, a distance of 102.52 feet to a point, the southeasterly corner of the permanent easement being described;

thence, North 72° 10' 09" West, crossing the Grantor's lands with the southerly line of the said permanent easement, a distance of 109.95 feet to a point, the southwesterly corner of the permanent easement being described;

thence, North 17° 49' 51" East a distance of 64.08 feet to a point in the southerly line of the said City of Columbus easement;

thence, North 88° 33' 48" East, with the southerly line of the said sixty feet wide existing easement, a distance of 116.51 feet to the TRUE POINT OF BEGINNING of the permanent easement being described. The permanent easement, as described above, contains 0.210 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith

P.S., P.E., Ohio Registered Surveyor, S-6899

T-451-ICS

Situate in the State of Ohio, County of Franklin, being a part of the south half of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, a 1.021 acres temporary easement out of the 28.625 acres of land described in Instrument Number 199910250268085, this and all further references being to the records of the Franklin County Recorder's Office, conveyed to the BT Properties, LLC, said temporary easement for sanitary sewer construction purposes being more particularly described as follows;

Beginning for reference at the northeasterly corner of the Grantor's Parcel II in the above referenced instrument, being in the center of Alum Creek Drive, and in the center of a sixty feet wide easement conveyed to the City of Columbus, of record in Deed Book 2727, Page 565;

thence, South 88° 33' 48" West, with the Grantor's northerly line and the centerline of the said sixty feet wide easement, also being the southerly line of the Executive Land Holdings, LLC, 8.092 acres parcel, of record in Instrument Number 200107110157136, a distance of 134.23 feet to an iron pin found in the westerly right of way of Alum Creek Drive;

thence, South 17° 51' 00" West, with the said westerly right of way line of said Alum Creek Drive, a distance of 134.30 feet to the northeasterly corner and the TRUE POINT OF BEGINNING of the temporary easement being described, passing the northeasterly corner of a permanent easement and the southerly line of the said City of Columbus sixty feet wide easement, at a distance of 31.78 feet;

thence, South 17° 51' 00" West, continuing with the westerly right of way line of Alum Creek Drive, a distance of 173.77 feet to a point, the southeasterly corner of the temporary easement being described;

thence, North 72° 30' 47" West, crossing the Grantor's lands with the southerly line of the said permanent easement, a distance of 209.90 feet to a point, the southwesterly corner of the temporary easement being described;

thence, North 17° 49' 51" East a distance of 204.15 feet to a point in the southerly line of the said City of Columbus easement;

thence, North 88° 33' 48" East, with the southerly line of the said sixty feet wide existing easement, a distance of 105.93 feet to a point, the northwesterly corner of a permanent easement;

thence, South 17° 49' 51" West, with the westerly line of a permanent easement, a distance of 64.08 feet to a point, the southwesterly corner of the said permanent easement;

thence, South 72° 10' 09" East, with the southerly line of the said permanent easement, a distance of 109.95 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described. The temporary easement, as described above, contains 0.947 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

Section 7. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:
P-501-S

Situate in the State of Ohio, County of Franklin, Village of Obetz, being a part of the northeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.097 acres permanent easement at an elevation of 709.00 feet (North American Vertical Datum 1988) and below, the surface elevation being ± 734 feet and above, out of the 0.576 acres of land described in Official Record 25042 C16, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the McDonald's Corporation, said permanent subsurface easement for sanitary sewer purposes being more particularly described as follows:

Beginning for reference at an iron pin called but not found at the northwesterly corner of the said 0.576 acres, also being a common corner to the 20.286 acres GOLDENEYE LIMITED PARTNERSHIP parcel, of record in Official Record 15042 I07;

thence, South 64° 53' 38" East, with the Grantor's northerly line and a southerly line of the 20.286 acres, a distance of 119.38 feet to the northwesterly corner of a permanent easement for sanitary sewer purposes below elevation 709.00, the TRUE POINT OF BEGINNING of the subsurface easement being described, passing a said 20.286 acres parcel corner and a right of way corner at 112.22 feet;

thence, South 64° 53' 38" East, continuing with the Grantor's northerly line, a distance of 23.18 feet to the Grantor's northeasterly corner and a corner to the 0.71 acres Department of Highways Parcel Number 124D-WD, of record in Plat Book 35, Page 79;

thence, South 18° 45' 40" West, with the Grantor's easterly line and a westerly line if the said 0.71 acres parcel, a distance of 176.74 feet to the Grantor's southeasterly corner and a corner of the said 0.71 acres;

thence, North 64° 30' 45" West, with the Grantor's southerly line, and the said 0.71 acres northerly line, a distance of 24.87 feet to a point;

thence, North 19° 17' 52" East, leaving the Grantor's southerly line, the 0.71 acres northerly line, and crossing the Grantor's lands, a distance of 176.40 feet to the TRUE POINT OF BEGINNING of the parcel being described. The permanent easement, as described above, contains 0.097 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

T-501-S

Situate in the State of Ohio, County of Franklin, Village of Obetz, being a part of the northeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.097 acres temporary easement out of the 0.576 acres of land described in Official Record 25042 C16, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the McDonald's Corporation, said temporary easement for sanitary sewer construction purposes being more particularly described as follows:

Beginning for reference at an iron pin called but not found at the northwesterly corner of the said 0.576 acres, also being a common corner to the 20.286 acres GOLDENEYE LIMITED PARTNERSHIP parcel, of record in Official Record 15042 I07;

thence, South 64° 53' 38" East, with the Grantor's northerly line and a southerly line of the 20.286 acres, a distance of 119.38 feet to the northwesterly corner of a permanent easement for sanitary sewer purposes below elevation 709.00, the TRUE POINT OF BEGINNING of the subsurface easement being described, passing a said 20.286 acres parcel corner and a right of way corner at 112.22 feet;

thence, South 64° 53' 38" East, continuing with the Grantor's northerly line, a distance of 23.18 feet to the Grantor's northeasterly corner and a corner to the 0.71 acres Department of Highways Parcel Number 124D-WD, of record in Plat Book 35, Page 79;

thence, South 18° 45' 40" West, with the Grantor's easterly line and a westerly line if the said 0.71 acres parcel, a distance of 176.74 feet to the Grantor's southeasterly corner and a 0.71 acres corner;

thence, North 64° 30' 45" West, with the Grantor's southerly line, and the said 0.71 acres northerly line, a distance of 24.87 feet to a point;

thence, North 19° 17' 52" East, leaving the Grantor's southerly line, the 0.71 acres northerly line, and crossing the Grantor's lands, a distance of 176.40 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described. The temporary easement, as described above, contains 0.097 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

Section 8. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), # 650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:
P-503-S

Situate in the State of Ohio, County of Franklin, Village of Obetz, being a part of Section 25, Township 4 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 1.134 acres permanent easement for sanitary sewer purposes at an elevation of 707.00 feet (North American Vertical Datum 1988) and below, the surface elevation being 735 feet and above, out of the 14.505 acres of land described in Instrument Number 200002070025927, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Creekside I LLC, being more particularly described as follows:

Beginning for reference at a railroad spike found at the intersection of the centerline of the northbound lane of Alum Creek Drive with the centerline of Bixby Road;

thence, South 86° 12' 47" West, with the centerline of said Bixby Road (80 feet wide), a distance of 110.13 feet to a point;

thence, South 03° 47' 13" East, a distance of 40.00 feet to an iron pin called and found at the northeasterly corner of the Grantor's 14.505 acres parcel, said iron being in the westerly right of way line of said Alum Creek Drive and the southerly right of way line of said Bixby Road, being the TRUE POINT OF BEGINNING of the permanent subsurface easement for sanitary sewer purposes being described;

thence, South 02° 36' 14" West, with the westerly line of said Alum Creek Drive, a distance of 1130.74 feet to an iron pin called but not found at an angle point in said right of way;

thence, North 87° 23' 46" West, with a northerly line of Creekside Parkway, a distance of 20.00 feet to an iron pin called but not found at an angle point in said right of way;

thence, South 03° 53' 40" West, continuing with the line of Creekside Parkway, a distance of 8.04 feet to an iron pin called but not found at an angle point in said right of way;

thence, North 86° 06' 20" West, continuing with the northerly right of way line of Creekside Parkway, a distance of 22.86 feet to a point in the westerly line of the permanent easement for sanitary sewer purposes being described;

thence, North 02° 32' 14" East, crossing the Grantor's lands with the westerly line of the said permanent subsurface easement, a distance of 1133.31 feet to a point in the Grantor's northerly line at the southerly right of way line of Bixby Road;

thence, North 86° 13' 57" East, with the southerly right of way line of Bixby Road, a distance of 44.63 feet to the TRUE POINT OF BEGINNING of the permanent easement below elevation 706.00 feet being described. The permanent easement, as described above, contains 1.136 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

T-503-S

Situate in the State of Ohio, County of Franklin, Village of Obetz, being a part of Section 25, Township 4 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 1.134 acres temporary easement for construction purposes out of the 14.505 acres of land described in Instrument Number 200002070025927, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to Creekside I LLC, said temporary easement being more particularly described as follows;

Beginning for reference at a railroad spike found at the intersection of the centerline of the northbound lane of Alum Creek Drive with the centerline of Bixby Road;

thence, South 86° 12' 47" West, with the centerline of said Bixby Road (80 feet wide), a distance of 110.13 feet to a point;

thence, South 03° 47' 13" East, a distance of 40.00 feet to an iron pin called and found at the northeasterly corner of the Grantor's 14.505 acres parcel, said iron being in the westerly right of way line of said Alum Creek Drive and the southerly right of way line of said Bixby Road, being the TRUE POINT OF BEGINNING of the temporary easement for construction purposes being described;

thence, South 02° 36' 14" West, with the westerly line of said Alum Creek Drive, a distance of 1130.74 feet to an iron pin called but not found at an angle point in said right of way;

thence, North 87° 23' 46" West, with a northerly line of Creekside Parkway, a distance of 20.00 feet to an iron pin called but not found at an angle point in said right of way;

thence, South 03° 53' 40" West, continuing with the line of Creekside Parkway, a distance of 8.04 feet to an iron pin called but not found at an angle point in said right of way;

thence, North 86° 06' 20" West, continuing with the northerly right of way line of Creekside Parkway, a distance of 22.86 feet to a point in the westerly line of the temporary easement for construction purposes being described;

thence, North 02° 32' 14" East, crossing the Grantor's lands with the westerly line of the said temporary easement, a distance of 1133.31 feet to a point in the Grantor's northerly line at the southerly right of way line of Bixby Road;

thence, North 86° 13' 57" East, with the southerly right of way line of Bixby Road, a distance of 44.63 feet to the TRUE POINT OF BEGINNING of the temporary easement being described. The temporary easement, as described above, contains 1.136 acres, more or less, subject to all legal highways and other easements, covenants and agreements of record.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County

Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E.

Ohio Registered Surveyor, S-6899

Section 9. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 10. That the Council of the City of Columbus hereby fixes the value of said construction and permanent easements as follows:

1.	P-1190S, T-119-S	\$21,800.00
2.	P-336-S, T-336-S, P-336-SM10, T-336-SM10,	\$70,000.00
3.	P-340-S, T-340-S	\$29,800.00
4.	P-344, P-344-S, T-344-S	\$17,750.00
5.	P-377-S1, P-377-S2, T-377, T-377-S1, T-377-S2, P-377-SM12, T-377-SM12	\$12,900.00
6.	P-451-S, T-451-S, P-451-ICS, T-451-ICS,	\$63,700.00
7.	P-501-S, T-501-S	\$22,000.00
8.	P-503-S, T-503-S	\$63,700.00

Section 11. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 12. That for the reasons state in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2078-2003

To accept the plats titled THE VILLAGE AT ABBIE TRAILS SECTION 2 PART 1 and THE VILLAGE AT ABBIE TRAILS SECTION 2 PART 2, from COLUMBUS LAND INVESTMENT COMPANY, an Ohio general partnership, by DONALD W. KELLEY, Managing Partner and , CROSSMAN COMMUNITIES OF OHIO, INC., an Ohio corporation, by MICHAEL A. MANDILAKIS, Division President

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

WHEREAS, COLUMBUS LAND INVESTMENT COMPANY, an Ohio general partnership, by DONALD W. KELLEY, Managing Partner and, CROSSMAN COMMUNITIES OF OHIO, INC., an Ohio corporation, by MICHAEL A. MANDILAKIS, Division President, owners of the platted land, desires to dedicate to the public use all or such parts of

the Avenue, Drives and Road shown on said plats and not heretofore so dedicated; and

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

Section 1. That the plat titled THE VILLAGE AT ABBIE TRAILS SECTION 2 PART I on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted

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

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2081-2003

To authorize the Finance Director to modify and increase the contract with FYDA Freightliner Columbus, for an additional 16' aluminum step van, for the Division of Water, to authorize the expenditure of \$54,602.00 from Water Systems Operating Fund, and to declare an emergency (\$54,602.00)

WHEREAS, contract number FL001698 was authorized by Ordinance Number 0779-2003, passed June 2, 2003, allowing the Finance Director to enter into a contract with FYDA Freightliner Columbus for two 16' aluminum step vans, and

WHEREAS, it is necessary to modify this contract to provide for an additional 16' aluminum step van, and

WHEREAS, the Division does not expect better pricing or terms of contract from other vendors, as FYDA Freightliner Columbus was the lowest responsive, responsible, and best bidder for this vehicle, and

WHEREAS, FYDA Freightliner Columbus has agreed to extend their pricing and terms and conditions from the original contract, 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 modify and increase contract number FWO 1698 for an additional 16' aluminum step van, for the Meter Repair and Backflow Prevention activities, for the immediate 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 is hereby authorized to modify and increase contract number FL001698 with FYDA Freightliner Columbus, for an additional 16' aluminum step van, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$54,602.00 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 06, Object Level Three 6652, to pay the cost thereof.

Section 3. That for reasons stated in the preamble hereto, which is 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 its passage, if the Mayor neither approves nor vetoes the same

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2083-2003

To authorize the Columbus Fire Chief to accept a grant award from Sam's Club for the purchase of educational materials for Community Relations Programs for the Division of Fire, to appropriate \$1,500.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency (\$1,500.00)

WHEREAS, the Columbus Division of Fire received a grant award from Sam's Club for the purchase of educational materials for Community Relations Programs; and

WHEREAS, it is in the best interest of the City of Columbus for the Fire Chief to accept this grant; and

WHEREAS, an appropriation is needed to cover costs associated with purchasing these items; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is necessary to authorize and direct the grant acceptance and appropriation of funds for the grant 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 Columbus Fire Chief be and he is hereby authorized and directed to accept a grant award in the amount of \$1,500.00 for the purchase of educational materials for Community Relations Programs

Section 2. That from the unappropriated monies in the Special Revenue Private Grants Fund, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$1,500.00 is appropriated to the Division of Fire as follows:

Division 30-04, Fund 291, Object Level 3- 2211, OCA 343009, Grant #343009, Amount \$1,500.00.

Section 3. That the monies appropriated in the foregoing Section2 shall be paid upon order of the Director of Public Safety; 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 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 passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2084-2003

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Laboratory Supplies, with VWR Scientific Products, 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 FL000293 at current prices and conditions to and including February 29, 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 FL000293 for an option to purchase Laboratory Supplies thereby preserving the public health, peace, property, safety, and welfare, now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000293 with VWR Scientific Products to and including February 29, 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2085-2003

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase K-9 and Handler Training, with Gold Shield Canine Training,

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

WHEREAS, vendor has agreed to extend FL000052 at current prices and conditions to and including November 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 FL000052 for an option to purchase K-9 and Handler Training 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 FL000052 with Gold Shield Canine Training, Ltd. to and including November 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2086-2003

To accept the plat titled LEHMAN ESTATES SECTION 5, from MARONDA HOMES, INC., an Ohio corporation, by JAMES F. BAUER, Executive Vice President

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

WHEREAS, MARONDA HOMES, INC., an Ohio corporation, by JAMES F. BAUER, Executive Vice President, owner of the platted land, desires to dedicate to the public use all or such parts of the Drives and Lanes 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 LEHMAN ESTATES SECTION 5 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2088-2003

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$216,188.00 from the Ohio Public Works Commission for the purchase of approximately four (4) acres of open space at Sunbury and Morse Roads, to authorize an appropriation of \$216,188.00 from the unappropriated balance of the State Issue II Projects Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$216,188.00)

WHEREAS, the Ohio Public Works Commission, has awarded the City of Columbus. Recreation and Parks Department, a grant to support the purchase of approximately four (4) acres of open space at Morse and Sunbury' Roads; and

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

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized aid directed to accept a grant in the amount of \$216,188.00 from the Ohio Public Works Commission, for the purchase of approximately four (4) acres of open space at Sunbury and Morse Roads for future parkland.

SECTION 2. That from the unappropriated monies in the State Issue II Projects Grant Fund No.764 and from all monies estimated to come into said fund from any and all sources and unappropriated for and other purpose during the fiscal year ending December 31, 2003, the sum of \$216,188.00 is appropriated to the Recreation aid Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>Grant No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Alum Creek Riparian Protection - Sunbury and Morse Road	514028	514028	6601	\$216,188.00

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 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2089-2003

To authorize the Human Resources Department to modify and extend the contract with Cantlon Associates, Inc to provide Workers' Compensation services from August 1,2003 through July 31, 2004 and to authorize the expenditure of \$38,581.42 or so much thereof as may be necessary to pay the cost of said contract (\$38,581.42) and to declare an emergency.

WHEREAS, it is in the best interest of the City of Columbus to extend a contract to provide Workers' Compensation actuarial services from August 1, 2003 through July 31, 2004; and

WHEREAS, it is necessary to authorize the expenditure of \$38,581.42, or so much thereof as may be necessary to pay contract costs for actuarial services; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Human Resources in that it is immediately necessary to pass this legislation as an emergency measure because the contact period is from August 1, 2003 to July 31, 2004 and that this is for the same reason necessary for the immediate preservation of the public peace, property, health or safety, and Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of the Human Resources Department is hereby authorized to modify and extend the contract with Cantlon Associates, Inc. to provide Workers' Compensation actuarial services from August 1, 2003 through July 31, 2004.

SECTION 2. That the expenditure of \$38,581 A2, or so much thereof as may be necessary from Fund502, Human Resources Department, Division No.46-01, Object level 1: 03, Object level 3: 3336, and OCA code 450882 is hereby authorized and directed.

SECTION 3. 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2090-2003

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$520. 125.00 from the Ohio Public Works Commission for the purchase of approximately 10 acres of open space at Cooper Road and I 270. to authorize an appropriation of \$520,125.00 from the unappropriated balance of the State Issue II Projects Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$520,125.00)

WHEREAS, the Ohio Public Works Commission, has awarded the City of Columbus. Recreation and Parks Department, a grant to support the purchase of approximately 10 acres of open space at Cooper Road and 1270: and

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

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$520,125.00 from the Ohio Public Works Commission, for the purchase of approximately 10 acres of open space at Cooper Road and 1270 for future parkland.

SECTION 2. That from the unappropriated monies in the State Issue II Projects Grant Fund No.764, and from all monies estimated to come into said fund from any and all sources and unappropriated for ally other purpose during the fiscal year ending December 31, 2003, the sum of\$520,125.00 is appropriated to the Recreation and Parks Department, Department No.51-01, as follows:

<u>Project Title</u>	<u>Grant No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Alum Creek Riparian Protection - Cooper Road and I 270	514027	514027	6601	\$520,125.00

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 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2097-2003

To authorize and direct the City Auditor to transfer \$300,000 between object levels within the Community Development Block Grant Fund; and to declare an emergency. (\$300,000)

WHEREAS, it is necessary at this time to transfer \$300,000 within the Community Development Block Grant Fund located in the Department of Development to provide additional funds for five Emergency Repair Program contracts; and

WHEREAS, funds for this transfer are available from the Affordable Housing Opportunity Fund portion of the 2003 Community Development Block Grant Fund and the partial cancellation of Auditors Certificate AC 020301001; and

WHEREAS, the Emergency Repair Program provides assistance to low and moderate-income individuals living in units with housing code violations that require immediate attention in order to avoid displacement of the occupants; and

WHEREAS this transfer is necessary due to the increased volume of calls requesting emergency heating, plumbing and electrical repairs; and
WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to transfer said funds hereby preserving the public health, peace, property, safety, and welfare; NOW THEREFORE:
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to transfer funds within the Community Development Block Grant Fund, Fund 248, Subfund 248001, Division 44-10 as follows:

FROM: Object Level One 05, Object Level Three 5517, OCA Code 441121, Amount \$300000.

TO: Object Level One 03, Object Level Three 3336, OCA Code 441 123, Amount \$300.000.

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 September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2098-2003

To authorize the Director of the Department of Development to modify a contract with All About Drains for emergency plumbing system repairs under the Emergency Repair Program; to authorize the expenditure of \$95,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency (\$95,000)

Whereas, the Director of the Department of Development desires to modify Contract DL005301 with All About Drains by increasing the contract; and

Whereas, All About Drains 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 All About Drains, 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 DL005301 with All About Drains (27-9482908) by increasing the contract amount by \$95,000.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$95,000 or so much thereof as may be necessary from the Department of Development, Housing Division, Department No. 44-10, Fund No.248, Subfund 248001, Object Level One 03, Object Level Three 3336, OCA 441123.

Section 3. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2099-2003

To authorize the Director of the Department of Development to modify an Emergency Repair Program contract with ABC Gas Repair, Inc. for additional emergency plumbing system repairs; to authorize the expenditure of \$50,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency (\$50,000)

Whereas, the Director of the Department of Development desires to modify Contract DL005531 with ABC Gas Repair, Inc. by increasing the contract; and

Whereas, ABC Gas Repair, Inc. 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 ABC Gas Repair, 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 DL005531 with ABC Gas Repair, Inc. (31-0947284) by increasing the contract amount by \$50,000 to allow for the provision of additional emergency plumbing system repair services

Section 2. That for the purpose as stated in Section 1, the expenditure of \$50,000 or so much thereof as may be necessary from the Department of Development, Housing Division, Department No 44-10, Fund No.248, Subfund 248001, Object Level One 03, Object Level Three 3336, OCA 441123.

Section 3. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2100-2003

To authorize the Director of the Department of Development to modify an Emergency Repair Program contract with Ohio Mechanical, Inc.; to authorize the expenditure of \$95,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency. (\$95,000)

Whereas, the Director of the Department of Development desires to modify Contract DL005529 with Ohio Mechanical, Inc.; and

Whereas, Ohio Mechanical, Inc. performs emergency heating system repair services under this contract for the Emergency Repair Program;

and

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

Whereas, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to modify the contract with Ohio Mechanical, 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 DL005529 with Ohio Mechanical, Inc. (31-1676592) by increasing the contract amount by \$95,000.00.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$95,000.00 or so much thereof as may be necessary and be and is hereby authorized to be expended from the Community Development Block Grant Fund, Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3336, OCA Code 441123.

Section 3. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2101-2003

To authorize the Director of the Department of Development to modify an Emergency Repair Program contract with ABC Gas Repair for additional heating system repairs; to authorize the expenditure of \$55,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency (\$55,000)

Whereas, the Director of the Department of Development desires to modify Contract DL044218 with ABC Gas Repair by increasing the contract amount; and

Whereas, ABC Gas Repair performs emergency heating repair services under this contract for the Emergency Repair Program; and

Whereas, this modification will allow for the provision of additional emergency heating 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 ABC Gas Repair, 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 DL044218 with ABC Gas Repair (31-0947284) by increasing the contract amount by \$55,000. The new contract amount will be \$65,000.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$55,000.00 or so much thereof as may be necessary and be and is hereby authorized to be expended from the Community Development Block Grant Fund, Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3336, OCA Code 441123.

Section 3. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2102-2003

To authorize the Director of the Department of Development to modify a contract with Union Electric for emergency electrical system repairs under the Emergency Repair Program; to authorize the expenditure of \$5,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency (\$5,000)

Whereas, the Director of the Department of Development desires to modify Contract DL005302 with Union Electric by increasing the contract; and

Whereas, Union Electric performs emergency electrical system repair services under this contract for the Emergency Repair Program; and

Whereas, this modification will allow for the provision of additional emergency electrical 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 Union Electric, 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 DL005302 with Union Electric (31-1708186) by increasing the contract amount by \$5,000.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$5,000 or so much thereof as may be necessary from the Department of Development, Housing Division, Department No 44-10, Fund No.248, Subfund 248001, Object Level One 03, Object Level Three 3336, OCA 441123.

Section 3. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2117-2003

To authorize the Director of the Department of Human Resources to extend the contract with Arthur J Gallagher, to provide property insurance on selected city properties on an annual basis; to authorize and direct the expenditures of \$300,608, or so much thereof as may be necessary; and to declare an emergency (\$300,608)

WHEREAS, the City Of Columbus needs to extend the contract to renew Property Insurance and Engineering Services for its properties; and WHEREAS, the original contract allowed for an extension with Arthur J. Gallagher; and

WHEREAS, it is in the best interest of the City to waive the provisions of Section329.06 of the City Code, 1959; and

WHEREAS, an extension shall be given to Arthur J. Gallagher for the renewal of property insurance and engineering services; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Human Resources in that it is immediately necessary to extend the contract for the renewal of insurance for property insurance 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 Human Resources Director be and is hereby authorized and directed to grant an extension of the contract with Arthur J Gallagher for the renewal of property insurance and engineering services for the City properties

SECTION 2. That the expenditure of \$300,608. from Fund No. 502, Department of Human Resources, Division No. 46-01, Object Level One 3, Object Level Three 3336, OCA 450882 is hereby authorized and directed.

SECTION 3. 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2178-2003

To create the Wilson Road Community Reinvestment Area and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code; and to declare an emergency.

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

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

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

WHEREAS, the construction of new multi-unit residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the construction of new multi-unit residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

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

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to create the Wilson Road Community Reinvestment Area and to authorize real property tax exemptions 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. The area designated as the Wilson Road Community Reinvestment Area constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged

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

North - Conrail Railroad tracks from the west property line of Parcel #010-062382 to Derrer Road

East - Derrer Road at Conrail tracks-Sullivant Avenue - Wedgewood Drive

South - Briggs Road

West - Holly Hill Drive-Sullivant Avenue-Exchange Drive-west property line of Parcel # 010-143092 and 010-062382 to Conrail Railroad

Tracks

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

Only the construction of new multi-unit residential properties of 15 units or more, designated to the housing of senior citizens, consistent with the applicable zoning regulations within the designated Community Reinvestment Area are eligible for exemptions under this Program

Section 3. All residentially-zoned properties identified in Exhibits B and B 1 as being within the designated Wilson Road Community Reinvestment Area are eligible for residential tax abatement at seventy five percent (75%) and for a period of fifteen (15) consecutive years.

Section 4. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 5. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus The majority of the members shall then appoint two additional members who shall be residents of the political subdivision Terms of the members of the Council shall be for three years An un-expired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

Section 6. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 7. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Director of the Ohio Department of Development as is necessary to confirm the findings herein

Section 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same

Note: Attachments on file in the City Clerk's Office.

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2182-2003

To authorize the Director of Development to enter into an agreement with Superconductive Components, Inc for a tax abatement of fifty percent (50%) on new machinery & equipment, new furniture & fixtures and new inventory for a period of six 6 years in consideration of a proposed

\$1,804,000 investment in real and personal property, the creation of 15 (fifteen) new full-time jobs and the relocation and retention of 19 (nineteen) full-time positions.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance City of Columbus
WHEREAS, the Ohio Development Department approved this designation under State of Ohio enterprise law, by letter dated June 12, 1985;

and

WHEREAS, Superconductive Components, Inc. plans to invest \$1.8 million in real property improvements, machinery & equipment, furniture & fixtures and inventory to accommodate relocation and expansion; and

WHEREAS, the relocation and expansion will add approximately \$1.8 million in investment within the City; and

WHEREAS, the relocation and expansion will create 15 (fifteen) new full time jobs and relocate and retain 19 (nineteen) full time positions;

and

WHEREAS, the City desires to enter into such a binding, formal agreement in order to foster economic growth; NOW, THEREFORE,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Development is hereby authorized to enter into an Enterprise Zone Agreement with Superconductive Components, Inc. and to provide therewith an exemption of fifty percent (50%) on new machinery & equipment, new furniture & fixtures and new inventory for a term of six (6) taxable years in association with the project's proposed \$1.8 million investment;

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2184-2003

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-028) of 171.0± Acres in Prairie & Pleasant Townships to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Prairie & Pleasant Townships was duly filed by Jennifer Grooms, et al. on September 17, 2003; and

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

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

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

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the 1994 Westland Area Plan planning area; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 171.0± acres in Prairie & Pleasant Townships upon the annexation of said area to the city of Columbus

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area Such services will include police and fire protection as well as emergency medical service to the subject property

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City

At the present time fire protection for the proposed annexation is as follows

First response from: Station 31, 5305 Alkire Road, 6 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, and Tank Wagon.

Time: 5.0minutes.

Second response from: Station 12, 3200 Sullivant Avenue, 10 Personnel / 3 Paramedics.

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

Time: 10.5 minutes.

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

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

Water: This site can be served by an existing 16 inch main located in Johnson Road and Big Run Road

Sewer:

Sanitary Sewer: This area is tributary to a proposed 30 inch sanitary sub trunk sewer scheduled to be constructed to the intersection of Holt and Big Run South Roads in 2005. Extensions from that point will be the responsibility of the developer

Storm Sewer: All storm sewers necessary for development / redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development

All sanitary and storm sewers required shall be constructed privately by the owner / developers at their own cost and expense with no cost to the city.

Section 2. If this 171.0 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Prairie & Pleasant Townships, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Prairie & Pleasant Township For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements streets and street right-of-way; and bicycle and pedestrian paths and sidewalks

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor

neither approves nor vetoes the same

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2185-2003

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-029) of 4.794± Acres in Franklin & Jackson Townships to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Franklin & Jackson Townships was duly filed by Ruth Ames on September 17, 2003; and

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

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

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

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the 2001 Hilltop Plan planning area; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 4.794± acres in Franklin & Jackson Townships upon the annexation of said area to the city of Columbus

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City

At the present time fire protection for the proposed annexation is as follows

First response from: Station 31, 5305 Alkire Road, 6 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, and Tank Wagon.

Time: 4.0 minutes

Second response from: Station 12, 3200 Sullivant Ave., 10 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, and Ladder

Time: 5.0 minutes.

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

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

Water: This site can be served by an existing 12 inch main located in Alkire Road.

Sewer:

Sanitary Sewer: This site is tributary to an existing 18 inch sewer located on the south side of Alkire Rd approximately 1680 feet east of the site. A mainline extension is required at the expense of the developer

Storm Sewer: All storm sewers necessary for development / redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development

All sanitary and storm sewers required shall be constructed privately by the owner / developers at their own cost and expense with no cost to the city.

Section 2. If this 4.794 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Franklin & Jackson Townships, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Franklin & Jackson Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements streets and street right-of-way; and bicycle and pedestrian paths and sidewalks

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

Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

ORD NO. 2186-2003

To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc to provide primary health care services at community-based health centers; to authorize the expenditure of \$1,137,350 from the Health Special Revenue Fund; to waive the provisions of competitive bidding; and to declare an emergency

WHEREAS, the City of Columbus seeks to ensure primary health care services through various neighborhood health centers; and,

WHEREAS, it is necessary to contract with the Columbus Neighborhood Health Center, Inc for the management and operations of the seven neighborhood health centers; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into a contract with Columbus Neighborhood Health Center, Inc for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized to enter into a contract with Columbus Neighborhood Health Center, Inc. for the provision of primary health care services through various neighborhood health centers from November 1, 2003 through December 31, 2003.

SECTION 2. That to pay the cost of said contract, the expenditure of \$1,137,350 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50-01, Object Level One 03, Object Level Three 3337, OCA No. 503219.

SECTION 3. That the provisions of Sections 329.13 and 329.14 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 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 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RESOLUTIONS

RES NO. 318X-2003

To declare the necessity and intent to appropriate fee simple title in and to real estate in connection with the Greenhill Acres Storm Sewer Improvement Project, and to declare an emergency

WHEREAS, the City of Columbus is engaged in the Greenhill Acres Storm Sewer Improvement Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title in and to the following described real estate necessary for the Greenhill Acres Storm Sewer Improvement Project, Project #610965, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit: PARCEL NO.57 WD Revised 6-11-03

Situated in the City of Columbus, County of Franklin, State of Ohio, in the East Half of Section 3, Twp. 4, Range 22, and being part of Parcel B, as recorded in Instrument No. 200008240170874, Recorder's Office, Franklin County, Ohio, and bounded and described as follows: Beginning at a point on the Grantor's northeast property corner of the above mentioned tract and at the southeast corner of a 0.62 acre parcel owned by James W. Maynard, said point also being in the westerly right of way line of Wilson Avenue, and being the TRUE point of beginning for the Parcel herein conveyed;

Thence along said right of way line, South 03°48'00" West, a distance of 589.21 feet to a point at the southeast corner of the proposed take;

Thence along the proposed property take the following four (4) calls: North 86° 17' 59" West a distance of 931.94 feet to a point;

Thence North 03°48'00" East a distance of 251.20 feet to a point;

Thence, North 68°04'56" East, a distance of 689.14 feet to a point;

Thence North 04°35' 18" East a distance of 142.44 feet to a point on the Grantor's northerly property line;

Thence along said northerly property line, South 85°57'02" East, a distance of 90.00 feet to a point on the westerly property line of said 0.62 acre parcel;

Thence along said property line, South 04°35' 18" West, a distance of 118.58 feet to a point on the southerly property line of said 0.62 parcel;

Thence along said southerly property line, South 85°56'06" East, a distance of 49.10 feet to an angle point;

Thence continuing along said southerly property, line North 88° 01' 48" East a distance of 172.51 feet to the TRUE point of beginning and containing 10.07 acres, more or less.

The above take area is from Auditor's Parcel No. 010-112379, which contains 29.59 acres.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No.7357.

The Basis of Bearing for this description is the westerly right of way line of Wilson Avenue, being South 03°48' 00" West as shown of record in Instrument No. 200008240170874, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No. 7357

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law

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

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 321X-2003

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Big Walnut / Rickenbacker Sanitary Inceptor Sewer Project Part II, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the Big Walnut / Rickenbacker Sanitary Inceptor Sewer Project Part II and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent and construction easements in, over, under and through the following described real estate necessary for the Big Walnut / Rickenbacker Sanitary Inceptor Sewer Project Part II, Project #650491, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit: P466-ICS

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.116 acres permanent easement out of the 8.092 acres of land described in Instrument Number 200107110157136, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Executive Land Holdings, LLC, said permanent easement for sanitary sewer purposes being more particularly described as follows: Beginning for reference in the Grantor's southerly line and the northerly line of BT Property, LLC, of record in Instrument Number 199910250268085, at an iron pin called and found in the westerly right of way line of Alum Creek Drive, said point also be in the centerline of a sixty feet wide City of Columbus sewer easement, of record in Deed Book 2727, Page 565;

thence, North 17° 51' 00" East, with the said Alum Creek right of way line, a distance of 31.78 feet to the TRUE POINT OF BEGINNING and the southeasterly corner of the 0.116 acres permanent easement for sanitary sewer purposes and the northerly line of the said City of Columbus sixty feet wide easement;

thence, South 88° 33' 48" West, with the said northerly line of the City of Columbus easement being thirty feet distant northerly measured perpendicularly from the grantor's southerly line, a distance of 174.79 feet to a point, the southwesterly corner of the said permanent easement being described;

thence, North 17° 49' 51" East, leaving the said City of Columbus easement line, and with the westerly line of the permanent easement being described, a distance of 30.71 feet to a point, the northwesterly corner of the said easement being described;

thence, North 88° 33' 48" East, with the northerly line of the permanent easement being described, and the southerly line of a temporary construction easement, a distance of 174.80 feet to a point in the said westerly right of way line of said Alum Creek Drive;

thence, South 17° 51' 00" West, with the said westerly right of way line of Alum Creek Drive, a distance of 30.72 feet to the TRUE POINT OF BEGINNING of the permanent easement being described The permanent easement, as described above, contains 0.116 acres, more or less, subject to all legal highways, and other easements of record

The basis for bearings in the above description is the direction from Franklin County Monument FCG59930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.
P466-S

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.762 acres permanent easement at an elevation of 709.00 feet North American Vertical Datum 1988) and below, the surface elevation being \pm 715 feet and above, out of the 8.092 acres of land described in Instrument Number 200107110157136, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Executive Land Holdings, LLC, said permanent subsurface easement for sanitary sewer purposes being more particularly described as follows;

Beginning for reference in the Grantor's southerly line and the northerly line of BT Property, LLC, of record in Instrument Number 199910250268085, at an iron pin called and found in the westerly right of way line of Alum Creek Drive, said point also be in the centerline of a sixty feet wide City of Columbus sewer easement, of record in Deed Book 2727, Page 565;

thence, North 17° 51' 00" East, with the said Alum Creek right of way line, a distance of 61.50 feet to the TRUE POINT OF BEGINNING and the northeasterly corner of the 0.116 acres permanent easement for sanitary sewer purposes, passing the northerly line of the said City of Columbus sixty feet wide easement at 31.78 acres;

thence, South 88° 33' 48" West, crossing the grantor's lands with the northerly line of the said 0.116 acres permanent easement, a distance of 74.45 feet to a point, the southwesterly corner of the permanent subsurface easement being described;

thence, northerly 111.27 feet on a non-tangential curve to the right, whose central angle is 7° 40' 52", whose radius is 830.00 feet, and whose chord bears North 24° 37' 21" East a distance of 111.19 feet to a point of tangency;

thence, North 28° 27' 47" East, continuing with the westerly line of the subsurface easement, a distance of 245.90 feet to a point of curvature in the subsurface easement being described;

thence, northerly 123.17 feet with the westerly line of said subsurface permanent easement, on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 9° 09' 56", and whose chord bears North 23° 52' 50" East a distance of 123.04 feet to a point of tangency, crossing the westerly right of way line of Alum Creek Drive at an arc distance of 98.06 feet;

thence, North 19° 17' 52" East, continuing with the westerly line of the said subsurface easement, a distance of 79.07 feet to a point in the grantor's northerly line and the southerly line of Whitland Properties LLC 0.497 acres parcel, of record in Instr: 200106220141687;

thence, South 71° 05' 04" East, with the grantor's northerly line and the said Whitland Properties LLC southerly line, a distance of 60.00 feet to a point;

thence, South 19° 17' 52" West, leaving the said Whitland Properties LLC southerly line, and crossing the grantor's lands with the easterly line of the said subsurface easement, a distance of 79.47 feet to a tangential point of curvature;

thence, southerly 132.77 feet along the said westerly line of the subsurface easement on a curve to the right, whose radius is 830.00 feet, whose central angle is 9° 09' 56", and whose chord bears South 23° 52' 50" West a distance of 132.63 feet to a point of tangency;

thence, South 28° 27' 47" West, continuing with the easterly line of the subsurface easement, a distance of 245.90 feet to a point of curvature in the said easterly line;

thence, southerly 10.14 feet, continuing with the said easterly line of the permanent subsurface easement on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 0° 45' 17", and whose chord bears South 28° 05' 09" West a distance of 10.14 feet to a point in the westerly right of way line of said Alum Creek Drive;

thence, South 17° 51' 00" West, with the westerly right of way line of Alum Creek Drive, a distance of 64.80 feet to the TRUE POINT OF BEGINNING of the permanent easement below elevation 709.00 feet being described The permanent easement, as described above, contains 0.762 acres, more or less, subject to all legal highways, including Alum Creek Drive, which occupies 0.415 acres, more or less, leaving a balance of 0.347 acres, to be acquired, subject to other easements of record

The basis for bearings in the above description is the direction from Franklin County Monument FCG59930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East. Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899
T466-ICS

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.163 acres temporary easement out of the 8.092 acres of land described in Instrument Number 200107110157136, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Executive Land Holdings, LLC, said temporary easement for sanitary sewer construction purposes being more particularly described as follows;

Beginning for reference in the southerly line of the Grantor's 8.092 acres and the northerly line of BT Property, LLC, of record in Instrument Number 199910250268085, at an iron pin called and found in the westerly right of way line of Alum Creek Drive, said point also being the centerline of a sixty feet wide City of Columbus sanitary sewer easement, of record in Deed Book 2727, Page 565;

thence, North 17° 51' 00" East, with the said Alum Creek right of way line, a distance of 61.50 feet to the southeasterly corner of the temporary easement for sanitary sewer construction purposes being described, and the TRUE POINT OF BEGINNING, passing the northerly line of the said City of Columbus sixty feet wide easement at 31.78 feet;

thence, South 88° 33' 48" West, crossing the grantor's lands with the northerly line of a permanent interconnect structure easement, a distance of 174.80 feet to a point at the northwesterly corner of the said permanent interconnect structure easement;

thence, North 17° 49' 51" East, with the westerly line of the said temporary easement being described, a distance of 42.90 feet to a point at the northwest corner of the said easement;

thence, North 88° 33' 48" East, with the northerly line of the said temporary easement being described, a distance of 174.81 feet to a point in the westerly right of way line of said Alum Creek Drive, the northeasterly corner of the said temporary easement;

thence, South 17° 51' 00" West, with the easterly line of the said temporary easement being described and the said westerly right of way line

of said Alum Creek Drive, a distance of 42.91 feet to the TRUE POINT OF BEGINNING of the temporary easement for sanitary sewer construction purposes being described herein The temporary easement, as described above, contains 0.163 acres, more or less, subject to all legal highways and other easements of record

The basis for bearings in the above description is the direction from Franklin County Monument FCG59930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3°37'38" East. Roger M. Smith, P.S., P.E., Ohio Registered Surveyor S-6899 T466-S

Situate in the State of Ohio, County of Franklin, being a part of the southeast quarter of Section 24, Township 4 North, Range 22 West, Hamilton Township, Matthews Survey in Range XXII of Congress Lands East of the Scioto River, and a 0.032 acres temporary easement out of the 8.092 acres of land described in Instrument Number 200107110157136, this and all further references being to the records of the Franklin County Recorder's Office, and conveyed to the Executive Land Holdings, LLC, said temporary easement for sanitary sewer construction purposes being more particularly described as follows;

Beginning for reference in the Grantor's southerly line and the northerly line of BT Property, LLC, of record in Instrument Number 199910250268085, at an iron pin called and found in the westerly right of way line of Alum Creek Drive, said point also be in the centerline of a sixty feet wide City of Columbus sewer easement, of record in Deed Book 2727, Page 565;

thence, North 17° 51' 00" East, with the said Alum Creek right of way line, a distance of 104.41 feet to the TRUE POINT OF BEGINNING and the southeasterly corner of the temporary easement for sanitary sewer construction purposes, also being the northeasterly corner of a temporary easement for construction of the interconnect structure, passing the northerly line of the City of Columbus sixty feet wide easement at 31.78 feet, and passing the northeasterly corner of a permanent easement for an interconnect structure at 62.50 feet;

thence, South 88° 33' 48" West, crossing the grantor's lands with the northerly line of the said 0.163 acres temporary easement, a distance of 70.80 feet to a point, the southwesterly corner of the temporary easement being described;

thence, northerly 67.02 feet on a non-tangential curve to the right, whose central angle is 4° 37' 36", whose radius is 830.00 feet, and whose chord bears North 26° 08' 59" East a distance of 67.00 feet to a point of tangency;

thence, North 28° 27' 47" East, continuing with the westerly line of the said temporary easement, a distance of 45.90 feet to a point of curvature in the temporary easement being described;

thence, northerly 123.17 feet with the westerly line of said temporary easement, on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 9° 09' 56", and whose chord bears North 23° 52' 50" East a distance of 123.04 feet to a point of tangency, crossing the westerly right of way line of Alum Creek Drive at an arc distance of 98.06 feet;

thence, North 19° 17' 52" East, continuing with the westerly line of the said temporary easement, a distance of 79.07 feet to a point in the grantor's northerly line and the southerly line of Whitland Properties LLC 0.497 acres parcel, of record in Instr: 200106220141687;

thence, South 71° 05' 04" East, with the grantor's northerly line and the said Whitland Properties LLC southerly line, a distance of 60.00 feet to a point;

thence, South 19° 17' 52" West, leaving the said Whitland Properties LLC southerly line, and crossing the grantor's lands with the easterly line of the said temporary easement, a distance of 79.47 feet to a tangential point of curvature;

thence, southerly 132.77 feet along the said easterly line of the temporary easement on a curve to the right, whose radius is 830.00 feet, whose central angle is 9° 09' 56", and whose chord bears South 23° 52' 50" West a distance of 132.63 feet to a point of tangency;

thence, South 28° 27' 47" West, continuing with the easterly line of the temporary easement, a distance of 245.90 feet to a tangential point of curvature in the said easterly line;

thence, southerly 10.14 feet, continuing with the said easterly line of the temporary easement on a tangential curve to the left, whose radius is 770.00 feet, whose central angle is 0° 45' 17", and whose chord bears South 28° 05' 09" West a distance of 10.14 feet to a point in the westerly right of way line of said Alum Creek Drive;

thence, South 17° 51' 00" West, with the westerly right of way line of Alum Creek Drive, a distance of 21.89 feet to the TRUE POINT OF BEGINNING of the temporary easement being described The temporary easement, as described above, contains 0.694 acres, more or less, subject to all legal highways, including Alum Creek Drive, which occupies 0.415 acres, more or less, leaving a balance of 0.279 acres, to be acquired, subject to other easements of record

The basis for bearings in the above description is the direction from Franklin County Monument FCG59930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East. Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law

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

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 333X-2003

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Sidewalk Installation Phase IV Project, and to declare an emergency

WHEREAS, the City of Columbus is engaged in the Sidewalk Installation Phase IV Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transposition Division, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent and construction easements in, over, under and through the following described real estate necessary for the Sidewalk Installation Phase IV Project, Project # 530790, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

Situated in the State of Ohio, Franklin County, City of Columbus, lying on, over and across part of Lot 7 and Lot 8 of "NORTH BEXLEY VIEW ADDITION" a subdivision of record in Plat Book 17, Pages 4 and 5 as conveyed to Ronald Littlefield by deed of record in Instrument Number 199901050001335 (all records herein are from the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Begin, for reference at the southwesterly corner of said Lot 7 and being on the northerly right-of-way of Fifth Avenue;
Thence South 79° 18' 14" East, a distance of 39.00 feet, along the northerly right-of-way of Fifth Avenue, the southerly line of Lot 7, to the TRUE POINT OF BEGINNING;

Thence the following two (2) courses and distances across said Lots 7 and 8;

1. North 10° 35' 46" East, a distance of 15.00 feet, to a point;
2. South 79° 18' 14" East, a distance of 17.00 feet, to a point on the easterly line of said Littlefield tract;

Thence South 10° 35' 46" West, a distance of 15.00 feet, to a point on the northerly right-of-way of Fifth Avenue;

Thence North 79° 18' 14" West, a distance of 17.00 feet, along said northerly right-of-way of Fifth Avenue to the TRUE POINT OF BEGINNING, containing 0.0059 acre, more or less.

Bearings in the above description are based on the northerly right-of-way line of Fifth Avenue which bears South 79° 18' 14" East. ADR & Associates, Ltd., Robert J. Sands, PS, Registered Surveyor # S-8053

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law

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

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 351X-2003

In Memory of Kenneth C. Curtin.

To honor, recognize and celebrate the life of Kenneth "Ken" C. Curtin and to extend our sincerest condolences to his family and friends on the occasion of his death on Monday, September 15, 2003.

Ken was born on August 14, 1943. A native of Kennett Square, PA, Ken earned his undergraduate degree from Villanova University and his law degree from Cornell University. He came to Columbus as a VISTA volunteer, working at the South Side Settlement House. Ken served over 10 years on the South Side board of directors.

For 29 years, Ken was an attorney with the Legal Aid Society of Columbus. For the last three years, he was instrumental in developing Legal Aid services to its clients in the neighborhoods where they lived. Each week, Ken and a small group of Legal Aid lawyers would meet with clients at Southside Settlement House, Central Community House, Clintonville Community Resource Center, Gladden Community House, Godman Guild, Neighborhood House and St. Stephen's Community House. Ken viewed this program as a small step toward the type of social and economic change needed to ensure all members of the community equal access to justice and legal services.

It was part of his tireless commitment to represent "those who are in most need and least able to reach out for help." Ken was a Medicaid specialist with a statewide reputation. Over the years, he handled important litigation protecting the rights of people receiving Medicaid. He successfully litigated a number of significant Medicaid cases in federal court.

More recently, his dedication to helping those in need resulted in a successful outcome for an immigrant client in desperate need of a kidney transplant. With the assistance of a U.S. Congressman, the Franklin County Commissioners, and a host of concerned citizens, Ken advocated to expedite the visa application process for his client's brother from Ghana, who was identified as a kidney match, ultimately saving her life.

Ken was the recipient of the "Spirits of Volunteerism Award" in appreciation of his endless hours of service. He received the first Den is Murphy Award given annually by the Ohio Legal Assistance Foundation "For outstanding efforts to provide justice for all through a civil legal services program."

A humble community servant, Ken dedicated his life to serving the legal needs of the poor. He was a mentor and friend to many, teaching through his actions the importance of helping others. Ken Curtin left an indelible impression on the many people whose lives he touched, and he will be remembered for his generosity, talents and seemingly inexhaustible energy.

Clearly, the world is a richer place for Ken having been in it. He will be sorely missed.

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

That this Council does hereby pay tribute to the memory of a truly honorable man, Kenneth C. Curtin.

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 352X-2003

To declare the week of September 29 to October 5, 2003 Science Fiction Reading Week.

WHEREAS the Context Science Fiction Convention will be held at the Ramada Plaza Hotel and Conference Center, located at Morse Road and 1-71 from October 3 to October 5, 2003; and

WHEREAS a special Science Friday Presentation will be available at minimum cost to students and teachers with Ohio State University professors giving informative and interesting talks; and

WHEREAS the Guests of Honor, Nebula-Award winning novelist Catherine Asaro, and Military SF phenom, editor, and author Eric Flint will be hosting panels; and

WHEREAS senior editor, James Minz of Tor Books, and famous poets Alan Brown, Elin Carter, and Cathy Callaghan will be leading discussions; and

WHEREAS other assorted diversions, including a Writer's Workshop, Art Show, Music and a Gourmet Hospitality Suite will tempt you to pick up a good book and read it, either to yourself or to a child; now, therefore

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

That it does hereby declare September 29 through October 5, 2003, Science Fiction Reading Week.

BE IT FURTHER RESOLVED

That all Columbus citizens are encouraged to attend this event and increase their enjoyment of this literary genre

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 354X-2003

To honor and congratulate the Columbus Children's Theatre for kicking off their 40th Anniversary Season on this 24th day of September

2003, with the World Premiere Musical, Green Gables.

WHEREAS, Columbus Children's Theatre (CCT) is the award winning children's theatre that has been entertaining families in Columbus Ohio for 40 years; and

WHEREAS, CCT has touched the lives of over a million children with memorable productions such as Annie, The Wizard of Oz, Cinderella, Alice in Wonderland, and The Best Christmas Pageant Ever; and

WHEREAS, CCT is dedicated to educating and involving greater Columbus area young people of all races, backgrounds and potential in all facets of the theatre arts; and

WHEREAS, Columbus Children's Theatre will make its mark on theatre history when they host Janet Vogt & Mark Friedman, authors of Green Gables, now, therefore;

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

That this Council does hereby recognize and congratulate the Columbus Children's Theatre for kicking off the 40th Anniversary Season with the World Premiere Musical of Green Gables

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 355X-2003

To honor and congratulate the American Lung Association of Central Ohio for kicking off the first annual "Blow the Whistle on Asthma" Walk on this 4th day of October, 2003.

WHEREAS, the American Lung Association and Lung Association affiliates throughout the United States have worked together to fight against lung disease for nearly 100 years; and

WHEREAS, the Asthma Walk is meant to bring awareness to the 20 million Americans who have Asthma; and

WHEREAS, the American Lung Association has served our community by providing culturally diverse, family centered programs about asthma triggers, the effect of environmental factors on asthma, asthma education and management, access to care, and community education leadership; and

WHEREAS, all monies raised from the "Blow the Whistle on Asthma Walk," will stay in our Central Ohio communities to support Open Airways for Schools, Asthmaattack, and Camp Superkids; now, therefore,

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

That this Council does hereby recognize and congratulate the American Lung Association of Central Ohio for kicking off the first annual "Blow the Whistle on Asthma" Walk on this 4th day of October, 2003.

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 356X-2003

To proclaim October 16, 2003 as Columbus Metropolitan Area Community Action Organization (CMACAO) day in the City of Columbus

WHEREAS, CMACAO will host the 39th Annual meeting dinner to celebrate the accomplishments of the CMACAO customers and to honor the staff, volunteers and supporters who have tirelessly and selflessly worked to make our community a better place; and

WHEREAS, the City of Columbus welcomes Dr Suzan Johnson Cook, Pastor of Bronx Christian Fellowship and best selling author of "Too Blessed to be Stressed." as she delivers the keynote address; and

WHEREAS, CMACAO has worked to improve our community by providing culturally diverse, family centered services that include Employment & Training, Home Weatherization Assistance, and the critically important Head Start program; and

WHEREAS, CMACO has implemented community action programs that have fostered positive impacts for our impoverished residents and we commend you for all that you do on behalf of the citizens of Columbus; now, therefore,

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

That this Council does hereby recognize October 16, 2003 as Columbus Metropolitan Area Community Action Organization (CMACAO) day in the City of Columbus.

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, CMC, City Clerk.

RES NO. 359X-2003

To declare September 30, 2003 to be Immigrant Worker Freedom Ride Day in Columbus.

WHEREAS, immigrants are the backbone of this country, building a strong and diverse American society; and

WHEREAS, many immigrant communities today face great challenges, struggling to take care of families with low wages and few worker protection. They meet these daunting tasks with lessened support from family and heightened community suspicion in the wake of our September 11 tragedy; and

WHEREAS, leaders from the immigrant community are emulating the great civil rights leaders of 1961 and crisscrossing the country to demand human rights and justice; and

WHEREAS, these leaders are visiting Columbus, encourage our community to learn more about their tremendous challenges, to be inspired by their courage and leadership, and to join the journey to support family reunification, a path to citizenship, an end to exploitation on the job, and the protection of civil liberties for all; and

WHEREAS, the Immigrant Workers Freedom Ride Coalition in Columbus is a group of faith, community, and labor leaders committed to making the events here successful and to building long-term public awareness on immigrant issues; and

WHEREAS, in an effort to encourage all people to live together in peace and harmony, Columbus salutes those committed to these worthwhile endeavors and reaffirms its commitment to equality and freedom for all people regardless of race, religion, or ethnic background; thereby

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

That this council declares Tuesday September 30, 2003 to be Immigrant Workers Freedom Ride Day in Columbus, Ohio

Adopted September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 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 - 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.

Jerry Saunders, President, Recreation and Parks Commission

Wayne A. Roberts, Executive Director, Department of Recreation & Parks

ORIGINAL PUBLISHING DATE: September 16, 2003

SA000530 - FAC.MGT/LANDSCAPE & SNOW REMOVAL**ADVERTISEMENT FOR BIDS****LANDSCAPE AND SNOW REMOVAL OF VARIOUS FACILITIES UNDER THE PURVIEW OF THE FACILITIES MANAGEMENT DIVISION**

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.

LINDA K. PAGE, DIRECTOR, PUBLIC SERVICE DEPARTMENT

JOHNNY B. SCALES, ADMINISTRATOR, DIVISION OF FACILITIES MANAGEMENT

ORIGINAL PUBLISHING DATE: September 06, 2003

BID OPENING DATE - October 9, 2003 11:00 am**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 10, 2003 12:00 pm

SA000550 - NOTICE OF REQUEST FOR LOI HOLTZMAN MAIN

Notice of Request for Letter of Interest Holtzman-Main Neighborhood Improvements Project

The Department of Public Service of the City of Columbus, Ohio is seeking Letters of Interest (LOI) for professional engineering services associated with the Holtzman-Main Neighborhood Improvements Project.

The Holtzman-Main neighborhood is one of five Neighborhood Employment Districts (NEDS) within the City of Columbus. These districts were established through the Neighborhood Employment District Initiative, a comprehensive and collaborative strategy designed to stimulate economic development within the City's central core. The intent of the project is to further the existing neighborhood plan and conceptual streetscape design.

The Transportation Division requests engineering services in support of designing a streetscape involving pavement and alley improvements, waterlines, catch basins, overhead lighting, storm water design, head-in parking, sidewalks, ADA compliant curb ramps, street trees, and other engineering related services as required.

Project Deliverables: Preliminary Plan and Construction Cost Estimate, LG&T Plans, F&OC Plans, Final Construction Cost Estimate and Construction Plans (copies and mylar originals), and As-Built plans. The area is bounded by Alum Creek to the east, Franklin Park Road to the north, the Conrail tracks to the west, and Main Street to the south (Holtzman Avenue, Rich Street, Bryden Road, and Walnut St). Traffic must be maintained through the Project locations at all times.

The LOI shall describe the firm's a) location, b) number of registered professional civil engineers and surveyors registered in the state of Ohio in the office of the lead firm in which a majority of the work is to be performed, c) understanding of the Project (description of previous experience with similar projects, site photos, site inspections/observations. To maximize points, the consultant should provide a listing of completed projects similar in nature to this project), and d) competence to perform work based on training, education, experience of personnel, and ability to perform competently and expeditiously, based on workload, personnel, and equipment availability. A minimum of three firms will be selected to submit a detailed technical proposal, from which one firm will be selected for the design contract.

The LOI shall be limited to ten (10) single-sided sheets stapled in the upper left-hand corner, with page numbers at the bottom center of each page. Tabbed inserts are prohibited. A one-page cover letter on company letterhead is allowable and will not be counted toward the number of sheets in the LOI. Failure to meet these requirements will result in rejection of the LOI. Interested firms shall submit ten (10) copies to: Transportation Division, City of Columbus, 109 North Front Street, 3rd Floor, Columbus, Ohio 43215, ATTN: David J. Bush, Interim Contract Administrator

Letters of Interest will be accepted at the above address until 12:00 pm on October 10, 2003. LOIs received after this time will not be accepted. Plan sufficient time to park and enter through security checkpoints to meet this time. Late proposals will be rejected.

ORIGINAL PUBLISHING DATE: September 30, 2003

BID OPENING DATE - October 15, 2003 3:00 pm

SA000542 - JP SLUDGE BUILDING HVAC PROJECT

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

SA000547 - RFSQ - SPILL PREVENTION CONTROL**CITY OF COLUMBUS DIVISION OF ELECTRICITY PROFESSIONAL SERVICES****REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)****SPILL PREVENTION CONTROL AND COUNTERMEASURE PLAN**

The City of Columbus, Ohio, Department of Public Utilities, Division of Electricity (DOE) is a municipal electrical service provider that owns and operates various substations and distributive generator sites. DOE is hereby soliciting Statements of Qualifications (SOQ's) to prepare site designs and an overall plan for construction. Construction must be completed before the EPA mandated implementation date of February 18, 2005 for Spill Prevention Control and Countermeasure Plan (SPCC).

This request for qualifications has been developed to establish a scope of services the consultant will be required to perform. Consultants are requested to submit by October 15, 2003 information showing their qualifications as follows:

Demonstration of technical proficiency in SPCC designs and plan implementation.

A description of current and past experience and expertise in SPCC design along with a list of references with contact names and phone numbers for whom you have performed similar work.

A description of current and past experience and expertise in SPCC plan writing along with a list of references with contact names and phone numbers for whom you have performed similar work.

A description of qualifications and expertise in the interpretation and application of the U.S. EPA revised SPCC Rule found in Title 40 of the Code of Federal Regulations (CFR), Part 112 (Oil Pollution Prevention).

An outline of the approach to conducting and executing the SPCC rules.

Please provide vitae of key staff including a list of publications, certifications and trade association affiliations.

Consultant's experience in construction inspection and services.

A time line is available for reference for this contract.

The selection of professional services will be short listed for the top three consultants based on the Division of Electricity's evaluation of the SOQ's in accordance with the submission requirements stated above. The short listed consultants will be asked to provide a not-to-exceed cost for engineering services to prepare an SPCC design and plan for DOE.

Any agreement or contract entered into pursuant to the evaluation will be in accordance with the provisions of Chapter 329 of Columbus City Codes, 1959, the standard agreements for professional services for the Division of Electricity, and all other applicable rules and regulations.

Five (5) copies of the RFSQ shall be submitted in a sealed envelope (or envelopes) to: The City of Columbus, Division of Electricity, 3500 Indianola Avenue, Columbus, Ohio 43214, Attention: Tony LaRe, Chief Engineer/PE

The envelopes shall be clearly marked on the exterior to denote both the names of the submitting firm and the title, "Spill Prevention Control and Countermeasure Plan" for which the qualifications are offered. SOQ's will be received until Wednesday, October 15, 2003 at 3:00 PM.

Questions regarding this solicitation may be made to the following individuals: Tony LaRe, (614) 645-1591, Robert Schneider, (614) 645-7534

ORIGINAL PUBLISHING DATE: September 25, 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

SA000537 - SIDEWALK LITTER RECEPTICLES

1.1 Scope: It is the intent of the City of Columbus, Refuse Collection Division to obtain formal bids to establish a contract for the purchase and installation of 36-gallon sidewalk litter receptacles for use citywide through 2006.

1.2 Classification: #1 - The contract(s) resulting from this bid proposal will provide for the option to purchase and/or deliver 36-gallon sidewalk litter receptacles and ancillary parts and container installation as specified herein. #2 - Vendor shall be required to render warranty service on containers. #3 - The installation portion of this contract involves paying wages in compliance with the appropriate State of Ohio prevailing wage schedule.

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: October 01, 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

SA000552 - DEPT OF TECHNOLOGY FOLD & SEALER MACHINE

1.1 Scope: It is the intent of the City of Columbus, Department of Technology to obtain formal bids to establish a contract for the purchase of Document Folding and Sealing machine to be delivered this year that will fold, glue, seal and perforate standard 8 1/2" X 11" and 8 1/2" X 14" cut sheet paper for use in the DoT Operations Mail Center.

1.2 Classification: The bidder must provide cost for: (1) a 1-year maintenance contract and a cost for supplies needed to process 500,000 documents per year; (2) annual maintenance contracts; (3) if lowest bidder, provide a demo of the machine, if a local demonstration is unavailable, a demo can be a video tape of the machine in operation.

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: October 01, 2003

BID OPENING DATE - October 23, 2003 11:00 am**SA000548 - FLEET/AUTO BODY 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 Autobody Repair Services for body repairs to City vehicles. Contract to be in effect from the date the contract is executed until January 31, 2005.

1.2 Classification: Bids for parts will be on a discount basis or cost plus a markup. Labor shall be the contractor's standard shop labor rate according to a flat rate manual.

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 30, 2003

SA000551 - DOW/AIR EXCAVATION SYSTEM

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of an Air Ground Excavation system to remove ground from around hydrants in the City of Columbus, Ohio.

1.2 Classification: The supplier will provide a complete ready to operate by Division of Water employees, Air Excavation System. 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: October 01, 2003

SA000543 - CRPD: NORTH BANK PARK- ISSUE B

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 29, 2003 3:00 pm

SA000553 - JACKSON PIKE ROOF REPLACEMENT PROJECT

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 29, 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, Parts Storage Building Roofing Replacement, Project PIP 242

The work for which proposals are invited consists of, but is not limited to, the following:

The work for which proposals are invited consists of the removal, disposal, and replacement of the Parts Storage Building roofing system at the Jackson Pike Wastewater Treatment Plant. The work includes the replacement of and/or addition of the roofing materials necessary to the project. This would include, but not be limited to substrate, insulation, membrane, and roof penetration and curb flashings. The work shall include such other work as may be necessary to complete the contract in accordance with the specifications, provisions and documentation included herewith.

The work is to be performed at the Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, and Columbus, Ohio 43223.

CONTACTS:

For information regarding this project or question about the detailed specifications please contact Robert M. Smith, P.E. at (614) 645-0309. For copies of the Contract Documents please contact the Division of Sewerage and Drainage, Fiscal Office 910 Dublin Road, 4th floor, Room 4019, Columbus, Ohio 43215, at no cost or call (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, Parts Storage Building Roofing Replacement, Project PIP 242

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 15, 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 not required for Bid consideration However vendors who do not attend are responsible to contact Project Engineer for information discussed at the Pre-Bid Conference.

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.)

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 29, 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, Parts Storage Building Roofing Replacement, Project PIP 242

The work for which proposals are invited consists of, but is not limited to, the following:

The work for which proposals are invited consists of the removal, disposal, and replacement of the Parts Storage Building roofing system at the Jackson Pike Wastewater Treatment Plant. The work includes the replacement of and/or addition of the roofing materials necessary to the project. This would include, but not be limited to substrate, insulation, membrane, and roof penetration and curb flashings. The work shall include such other work as may be necessary to complete the contract in accordance with the specifications, provisions and documentation included herewith.

The work is to be performed at the Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, and Columbus, Ohio 43223.

CONTACTS:

For information regarding this project or question about the detailed specifications please contact Robert M. Smith, P.E. at (614) 645-0309. For copies of the Contract Documents please contact the Division of Sewerage and Drainage, Fiscal Office 910 Dublin Road, 4th floor, Room 4019, Columbus, Ohio 43215, at no cost or call (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, Parts Storage Building Roofing Replacement, Project PIP 242

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 15, 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 not required for Bid consideration However vendors who do not attend are responsible to contact Project Engineer for information discussed at the Pre-Bid Conference.

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.)

ORIGINAL PUBLISHING DATE: October 01, 2003

BID OPENING DATE - October 30, 2003 11:00 am

SA000544 - MUNI COURT JUDGES SECURITY GUARD SERVICE**1.1 Scope of Services**

The Franklin County Municipal Court Judges have a need to contract for Unarmed, Uniformed Court Security Guard Services with special qualifications as stated in the bid. The contractor must have a minimum capability of presently providing 366 staff hours weekly of guard services. Guards must hold a state Peace Officer's Training Academy Certificate or a Military Police Officer Certificate. The contractor must have a local office that is located in Franklin or a contiguous county.

1.2 Classification

Security guards will be required to cover second and third shifts on weekdays and twenty-four hours on weekends and holidays for an estimated weekly of 344 hours. The services will commence at 11:00 p.m. on January 31, 2004 at Franklin County Municipal Courthouse, 375 South High Street, Columbus, Ohio 43215. The contract shall be in effect from February 1, 2004 to and including January 31, 2007, with the option to renew for one addition year.

A pre-bid meeting will be held on Tuesday, October 14, 2003 from 11:30 a.m.- 1:00 p.m. local time at the Franklin County Municipal Court, Courtroom 10B, 375 South High Street, Columbus, Ohio 43215. A walk-through will be conducted immediately following the pre-bid meeting. Any interested bidder is strongly urged to attend. Failure to attend the pre-bid meeting will not disqualify a bidder, however, **BIDDERS SHALL COMPLY WITH AND BE RESPONSIBLE FOR THE SPECIFICATIONS AND INFORMATION DISCUSSED AT THE PRE-BID MEETING REGARDLESS OF WHETHER OR NOT THEY ATTEND.**

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 24, 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

BID OPENING DATE - November 5, 2003 3:00 pm**SA000546 - O'SHAUGHNESSY HYDRO BREAKER REPLACEMENT**

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, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on Wednesday, November 5, 2003 and publicly opened and read at that hour and place for the following project: O'SHAUGHNESSY HYDRO BREAKER REPLACEMENT AND SWITCHGEAR MODIFICATIONS

The work for which proposals are invited consists of the retrofitting of a new 34.5KV circuit breakers into existing switchgear along with all ancillary equipment and bus modifications 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 Division of Electricity, 3568 Indianola Avenue, Columbus, Ohio 43214. The first set is available to prospective bidders at no cost.

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 O'SHAUGHNESSY HYDRO BREAKER REPLACEMENT AND SWITCHGEAR MODIFICATIONS.
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 percent (10%) 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 and 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 West Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; and at the offices of The Construction Inspection Division, 1800 East 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

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.

QUALIFICATIONS AND RESOURCE FACTORS FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit with its bid a completed Qualification and Resource Factors Form and a completed and notarized Affidavit of Bidder.

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 120 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 120 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

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

PRE-BID CONFERENCE (MANDATORY)

A pre-bid conference for this subject will be held on October 15, 2003 at 10:00 a.m. at 3568 Indianola Avenue, Columbus, Ohio 43214. Attendance is mandatory by manufacturer's representative in order to bid.

ORIGINAL PUBLISHING DATE: September 25, 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
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 bgoore@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)

**MEETING NOTICE
ITALIAN VILLAGE COMMISSION**

The regular meeting of the Italian Village Commission will be held on Tuesday, October 21, 2003 at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. 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.

(10/04/03; 10/11/03; 10/18/03)

**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: MENDEL, 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)

2208-2003 To amend Ordinance #172-94, passed February 14, 1994, by repealing Section 3 in its entirety and replacing with a new Section 3 thereby modifying the limitation overlay text to permit one right-in-only curb cut for the parcel located at the southwest corner of Fishingier Boulevard and Park Mill Run Drive subject to the approval of the Transportation Division, and to declare an emergency. (Rezoning #Z93-106A).

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

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

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

SECTION 2105.06 TRAFFIC CONTROL SIGNALS

Traffic control signals shall be installed at the following locations:

BILLINGSLEY RD at SMOKY ROW RD

(Approved by the Traffic and Transportation Commission on 4/9/02)

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be removed from intersections as follows:

BILLINGSLEY RD shall no longer stop for SMOKY ROW RD

SECTION 2105.09 TURNS AT INTERSECTIONS

Mandatory turn lanes shall be established as follows:

BILLINGSLEY RD at SMOKY ROW RD

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

Restrictions applied: All Times - All Days

BILLINGSLEY RD at SMOKY ROW RD

The eastbound traffic in the lane second from the South Curb curb shall turn left.

Restrictions applied: All Times - All Days

SECTION 2105.12 CROSSWALKS

Crosswalks shall be removed at:

BILLINGSLEY RD at SMOKY ROW RD

across the south leg

BYRON AVE at LIVINGSTON AVE

across the west leg

BYRON AVE at LIVINGSTON AVE

across the east leg

HAMPTON RD at LIVINGSTON AVE

across the east leg

HAMPTON RD at LIVINGSTON AVE

across the west leg

LIVINGSTON AVE at WEYANT AVE

across the west leg

LIVINGSTON AVE at WEYANT AVE

across the east leg

LIVINGSTON AVE at WAVERLY ST

across the west leg

LIVINGSTON AVE at WAVERLY ST

across the east leg

PARKING REGULATIONS

The parking regulations on the 753 foot long block face along the W side of GRASMERE AVE from COMO AVE extending to WELDON AVE shall be

Range in feet	Code Section	Regulation
0 - 723	2151.01	(STATUTORY RESTRICTIONS APPLY)
723 - 753	2105.17	NO STOPPING ANYTIME

The parking regulations on the 377 foot long block face along the N side of MAYNARD AVE from HIGH ST extending to EAST AVE shall be

Range in feet	Code Section	Regulation
0 - 155	2105.17	NO STOPPING ANYTIME
155 - 172		(NAMELESS ALLEY)
172 - 377	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 597 foot long block face along the N side of MINNESOTA AVE from DRESDEN ST extending to BREMEN ST shall be

Range in feet	Code Section	Regulation
0 - 83	2151.01	(STATUTORY RESTRICTIONS APPLY)
83 - 106	2105.03	HANDICAPPED PARKING ONLY
106 - 320	2151.01	(STATUTORY RESTRICTIONS APPLY)
320 - 343	2105.03	HANDICAPPED PARKING ONLY
343 - 597	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 675 foot long block face along the E side of WAYNE AVE from LOGAN ST extending to RAY ST shall be

Range in feet	Code Section	Regulation
0 - 382	2151.01	(STATUTORY RESTRICTIONS APPLY)
382 - 405	2105.03	HANDICAPPED PARKING ONLY
405 - 557	2151.01	(STATUTORY RESTRICTIONS APPLY)
557 - 567		(NAMELESS ALLEY)
567 - 675	2151.01	(STATUTORY RESTRICTIONS APPLY)

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

BY ORDER OF: LINDA K. PAGE, DIRECTOR
(10/04/03)

PROPERTY MAINTENANCE APPEALS BOARD
Tuesday, October 14, 2003
1:00 PM - 757 Carolyn Avenue
Hearing Room

1. Approval of prior meeting minutes
 1. Case Number PMA-007
Appellant: Lynn Savage
Property: 745 WEST RICH STREET
Inspector: James Graham
 2. Case Number PMA-008
Appellant: Bayrone Melvin
Property: 236 NORTH MONROE
Inspector: Maria Babb
 3. Case Number PMA-009
Appellant: George Speights
Property: 1100-1102 LOCKBOURNE AVENUE
Inspector: Michael Huggins

NOTE: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Regulations Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call Toni Gillum at 645-5884 or TDD 645-3293.
(10/04/03; 10/11/03)

**ZONING MEETING
DEVELOPMENT COMMISSION
CITY OF COLUMBUS, OHIO
OCTOBER 9, 2003**

The Development Commission of the City of Columbus held a public hearing on the following applications on Thursday, October 9, 2003, beginning at 6:00 pm at the City of Columbus, I-71 North Complex at 757 Carolyn Avenue, Columbus, Ohio 43224, in the lower level hearing room.

Further information may be obtained by visiting the City of Columbus Zoning Office website at: <http://td.ci.columbus.oh.us/Building%20Services/zoning-section.htm>, or by calling the Building Services Division Zoning Information line at 645-7314.

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

1. APPLICATION: Z03-051
LOCATION: 2270 EAKIN ROAD (43223), being .62± acres located at the southwest corner of Eakin Road and Midland Avenue (Greater Hilltop Area Commission).
EXISTING LOCATION: R-2, Residential District
REQUEST: C-4, Commercial District
PROPOSED USE: Auto Sales
APPLICANT(S): Jimmy E. and Cheryl Mabee; c/o Charles Griffith, Atty: 575 Copeland Mill Road, 2E; Westerville, Ohio 43081.

- PROPERTY OWNER(S): Jimmy E. and Cheryl Mcbee; 2270 Eakin Road; Columbus, Ohio 43223
 PLANNER: Don Bier, 645-0712; drbier@columbus.gov
2. APPLICATION: Z03-060
 LOCATION: 1095 CRUPPER AVENUE (43229), being 10.96± acres located at the southeast corner of Crupper Avenue and Doubletree Avenue. (010-080183)
 EXISTING ZONING: M-1, Manufacturing District
 REQUEST: L-M, Limited Manufacturing District
 PROPOSED USE: Unspecified manufacturing and commercial uses.
 APPLICANT(S): Triangle Real Estate; c/o David L. Hodge, Atty; 37 West Broad Street, Suite 725, Columbus, Ohio 43215
 PROPERTY OWNER(S): Nellie Zumstein et al; 5657 St. Andrews Drive, Westerville, Ohio 43082
 PLANNER: Dana Hitt, 645-2395; dahitt@columbus.gov
3. APPLICATION: Z03-061
 LOCATION: 4040 MORSE ROAD (43230), being 13.53± acres located at the northeast corner of Transit Drive and Service Road 7A, 650± feet north of Morse Road. (600-150027)
 EXISTING ZONING: R-1, Residential, and I, Institutional District
 REQUEST: CPD, Commercial Planned Development District
 PROPOSED USE: Mixed-use commercial district.
 APPLICANT(S): Faith Christian Center; c/o David L. Hodge, Atty; 37 West Broad Street, Suite 725, Columbus, Ohio 43215
 PROPERTY OWNER(S): Columbus and Southern Ohio Electric Company; 1 Riverside Plaza, Columbus, Ohio 43215
 PLANNER: Don Bier, 645-0712; drbier@columbus.gov
4. APPLICATION: Z03-065
 LOCATION: 2764 FREEDOM TRAIL (43068), being 0.92± acres located on the east side of Freedom Trail, 190± feet south of Tussing Road. (530-166428)
 EXISTING ZONING: CPD, Commercial Planned Development District
 REQUEST: ARLD, Apartment Residential District
 PROPOSED USE: Multi-family residential development
 APPLICANT(S): Remington Builders, Ltd.; c/o Randall M. Kohn, Agent; 24 East Frankfort Street; Columbus, Ohio 43206
 PROPERTY OWNER(S): La Petite Academy, Inc.
 PLANNER: Don Bier, 645-0712; drbier@columbus.gov
5. APPLICATION: Z03-063
 LOCATION: 3992 REFUGEE ROAD (43232), being 97.67± acres located on the north side of Refugee Road, 480± feet east of Courtright Road. (010-118501)
 EXISTING ZONING: RRR, Restricted Rural Residential, AR-1, and ARLD, Apartment Residential, AR-O, Apartment Office, C-4, Commercial and LC4, Limited Commercial Districts
 REQUEST: R-2, Residential and NC, Neighborhood Center District
 PROPOSED USE: Single-family residential development
 APPLICANT(S): Dominion Homes; c/o Donald Plank, Atty; 145 East Rich Street, Columbus, Ohio 43215
 PROPERTY OWNER(S): Columbus East Joint Venture; c/o The Richard E. Jacobs Group; 25425 Center Ridge Road; Westlake, Ohio 44145
 PLANNER: Dana Hitt, AICP, 645-2395; dahitt@columbus.gov
6. APPLICATION: Z03-067
 LOCATION: 3541 REFUGEE ROAD (43232), being 1.87± acres located on the south side of Refugee Road, 440± feet east of Weyburn Road. (530-158214)
 EXISTING ZONING: R, Rural District
 REQUEST: C-4, Commercial District
 PROPOSED USE: Used car sales.
 APPLICANT(S): Jeremy T. Letzelter; 1127 Chaser Street, Blacklick, Ohio 43004
 PROPERTY OWNER(S): Terrence L. and Elizabeth A. Letzelter; 18351 Hopewell Road, Mt. Vernon, Ohio 43050
 PLANNER: Don Bier, 645-0712; drbier@columbus.gov

THE FOLLOWING APPLICATIONS WILL BE HEARD ON THE 7:00 P.M. AGENDA:

7. APPLICATION: Z02-071
 LOCATION: 3715 WEST DUBLIN-GRANVILLE ROAD (43017), being 0.71± acres located on the south side of West Dublin-Granville Road, 522± feet east of Sawmill Road.
 EXISTING ZONING: C-3, Commercial District
 REQUEST: L-C-4, Limited Commercial District
 PROPOSED USE: Automobile Sales
 APPLICANT(S): Tansky Partners; c/o Jeffrey L. Brown, Atty; 37 West Broad Street, Columbus, Ohio 43215
 PROPERTY OWNER(S): The Applicant
 PLANNER: Don Bier, 645-0712; drbier@columbus.gov
8. APPLICATION: Z03-066
 LOCATION: 1985 PAYNE AVENUE (43205), being 0.29± acres located on the south side of Payne Avenue, 64± feet west of Holtzman Avenue (Near East Area Commission). (010-122541)
 EXISTING ZONING: AR-1, Apartment Residential District
 REQUEST: M, Manufacturing District
 PROPOSED USE: Warehouse

- APPLICANT(S): Clyde E. Price; c/o Fred Hutchinson, Architect; 1166 Bryden Road, Columbus, Ohio 43205
PROPERTY OWNER(S): The Applicant
PLANNER: John Turner, 645-2485; imturner@columbus.gov
9. APPLICATION: Z03-068
LOCATION: 1116 EVANS WAY COURT, 175± feet north of Fisher Road. (010-230426)
EXISTING ZONING: C-4, Commercial District
REQUEST: CPD, Commercial Planned Development District
PROPOSED USE: Car wash
APPLICANT(S): McGlaughlin Oil Co; c/o Edward W. Erfurt, Atty; 85 East Gay Street, Suite 508, Columbus, Ohio 43215
PROPERTY OWNER(S): The Applicant
PLANNER: John Turner, 645-2485; imturner@columbus.gov
10. APPLICATION: Z03-046
LOCATION: 8754 NORTH HIGH STREET (43235), being 47.55± acres located on the east side of North High Street, 1540± feet north of Lazelle Road
EXISTING ZONING: R, Rural District
REQUEST: CPD, Commercial Planned Development and PUD-6, Planned Unit Development Districts
PROPOSED USE: Commercial and single-family residential development
APPLICANT(S): Dominion Homes; c/o Jeffrey L. Brown, Atty; 37 West Broad Street, Suite 725, Columbus, Ohio 43215
PROPERTY OWNER(S): Orange Investment Co., et al; 21 East State Street, Columbus, Ohio 43215
PLANNER: John Turner, 645-2485; imturner@columbus.gov
11. APPLICATION: Z03-074
LOCATION: 5572 ALKIRE ROAD (43204), being 1.69± acres located at the northwest corner of Alkire and Norton Roads (Westland Area Commission) (570-103658)
EXISTING ZONING: CPD, Commercial Planned Development District
REQUEST: CPD, Commercial Planned Development District
PROPOSED USE: Convenience Store with gas sales, car wash and drive through
APPLICANT(S): Chahine Properties, LLC; c/o Crabbe, Brown, & James, LLC; 500 S. Front Street, Ste. 1200, Columbus, Ohio 43215
PROPERTY OWNER(S): The Applicant
PLANNER: Don Bier, 645-0712; drbier@columbus.gov

CHANGES IN YOUR 1959 COLUMBUS CITY CODE**ORD NO. 1621-2003**

To amend Chapter 1105 of the Columbus City Codes, 1959, by adding a special charge for hydrant flow tests
WHEREAS, the City of Columbus, Department of Public Utilities, Division of Water wishes to add a charge for hydrant flow tests, and

WHEREAS, the current Columbus City Codes, 1959 currently lists various special charges, 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 add a special charge for hydrant flow tests, 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 1105.09 of the Columbus City Codes, 1959, be amended by adding the following section:

1105.09 Special charges.

M. Hydrant Flow Test \$75.00

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law
Passed September 29, 2003, Matthew D. Habash, President of Council / Approved September 30, 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.
To amend Chapter 1105 of the Columbus City Codes	1621-2003	40	4485	To amend Chapter 1105 of the Columbus City Codes, 1959, by adding a special charge for hydrant flow tests