

# **Columbus City Bulletin**



**Bulletin 21**  
**May 22, 2004**

# Proceedings of City Council

Saturday, May 22, 2004



## SIGNING OF LEGISLATION

Unless otherwise noted, all legislation listed in this bulletin was signed by Council President Matt Habash, on the night of the Council meeting, Monday, *May 17, 2004*; by the Mayor, Michael B. Coleman, on Tuesday, *May 18, 2004* and attested by the City Clerk, Andrea Blevins, prior to Bulletin publishing.

### **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, 614-645-7380. 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, public notices; and details pertaining to official actions of all city departments. If noted within ordinance text, supplemental and support documents are available upon request to the City Clerk's Office.

# Council Journal (minutes)



# City of Columbus

## Journal - Final

### Columbus City Council

Office of City Clerk  
90 West Broad Street  
Columbus OH  
43215-9015  
columbuscitycouncil.org

***ELECTRONIC READING OF MEETING DOCUMENTS AVAILABLE DURING COUNCIL OFFICE HOURS. CLOSED CAPTIONING IS AVAILABLE IN COUNCIL CHAMBERS. ANY OTHER SPECIAL NEEDS REQUESTS SHOULD BE DIRECTED TO THE CITY CLERK'S OFFICE AT 645-7380 BY FRIDAY PRIOR TO THE COUNCIL MEETING.***

Monday, May 17, 2004

5:00 PM

Columbus City Council

Columbus City Council

Journal

May 17, 2004

#### **REGULAR MEETING NO. 28 OF COLUMBUS CITY COUNCIL, MAY 17, 2004 at 5:00 P.M. IN COUNCIL CHAMBERS.**

Absent: 1 - Ms. O'Shaughnessy

Present: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

#### **ROLL CALL**

#### **READING AND DISPOSAL OF THE JOURNAL**

**A motion was made by President Pro-Tem Mentel, seconded by Mr. Boyce, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**C0017-2004**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, MAY 12, 2004:

New Type: D5

To: Daniel L Pizzurro  
DBA Eddies Bar  
2329 W Broad St  
Columbus Ohio 43204

New Type: D5

To: Daniel L Pizzurro  
DBA El Groto  
1st Fl Bsmt & Patio  
2324 W Broad St  
Columbus Ohio 43204

New Type: C1, C2

To: Revco Discount Drug Centers Inc  
DBA CVS Pharmacy 3405  
109 S High St Suite 100  
Columbus Ohio 43215

New Type: D5  
To: Edwards Communities Club LTD  
5451 Edwards Farms Rd  
Columbus Ohio 43221

New Type: C1, C2  
To: Sylvia Market & Deli LLC  
1000 S Parsons Av  
Columbus Ohio 43206

New Type: C1  
To: Sergio Rodriguez Gonzalez  
DBA Las Maravillas  
233 W 5th Av  
Columbus Ohio 43201

Transfer Type: D5  
To: Jennifer Olejownik  
1227-29 N High St & Patio  
Columbus Ohio 43201  
From: Overnight Sensations Inc  
1227-29 N High St & Patio  
Columbus Ohio 43201

Transfer Type: D1, D3, D3A  
To: Daniel L Pizzurro  
DBA Eddies Bar  
1st Fl & Bmst  
177 S Cypress Av  
Columbus Ohio 43223  
From: Daniel L Pizzurro  
DBA Eddies Bar  
1st Fl & Bmst  
2329 W Broad St  
Columbus Ohio 43204

Transfer Type: D1, D3  
To: Pig Iron BBQ LLC  
DBA Pig Iron BBQ  
1846 Hard Rd  
Columbus Ohio 43235  
From: Mike & Wallys Real Pit BBQ LTD  
DBA Mike & Wallys Real Pit BBQ  
5295 N High St & Patio  
Columbus Ohio 43214  
Mike Purdum

ADVERTISE 05/22/04  
RETURN 06/03/04

**Read and Filed**

**RESOLUTIONS OF EXPRESSION****BOYCE**

**123X-2004** Celebrating and recognizing the accomplishments and talent of BalletMet as they embark upon a six-day performance schedule at one of the premier dance venues in the world, The Joyce Theater in New York City, and to declare the week of May 24-30th as BalletMet week in Columbus.

Sponsors: Kevin L. Boyce

**A motion was made by Mr. Boyce, seconded by Ms. Tavares, that this matter be Adopted. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**MENTEL**

**125X-2004** To proclaim May 16-22, 2004 as NATIONAL EMERGENCY MEDICAL SERVICES WEEK.

Sponsors: Michael C. Mentel

**A motion was made by President Pro-Tem Mentel, seconded by Ms. Tavares, that this matter be Adopted. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**TAVARES**

**122X-2004** To declare May 18, 2004, as HIV Vaccine Awareness Day.

Sponsors: Charleta B. Tavares

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Adopted. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**124X-2004** To recognize and congratulate Helen Churchill, as she celebrates her 100th Birthday on Sunday, May 16, 2004.

Sponsors: Charleta B. Tavares

**A motion was made by Ms. Tavares, seconded by Mr. Sensenbrenner, that this matter be Adopted. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**126X-2004** To Commemorate the 50th Anniversary of Brown v. The Board of Education.

Sponsors: Charleta B. Tavares

**A motion was made by Ms. Tavares, seconded by Mr. Boyce, that this matter be Adopted. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
 Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
 President Pro-Tem Mentel and President Habash

## THOMAS

131X-2004

To recognize Firefighters Dale B. Castle and Shane J. Lott for exemplary service in saving the lives of Amy Ferguson and her unborn child, to note their upcoming receipt of the 1st Annual "You've Gotta Have Heart" Award, and to promote the further deployment of automated external defibrillation devices in the Columbus community.

Sponsors: Patsy Thomas

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Adopted. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
 Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
 President Pro-Tem Mentel and President Habash

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FIRST READING OF 30-DAY LEGISLATION

#### FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

0818-2004 FR To authorize the appropriation of that portion of sales revenues generated by the on-line auction of city assets which is required to pay the on-line auction service fees, as determined by the terms of the Universal Term Contract for on-line auction services, to the fund to which the proceeds from the asset sales are to be deposited, and to authorize the expenditure of those funds as payment for on-line auction services.

**Read for the First Time**

#### RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

0883-2004 FR To authorize and direct the Executive Director of Recreation and Parks to grant consent to the Columbus Blues Alliance to apply for permission to sell alcoholic beverages at their event being held July 2-4, 2004.

**Read for the First Time**

#### SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

0832-2004 FR To authorize and direct the Finance Director to sell to Officer Scott Paxton, for the sum of \$1.00, a police horse with the registered name of "Laddy's My Daddy" (AKA FRED) which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.(\$1.00)

**Read for the First Time**

0847-2004 FR To transfer \$6,111.00 from the Law Enforcement Contraband Seizure Fund to the School Sports Violence Grant Account. (\$6,111.00)

**Read for the First Time**

#### DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

0877-2004 FR To authorize the Director of Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of

real property (2245 E. 5th Avenue) held in the Land Bank pursuant to the Land Reutilization Program.

**Read for the First Time**

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS HABASH**

- 0769-2004** FR To authorize the Board of Health to enter into contract with KNS Services, Inc., for video monitoring equipment maintenance services; and to authorize a total expenditure of \$26,940.00 from the Health Department Special Revenue Fund. (\$26,940.00)

**Read for the First Time**

**UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**

- 0251-2004** FR To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with ADR & Associates, Ltd. to provide design engineering services for the Parkside Road Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer, appropriation and expenditure of \$41,206.88 from the Storm Sewer System Reserve Fund to the Storm Sewer Bond Fund; to authorize the transfer, appropriation and expenditure of \$7,756.12 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$48,963.00 within the Storm Sewer Bonds Fund. (\$48,963.00)

**Read for the First Time**

- 0256-2004** FR To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Resource International, Inc. to provide design engineering services for the Southard/Fornoff Area Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer, appropriation and expenditure of \$31,154.00 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$31,154.00 within the Storm Sewer Bonds Fund. (\$31,154.00)

**Read for the First Time**

- 0630-2004** FR To authorize the Director of Public Utilities to modify the contract for construction administration services with Evans, Mechwart, Hambleton & Tilton, Inc. for the Olentangy River Road/Evans Run Stormwater System Improvements project for the Division of Sewerage and Drainage; to authorize the transfer, appropriation and expenditure of \$4,153.00 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$4,153.00 within the Storm Sewer Bond Fund. (\$4,153.00)

**Read for the First Time**

- 0713-2004** FR To authorize the Director of Public Utilities to modify the contract for professional engineering and design services with Evans, Mechwart, Hambleton & Tilton, Inc. for the Maize Road/Morse Road Area Stormwater and Sanitary Sewer Improvements project; to authorize the transfer, appropriation and expenditure of \$36,338.00 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$36,338.00 within the Storm Sewer Bond Fund. (\$36,338.00)

**Read for the First Time**

- 0833-2004** FR To authorize the Finance Director to establish a Blanket Purchase Order, for soda ash, from a Universal Term Contract in process with OCI Chemical Corporation, for the Division of Water, and to authorize the expenditure of \$293,760.00 from Water Systems Operating Fund. (\$293,760.00)

**Read for the First Time****RULES & REFERENCE: HABASH, CHR. MENDEL SENSENBRENNER TAVARES**

- 0760-2004** FR To supplement the Columbus City Codes, 1959, by the modification of Chapter 3372, Planning Overlay, in order to create the "Olentangy River Road Regional Commercial Overlay" for that portion of the Olentangy River Road from Lane Avenue to West North Broadway (map attached).

**Read for the First Time**

- 0761-2004** FR To supplement the Columbus City Codes, 1959, by the modification of Chapter 3380, Standards For Areas of Special Graphics Control, in order to create the Olentangy River Road Special Graphics Control Area for that portion of the Olentangy River Road corridor from Lane Avenue to West North Broadway (map attached).

**Read for the First Time****ZONING: MENDEL, CHR. BOYCE HABASH O'SHAUGHNESSY  
SENSENBRENNER TAVARES THOMAS**

- 2444-2003** FR To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3309.14, Height districts; 3332.18, Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yard required; and 3332.26, Minimum side yard permitted of the City codes; for the property located at 242 BUTTLES AVENUE (43201), to permit a seven-unit apartment building with reduced development standards in the R-4, Residential District. (Council Variance # CV03-036)

**Read for the First Time**

- 0529-2004** FR To grant a Variance from the provisions of Section 3353.03, C-2, Office Commercial Uses, for the property located at 3992 CLEVELAND AVENUE (43224), to permit a shared living facility in the C-2, Office Commercial District (Council Variance # CV03-053).

**Read for the First Time**

- 0704-2004** FR To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.21, Building lines; 3332.25, Maximum side yard required; 3342.18, Parking setback line; and 3342.28, Minimum number of parking spaces required of the City codes; for the property located at 1402 MT. VERNON AVENUE (43203), to permit a ten-unit apartment building with reduced development standards in the R-3, Residential District. (Council Variance # CV04-001)

**Read for the First Time**

- 0726-2004** FR To rezone 3760 ALLMON ROAD (43123), , being 31.71± acres located at terminus of Allmon Road, at I-270, From: R, Rural District, To: L-R-2, Limited Residential District. (Rezoning # Z03-080)

**Read for the First Time**

- 0788-2004** FR To rezone 7765 BRIANNA DRIVE (43004), being 30.1± acres located at the

terminus of Brianna Drive at Waggoner Woods Drive, 1400± feet west of Waggoner Road, From: R, Rural District, To: R-2, Residential District. (Rezoning # Z03-101)

**Read for the First Time**

- 0824-2004 FR To rezone 3855 ALKIRE ROAD (43123), being 23.67± acres located at the terminus of Southwestern and Alkire Roads, From: R, Rural District, To: PUD-6, Planned Unit Development District. (Rezoning # Z03-110)

**Read for the First Time**

## CONSENT ACTIONS

### SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

- 0806-2004 CA To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$10,700.00 from the Storm Sewer Bonds Fund for costs in connection with the Briarmeadow Drive Culvert Replacement Project, and to declare an emergency. (\$10,700.00).

**This Matter was Approved on the Consent Agenda.**

- 0809-2004 CA To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$25,000.00 from the Storm Sewer Bonds Fund for costs in connection with the Mock Road Stormwater System Improvement Project, and to declare an emergency. (\$25,000.00).

**This Matter was Approved on the Consent Agenda.**

- 0814-2004 CA To authorize and direct the Director of the Department of Finance on behalf of the Municipal Court Clerk to issue a purchase order to the Oracle Corporation for ongoing Oracle maintenance support, to authorize the expenditure of \$46,464.00 from the Court Clerk Computer Special Revenue Fund and to declare an emergency. (\$46,464.00)

**This Matter was Approved on the Consent Agenda.**

- 0816-2004 CA To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$54,725.00 from the Storm Sewer Bonds Fund for costs in connection with the McDannald Estates Stormwater System Improvements Project, and to declare an emergency. (\$54,725.00).

**This Matter was Approved on the Consent Agenda.**

- 0839-2004 CA To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title in and to real estate necessary for the West Columbus Local Protection Project, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

- 112X-2004 CA To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Firestation #18 Prysock Acquisition Project, and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

### DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- 0850-2004 CA To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property held in the Land Bank pursuant to the Land Reutilization

Program.

**This Matter was Approved on the Consent Agenda.**

- 0895-2004** CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-009) of 55.9± Acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR.  
SENSENBRENNER TAVARES HABASH**

- 0770-2004** CA To appropriate and authorize the City Auditor to transfer \$136,055.31 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract for the Transportation Division with Columbus Asphalt Paving Inc., for construction of the Billiter Boulevard Resurfacing -2004 project; to authorize the expenditure of \$136,055.31 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division; and to declare an emergency. (\$136,055.31)

**This Matter was Approved on the Consent Agenda.**

- 0722-2004** CA To authorize the Public Service Director to enter into a \$150,000.00 Guaranteed Maximum Cost contract with the Central Ohio Transit Authority (COTA) for purposes of constructing public rights-of-way improvements around the Near East Transit Center; to authorize the appropriation and transfer of \$150,000.00 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund and to authorize the expenditure of \$150,000.00 from the 1995, 1999 Voted Streets and Highways Fund for this purpose. (\$150,000.00)

**This Matter was Approved on the Consent Agenda.**

- 0772-2004** CA To accept the plat titled THE GLEN AT SCHIRM FARMS SECTION 2, from THE GLEN AT SCHIRM FARMS, LLC, an Ohio limited liability company, by VILLAGE COMMUNITIES CORPORATION, an Ohio corporation, Managing Member, by ROWLAND S. GILLER III, President.

**This Matter was Approved on the Consent Agenda.**

- 0831-2004** CA To authorize the Director of the Public Service Department to execute those documents required to release the general utility easement that was retained when the first alley north of State Street from the east right-of-way line of South Front Street to the west right-of-way line of Wall Street was vacated pursuant to Ordinance Number 15-81.

**This Matter was Approved on the Consent Agenda.**

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS  
HABASH**

- 0836-2004** CA To authorize the Director of the Department of Development to modify a contract with Community Research Partners by extending the termination date to December 31, 2004.

**This Matter was Approved on the Consent Agenda.**

**UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**

- 0591-2004** CA To authorize the Public Utilities Director to enter into a contract with Blue Heron Consulting, to manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS), for the Division of Water, and to authorize the expenditure of \$75,000.00 from Water Systems Operating Fund. (\$75,000.00)  
**This Matter was Approved on the Consent Agenda.**
- 0705-2004** CA To authorize the Director of Public Utilities to modify the contract with Burgess & Niple, Limited for professional engineering services for Water Main Rehabilitation- Marion Franklin Area Water Line Improvements, for the Division of Water, and to authorize the expenditure of \$22,500.00 from the Water Works Enlargement Voted 1991 Bond Fund. (\$22,500.00)  
**This Matter was Approved on the Consent Agenda.**
- 0753-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Wire and Cable from Consolidated Electrical Distributors, Inc. and Metro Wire and Cable, and to declare an emergency.  
**This Matter was Approved on the Consent Agenda.**

### Passed The Consent Agenda

**A motion was made by Mr. Boyce, seconded by Ms. Thomas, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

## EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION

### FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

- 0653-2004** To authorize and direct the creation of a subfund for the purpose of depositing donations received for the purpose of various community education/information related activities, to appropriate an amount up to, but not to exceed, the cash in the fund not encumbered for any other purpose within the Special Purpose Fund, and to authorize the expenditure of those funds received and limited for the purpose of community education/information related activities.

**A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

- 0785-2004** To authorize the issuance of Notes pursuant to the "Development Agreement" previously entered into between the City of Columbus and Nationwide Arena, LLC authorized by ordinance 2202-98. (\$9,000,000)

**A motion was made by Mr. Sensenbrenner that this matter be Approved. The motion carried by the following vote:**

- Absent: 1 - Ms. O'Shaughnessy  
Abstained: 1 - Ms. Thomas  
Affirmative: 5 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash
- 0887-2004** Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$299,000 for the Brookshire Park Street Light Assessment Project. (\$299,000).
- Section 55(b) of the City Charter
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0888-2004** Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$354,000 for the Berwick I Street Light Assessment Project. (\$354,000).
- Section 55(b) of the City Charter
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0889-2004** Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$86,000 for the Longview Avenue Street Light Assessment Project. (\$86,000).
- Section 55(b) of the City Charter
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
President Pro-Tem Mentel and President Habash

**A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
President Pro-Tem Mentel and President Habash

#### **ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH**

**0681-2004** To authorize the Director of the Department of Technology to modify and extend a contract with Oracle Corporation for the purchase of software maintenance and support in accordance with sole source provisions of the Columbus City Codes, to authorize the expenditure of \$397,154.47 from the Technology Department information services fund, and to declare an emergency. (\$397,154.47)

**A motion was made by Mr. Boyce, seconded by President Pro-Tem Mentel, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
President Pro-Tem Mentel and President Habash

**0868-2004** To authorize the Director of the Department of Technology to modify and extend a contract with Hewlett-Packard for software license renewal and system support services for hardware and software for the Department of Technology, to authorize the expenditure of \$334,980.49 from the Technology Department information services fund, and to declare an emergency (\$334,980.49)

**A motion was made by Mr. Boyce, seconded by President Pro-Tem Mentel, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
President Pro-Tem Mentel and President Habash

#### **RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH**

**0773-2004** To authorize and direct the Director of Recreation and Parks to enter into contract with Central Ohio Building Company for the North Bank Park - Issue I Project, to authorize the expenditure of \$692,894.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$692,894.00)

**A motion was made by Mr. Boyce, seconded by President Pro-Tem Mentel, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas,  
President Pro-Tem Mentel and President Habash

#### **SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH**

**0584-2004** To authorize and direct the Director of Finance to enter into a contract for an option to purchase medical supplies with Owens & Minor, a Novation company, to authorize the expenditure of \$100,000.00, to waive the provisions of competitive bidding, and to declare an emergency.(\$100,000.00)

**A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0737-2004** To authorize and direct the Finance Director to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. to purchase police uniforms for the Division of Police from an existing UTC, to authorize the expenditure of \$1,063,577.65 from the General Fund and the Government Grant Funds; and to declare an emergency. (\$1,063,577.65)

**A motion was made by President Pro-Tem Mentel, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0926-2004** CSO Consent Order: To authorize the Director of Public Utilities to enter a Consent Order on State of Ohio ex rel. Petro v. City of Columbus and to declare an emergency.

**A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

#### **DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH**

**0710-2004** To accept the application (AN04-001) of Robert N. Phillips for the annexation of certain territory containing 70.51 ± Acres in Plain Township.

**A motion was made by Ms. Tavares, seconded by Mr. Sensenbrenner, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

#### **PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. SENSENBRENNER TAVARES HABASH**

**0739-2004** To repeal Ordinance 0890-01 and to accept the plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from THE LURIE FAMILY LIMITED PARTNERSHIP, an Ohio Limited Partnership, THOMAS H. LURIE, General Partner.

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Amended to Emergency. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Approved as Amended. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0763-2004**

To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with Capitol South Community Urban Redevelopment Corporation for design development and budgeting for future implementation of a Downtown Wayfinding Signage program within the City's Downtown District for the Transportation Division; to waive the competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$47,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$47,000.00)

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0767-2004**

To accept the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3), from McCUTCHEON CROSSING ASSOCIATES, LLC, an Ohio limited liability company, by ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES, INC., an Ohio corporation, Managing Member, and ERIC J. SCHOTTENSTEIN, president of JOSHUA INVESTMENT COMPANY, INC., an Ohio corporation, Member.

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Amended to Emergency. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Approved as Amended. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0778-2004**

To authorize the Public Service Director to execute those documents required to transfer an unimproved 12 foot wide alley granted to the City in a deed recorded in 1892 and to release those reserved easement rights in the

vacated 15 foot wide alley north of East Broad Street from Garfield Avenue to the alley east thereof and in the 15 foot wide alley east of Garfield Avenue between the first and second alleys north of East Broad Street as requested by Broad Street Presbyterian Church; to waive the competitive bidding provisions of Columbus City Code; and to waive the Land Review Commission requirements of Columbus City Council.

**A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

#### **UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**

**0491-2004** To authorize the Director of Public Utilities to enter into a Sewer and Water Service Area Boundary Contract with the City of Gahanna, Ohio

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0695-2004** To authorize the Director of Public Utilities to enter into a contract with Optimatics LLC for a genetic algorithm optimization for the Division of Water, to waive the provision of competitive bidding, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$50,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$50,000.00)

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0707-2004** To authorize the Director of Public Utilities to modify the contract with McDaniel's Construction Corp. Inc., for the Group Four Water Line Improvements Project for the Division of Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$362,000.00 for construction and \$43,000.00 for inspection services by the Transportation Division from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$405,000.00)

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0724-2004** To authorize the Director of Public Utilities to enter into a contract with Kokosing Construction Company, Inc. for the Dublin Road Water Plant Chlorine Storage Facility, for the Division of Water, to authorize the expenditure of \$10,068,345.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$10,068,345.00)

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0783-2004**

To authorize the Director of Public Utilities to sign an agreement between the City of Columbus, the City of Shelby and American Municipal Power-Ohio, Inc. to resolve a disputed amount owed to American Municipal Power-Ohio, Inc. for electricity and associated energy and to modify contracts for the purchase of wholesale electric power from American Municipal Power-Ohio, Inc. for the Division of Electricity; to authorize the expenditure of \$1,200,000.00; and to declare an emergency. (\$1,200,000.00)

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

## **ADJOURNMENT**

*ADJOURNED: 6:35 P.M.*

**A motion was made by President Pro-Tem Mentel, seconded by Mr. Boyce, to adjourn this Regular Meeting. The motion carried by the following vote:**

Absent: 1 - Ms. O'Shaughnessy

Affirmative: 6 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash



# City of Columbus Journal - Final Zoning Committee

Office of City Clerk  
90 West Broad Street  
Columbus OH  
43215-9015  
columbuscitycouncil.org

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Monday, May 17, 2004

6:30 PM

Zoning Committee

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Zoning Committee

Journal

May 17, 2004

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## REGULAR MEETING NO. 29 OF CITY COUNCIL (ZONING), MAY 17, 2004 AT 6:30 P.M. IN COUNCIL CHAMBERS.

*ADJOURNED: 6:40 P.M.*

### ROLL CALL

Absent: Ms. O'Shaughnessy

Present: Chair Mentel: Mr. Boyce: President Habash: Sensenbrenner:  
Tavares and Thomas

### READING AND DISPOSAL OF THE JOURNAL

**A motion was made by Chair Mentel, seconded by Thomas, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

Absent: Ms. O'Shaughnessy

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Sensenbrenner,  
Tavares and Thomas

### EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

#### ZONING: MENDEL, CHR. BOYCE HABASH O'SHAUGHNESSY SENSENBRENNER TAVARES THOMAS

**0362-2004**

To rezone 1416 HARRISBURG PIKE (43223), being 8.59± acres located on the east side of Harrisburg Pike, 440± feet north of Big Tree Drive, From: R, Rural, R-1, Residential and C-4, Commercial Districts, To: L-C-4, Limited Commercial District. (Rezoning # Z03-081)

*TABLED UNTIL 05/24/04*

**A motion was made by Chair Mentel, seconded by Tavares, that this matter be Tabled to Certain Date. The motion carried by the following vote:**

Absent: Ms. O'Shaughnessy

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Sensenbrenner,  
Tavares and Thomas

**A motion was made by Chair Mentel, seconded by Sensenbrenner, to adjourn this Regular Meeting. The motion carried by the following vote:**

Absent: Ms. O'Shaughnessy

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Sensenbrenner, Tavares and Thomas

# Ordinances and Resolutions

**City of Columbus  
City Bulletin Report**

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

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**Legislation Number:** 0491-2004

**Drafting Date:** 03/03/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This ordinance authorizes entering into a Sewer and Water Service Area Boundary contract with the City of Gahanna to include, on a non-exclusive basis, all territory within the Jefferson Water and Sewer District Agreement.

On August 2nd, 2002, the City of Columbus entered into an agreement with the Jefferson Water and Sewer District (District) for the discharge, transportation, pumping and treatment of sewage, industrial wastes, water and other liquid wastes from the District to the City of Columbus. The City of Columbus now desires to enter into contract with the City of Gahanna such that it can serve, on a non-exclusive basis, all territory within the District.

**Title**

To authorize the Director of Public Utilities to enter into a Sewer and Water Service Area Boundary Contract with the City of Gahanna, Ohio

**Body**

WHEREAS, an agreement between The City of Columbus and the City of Gahanna for the provision of sewer and water utility services has expired; and

WHEREAS, the parties desire to renew said agreement and to amend said agreement to now include, on a non-exclusive basis, all territory within the Jefferson Water and Sewer District Agreement; and

WHEREAS, in the usual daily operation of the Department of Public Utilities, it is necessary to authorize the Director of Public Utilities to enter into a Sewer and Water Service Area Boundary Contract with the City of Gahanna, Ohio for the preservation of public health, peace, property, safety, and welfare, Now, Therefore,

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to enter into a Sewer and Water Service Area Boundary Contract with the City of Gahanna , Ohio to include, on a non-exclusive basis, all territory within the Jefferson Water and Sewer District Agreement.

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

---

**Legislation Number:** 0584-2004

**Drafting Date:** 03/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**ExplanationBackground:** This legislation authorizes the City of Columbus Director of Finance to enter into a contract with Owens & Minor, on behalf of the Division of Fire, for the purchase of medical supplies.

The Columbus Division of Fire provides emergency medical services to all in need. With the advent of EMS Billing, the Division of Fire must stock more medical supplies and restock supplies quickly. To maximize city resources, the Division of Fire worked with the Finance Department's Purchasing Office to obtain optimal pricing available through a national buying consortium for hospitals, Novations.

The Ohio State University Hospital has agreed to sponsor the City of Columbus, Division of Fire as an Alternate Purchasing Location (APL) through the buying consortium Novation. As an APL of OSU, the Columbus Division of Fire will see significant savings from the Novation contract with Owens & Minor. Cost comparisons of the most frequently used medical supplies done by the Purchasing Office indicate average savings of 20%.

**Bid Information:** The provisions of competitive bidding are being waived as the pricing was established through a cooperative purchasing group, Novation, per Ordinance 1608-2003.

**Contract Compliance:** 542049200

**Emergency Designation:** An emergency designation is requested to insure these purchases may begin promptly and continue without interruption.

**Fiscal Impact:** Funds are budgeted within the Fire Division's 2004 General Fund Budget.

**Title**To authorize and direct the Director of Finance to enter into a contract for an option to purchase medical supplies with Owens & Minor, a Novation company, to authorize the expenditure of \$100,000.00, to waive the provisions of competitive bidding, and to declare an emergency.(\$100,000.00)

**Body****WHEREAS,** the Division of Fire, in an effort to maximize city resources, worked with the Purchasing Office to obtain optimal pricing for medical supplies; and

**WHEREAS,**the Fire Division and Purchasing Office analyzed several purchasing options for medical supplies products/services; and

**WHEREAS,**the Division of Fire, and thus the City of Columbus, will qualify for lower pricing on medical supplies purchased via a buying consortium contract with Owens & Minor; and

**WHEREAS,**competitive bidding is being waived as the pricing was established through Novation, a cooperative purchasing group, and

**WHEREAS,** this ordinance is being submitted as an emergency measure so medical supplies can be delivered in time to maintain minimum stock levels on City of Columbus emergency vehicles; and

**WHEREAS,**an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety in that it is immediately necessary to enter into a contract with Owens & Minor, and waive provisions of competitive bidding, thereby preserving the public health, peace, property, safety and welfare; Now, therefore

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

Section 1. That the Director of Finance is hereby authorized to enter into a contract between the City of Columbus, on behalf of the Division of Fire, and Owens & Minor to purchase medical supplies.

Section 2. That in accordance with Section 327.27, this Council finds it is in the best interest of the City of Columbus to waive, and does hereby waive, the provisions of Section 329.06 (Formal Competitive Bidding) of the Columbus City Code to permit the authorization to enter into a contract for these purchases.

Section 3. That the expenditure of \$100,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the General Fund 010, Public Safety Department, Division of Fire 30-04, OCA Code 301531, OL3 Code 2207, to pay the cost thereof.

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.

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**Legislation Number:** 0591-2004

**Drafting Date:** 03/17/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** In May 2003, the Departments of Technology and Public Utilities evaluated companies who could manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS). We were going to contract with Rekadom Incorporated as the best company for these services, however, the company went out of business. Since these services are still needed, we would like to enter into a contract with the second best vendor, Blue Heron Consulting. Based on Blue Heron Consulting's proven track record with customer information/billing systems implementations, upgrades, and maintenance, as well as their in-depth pool of experienced SCT Banner utility consultants, they are aptly qualified to provide the services and expertise required to upgrade and stabilize our WASIMS application. The Contract Compliance Number for Blue Heron Consulting is 16-1573553. They do not have certified MBE/FBE status.

**FISCAL IMPACT:** The Division of Water has allocated \$100,000.00 for these services in the 2004 Budget.

\$50,000.00 was expended for these services in 2003.  
There were no expenditures for these services in 2002.

### **Title**

To authorize the Public Utilities Director to enter into a contract with Blue Heron Consulting, to manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS), for the Division of Water, and to authorize the expenditure of \$75,000.00 from Water Systems Operating Fund. (\$75,000.00)

### **Body**

WHEREAS, the Departments of Technology and Public Utilities were going to enter into a contract with Rekadom Incorporated to manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS), and

WHEREAS, Rekadom Incorporated went out of business, and

WHEREAS, the Department of Public Utilities would like to enter into a contract with the second best vendor, Blue Heron Consulting based on their proven track record with customer information/billing systems implementations, upgrades, and maintenance, as well as their in-depth pool of experienced SCT Banner utility consultants, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a contract, to manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS), for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Blue Heron Consulting, to manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS), for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$75,000.00 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 3372, to pay the cost thereof.

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

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**Legislation Number:** 0653-2004

**Drafting Date:** 03/26/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation****BACKGROUND:** The City periodically receives funds from various sources for various community education/information related activities, including the State of the City address. This ordinance creates a subfund within the Special Purpose Fund to receive such donations and/or sponsorships, provides appropriation within the special purpose fund and allows funds received and limited for this purpose to be expended for various community education/information related activities.

**FISCAL IMPACT:** This ordinance establishes a subfund for the receipt of donations and sponsorships and authorizes the appropriation of cash to be received within this fund.

**Title**To authorize and direct the creation of a subfund for the purpose of depositing donations received for the purpose of various community education/information related activities, to appropriate an amount up to, but not to exceed, the cash in the fund not encumbered for any other purpose within the Special Purpose Fund, and to authorize the expenditure of those funds received and limited for the purpose of community education/information related activities.

**Body****WHEREAS,** the City periodically receives funds from various sources for the purpose of educating the public on city services, etc.; Now, Therefore,

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

**Section 1.** That subfund No. 223135 is hereby created for the purpose of receiving donations for the purpose of educating the public on city services, etc.

**Section 2.** That an amount up to, but not to exceed, the cash in the fund not encumbered for any other purpose is hereby appropriated within the Special Purpose Fund, Fund 223, Subfund 135, Object Level One 3, Object Level Three 3300, OCA 400135.

**Section 3.** That funds received and limited for this purpose be deemed authorized to be expended for various related

activities, including State of the City event and other community education/information related activities.

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

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**Legislation Number:** 0681-2004

**Drafting Date:** 03/30/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Explanation

**BACKGROUND:** The purpose of this legislation is to authorize the Director of the Department of Technology to modify and extend contract CT-19292 with Oracle Corporation, for the renewal of software maintenance support and upgrades. This contract was established April 10, 1998 pursuant to sole source provisions of Section 329 of the Columbus City Code. Although Oracle software can be purchased from third party vendors, only Oracle Corporation can supply an Oracle network site license. The substantial cost savings that are realized from this purchase makes it in the best interest of the City to purchase a network site license instead of individual licenses from third party vendors.

This server based license supports business management applications utilized citywide and has given the city the capability to web enable applications for citizens use, ensure compliance with licensing agreements and provide secure access to economical, fast and secure access to information.

The passage of this ordinance will allow the Department of Technology to continue receiving software upgrades and support, improving the application and database performance. This contract covers the period of May 30, 2004 to May 31, 2005.

**EMERGENCY:** There is an immediate need to modify a contract with Oracle Corporation for maintenance support services to maintain on-going support and to allow for uninterrupted daily operations

**FISCAL IMPACT:** Prior year expenditure for this contract in fiscal year 2002 was \$388,179.00 and in fiscal year 2003 was \$397,154.47. Funding is budgeted and available in the amount of \$373,851.00 for the 2004 contract period within the Department of Technology information services fund. Purchases will be re-prioritized in order to cover the difference of \$23,303.47.

**CONTRACT COMPLIANCE:** 942871189 Expiration: 02/12/2007

Title

To authorize the Director of the Department of Technology to modify and extend a contract with Oracle Corporation for the purchase of software maintenance and support in accordance with sole source provisions of the Columbus City Codes, to authorize the expenditure of \$397,154.47 from the Technology Department information services fund, and to declare an emergency. (\$397,154.47)

Body

**WHEREAS,** this legislation authorizes the Director of the Department of Technology to modify and extend contract CT-19292 with Oracle Corporation for the renewal of maintenance software support and upgrades for the city's Oracle network site license, and

**WHEREAS**, in accordance with sole source provisions of Section 329 of the Columbus City Codes, only Oracle Corporation can supply an Oracle network site license, and

**WHEREAS**, this server based license gives the city the capability to web enable these applications for citizens use and provides an unlimited number of users access to programs linked to Oracle applications, and

**WHEREAS**, this contract for software maintenance and upgrades that supports business management applications used citywide is for the period of May 30, 2004 through May 31, 2005, and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology in that it immediately necessary to expedite renewal of the software maintenance support with Oracle Corporation to maintain on-going support and to allow for uninterrupted daily operations, thereby protecting the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the Director of the Department of Technology be and is hereby authorized to modify and extend CT-19292 for the renewal of software support services from Oracle Corporation, in the amount of \$397,154.47

**SECTION 2.** That this modification is in accordance with Section 329 (Sole Source Procurement) of the Columbus City Codes.

**SECTION 3.** That the expenditure of \$397,154.47 or so much thereof as may be necessary is hereby authorized to be expended from:

**Div.:** 47-02| **Fund:** 514| **Subfund:** 001| **OCA:** 281832| **Obj. Level 1:** 03| **Obj. Level 3:** 3369| **Amount:** \$397,154.47

**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.

---

**Legislation Number:** 0695-2004

**Drafting Date:** 03/31/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation****BACKGROUND:** This contract provides for a genetic algorithm analysis of the Division of Water's hydraulic model to determine the optimal combinations of trunk mains, booster stations, and water towers to serve the Northwest corridor. This is part of the Distribution Improvements project listed in the C. I. B. This unique service is only available through Optimatics LLC, the company marketing the genetic algorithm program. In that we are looking at future facilities costing in the neighborhood of 50 million dollars it is anticipated that the \$50,000.00 cost of this service will be recovered many times over.

Optimatics LLC will perform the assessment outlined in their proposal letter. The cost of the engineering fees was negotiated with the consultant and is documented by the consultant's quotation letter, and verified by the project engineer. Contract to be awarded to Optimatics LLC, 6535 North Olmsted Ave., Suite 200, Chicago, Illinois, 60631-1414.



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**Legislation Number:** 0705-2004

**Drafting Date:** 04/02/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation****BACKGROUND:** The Division of Water, Department of Public Utilities entered into a contract with Burgess & Niple, Limited for professional engineering services for Water Main Rehabilitation-Marion Franklin Area Water Line Improvements on September 12, 2001 under the authority of Ordinance No. 0976-01 passed June 18, 2001. This modification provides for additional engineering services needed to develop and incorporate additional water line replacement in the project area. This will include the design of 7500 feet of new eight inch water line in Parsons Avenue.

**CONTRACT AMOUNT:**

Original Contract Amount	\$186,106.00
This Modification	\$22,500.00
New Contract Amount	\$208,606.00

**CONTRACT COMPLIANCE NUMBER:** 31-0885550

**EXPLANATION:**

1. Amount of additional funds to be expended under this modification: \$22,500.00
2. Reasons additional goods/services could not be foreseen initially: This contract modification is for additional engineering services needed to develop and incorporate additional water line replacement in the project area.
3. Reasons other procurement processes are not used: The existing consultant is uniquely familiar with the project and could therefore provide excellent service on the requested task.

How cost of Modification was determined: The rates were negotiated between the Consultant and the City of Columbus as documented by the Consultant's quotation letter.

5. 5.

The original contract provided for the design of Water Main Rehabilitation- Marion Franklin Area Water Line Improvements.

This Modification provides for additional engineering services needed to develop and incorporate additional water line replacement in the project area. This will include the design of 7500 feet of new eight inch water line in Parsons Avenue.

**FISCAL IMPACT:** This project is included in the 2003 C.I.B. and is being funded from current monies.

**Title**To authorize the Director of Public Utilities to modify the contract with Burgess & Niple, Limited for professional engineering services for Water Main Rehabilitation- Marion Franklin Area Water Line Improvements, for the Division of Water, and to authorize the expenditure of \$22,500.00 from the Water Works Enlargement Voted 1991 Bond Fund. (\$22,500.00)

**Body**WHEREAS, Contract No. EA025135-002 was authorized by Ordinance No. 0976-01, passed June 18, 2001, was executed on September 12, 2001 and was approved by the City Attorney on September 29, 2001, and

WHEREAS, the original contract was for Water Main Rehabilitation- Marion Franklin Area Water Line Improvements,

and

WHEREAS, the Division of Water wishes to expand the contract to include additional engineering services needed to develop and incorporate additional water line replacement in the project area, and

WHEREAS, it is necessary to modify Contract No. EA025135-002 to provide for these services, and

WHEREAS, it is necessary to authorize the Director of Public Utilities to modify Contract No. EA025135-002 for Water Main Rehabilitation- Marion Franklin Area Water Line Improvements, for the preservation of the public health, peace, property, safety and welfare, Now, Therefore;

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

Section 1. That the Director of Public Utilities be and is hereby authorized to modify Contract No. EA025135-002 with Burgess & Niple, Limited, 5085 Reed Road, Columbus, Ohio 43220, for engineering services to provide for Water Main Rehabilitation- Marion Franklin Area Water Line Improvements, in accordance with the terms and conditions as shown on the modification.

Section 2. That the expenditure of \$22,500.00 or as much thereof as may be needed be and the same is authorized from the Water Works Enlargement Voted 1991 Bond Fund 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6629, Object Level One 06, Project Number 690236.

Section 3. That any modification made under the provisions of this ordinance must first be authorized by the Director of Public Utilities and a contract modification properly submitted to the City Auditor for certification of funds.

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

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**Legislation Number:** 0707-2004

**Drafting Date:** 04/02/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation****BACKGROUND:** The Division of Water entered into a contract with McDaniel's Construction Corp., Inc., for the Group Four Water Line Improvements Project on March 23, 2004 under the authority of Ordinance No. 0068-2004 passed February 23, 2004. This modification provides for the construction of additional water mains required to provide for the health and welfare within two (2) areas of the City of Columbus. The existing water main in one area now requires nearly constant flushing in order to eliminate daily water discoloration. This water main will be replaced. The second area has no public potable water supply and the wells have now gone dry.

**CONTRACT AMOUNT:** Original Contract Amount \$1,027,000.36  
This Modification \$362,000.00  
New Contract Amount \$1,389,000.36

**CONTRACT COMPLIANCE NUMBER:** 31-1145406

**EXPLANATION:**

1. Amount of additional funds to be expended under this modification: \$362,000.00
2. Reasons additional goods/services could not be foreseen initially: This modification provides for the construction of

additional water mains required to provide for the health and welfare within two (2) areas of the City of Columbus. The existing water main in one area now requires nearly constant flushing in order to eliminate daily water discoloration. This water main will be replaced. The second area has no public potable water supply and the wells have now gone dry.

3. Reasons other procurement processes are not used: The Standard Construction and Material Specifications of the City of Columbus (C.M.S.C.) provides for alterations in the Contract or character of work as specified in Section 104.02 of the C.M.S.C.
4. How cost increase was determined: The cost of this modification was determined as specified in Section 104.03 (Extra Work) and Section 104.04 (Modification of Contract) of the C.M.S.C.

The original contract provided for the Group Four Water Line Improvements Project.

This modification provides for the additional quantities and pay items necessary to add two water lines to this water line rehabilitation job.

<b>TOTAL AMOUNT OF THIS MODIFICATION</b>	<b>INCREASE</b>	<b>\$362,000.00</b>
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**FISCAL IMPACT:** This project is included in the 2003 C.I.B. and funds are being transferred to provide the monies needed for this project.

**Title**To authorize the Director of Public Utilities to modify the contract with McDaniel's Construction Corp. Inc., for the Group Four Water Line Improvements Project for the Division of Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$362,000.00 for construction and \$43,000.00 for inspection services by the Transportation Division from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$405,000.00)

**Body**WHEREAS, Contract No. EL004159 was authorized by Ordinance No. 0068-2004, passed February 23, 2004, was executed on March 23, 2004 and was approved by the City Attorney on March 29, 2004, and

WHEREAS, it is necessary to modify Contract No. EL004159 to provide monies for changes in construction necessitated by the addition of two water lines, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities in that it is necessary to authorize the Director of Public Utilities to modify Contract No. EL004159 in order to provide for the proper completion of the Group Four Water Line Improvements Project for the preservation of the public health, peace, property, safety and welfare, Now, Therefore;

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

Section 1. That the Director of Public Utilities be and he is hereby authorized to modify Contract No. EL004159 with McDaniel's Construction Corp. Inc., 1069 Woodlawn Avenue, Columbus, Ohio, 43219 for the Group Four Water Line Improvements Project, Division of Water, Contract No. 940, Project 690236 in accordance with the terms and conditions as shown on the modification on file in the office of the Division of Water.

Section 2. That this contract modification is in accordance with the requirements of Section 329.13 of the Columbus City Code.

Section 3. That any modification made under the provisions of this ordinance must first be authorized by the Director of Public Utilities and a contract modification properly submitted to the City Auditor for certification of funds.

Section 4. That for the purpose expressed in Section 1 and 2 above to pay for the cost of construction, the expenditure of \$362,000.00 or as much thereof as may be needed be and the same is authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6629, Object Level One 06, Project 690236.

Section 5. That for the purpose of paying for the cost of inspection, the expenditure of \$43,000.00 or as much thereof as may be needed be and the same is authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6686, Object Level One 06, Project 690236.

Section 6. 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 7. That the City Auditor is hereby authorized and directed to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, as follows:

From:

452501 G.I.S.-Construction Drawing and Management System,  
OCA Code 642900 \$405,000.00

To:

690236 Water line Rehabilitation,  
OCA Code 642900 \$405,000.00

Section 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0710-2004

**Drafting Date:** 04/02/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **AN04-001**

**BACKGROUND:** This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-001 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since March 9, 2004, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

**FISCAL IMPACT:** Provision of municipal services for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

**Title**

To accept the application (AN04-001) of Robert N. Phillips for the annexation of certain territory containing 70.51 ± Acres in Plain Township.

**Body****WHEREAS**, a petition for the annexation of certain territory in Plain Township was duly filed by Robert N. Phillips on February 21, 2004; and

**WHEREAS**, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated February 24, 2004; and

**WHEREAS**, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on March 9, 2004; and

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

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

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

**Section 1.** That the proposed annexation as applied for in the petition of Robert N. Phillips being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio February 21, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated February 24, 2004, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, being located in Quarter Township 2, Township 2, Range 16, United States Military Lands and being all of those tracts as conveyed to Robert N. Phillips by deed of record in Deed Book 3434, Page 927 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning at the northwesterly corner of Lot 97 of that subdivision entitled "Jo-el Acres" of record in Plat Book 46, Pages 6 through 8, being in the City of Columbus Corporation Line by Ordinance No. 2647-96 and of record in Official Record 34003C15 and Ordinance No. 1880-02 and of record in Instrument Number 200303200080585;

thence westerly, with the southerly line of said Phillips tract, being said corporation line (Ordinance No. 1880-02), a distance of approximately 1329 feet to the southwesterly corner of said Phillips tract;

thence with the westerly line of said Phillips tracts, the following courses:

northerly, a distance of approximately 2348 feet to a point;

easterly, a distance of approximately 62 feet to a point;

northerly, a distance of approximately 268 feet to a point in the southerly right-of-way line of Walnut Street;

thence easterly, with said southerly right-of-way line, a distance of approximately 601 feet to a point in an easterly line of said Phillips tracts;

thence southerly, with said easterly line, a distance of approximately 573 feet to a corner thereof;

thence easterly, with a northerly line of said Phillips tract, a distance of approximately 658 feet to a point at the northeasterly corner of said Phillips tract, being in the City of Columbus Corporation Line by Ordinance No. 1631-03 and of record in Instrument Number 200309190299625;

thence southerly, with the easterly line of said Phillips tract, being said corporation line (Ordinance No. 1631-03) a distance of approximately 2062 feet to the Point of Beginning and containing approximately 70.51 acres of land, more or less.

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

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

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**Legislation Number:** 0722-2004

**Drafting Date:** 04/06/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

Explanation

This ordinance authorizes the Public Service Director to enter into a Guaranteed Maximum Cost contract with the Central Ohio Transit Authority (COTA) for the construction of public rights-of-way improvements around the East Main Street Transit Center. COTA has finalized plans for their second central city transit center of 12,000 square feet on the southeast corner of East Main Street and South Champion Avenue. The Transit Center will cost \$2.7 million and is a project in COTA's 2020+ Long Range Transit Plan and supports the Federal Transit Administration's Livable Communities program. The Center will include continuous bus service, public parking, retail services, small-bus neighborhood circulator service and access to commute express bus services linking residents to major employers. Site work is set to begin in May 2004.

This expenditure is budgeted within the Economic and Community Development project within the 1995, 1999 Voted Streets and Highways Fund. This ordinance authorizes the transfer of \$150,000.00 from the Special Income Tax Fund to 1995, 1999 Voted Streets and Highways Fund. The Special Income Tax transfer is a temporary measure until the City sells notes or bonds to fund this capital improvement.

Title

To authorize the Public Service Director to enter into a \$150,000.00 Guaranteed Maximum Cost contract with the Central Ohio Transit Authority (COTA) for purposes of constructing public rights-of-way improvements around the Near East Transit Center; to authorize the appropriation and transfer of \$150,000.00 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund and to authorize the expenditure of \$150,000.00 from the 1995, 1999 Voted Streets and Highways Fund for this purpose. (\$150,000.00)

Body

**WHEREAS**, the Central Ohio Transit Authority (COTA) has finalized plans to construct a 12,000 square foot Near East Transit Center on the southeast corner of East Main Street and South Champion Avenue; and

**WHEREAS**, COTA is working in partnership with the Columbus Compact, Inc., the Near East Area Commission and the Main Street Business Association to meet the neighborhood's needs for transit and commercial services; and

**WHEREAS**, the Near East Transit Center will provide continuous bus service, small-bus neighborhood circulator service, commute express bus services and community supportive retail services; and

**WHEREAS**, COTA has secured funds from the Federal Transit Administration, the Mid-Ohio Regional Planning Commission, the Ohio Department of Transportation, the Columbus Compact and COTA's local match for the \$2.7 million facility; and

**WHEREAS**, the Development Department has agreed to contribute \$150,000.00 from its economic development fund and has determined that it is in the City's best interest for the Public Service Director to enter into a contract with COTA for purposes of constructing improvements to the rights-of-way along East Main Street, South Champion Avenue and McAllister Avenue; and

**WHEREAS**, it is necessary for the Public Service Director to enter into a Guaranteed Maximum Cost contract with COTA for \$150,000.00 to complete the improvements; now, therefore

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

**SECTION 1.** That the Public Service Director be and hereby is authorized to enter into a Guaranteed Maximum Cost contract for One Hundred Fifty Thousand Dollars (\$150,000.00) with the Central Ohio Transit Authority to construct rights-of-way improvements around the Near East Transit Center.

**SECTION 2.** That for the purpose stated in Section 1, the sum of \$150,000.00 be and hereby is appropriated from the unappropriated balance of Fund 430, the Special Income Tax Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2004, to the City Auditor, Department No. 22-01, Object Level One 10, Object Level Three Code 5502 and OCA Code 902023.

**SECTION 3.** That the City Auditor be and hereby is authorized to transfer said funds to Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project No. 590415 at such time as is deemed necessary by the City Auditor.

**SECTION 4.** That the sum of \$150,000.00, or so much thereof as may be necessary, be and hereby is authorized to be appropriated and expended from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, for the Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project 590415.

**SECTION 5.** That upon obtaining other funds for the COTA East Main Street Transit Center project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 3 above, and said funds are hereby deemed appropriated for such purpose.

**SECTION 6.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 7.** That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 3, above.

**SECTION 8.** That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0724-2004

**Drafting Date:** 04/06/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The existing chlorine storage area at the Dublin Road Water Plant cannot be completely sealed. An accidental leak of this extremely toxic gas could cause evacuation of surrounding areas, and interrupt plant operations. Improvements to ventilation and egress, and incorporation of a chlorine gas scrubber system will provide compliance with all applicable codes, as well as increasing safety for personnel and surrounding residents. This contract provides for the construction of a separate chlorine feed and storage facility.

The procurement of this contract was conducted in accordance with Section 329.09.

Competitive bids were received and opened at the office of the Director of Public Utilities on February 11, 2004. Of the four (4) bids received, the lowest responsive and responsible and best bidder was Kokosing Construction Company, Inc. The bid of Smoot Construction Company of Ohio was non-responsive due to failure to complete the requirements of TIER I - MANDATORY FACTOR M-5 Construction Trades Licenses/Certificates Required. Bidders that are determined non-responsive to these mandatory factors shall not be considered for further evaluation under Tier II - Creditable Factors.

BIDDER	AMOUNT
Smoot Construction Company of Ohio	\$ 9,840,373.20
Kokosing Construction Company, Inc.	\$10,068,345.00
Messer Construction Company	\$10,416,000.00
Reynolds, Inc.	\$10,704,750.00

**FISCAL IMPACT:** \$12,100,000 was included in the 2003 C.I.B. for this project.

**CONTRACT COMPLIANCE NUMBER:** 31-1023518

**Title**

To authorize the Director of Public Utilities to enter into a contract with Kokosing Construction Company, Inc. for the Dublin Road Water Plant Chlorine Storage Facility, for the Division of Water, to authorize the expenditure of \$10,068,345.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$10,068,345.00)

**Body**

WHEREAS, the Director of Public Utilities did receive and open bids on February 11, 2004 for the Dublin Road Water Plant Chlorine Storage Facility for the Division of Water, Department of Public Utilities, and

WHEREAS, a satisfactory low bid has been received, and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into a Contract with Kokosing Construction Company, Inc., for the Dublin Road Water Plant Chlorine Storage Facility, for the Division of Water, for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. The Director of Public Utilities be and is hereby authorized to enter into a Contract with Kokosing Construction Company, Inc., in the amount of \$10,068,345.00 for the Dublin Road Water Plant Chlorine Storage Facility for the Division of Water, Department of Public Utilities, Contract No. 966 on the basis of the lowest responsive and responsible and best bid received on February 11, 2004.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$10,068,345.00 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, Dept./Div No. 60-09, Object Level Three 6623, Project No. 690379, OCA Code 606379.

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

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

FROM: 690412	O'Sh. Res. Home Rd. Bridge Replacement	\$1,207,400.00
	OCA Code 606412	
690332	HCWP Sludge Pump Station	\$600,000.00
	OCA Code 606332	
690472	O'Shaughnessy Gatehouse Misc. Imp.	\$500,000.00
	OCA Code 606411	
690420	HCWP High & Low Serv. Piping Coating	\$69,040.00
	OCA Code 690420	

690351 McKinley Ave. Quarry Improvements \$43,415.47  
OCA Code 642900

690471 PAWP Electrical Service Upgrade \$23,020.00  
OCA Code 606471

690441 Alum Creek Pump Station Improvements \$19,361.30  
OCA Code 690441

690384 Griggs/Hoover Roadway Improvements \$6,108.23  
OCA Code 690384

TO: 690379 DRWP Chlorine Storage Facility \$2,468,345.00  
OCA Code 606379

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

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**Legislation Number:** 0737-2004

**Drafting Date:** 04/07/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

1. BACKGROUND:

A. Need: The City of Columbus, Ohio and FOP Lodge No. 9, as well as AFSCME Local 1632, have collective bargaining

agreements which require the City to provide uniforms to all bargaining unit members at no cost to the employee. This

ordinance will enable the division to contract for uniforms for its personnel.

B. Bid Information: The Purchasing Office has set up a universal term contract FL001055 for the purchase of uniforms. This UTC was made in response of bid # SA000125DRM.

C. Contract Compliance No.: 31-1261664

D. Emergency Designation: Emergency legislation is requested because the Division has already had their yearly inspections of uniforms and we will need to set up orders from these inspections.

2. FISCAL IMPACT:

\$978,500.00 is budgeted in the 2004 Police's General Fund budget for uniforms for the current members of the Division; Additional funds are available from the Bulletproof Vest Partnership grant. \$1,178,500.00 was encumbered in 2003 for the purchase of uniforms.

**Title**

To authorize and direct the Finance Director to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. to purchase police uniforms for the Division of Police from an existing UTC, to authorize the expenditure of \$1,063,577.65 from the General Fund and the Government Grant Funds; and to declare an emergency. (\$1,063,577.65)

**Body**

WHEREAS, the Purchasing Office has an existing Universal Term Contract FL001055 for the purchase of uniforms; and

WHEREAS, the Division of Police has an immediate and continuing need for uniforms, and uniform parts for its members and

WHEREAS, an emergency exists in the usual operation in the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into a contract with Roy Tailors Uniform Company of Columbus, Inc. for the preservation of the public, health, peace, property, safety, 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 contract with Roy Tailors Uniform Company of Columbus, Inc. for the purchase of police uniforms for the Division of Police on the basis of UTC # FL001055.

Section 2. That the expenditure of \$1,063,577.65 or so much thereof as may be needed is hereby authorized as follows:

DEPT	FUND	OBJ LEVEL (1)	OBJ LEVEL (3)	OCA#	AMOUNT
30-03	010	02	2221	300327	\$ 978,500.00
30-03	220	02	2221	332003	68,516.33
30-03	220	02	2221	333003	16,561.32

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.

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**Legislation Number:** 0739-2004

**Drafting Date:** 04/08/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

#### **Explanation**

Ordinance 0890-01, passed June 11, 2001, authorized the acceptance of a plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from Thomas H. Lurie, married. Subsequently this property was transferred to THE LURIE FAMILY LIMITED PARTNERSHIP. The Department of Public Service, Transportation Division is now requesting Ordinance 0890-01 be repealed and accept the plat also titled CHILMARK DRIVE DEDICATION AND EASEMENTS from THE LURIE FAMILY LIMITED PARTNERSHIP, an Ohio Limited Partnership, THOMAS H. LURIE, General Partner.

#### **Title**

To repeal Ordinance 0890-01 and to accept the plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from THE LURIE FAMILY LIMITED PARTNERSHIP, an Ohio Limited Partnership, THOMAS H. LURIE, General Partner **and to declare an emergency.**

#### **Body**

**WHEREAS**, Ordinance 0890-01, passed June 11, 2001, authorized the acceptance of a plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from Thomas H. Lurie, married; and

**WHEREAS**, subsequently this property was transferred to THE LURIE FAMILY LIMITED PARTNERSHIP; and

**WHEREAS**,the Department of Public Service, Transportation Division, is requesting that Ordinance 0890-01, passed June 11, 2001, be repealed to facilitate the acceptance of the replacement plat also titled CHILMARK DRIVE DEDICATION AND EASEMENTS; and

**WHEREAS**, THE LURIE FAMILY LIMITED PARTNERSHIP, an Ohio Limited Partnership, THOMAS H. LURIE, General Partner, owner of the platted land, desires to dedicate to the public use all or such parts of the Drive shown on said plat and not heretofore so dedicated; ~~and now, therefore~~

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to record the plat at about the same time the construction ends. This would expedite the sale of the lots and allow for the submittal of building permits for new home construction 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 Ordinance 0890-01, passed June 11, 2001, which authorized the acceptance of that plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from Thomas H. Lurie, married be and hereby is repealed.

**Section 2.** That the plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from THE LURIE FAMILY LIMITED PARTNERSHIP, an Ohio Limited Partnership, THOMAS H. LURIE, General Partner, 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.~~ **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.**

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**Legislation Number:** 0753-2004

**Drafting Date:** 04/10/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**[Explanation](#)**

**BACKGROUND:** To modify and extend the existing city-wide contract for the option to purchase Wire and Cable for the Purchasing Office to and including June 30, 2005.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. Formal bids were opened on August 2, 2001 (SA000056: 9 bids received: MAJ 9; 74 bids solicited: MAJ 69, MBE 2; FBE 3); Contract FL000955 with Consolidated Electrical (95-2563864) and FL001095 with Metro Wire and Cable (38-2417100). was approved per Ordinance #2139-01, passed December 10, 2001. These companies are not debarred according to the Excluded Party Listing System of the Federal Government, and are not listed with the Auditor of State as having unresolved findings

1. Amount of additional funds: No funding is required to extend this option contract. Each agency must obtain approval to expend from their own budgeted fund for their estimated expenditures. The annual expenditure estimate is \$300,000.00.
2. Reason additional needs were not foreseen: Not applicable. The original contract was established with the option to renew if all parties agree.

3. Reason other procurement processes not used: It is in the best interest of the city to continue to utilize the terms, conditions and pricing in the existing contract.

4. How cost was determined: Pricing is in accordance with SA000056.

**FISCAL IMPACT**: No funding is required to extend the option contract.

This ordinance is being submitted as an emergency because without emergency action, no less than thirty-seven days will be added to the procurement cycle and the efficient delivery of valuable public services will

**Title**

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Wire and Cable from Consolidated Electrical Distributors, Inc. and Metro Wire and Cable, and to declare an emergency.

**Body**

**WHEREAS**, the Purchasing Office advertised and solicited formal bids on August 2, 2001 for the purchase of Wire and Cable (SA000056) and entered into contract with Consolidated Electrical Distributors, Inc. and Metro Wire and Cable based on bids received; and

**WHEREAS**, the vendor has agreed to extend contract number FL000955 and FL001095 until June 30, 2005 in accordance with the option to extend in the existing contract and it is in the best interest of the City to exercise this option; and

**WHEREAS**, this ordinance is being submitted as an emergency measure in order to ensure supplies are available when needed to maintain electrical lighting throughout the City; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Electricity in that it is immediately necessary to extend FL000955 and FL001095 for an option to purchase Wire and Cable from Consolidated Electrical Distributors, Inc and Metro Wire and Cable 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 FL000955 and FL001095 with Consolidated Electrical Distributors, Inc. and Metro Wire and Cable to and including June 30, 2005.

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

**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

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**Legislation Number:** 0763-2004

**Drafting Date:** 04/13/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

This legislation authorizes the Public Service Director to enter into a \$47,000.00 Guaranteed Maximum Cost Agreement with Capitol South Community Urban Redevelopment Corporation for design development and budgeting for future implementation of a Downtown Wayfinding Signage program within the City's Downtown District. This contract will examine the existing vehicular wayfinding signage conditions in the public right-of-way as well as the potential for adding

to the existing vehicular wayfinding signage. These potential improvements would coordinate with the Capital Crossroads Special Improvement District's efforts to implement pedestrian wayfinding signage along High Street. The Development Department has identified and negotiated this agreement and the Public Service Department will enter into contract and administer the agreement. The formal competitive bidding requirements of Chapter 329 of the City Code are being waived for the procurement of engineering and construction services pursuant to this Guaranteed Maximum Cost Agreement.

**FISCAL IMPACT:** This expense is budgeted in the 1995, 1999 Voted Streets and Highways Fund, Fund 704, Downtown Streetscapes project.

Title

To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with Capitol South Community Urban Redevelopment Corporation for design development and budgeting for future implementation of a Downtown Wayfinding Signage program within the City's Downtown District for the Transportation Division; to waive the competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$47,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$47,000.00)

Body

**WHEREAS**, the need exists to enter into a Guaranteed Maximum Cost Agreement for design development and budgeting for future implementation of a Downtown Wayfinding Signage program within the City's Downtown District; and

**WHEREAS**, design development is necessary to determine the extent of the wayfinding signage needs in the City's Downtown District; and

**WHEREAS**, design development and budgeting will set the ground work for implementation of a Downtown Wayfinding signage program that will enhance the pedestrian, residential and retail environment in coordination with the Capital Crossroads Special Improvement District; and

**WHEREAS**, it is in the best interests of the city to waive the formal competitive bidding requirements of the Columbus City Code, 1959, and that this agreement be awarded in accordance with Section 186 of the Columbus City Charter, now, therefore;

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

**SECTION 1.** That the Public Service Director be and hereby is authorized to enter into a Guaranteed Maximum Cost Agreement with Capitol South Community Urban Redevelopment Corporation for design development and budgeting for future implementation of a Downtown Wayfinding Signage program within the City's Downtown District for the Transportation Division in the amount of \$47,000.00 pursuant to Section 186 of the Columbus City Charter.

**SECTION 2.** That in accordance with Section 329.27 of the Columbus City Code, City Council has determined that it is in the best interests of the City of Columbus that the formal competitive bidding requirements of Chapter 329 be and hereby are waived for the procurement of engineering and construction services pursuant to this Guaranteed Maximum Cost Agreement.

**SECTION 3.** That the expenditure of \$47,000.00, or so much thereof as may be necessary be and hereby is authorized and approved from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 530801 and Project 530801.

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

Legislation Number: 0767-2004

Drafting Date: 04/14/2004

Version: 2

Current Status: Passed

Matter Type: Ordinance

### Explanation

McCUTCHEON CROSSING ASSOCIATES, LLC, an Ohio limited liability company, by ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES, INC., an Ohio corporation, Managing Member, and ERIC J. SCHOTTENSTEIN, president of JOSHUA INVESTMENT COMPANY, INC., an Ohio corporation, Member, has submitted the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3) to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located south of McCutcheon Road and east of Sunbury Road.

### Title

To accept the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3), from [McCUTCHEON CROSSING ASSOCIATES, LLC, an Ohio limited liability company, by ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES, INC., an Ohio corporation, Managing Member, and ERIC J. SCHOTTENSTEIN, president of JOSHUA INVESTMENT COMPANY, INC., an Ohio corporation, Member](#) **and to declare an emergency.**

### Body

WHEREAS, the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3) (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

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

**WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to record the plat at about the same time the construction ends. this would expedite the sale of the lots and allow for the submittal of building permits for new home construction for the preservation of the public health, peace, property, safety, and welfare; now therefore**

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

**Section 1.** That the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3) 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.~~ **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.**

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Legislation Number: 0770-2004

Drafting Date: 04/14/2004

Current Status: Passed

**Explanation**

**Background:** This legislation authorizes the Public Service Director to enter into a contract for the Transportation Division in the amount of \$109,819.31 for the Billiter Boulevard Resurfacing -2004 project with Columbus Asphalt Paving Inc., and to pay construction inspection costs up to \$26,236.00. This improvement is to Billiter Boulevard from 17th Avenue to Hudson Street and includes planing, asphalt overlay, full depth roadway replacement, and other associated work. (See the attached map.) This project was requested through and is funded by the Urban Infrastructure Recovery Fund (UIRF). It is estimated that 'The Notice to Proceed' will be issued on or about July 20, 2004. The project is to be completed 30 days after 'The Notice to Proceed' is issued.

This project was advertised on the City of Columbus Formal Bid Listing web page, Dodge Reports, and Builders' Exchange and was let by the Transportation Division. Eight bidders/suppliers were solicited (7 majority, 1 minority) and 5 bids were received (4 majority, 1 minority) and tabulated on April 8, 2004 as follows:

Columbus Asphalt Paving Inc.	\$ 109,819.31
Decker Construction Company	\$ 119,926.98
Strawser Paving Company, Inc.	\$ 120,511.90
Miller Pavement Maintenance, Inc.	\$ 131,990.86
McDaniel's Construction Corporation, Inc.*	\$ 141,584.45

\*minority

Evaluation of the quality contractor criteria confirms the low bidder and therefore award is to be made to Columbus Asphalt Paving Inc. CC No. 31-0857095 (expiration 08/16/2004), as the lowest, best, most responsive, and most responsible bidder.

**Emergency action** is requested for the immediate execution of the construction contract so that the improvement may be completed in the 2004 construction season.

**Fiscal Impact:** This ordinance certifies against the Special Income Tax Fund in the amount of \$136,055.31. The Special Income Tax Fund certification is a temporary measure until the City sells notes or bonds to fund this capital improvement and is necessary because the Transportation Division has exhausted all cash in its 1995,1999 Voted Streets and highways Fund.

**Title**

To appropriate and authorize the City Auditor to transfer \$136,055.31 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract for the Transportation Division with Columbus Asphalt Paving Inc., for construction of the Billiter Boulevard Resurfacing -2004 project; to authorize the expenditure of \$136,055.31 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division; and to declare an emergency. (\$136,055.31)

**Body**

**WHEREAS,** bids were received and tabulated on April 8, 2004, for the Billiter Boulevard Resurfacing -2004 project; and

**WHEREAS,** a satisfactory bid has been received; and

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

**WHEREAS,** it is necessary to authorize the appropriation and transfer of funds for the project to proceed; and

**WHEREAS,** the City will sell notes or bonds for the aforementioned project and will reimburse the Special Income Tax Fund, this transfer should be considered as a temporary funding method; and

**WHEREAS,** the aggregate principal amount of obligations which the City will issue to finance the project is presently expected not to exceed \$136,055.31; and

**WHEREAS**, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the 1995, 1999 Voted Streets and Highways Fund; and

**WHEREAS**, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that the contract should be let immediately so that the work may proceed without delay allowing completion in this construction season, thereby preserving the public health, peace, safety and welfare; now, therefore:

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

**SECTION 1.** That the sum of \$136,055.31 be and hereby is appropriated from the un-appropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and un-appropriated for any other purpose during the fiscal year ending December 31, 2004, to the City Auditor, Department No. 22-01, Object Level One Code 10, Object Level Three Code 5502 and OCA Code 902023.

**SECTION 2.** That the City Auditor is hereby authorized to transfer said funds to Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Transportation Division Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project 440005 at such time as is deemed necessary by the City Auditor and to expend said funds or so much thereof as may be necessary.

**SECTION 3.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 4.** That upon obtaining other funds for the Billiter Boulevard Resurfacing -2004 project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

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

**SECTION 6.** That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

**SECTION 7.** That the Public Service Director be and is hereby authorized to enter into a contract with Columbus Asphalt Paving Inc., 1196 Technology Drive, Gahanna, Ohio 43230, for the construction of the Billiter Boulevard Resurfacing-2004 project in the amount of \$109,819.31 for the Transportation Division in accordance with the specifications and plans on file in the office of the Public Service Director, which are hereby approved; to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$26,236.00.

**SECTION 8.** That for the purpose of paying the cost of the contract and inspection, the sum of \$136,055.31 or so much thereof as may be needed, is hereby authorized to be expended from 1995, 1999 Voted Streets and Highways Fund, no. 704, for the Transportation Division, Dept./Div. 59-09, OCA Code 644385, Object Level Three 6631 and project 440005.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0772-2004

**Drafting Date:** 04/14/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

THE GLEN AT SCHIRM FARMS, LLC, an Ohio limited liability company, by VILLAGE COMMUNITIES CORPORATION, an Ohio corporation, Managing Member, by ROWLAND S. GILLER III, President, has submitted the plat titled THE GLEN AT SCHIRM FARMS SECTION 2 to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located north of Winchester Pike and east of Brice Road.

**Title**

To accept the plat titled THE GLEN AT SCHIRM FARMS SECTION 2, from THE GLEN AT SCHIRM FARMS, LLC, an Ohio limited liability company, by VILLAGE COMMUNITIES CORPORATION, an Ohio corporation, Managing Member, by ROWLAND S. GILLER III, President.

**Body**

**WHEREAS**, the plat titled THE GLEN AT SCHIRM FARMS SECTION 2 (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

**WHEREAS**, THE GLEN AT SCHIRM FARMS, LLC, an Ohio limited liability company, by VILLAGE COMMUNITIES CORPORATION, an Ohio corporation, Managing Member, by ROWLAND S. GILLER III, President, owner of the platted land, desires to dedicate to the public use all or such parts of the Pike and Road shown on said plat and not heretofore so dedicated; and

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

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

**Section 1.** That the plat titled THE GLEN AT SCHIRM FARMS SECTION 2 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.

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**Legislation Number:** 0773-2004

**Drafting Date:** 04/14/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

Bids were received by the Recreation and Parks department on April 1, 2004, for the North Bank Park - Issue I Project, as follows:

	<u>Status</u>	<u>Amount</u>
Central Ohio Building Company	Majority	\$655,394.00
RWS	Majority	\$803,000.00
Wayne Builders	Majority	\$824,000.00

Project includes fountain, river front railings, dock, site graphics, site restoration, and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

The Contract Compliance Number for Central Ohio Building Company, is #31-0814382.

A contingency amount of \$35,000.00 is being included in this project.

The approximate cost of Recreation and Parks staff time on this project is \$2,500.00 (03-028).

Emergency action is necessary to keep project on schedule with existing and future construction projects in this river front area.

**Fiscal Impact:**

\$692,894.00 is required and budgeted in the Recreation and Parks Grant Fund to meet the financial obligation of this contract.

**Title**

To authorize and direct the Director of Recreation and Parks to enter into contract with Central Ohio Building Company for the North Bank Park - Issue I Project, to authorize the expenditure of \$692,894.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$692,894.00)

**Body**

**WHEREAS**, bids were received by the Recreation and Parks Department on April 1, 2004, and the contract for the North Bank Park - Issue I Project will be awarded on the basis of the lowest and best responsive and responsible bidder; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract to ensure it be kept on schedule with existing and future construction projects in this river front area; now, therefore

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

**SECTION 1.** That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Central Ohio Building, for the North Bank Park - Issue I Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

**SECTION 2.** That the expenditure of \$692,894.00, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Grant Fund, as follows:

<b>Fund Type</b>	<b>Dept. No.</b>	<b>Fund</b>	<b>Grant No.</b>	<b>Grant Name</b>	<b>Object Level 3</b>	<b>OCA Code</b>	<b>Amount</b>
Grant	51-01	286	510428	North Bank Park/ ODNR	6621	510428	\$670,196.08
Grant	51-01	286	510206	North Bank Park/ ODNR	6621	510206	\$ 20,197.92
Grant	51-01	286	510428	North Bank Park/	6680	510428	\$ 2,500.00

**SECTION 3.** That for the purpose of paying for any contingencies which may occur during this project, the amount of \$35,000.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

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

**Section 5.** That 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.

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**Legislation Number:** 0778-2004

**Drafting Date:** 04/15/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

The Public Service Department, Transportation Division, recently received a request from Broad Street Presbyterian Church, asking that the City transfer to them an unimproved 12 foot wide alley granted to the City in a deed recorded in 1892 and that the City also release the reserved easement rights in the vacated 15 foot wide alley north of East Broad Street from Garfield Avenue to the alley east thereof and in the 15 foot wide alley east of Garfield Avenue between the first and second alleys north of East Broad Street. Transfer and release of these interests will allow Broad Street Presbyterian Church to combine their adjacent properties for proposed site redevelopment. After investigation it has been determined that the City never accepted or dedicated the unimproved 12 foot wide alley for public use. In addition, it has been determined there are no utilities currently located within the reserved easements in the vacated alleyways. A value of \$1,000.00 has been established for the transfer of the unimproved 12 foot wide alley and the release of the reserved easements.

The City will receive a total of \$1,000.00, to be deposited in Fund 748, Project 537650, as consideration for the transfer and release of these interests.

d

### **Title**

To authorize the Public Service Director to execute those documents required to transfer an unimproved 12 foot wide alley granted to the City in a deed recorded in 1892 and to release those reserved easement rights in the vacated 15 foot wide alley north of East Broad Street from Garfield Avenue to the alley east thereof and in the 15 foot wide alley east of Garfield Avenue between the first and second alleys north of East Broad Street as requested by Broad Street Presbyterian Church; to waive the competitive bidding provisions of Columbus City Code; and to waive the Land Review Commission requirements of Columbus City Council.

### **Body**

**WHEREAS**, the City of Columbus, Public Service Department, Transportation Division, recently received a request from Broad Street Presbyterian Church, asking that the City transfer to them an unimproved 12 foot wide alley granted to the City in a deed recorded in 1892 and that the City also release the reserved easement rights in the 15 foot wide vacated alley north of East Broad Street from Garfield Avenue to the alley east thereof and in the 15 foot wide vacated alley east of Garfield Avenue between the first and second alleys north of East Broad Street; and

**WHEREAS**, transfer and release of these interests will allow for parcel combination and site redevelopment of the Church's adjacent parcels; and

**WHEREAS**, after investigation it has been determined that the City never accepted or dedicated to public use the unimproved 12 foot wide alley; and

**WHEREAS**, it has been determined there are no utilities currently located in the reserved easements within the 15 foot wide vacated alley north of East Broad Street from Garfield Avenue to the alley east thereof and the 15 foot wide vacated alley east of Garfield Avenue between the first and second alleys north of East Broad Street; and

**WHEREAS**, a value of \$1,000.00 has been established for the transfer of the unimproved 12 foot wide alley and the release of the reserved easements; now, therefore

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

**Section 1.** That the Public Service Director be and is hereby authorized to execute those documents necessary to transfer to Broad Street Presbyterian Church the unimproved 12 foot wide alley granted to the City of Columbus by virtue of a deed recorded in 1892 in Deed Book 243, Page 158, of record in the Recorder's Office, Franklin County, Ohio.

**Section 2.** That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.29 with regards to the transfer of this excess right-of-way.

**Section 3.** That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provision of Columbus City Codes (1959) Revised, Section 328.01 with regards to the transfer of this excess right-of-way.

**Section 4.** That the Public Service Director be and is hereby authorized to execute those documents necessary to release those easements that were reserved pursuant to Ordinance 1242-59 when the first alley north of Broad Street extending from the east line of Garfield Avenue to the east line of the first alley east of Garfield Avenue and the first alley east of Garfield Avenue from the north line of the first alley north of Broad Street to the south line of the second alley north of Broad Street were vacated.

**Section 5.** That the \$1,000.00 to be received by the City as consideration for the above referenced transfer and release shall be deposited in Fund 748, Project 537650.

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

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**Legislation Number:** 0783-2004

**Drafting Date:** 04/15/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation authorizes the Public Utilities Director to modify Contract Numbers CT-07199 and CT-009743 with American Municipal Power-Ohio, Inc. (AMP-Ohio) for the purchase of wholesale electricity. This legislation also authorizes the Public Utilities Director to sign an agreement to amicably resolve a disputed amount owed to AMP-Ohio for electricity and associated energy purchased from the City of Shelby from June 1, 2001 through June 30, 2002. AMP-Ohio asserts that the City of Columbus owes \$218,200.24 for the delivery of electricity and associated energy from the City of Shelby. The City of Columbus, Department of Public Utilities, Division of Electricity, asserts that it is not liable to AMP-Ohio for said energy. In an effort to resolve the dispute, each of the three parties will agree to assume responsibility for one third of the amount being disputed. The City of Columbus, Division of Electricity, will agree to pay to Amp-Ohio \$72,733.34, in six equal monthly installments of \$12,122.22 each. This amount will be included in the power supply invoices issued by Amp-Ohio to Columbus for the months of May 2004 through October 2004.

After review of anticipated purchase power needs for 2004, it has been determined that an increase of \$400,000 is necessary for power purchased from the AMP-Ohio Gorsuch contract and an increase of \$800,000 for the AMP-Ohio generic contract is needed to cover purchase power costs as well as the aforementioned settlement of the disputed charges.

Emergency action is requested in order that the resolution agreement may be signed and the payments may begin as scheduled.

**FISCAL IMPACT:** The budget authority for purchase power in 2004 is \$37,327,414 and is sufficient to cover the aforementioned costs. Ordinance 0165-2004, passed February 23, 2004, authorized the expenditure of \$28,427,414 for power purchased from Constellation Power Source, Inc. A contract increase of \$27,000,000 has been processed and the balance of \$1,427,414 on the auditor's certificate has been cancelled, thus providing sufficient funds to cover the AMP-Ohio contract increases. There is no increase in the total cost of purchase power for 2004.

### **Title**

To authorize the Director of Public Utilities to sign an agreement between the City of Columbus, the City of Shelby and American Municipal Power-Ohio, Inc. to resolve a disputed amount owed to American Municipal Power-Ohio, Inc. for electricity and associated energy and to modify contracts for the purchase of wholesale electric power from American Municipal Power-Ohio, Inc. for the Division of Electricity; to authorize the expenditure of \$1,200,000.00; and to declare an emergency. (\$1,200,000.00)

### **Body**

WHEREAS, the City of Columbus is a member of American Municipal Power-Ohio, Inc. (AMP-Ohio), a non-profit organization whose membership includes Ohio municipalities that own and operate municipal electric systems, including the City of Columbus; and

WHEREAS, the City and AMP-Ohio have entered into a generic contract agreement dated March 11, 1986, Contract Number CT-07199, under which certain services may be provided by AMP-Ohio to the City via schedules pursuant thereto; and

WHEREAS, the City and AMP-Ohio have entered into a contract agreement dated July 11, 1988, Contract Number CT-09743, for energy supplied from the Gorsuch Station; and

WHEREAS, AMP-Ohio purchased electricity and associated power from the City of Shelby; and

WHEREAS, AMP-Ohio asserts that it is due payment from the City of Columbus for the delivery of electricity and associated energy from the City of Shelby to the City of Columbus; and

WHEREAS, the City of Columbus, Department of Public Utilities, Division of Electricity, asserts that it is not liable to AMP-Ohio for said electricity and associated energy; and

WHEREAS, the three parties have agreed upon a resolution of the dispute by equally sharing in the cost of the electricity and associated energy; and

WHEREAS, it is necessary to modify the existing contracts to provide for wholesale electric power and associated services required in 2004 under the provisions of Section 329.16, Columbus City Codes, 1959; and

WHEREAS, emergency action is necessary in order that the resolution agreement be signed and payments may be made in accordance with the terms of the agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Electricity, Department of Public Utilities, in that it is immediately necessary to enter in to a resolution agreement with American Municipal Power-Ohio, Inc. and the City of Shelby for the immediate preservation of the public health, peace, property, safety and welfare; no, 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 an agreement with American

Municipal Power-Ohio, Inc. and the City of Shelby to resolve a disputed debt for electricity and associated energy.

SECTION 2. That the Director of Public Utilities be and is hereby authorized to modify contracts with AMP-Ohio by increasing the contract amounts by \$1,200,000.00, or so much thereof as may be needed, as follows:

CONTRACT NUMBER	AMOUNT
CT-07199	\$800,000
CT-09743 (Gorsuch)	\$400,000

SECTION 3. That these contract modifications are in compliance with Section 329.16 of Columbus City Codes, 1959.

SECTION 4. That to pay the cost of the aforesaid contract modifications the expenditure of \$1,200,000.00, or so much thereof as may be needed, is hereby authorized from Division of Electricity Operating Fund 500, Division No. 60-07, OCA Code 606715, and Object Level Three Code 2233.

SECTION 5. 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 Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0785-2004

**Drafting Date:** 04/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**This ordinance authorizes the issuance of Notes in conjunction with the "Development Agreement" between the City and Nationwide Arena, LLC. This ordinance compliments Ordinance No. 2202-98 which authorized such Agreement when revenue from the tax increment financing districts (TIF's) related to the sale of the Old Penn Site do not reach a level of 65% of the debt service on the related bonds. Nationwide Arena, LLC is required to make payments to the City equating to 65% of the bond's debt service requirement less the amount of TIF revenues. As indicated in the ordinance the aggregate principal amount of all such notes shall not exceed \$9 million. The City has received payments in 2002, 2003, and 2004. These notes will be payable solely from future TIF revenues when such revenue exceed 65% of the required debt service on the bonds. Payments are likely to be made to the City for several more years.

This ordinance does not require the waiver of a second reading and can be considered a 30 day ordinance. The City Auditor recommends and requests passage of this ordinance.

**title**To authorize the issuance of Notes pursuant to the "Development Agreement" previously entered into between the City of Columbus and Nationwide Arena, LLC authorized by ordinance 2202-98. ( \$9,000,000)

**bodyWHEREAS**, pursuant to Ordinance No. 2202-98, passed by this Council on July 27, 1998, the City of Columbus, Ohio (the "City") entered into that certain Capital Improvements Project Development and Reimbursement Agreement for Nationwide Arena District dated as of September 15, 1998 (the "Development Agreement") between the City and Nationwide Arena, LLC (the "Company") (as assignee of NWD Investments, LLC under the Development Agreement), providing for, among other things, the construction of certain public improvements (the "Public Improvements") within an area of the City bounded by Spring Street, Neil Avenue, I-670, and High Street (the "Arena District");

**WHEREAS**, in the Development Agreement, the City agreed to create municipal tax increment financing districts (the "TIF's District") that includes the Arena District, and agreed to finance up to \$16,610,000 of the costs of the Public Improvements by the issuance of general obligation bonds, payable from revenues, to the extent available, generated by payments in lieu of taxes in respect of property located within the TIF Districts (the "TIF's Payments");

**WHEREAS**, in Section X(G) of the Development Agreement, the Company agreed that in the event the TIF's Districts is established but payments in lieu of taxes are not sufficient to fund sixty-five percent (65%) of the annual debt service on the City's general obligation bonds issued to finance costs of the Public Improvements, the Company shall pay annually the difference up to sixty-five percent (65%) of the City's annual debt service on such bonds, including interest at a rate not greater than the City's rate of borrowing for general obligations;

**WHEREAS**, in Section X(G) of the Development Agreement, the City agreed that at such time as payments in lieu of taxes exceeds sixty-five percent (65%) of the annual debt service on such bonds, the City shall reimburse the Company for any payment it made in excess of payments otherwise due in lieu of taxes, plus interest on such payment equal to the City's rate of borrowing then applicable;

**WHEREAS**, pursuant to Ordinances No. 3004-98 and No. 3009-98 passed by this Council on November 16, 1998, No. 2619-99 passed by this Council on November 15, 1999, and No. 2358-00 passed by this Council on October 30, 2000 (collectively, the "Bond Ordinances"), the City issued bonds aggregating \$37,334,968 (the "Bonds"), to finance costs of the Public Improvements;

**WHEREAS**, this Council has been advised by the Auditor of the City (the "Auditor") that the City has received from the Company the following amounts on the indicated dates in satisfaction of payment obligations to the City under Section X(G) of the Development Agreement for the indicated years: (i) \$1,220,536.49 on April 18, 2002 for 2001; (ii) \$1,836,912.89 on March 6, 2003 for 2002; and (iii) \$1,542,076.95 on February 18, 2004 for 2003, (each a "Company Payment" and hereinafter referred to collectively with the "Future Company Payments" referred to below as the "Company Payments");

**WHEREAS**, the Company estimates that it will be required to pay pursuant to its payment obligation to the City under Section X(G) of the Development Agreement at various times during the years 2005 through 2009 amounts aggregating not to exceed an additional \$4,400,473.67 (each a "Future Company Payment" and hereinafter referred to collectively as the "Future Company Payments"); and

**WHEREAS**, the Company has requested that the City issue promissory notes evidencing the City's obligation to reimburse the Company out of the TIF Payments for each of its Company Payments as such payments are made; and

**WHEREAS**, this Council has determined, as provided in this Ordinance, to authorize and provide for the issuance by the City of a Subordinated Note in the principal amount of each of the Company Payments (each a "Subordinated Note" and together the "Subordinated Notes") to evidence the City's obligation to reimburse the Company for the Company Payments as provided in Section X(G) of the Development Agreement provided that the aggregate principal amount of all such Subordinated Notes does not exceed \$9,000,000; now, therefore:

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

**Section 1.** Unless specifically defined in this Ordinance, where used in this Ordinance (including its preambles), capitalized words and terms shall have the meanings ascribed to such words and terms in the Agreement.

**Section 2.** This Council hereby determines that it is necessary to provide for issuance of the Subordinated Notes to evidence the City's obligation under Section X(G) of the Development Agreement to reimburse the Company for its Company Payments. Each Subordinated Note shall be in the principal amount of the corresponding Company Payment and the aggregate principal amount of all the Subordinated Notes to be issued pursuant to this Ordinance shall not exceed \$9,000,000 and shall be issued on or before December 31, 2009. The proceeds of all Company Payments shall be used solely for the payment of debt service on the Bonds.

**Section 3.** Each Subordinated Note shall be dated the date the City received the corresponding Company Payment evidenced by that Subordinated Note and shall mature not more than twenty years from its date with the specific maturity date to be established in the Certificate of Award referred to in Section 8 of this Ordinance, subject to payment and prepayment as provided herein and therein. The Subordinated Note

for the Company Payment made on April 18, 2002 shall bear interest at the rate of five and sixteen one-hundredths per cent (5.16%) per year; the Subordinated Note for the Company Payment made on March 6, 2003 shall bear interest at the rate of four and sixth-one one-hundredths per cent (4.61%) per year; and the Subordinated Note for the Company Payment made on February 18, 2004 shall bear interest at the rate of four and forty-one one-hundredths (4.41%) per year; and any Subordinated Note for any Future Company Payment shall bear interest at a rate to the most recently published Bond Buyer 11 Bond Index preceding the City's receipt of that Future Company Payment with that rate to be confirmed as provided in the Certificate of Award for that Note. Interest on all Subordinated Notes shall be computed on the basis of a 360-day year consisting of twelve 30-day months.

Each Subordinated Note shall be a special obligation of the City payable as to principal and interest from payments in lieu of taxes received by the City in respect of property located in the TIF's Districts (such payments in lieu of taxes received by the City are hereinafter referred to as "TIF Collections"), with that pledge of TIF Collections subordinate to the pledge of such TIF Collections to the Bonds, and shall not otherwise be an obligation of the City, the State of Ohio, or of any political subdivision thereof.

Interest on the then outstanding Subordinated Notes shall be payable only if the amount of TIF Collections for the prior calendar year is at least equal to sixty-five percent of the City's annual debt service on the Bonds for that year, all as provided in Section X(G) of the Agreement (the "Payment Test"). For each year that the Payment Test is met, the City shall on or before March 1 of the succeeding year (the "Payment Date") pay to the registered owner(s) of the then outstanding Subordinated Notes the amount of TIF Collections in excess of sixty-five percent of the annual debt service on the Bonds in the prior year, with that payment to be applied first to accrued but unpaid interest on, and then to outstanding principal of, the outstanding Subordinated Notes. Each Subordinated Note shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from its date.

The Subordinated Notes shall be prepayable in whole or in part at the sole option of the City at any time prior to maturity without penalty or premium. Prepayment prior to maturity shall be made by deposit with the Note Registrar of the principal amount of any Subordinated Note then to be prepaid, together with interest accrued thereon to the date of prepayment. This City's right of prepayment shall be exercised by mailing or delivering a notice of prepayment, stating the date of prepayment and the name and address of the Note Registrar, by certified or registered mail to the registered owner of the Subordinated Note, and at its address as shown on the Note Register hereinafter provided for at the close of business on the day preceding the mailing of the notice. The notice shall be mailed not less than seven days prior to the date of that deposit, unless that notice is waived by the registered owner of the Subordinated Note. If moneys for prepayment are on deposit with the Note Registrar on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the Auditor the registered owner of the Subordinated Note shall arrange for the delivery of the Subordinated Note to the Note Registrar for prepayment and surrender and cancellation.

**Section 4.** Each Subordinated Note shall be signed by the Mayor of the City (the "Mayor") and the Auditor, each of which signatures may be a facsimile signature. Each Subordinated Note shall be numbered as determined by the Auditor, and shall express upon its face the purpose, which may be in summary terms, for which it is issued and that it is issued pursuant to this Ordinance. A Subordinated Note shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under this Ordinance unless and until the certificate of authentication printed on the Subordinated Note is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Subordinated Note so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this Ordinance. The certificate of authentication may be signed by any authorized officer or employee of the Note Registrar or by any other person acting as an agent of the Note Registrar and approved by the Auditor.

**Section 5.** The Board of Trustees of the Sinking Fund of the City is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent for the Subordinated Note (the "Note Registrar").

**Section 6.** Principal of and interest on the Subordinated Notes shall be payable in lawful money of the United States of America as determined by the Auditor in the Certificate of Award, and shall be payable, without deduction for the services of the Note Registrar as paying agent. Payments of principal and interest on a Subordinated Note shall be wire transferred or paid on each Payment Date by check or draft mailed to the person in whose name that Subordinate Note is registered, and to that person's address appearing, on the Note Register (as defined in Section 7) at the close of business on the fifteenth day of the calendar month next preceding that Payment Date; provided, however, that the final payment consisting of all unpaid principal and interest, shall be payable upon presentation and surrender of the Subordinated Note at the office of the Note Registrar.

**Section 7.** So long any Subordinated Note remains outstanding, the City shall cause the Note Registrar to maintain and keep at its office all books and records necessary for the registration, exchange and transfer of that Subordinated Note as provided in this Section 7 (the "Note Register"). Subject to the provisions of Section 6 hereof, the person in whose name the Subordinated Note is registered on the Note Register shall be regarded as the absolute owner of the Subordinated Note for all purposes of this Ordinance. Payment of or on account of debt service on the Subordinated Note shall be made only to or upon the order of that person; neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section 7. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Subordinated Note, including interest, to the extent of the amount or amounts so paid.

A Subordinated Note may be transferred only on the Note Register upon presentation and surrender of the Subordinated Note at the office of the Note Registrar, together with an assignment signed by the registered owner or by a person legally empowered to do so, in a form satisfactory to the Note Registrar; provided, however, that each registered owner by acceptance of a Subordinated Note shall agree that it will not transfer the Subordinated Note except in compliance with all applicable federal and state securities laws. Upon exchange or transfer, the Note Registrar shall complete, authenticate and deliver a new Subordinated Note or Subordinated Notes of any authorized denomination or denominations requested by the registered owner equal in the aggregate to the unmatured principal amount of the Subordinated Note surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Note Registrar shall undertake the exchange or transfer of a Subordinated Note only after a new Subordinated Note or Notes are signed by the authorized officers of the City. In all cases of Subordinated Notes exchanged or transferred, authorized officers of the City shall sign and the Note Registrar shall authenticate and deliver Subordinated Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the registered owner, except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Note Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Subordinated Notes issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under this Ordinance, as the Subordinated Notes surrendered upon that exchange or transfer.

**Section 8.** The Subordinated Notes shall be sold at not less than par plus accrued interest, if any, at private sale by the Auditor in accordance with law and the provisions of this Ordinance. The Auditor shall sign the Certificate of Award referred to in Section 3 evidencing that sale to the original purchaser, cause the Subordinated Notes to be prepared, and have the Subordinated Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The Auditor and any other officials of the City, as appropriate, are each authorized and directed to sign any transcript

certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized, if it is determined to be in the best interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

**Section 9.** There are hereby pledged, subordinate to any use of them to pay debt service on the Bonds but in priority to all other expenses, claims and payments, to the security of the Subordinated Notes and for the payment of debt service on the Subordinated Notes, the amount of TIF Collections received by the City and necessary to pay debt service on the Subordinated Notes. The TIF Collections received by the City and subject to the pledge of this Section 9 shall be placed in a separate and distinct debt service fund which is irrevocably pledged for the payment of debt service on the Subordinated Notes when and as the same fall due.

**Section 10.** The City covenants that it will use, and will restrict the use and investment of, the proceeds of each Subordinated Note in such manner and to such extent, if any, as may be necessary so that (a) the Subordinated Note will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the "Code"), or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest thereon will not be treated as a preference item under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on each Subordinated Note to be and to remain excluded from gross income for federal income tax purposes, and (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Subordinated Note to the governmental purpose of the borrowing, (ii) restrict the yield on investment property acquired with those proceeds, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Auditor, as the fiscal officer, or any other officer of the City having responsibility for issuance of the Subordinated Notes, is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to a Subordinated Note as the City is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Subordinated Note or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Subordinated Note, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Subordinated Note, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Subordinated Note, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Subordinated Note.

**Section 11.** This Council determines that all acts and conditions necessary to be performed by this Council or to have been met precedent to and in the issuing of the Subordinated Notes in order to make each a legal, valid and binding special obligation of the City have been performed and have been met, or will at the time of delivery of the Subordinated Note have been performed and have been met, in regular and due form as required by law; that no statutory or constitutional limitation of indebtedness or taxation will have been

exceeded in the issuance of the Subordinated Note; and the Subordinated Note is being authorized and issued pursuant to Chapter 133 of the Revised Code, this Ordinance, and other authorizing provisions of law.

**Section 12.** This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public in compliance with the law.

**Section 13.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0806-2004

**Drafting Date:** 04/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the **Briar Meadow Drive Culvert Replacement Project**.

**Fiscal Impact:** The Department of Public Utilities, Division of Sewerage and Drainage, has determined funding for this project will be from the Storm Sewer Bonds Fund.

**Emergency Justification:** Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project within this years construction season.

### Title

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$10,700.00 from the Storm Sewer Bonds Fund for costs in connection with the **Briar Meadow Drive Culvert Replacement Project**, and to declare an emergency. (\$10,700.00).

### Body

WHEREAS, the City of Columbus is engaged in the **Briar Meadow Drive Culvert Replacement Project**; and

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

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

Section 1. That the City Attorney be, and hereby is, authorized 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 **Briar Meadow Drive Culvert Replacement Project, #610996**.

Section 2. That the expenditure of \$13,580.00, or so much thereof as may be necessary from the Storm Sewer

Bonds Fund #685; Dept./Div.60-15; Project No. 610996; OCA Code 685996; 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 its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0809-2004

**Drafting Date:** 04/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the **Mock Road Stormwater System Improvement Project**.

**Fiscal Impact:** The Department of Public Utilities, Division of Sewerage and Drainage, has determined funding for this project will be from the Storm Sewer Bonds Fund.

**Emergency Justification:** Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project within this years construction season.

### Title

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$25,000.00 from the Storm Sewer Bonds Fund for costs in connection with the **Mock Road Stormwater System Improvement Project**, and to declare an emergency. (\$25,000.00).

### Body

WHEREAS, the City of Columbus is engaged in the **Mock Road Stormwater System 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 authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the **Mock Road Stormwater System Improvement Project, #610714**.

Section 2. That the expenditure of \$25,000.00, or so much thereof as may be necessary from the Storm Sewer Bonds Fund #685; Dept./Div.60-15; Project No. 610714; OCA Code 685714; 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 its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0814-2004

**Drafting Date:** 04/22/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

TO THE HONORABLE MEMBERS OF CITY COUNCIL:

Background: On June 16, 2003 Council approved Ordinance No. 1127-2003 that allowed for the restructuring of Oracle licensing and maintenance support for Court View 2000 the Municipal Court case management system. That restructuring agreement included the cost for continuing maintenance support for the period May 31, 2004 through May 30, 2005 that would be paid on a quarterly basis. This ordinance will allow for these payments. Emergency declaration is requested to enable the Court Clerk to pay the first installment that is now due on as timely a basis as possible.

Fiscal Impact: This planned expenditure is included in the Court Clerk Computer Special Revenue Fund 2004 appropriations.

### **Title**

To authorize and direct the Director of the Department of Finance on behalf of the Municipal Court Clerk to issue a purchase order to the Oracle Corporation for ongoing Oracle maintenance support, to authorize the expenditure of \$46,464.00 from the Court Clerk Computer Special Revenue Fund and to declare an emergency. (\$46,464.00)

### **Body**

Whereas, it is necessary to renew Oracle maintenance support for Court View 2000 for the period of May 31, 2004 through May 30, 2005 to be paid on a quarterly basis, and

Whereas, the parameters for this support renewal was addressed in an agreement by Ordinance No. 1127-2003 approved by Council on June 16, 2003, and

Whereas, an emergency exists in the daily operation of the Court Clerk office in that it is immediately necessary to issue a purchase order to the Oracle Corporation for services rendered thereby preserving the City's public health, peace, safety and welfare: now, therefore

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

**Section 1.** That the Director of Finance be and is hereby directed to issue a purchase order to the Oracle Corporation on behalf of the Municipal Court Clerk for the purpose of renewing Court View 2000 Oracle # 1488683 maintenance support for the period, May 31, 2004 through May 30, 2005.

**Section 2.** That for the purpose of paying the cost hereof the sum of \$46, 464.00 or so much thereof as may be needed is authorized to be expended from the Municipal Court Clerk Computer Special Revenue Fund, Fund 227, SubFund 02, Organization One 26, OCA Code 260208, Object Level One 03, Object Level Three 3369.

**Section 3.** That for the 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 passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0816-2004

**Drafting Date:** 04/22/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the **McDannald Estates Stormwater System Improvements Project**.

**Fiscal Impact:** The Department of Public Utilities, Division of Sewerage and Drainage, has determined funding for this project will be from the Storm Sewer Bonds Fund.

**Emergency Justification:** Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project within this years construction season.

### Title

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$54,725.00 from the Storm Sewer Bonds Fund for costs in connection with the **McDannald Estates Stormwater System Improvements Project**, and to declare an emergency. (\$54,725.00).

### Body

WHEREAS, the City of Columbus is engaged in the **McDannald Estates Stormwater System Improvements Project**; and

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

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

Section 1. That the City Attorney be, and hereby is, authorized 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 **McDannald Estates Stormwater System Improvements Project, #610994**.

Section 2. That the expenditure of \$54,725.00, or so much thereof as may be necessary from the Storm Sewer Bonds Fund #685; Dept./Div.60-15; Project No. 610994; OCA Code 685994; 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 its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0831-2004

**Drafting Date:** 04/26/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

The Public Service Department, Transportation Division, recently received a request from Ashford Columbus, LP, asking that the City release the general utility easement that was retained when the first alley north of State Street from the east right-of-way line of South Front Street to the west right-of-way line of Wall Street was vacated pursuant to Ordinance number 15-81. The utilities that were located in this alley when it was vacated were relocated when the Guest Quarters Hotel was constructed in approximately 1984. After investigation it has been determined there are no utilities currently located within this easement and that the release of the retained easement will not adversely affect any utilities. A value of \$500.00 has been established for the release of this easement.

The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, as consideration for the release of the requested utility easement rights.

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**Title**

To authorize the Director of the Public Service Department to execute those documents required to release the general utility easement that was retained when the first alley north of State Street from the east right-of-way line of South Front Street to the west right-of-way line of Wall Street was vacated pursuant to Ordinance Number 15-81.

**Body**

**WHEREAS**, the City of Columbus, Public Service Department, Transportation Division, recently received a request from Ashford Columbus, LP, asking that the City release the general utility easement that was retained when the first alley north of State Street from the east right-of-way line of South Front Street to the west right-of-way line of Wall Street was vacated pursuant to Ordinance number 15-81; and

**WHEREAS**, the utilities that were located in this alley when it was vacated were relocated when the Guest Quarters Hotel was constructed in approximately 1984; and

**WHEREAS**, after investigation it has been determined there are no utilities currently located within this easement and that the release of the retained easement will not adversely affect any utilities; and

**WHEREAS**, a value of \$500.00 has been established for the release of this; now, therefore

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

**Section 1.** That the Director of the Public Service Department be and is hereby authorized to execute those documents necessary to release the general utility easement that was retained when the first alley north of State Street from the east right-of-way line of South Front Street to the west right-of-way line of Wall Street was vacated pursuant to Ordinance Number 15-81

**Section 2.** That the \$500.00 to be received by the City as consideration for the above referenced exchange shall be deposited in Fund 748, Project 537650.

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

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**Legislation Number:** 0836-2004

**Drafting Date:** 04/26/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to modify contract DL006273 with Community Research Partners by extending the contract termination date from June 30, 2004 to December 31, 2004. The additional time will allow the contactor to complete the Consolidated Plan.

**FISCAL IMPACT:** No additional funds are needed for this modification.

**Title**

To authorize the Director of the Department of Development to modify a contract with Community Research Partners by extending the termination date to December 31, 2004.

**Body**

**WHEREAS,** the Director of the Department of Development desires to modify Contract DL 006273 with Community Research Partners by extending the contract from June 30, 2004 to December 31, 2004; and

**WHEREAS,** this modification will allow the contractor to complete the Consolidated Plan; 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 DL006273 with Community Research Partners by extending the contract termination date from June 30, 2004 to December 31, 2004.

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

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

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**Legislation Number:** 0839-2004

**Drafting Date:** 04/27/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**Background:**

The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of fee simple title in and to real estate necessary for the **West Columbus Local Protection Project**.

**Fiscal Impact:**

Funding for this project is from the Department of Public Utilities, Division of Sewerage and Drainage, Flood Control Scioto River Fund.

**Emergency Justification:** Emergency action has been requested to allow for the immediate filing of the necessary

complaints for the appropriation of such real property interests identified herein, for the preservation of the public health, peace, property, safety, and welfare.

**Title**

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title in and to real estate necessary for the **West Columbus Local Protection Project**, and to declare an emergency.

**Body**

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the **West Columbus Local Protection Project**; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 031X-2004, on the 23rd day of February, 2004, 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 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 fee simple title in and to the following described real property, be appropriated for the public purpose of the **West Columbus Local Protection Project, #610892**, 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;

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Situated in the State of Ohio, County of Franklin, Township of Franklin, City of Columbus, Virginia Military Survey 420, and being a part of a tract of land last recorded in the name of Janet M. Fletcher as recorded in Official Record 26553, Page H-13, Franklin County Recorder's Office and being more particularly described as follows:

Beginning at a point being the intersection of the Southerly line of the Janet M. Fletcher tract and the West right of way line of I-71;

Thence, with the Southerly line of the Janet M. Fletcher tract, North 76°26'20" West a distance of 52.21 feet to an iron pin found with aluminum cap marked "3R1-203";

Thence, leaving the Southerly line of the Janet M. Fletcher tract, North 65°46'12" East a distance of 47.42 feet to an iron pin found with an aluminum cap marked "3-R1-202";

Thence, North 9°06'41" East a distance of 19.68 feet to an iron pin with aluminum cap marked "3R1-33";

Thence, North 23°52'34" East, a distance of 30.98 feet to an iron pin found with aluminum cap marked "3BC-86";

Thence, North 9°47'16" East, a distance of 722.02 feet to an iron pin found with aluminum cap marked "3BC-66";

Thence, North 11°48'25" East a distance of 6.93 feet to a point on the Northerly line of Janet M. Fletcher;

Thence, with said Northerly line of Janet M. Fletcher, South 77°32'54" East a distance of 1.27 feet to a point being the intersection of the Northerly line of Janet M. Fletcher and the Westerly right of way line of I-71;

Thence, with said right of way line of I-71, South 9°31'45" West a distance of 860.00 feet returning to the Point of Beginning.

Containing 0.092 acre more or less.

Bearings and distances are based on the Ohio State Plane Coordinate System, NAD 1927, South Zone (Page's Ohio Revised Code, Section 157.01 inclusive). Grid factor used to reduce distances for this description is 0.9999507. True North bears 00°21'01" West of Grid North.

The attached plat shall be an integral part of this description and is not to be separated therefrom.  
This description is based on an actual field survey performed by Beling Consultants, Inc. in March 1997.

By Jay A. Muether, Registered Surveyor No. 7091

#### 69WD

Situated in the State of Ohio, County of Franklin, Township of Franklin, City of Columbus, Virginia Military Survey 420, and being a part of a parcel of land owned by Janet M. Fletcher as described in Official Record Book 26553, Page H13, and being more particularly described as follows:

Commencing at an iron pin found at the intersection of the Southerly line of the Janet M. Fletcher tract and the Westerly right of way line of I-71;

Thence, with said Southerly line of Janet M. Fletcher, North 76°26'20" West a distance of 52.21 feet to an iron pin with aluminum cap marked "3R1-203" and being the True Point of Beginning of the parcel being described;

Thence, continuing with said Southerly line of Janet M. Fletcher, North 76°26'20" West a distance of 40.64 feet to an iron pin with aluminum cap marked "3BC-77";

Thence, North 9°25'57" East, a distance of 73.04 feet to a point designated "3BC-83";

Thence, South 80°33'56" East, a distance of 87.73 feet to an iron pin found with aluminum cap marked "3BC-86";

Thence, South 23°52'34" West a distance of 30.98 feet to an iron pin found with aluminum cap marked "3R1-33";

Thence, South 9°06'41" West a distance of 19.68 feet to an iron pin found with aluminum cap marked "3R1-202";

Thence, South 65°46'12" West a distance of 47.42 feet returning to the Point of Beginning.

Containing 0.129 acres more or less.

Bearings and distances are based on the Ohio State Plane Coordinate System, NAD 1927, South Zone (Page's Ohio Revised Code, Section 157.01 to 15.07 inclusive). Grid factor used to reduce distances for this description is 0.9999507. True North bears 00°21'01" West of Grid North.

The attached plat shall be an integral part of this description and is not to be separated therefrom.

This description is based on an actual field survey performed by Beling Consultants, Inc. in March 1997.

By Jay A. Muether, Registered Surveyor No. 7091

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 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 4. 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.

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**Legislation Number:** 0850-2004

**Drafting Date:** 04/27/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. The Land Bank has recommended disposition of a parcel of real estate. In order to complete the transfer authorization is needed for the Director of Department of Development to execute any and all agreements and deeds for conveyance of such real property.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**Title**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property held in the Land Bank pursuant to the Land Reutilization Program.

**Body**

**WHEREAS**, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

**WHEREAS**, a proposal for the sale of a parcel which had been acquired for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

**WHEREAS**, such this a parcel of real estate is being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07; and

**WHEREAS**, in order to complete the transfer of such property/properties to the purchasers, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; 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 and directed to execute any and all necessary agreements and deeds to convey title of the following parcel of real estate.

<u>Tax Parcel</u>	<u>Address</u>	<u>Name of Purchaser</u>	<u>Use</u>	<u>Consideration</u>
010-137675	S. Souder Ave. Lot 291	Ludmilla L. Golowin	Yard Expansion	\$1.00

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

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**Legislation Number:** 0868-2004

**Drafting Date:** 05/03/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation authorizes the Director of the Department of Technology to modify a contract with Hewlett-Packard. Hewlett-Packard (HP) Systems provides software licenses for the city's server operating systems along with the necessary upgrades, system patches and maintenance support which includes an on-site four-hour response time for system outages.

Several city agencies' business applications reside on the HP server systems such as the Performance Series accounting and purchasing system, income tax, regulations, and the geographic information system (GIS). The HP service contract also includes the maintenance and support of some embedded systems such as the Communications Division's 911 call center, Telecommunications Division's network management system (NMS) and Electricity Division's billing system.

In order to achieve substantial price discounts for the city, a three-year contract term was initiated on April 1, 2003 and terminates on March 31, 2006. This contract is renewable annually but preserves the right to terminate when it is in the best interest of the City. This legislation authorizes the Director of the Department of Technology to fund the second year of the current three-year term.

**FISCAL IMPACT:** Expenditures for the HP system support services in years 2002 and 2003 were \$232,989.00 and \$306,357.41, respectively. The expenditure in 2004 will be \$334,980.49 and is budgeted and available within the Department of Technology information services fund.

**EMERGENCY:** There is an immediate need to modify and extend a contract with Hewlett-Packard, to maintain and provide uninterrupted support services for multiple information-processing systems.

**CONTRACT COMPLIANCE NUMBER:** 94-1081436 Expiration: 4/5/05

### **Title**

To authorize the Director of the Department of Technology to modify and extend a contract with Hewlett-Packard for software license renewal and system support services for hardware and software for the Department of Technology, to authorize the expenditure of \$334,980.49 from the Technology Department information services fund, and to declare an emergency (\$334,980.49)

### **Body**

**WHEREAS**, the Director of the Department of Technology needs to modify a contract with Hewlett-Packard for the city's server systems to provide funding for the second year of a three-year term, and

**WHEREAS**, Hewlett-Packard (HP) Systems provide system-wide upgrades, patches and maintenance support for the city's server system that includes an on-site four-hour response time for system outages, and

**WHEREAS**, the software licenses for the server operating systems provided under this agreement are vital to the successful maintenance of critical business systems the Department of Technology as well as several other city agencies, and

**WHEREAS**, systems under the authority of this ordinance shall be covered under the current three-year support agreement renewable annually until March 31, 2006 unless otherwise terminated, and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to modify a contract with Hewlett-Packard for renewal of server system software licenses and support services, thereby protecting the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1:** That the Director of the Department of Technology be and is hereby authorized to modify and extend a contract with Hewlett-Packard Systems for the renewal of software licenses and support services for the city's server systems.

**SECTION 2:** That the expenditure of \$334,980.49 or so much thereof as may be necessary is hereby authorized to be expended from:

**Sewers & Drains**

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 650 | **OCA:** 514650 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$1,660.00

**Water**

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 600 | **OCA:** 514600 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$57,431.00

**Transportation**

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 599 | **OCA:** 514599 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$5,600.00

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 265 | **OCA:** 514265 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$750.00

**Building Services**

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 240 | **OCA:** 514240 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$27,556.00

**Technology**

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 001 | **OCA:** 280768 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3358 | **Amount:** \$52,000.00

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 001 | **OCA:** 280768 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3369 | **Amount:** \$63,000.00

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 001 | **OCA:** 280768 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$101,073.49

**Electricity**

**Div.:** 47-02 | **Fund:** 514 | **Subfund:** 550 | **OCA:** 514550 | **Obj. Level 1:** 03 | **Obj. Level 3:** 3372 | **Amount:** \$25,910.00

**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.

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**Legislation Number:** 0887-2004

**Drafting Date:** 05/05/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$299,000 for the Brookshire Park Street Light Assessment Project. The notes will be purchased by the City's Treasury Investment Board.

**Title**

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$299,000 for the Brookshire Park Street Light Assessment Project. (\$299,000).

Section 55(b) of the City Charter

**Body**

WHEREAS, pursuant to Ordinance 1995-2003 adopted September 22, 2003, this Council determined to proceed with the street lighting project described below in accordance with Resolution 061X-2003 adopted by this Council on March 31, 2003; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years and the maximum maturity of notes being five (5) years; and

WHEREAS, it is deemed necessary to issue notes in anticipation of the issuance of bonds, in the amount of \$299,000, to provide for the payment of a portion of the costs of the street lighting project described below;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. It is hereby declared necessary to issue bonds of the City of Columbus, Ohio, (the "City") in the principal sum of \$299,000 (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring for the Brookshire Park Area, including Regina Avenue from Richardson Avenue to and including parcel numbers 010-097930 and 010-097931, Richardson Avenue from Eakin Road to St. Joseph Avenue, Bernadette Road from Richardson Avenue to Warren Avenue, Warren Avenue from Regina Avenue to St. Joseph Avenue, St. Joseph Avenue from Racine Avenue to Richardson Avenue, St. Cecelia Drive from Briggs Road to Rosedale Avenue, Schurtz Avenue from St. Cecelia Drive to Bronwyn Avenue, St. Jude Avenue from Rosedale Avenue to St. Matthew Avenue, Bronwyn Avenue from Briggs Road to St. Joseph Avenue, St. Matthew Avenue from Schurtz Avenue to Rosedale Avenue, St. Agnes Avenue from Parma Avenue to Rosedale Avenue, Parma Avenue from Briggs Road to Rosedale Avenue and Rosedale Avenue from Bellflower Avenue to St. Cecelia Drive.

Section 2. The Bonds shall be of the denomination of \$5,000 or any integral multiple thereof (except that one Bond may be in the denomination of \$4,000 or any integral multiple of \$5,000 in excess thereof), shall be dated on or before the maturity date of the Notes hereinafter provided for and issued in anticipation of the issuance of such Bonds, shall bear interest at a rate presently estimated to be six and one-half per centum (6.5%) per annum, payable semiannually until the principal sum is paid and shall mature in ten (10) annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes (the "Notes") in the principal amount of \$299,000 shall be issued in anticipation of the levy and collection of said special assessments and in anticipation of the issuance of the Bonds for the purpose set forth above.

Section 4. After said improvements are completed and the costs thereof ascertained, Council shall by ordinance assess upon the benefited property, in the manner provided in the legislation referring to said improvements and heretofore adopted by this Council, the entire cost and expense thereof, except the portion to be paid by the City in accordance with the provisions of the Ohio Revised Code and Section 178 of the City Charter, and shall authorize the issuance of the Bonds under the provisions of Section 133.30 of the Ohio Revised Code and Section 189 of the City Charter.

All assessments collected for the improvements and the unexpended balances remaining in the special improvement fund after the cost and expense of the improvements have been paid, shall be applied to the payment of principal of and interest on the Notes, and then to the payment of principal of and interest on the Bonds.

Section 5. In the event that the special assessments are not levied or the Bonds are not issued to provide a fund for

the payment of the Notes at maturity, a general tax shall be levied against all of the property in the City for the payment of the Notes and the interest thereon; provided, however, that during the years while the Notes are outstanding there shall be levied on all taxable property in the City, in addition to all other taxes and inside of the limitations of Article XII, Section 2, of the Constitution of Ohio, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and shall be collected by the same officer, in the same manner, and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. Funds derived from said levies hereby required shall be placed in a separate and distinct fund, which, together with interest collected on the same shall be irrevocably pledged for the payment of the principal and interest on the Notes or the Bonds when and as the same fall due; provided, however, that in each year to the extent that funds from the collection of the special assessments referred to in Section 1 hereof or other sources are lawfully available for the payment of the Notes and Bonds, and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such funds so available and appropriated.

Section 6. The Notes shall be the full general obligation of the City and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. The Notes shall be designated "City of Columbus, Ohio Brookshire Park Street Light Assessment Bond Anticipation Notes, 5-04".

Section 8. The Notes shall be issued only as one fully registered note, in the denomination of \$299,000; shall be numbered RN-1; shall be dated May 19, 2004; shall mature on August 19, 2005; and shall bear interest payable at maturity at the rate of two and fifteen-hundredths percent (2.15%) per annum. The Notes shall be subject to redemption, at a redemption price equal to the par amount redeemed, at the option of the City at any time prior to maturity upon one day's prior written notice to the Note Registrar.

Section 9. The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance; shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the principal office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall

complete, authenticate and deliver a new Note in the principal amount equal to the principal amount of the Note surrendered and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner, except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the transfer of the Notes. All Notes issued upon any transfer shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer.

Section 11. The Notes shall be sold to the City's Treasury Investment Board at a price equal to 100% of the principal amount thereof plus accrued interest, if any, from the dated date of the Notes to the date of purchase.

The proceeds from the sale of the Notes, except accrued interest or costs of issuance, allocable to the Notes shall be deposited in the City Treasury and applied to the payment of the costs of the project described in Section 1 of this Ordinance.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

Section 12. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or the Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceed which may be invested on an unrestricted yield or requires the city to rebate arbitrage profits (or penalties in lieu thereof) to the United

States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 13. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 15. The City Clerk is hereby directed to forward a certified copy of this ordinance to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0888-2004

**Drafting Date:** 05/05/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$354,000 for the Berwick I Street Light Assessment Project. The notes will be purchased by the City's Treasury Investment Board.

### **Title**

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$354,000 for the Berwick I Street Light Assessment Project. (\$354,000).

Section 55(b) of the City Charter

### **Body**

WHEREAS, pursuant to Ordinance 1998-2003 adopted September 22, 2003, this Council determined to proceed with the street lighting project described below in accordance with Resolution 033X-2003 adopted by this Council on March 10, 2003; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be

constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years and the maximum maturity of notes being five (5) years; and

WHEREAS, it is deemed necessary to issue notes in anticipation of the issuance of bonds, in the amount of \$354,000, to provide for the payment of a portion of the costs of the street lighting project described below;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. It is hereby declared necessary to issue bonds of the City of Columbus, Ohio, (the "City") in the principal sum of \$354,000 (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring for the Berwick I Area, including Burnaby Drive, Floribunda Drive, Halleck Place, Halleck Drive, Mitzi Drive, Peace Place, Rose View Drive, Schaaf Drive, Sonata Drive, Spartan Drive, Stafford Place, Talisman Court, Tiffany Court, Haddon Road from College Avenue to and including parcel number 010-101705, Kenview Road South from Halleck Place to and including parcel number 010-140920, Kenwick Road from Scottwood Road to Kenview Road South, Roosevelt Avenue from Scottwood Road to Sonata Drive, Scottwood Road from Haddon Road to James Road, and Sherbrooke Place from Scottwood Road to Stafford Place.

Section 2. The Bonds shall be of the denomination of \$5,000 or any integral multiple thereof (except that one Bond may be in the denomination of \$4,000 or any integral multiple of \$5,000 in excess thereof), shall be dated on or before the maturity date of the Notes hereinafter provided for and issued in anticipation of the issuance of such Bonds, shall bear interest at a rate presently estimated to be six and one-half per centum (6.5%) per annum, payable semiannually until the principal sum is paid and shall mature in ten (10) annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes (the "Notes") in the principal amount of \$354,000 shall be issued in anticipation of the levy and collection of said special assessments and in anticipation of the issuance of the Bonds for the purpose set forth above.

Section 4. After said improvements are completed and the costs thereof ascertained, Council shall by ordinance assess upon the benefited property, in the manner provided in the legislation referring to said improvements and heretofore adopted by this Council, the entire cost and expense thereof, except the portion to be paid by the City in accordance with the provisions of the Ohio Revised Code and Section 178 of the City Charter, and shall authorize the issuance of the Bonds under the provisions of Section 133.30 of the Ohio Revised Code and Section 189 of the City Charter.

All assessments collected for the improvements and the unexpended balances remaining in the special improvement fund after the cost and expense of the improvements have been paid, shall be applied to the payment of principal of and interest on the Notes, and then to the payment of principal of and interest on the Bonds.

Section 5. In the event that the special assessments are not levied or the Bonds are not issued to provide a fund for the payment of the Notes at maturity, a general tax shall be levied against all of the property in the City for the payment of the Notes and the interest thereon; provided, however, that during the years while the Notes are outstanding there shall be levied on all taxable property in the City, in addition to all other taxes and inside of the limitations of Article XII, Section 2, of the Constitution of Ohio, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and shall be collected by the same officer, in the same manner, and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. Funds derived from said levies hereby required shall be placed in a separate and distinct fund, which, together with interest collected on the same shall be irrevocably pledged for the payment of the principal and interest on the Notes or the Bonds when and as the same fall due; provided, however, that in each year to the extent that funds from the collection of the special assessments referred to in Section 1 hereof or other sources are lawfully available for the payment of the Notes and Bonds, and are appropriated for such purpose, the amount of such tax shall be reduced by the

amount of such funds so available and appropriated.

Section 6. The Notes shall be the full general obligation of the City and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. The Notes shall be designated "City of Columbus, Ohio Berwick I Street Light Assessment Bond Anticipation Notes, 5-04".

Section 8. The Notes shall be issued only as one fully registered note, in the denomination of \$354,000; shall be numbered RN-1; shall be dated May 19, 2004; shall mature on November 19, 2005; and shall bear interest payable at maturity at the rate of two and fifteen-hundredths percent (2.15%) per annum. The Notes shall be subject to redemption, at a redemption price equal to the par amount redeemed, at the option of the City at any time prior to maturity upon one day's prior written notice to the Note Registrar.

Section 9. The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance; shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the principal office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note in the principal amount equal to the principal amount of the Note surrendered and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the transfer of the Notes. All Notes issued upon any transfer shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer.

Section 11. The Notes shall be sold to the City's Treasury Investment Board at a price equal to 100% of the principal amount thereof plus accrued interest, if any, from the dated date of the Notes to the date of purchase.

The proceeds from the sale of the Notes, except accrued interest or costs of issuance, allocable to the Notes shall be deposited in the City Treasury and applied to the payment of the costs of the project described in Section 1 of this Ordinance.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

Section 12. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or the Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceed which may be invested on an unrestricted yield or requires the city to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 13. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 15. The City Clerk is hereby directed to forward a certified copy of this ordinance to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0889-2004

**Drafting Date:** 05/05/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$86,000 for the Longview Avenue Street Light Assessment Project. The notes will be purchased by the City's Treasury Investment Board.

### **Title**

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$86,000 for the Longview Avenue Street Light Assessment Project. (\$86,000).

Section 55(b) of the City Charter

### **Body**

WHEREAS, pursuant to Ordinance 2664-2003 adopted January 12, 2004, this Council determined to proceed with the street lighting project described below in accordance with Resolution 110X-2003 adopted by this Council on June 2, 2003; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years and the maximum maturity of notes being five (5) years; and

WHEREAS, it is deemed necessary to issue notes in anticipation of the issuance of bonds, in the amount of \$86,000, to provide for the payment of a portion of the costs of the street lighting project described below;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. It is hereby declared necessary to issue bonds of the City of Columbus, Ohio, (the "City") in the principal sum of \$86,000 (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring on Longview Avenue between North High Street and Calumet Street.

Section 2. The Bonds shall be of the denomination of \$5,000 or any integral multiple thereof (except that one Bond may be in the denomination of \$1,000 or any integral multiple of \$5,000 in excess thereof), shall be dated on or before the

maturity date of the Notes hereinafter provided for and issued in anticipation of the issuance of such Bonds, shall bear interest at a rate presently estimated to be six and one-half per centum (6.5%) per annum, payable semiannually until the principal sum is paid and shall mature in ten (10) annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes (the "Notes") in the principal amount of \$86,000 shall be issued in anticipation of the levy and collection of said special assessments and in anticipation of the issuance of the Bonds for the purpose set forth above.

Section 4. After said improvements are completed and the costs thereof ascertained, Council shall by ordinance assess upon the benefited property, in the manner provided in the legislation referring to said improvements and heretofore adopted by this Council, the entire cost and expense thereof, except the portion to be paid by the City in accordance with the provisions of the Ohio Revised Code and Section 178 of the City Charter, and shall authorize the issuance of the Bonds under the provisions of Section 133.30 of the Ohio Revised Code and Section 189 of the City Charter.

All assessments collected for the improvements and the unexpended balances remaining in the special improvement fund after the cost and expense of the improvements have been paid, shall be applied to the payment of principal of and interest on the Notes, and then to the payment of principal of and interest on the Bonds.

Section 5. In the event that the special assessments are not levied or the Bonds are not issued to provide a fund for the payment of the Notes at maturity, a general tax shall be levied against all of the property in the City for the payment of the Notes and the interest thereon; provided, however, that during the years while the Notes are outstanding there shall be levied on all taxable property in the City, in addition to all other taxes and inside of the limitations of Article XII, Section 2, of the Constitution of Ohio, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and shall be collected by the same officer, in the same manner, and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. Funds derived from said levies hereby required shall be placed in a separate and distinct fund, which, together with interest collected on the same shall be irrevocably pledged for the payment of the principal and interest on the Notes or the Bonds when and as the same fall due; provided, however, that in each year to the extent that funds from the collection of the special assessments referred to in Section 1 hereof or other sources are lawfully available for the payment of the Notes and Bonds, and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such funds so available and appropriated.

Section 6. The Notes shall be the full general obligation of the City and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. The Notes shall be designated "City of Columbus, Ohio Longview Avenue Street Light Assessment Bond Anticipation Notes, 5-04".

Section 8. The Notes shall be issued only as one fully registered note, in the denomination of \$86,000; shall be numbered RN-1; shall be dated May 19, 2004; shall mature on July 19, 2005; and shall bear interest payable at maturity at the rate of two and fifteen-hundredths percent (2.15%) per annum. The Notes shall be subject to redemption, at a redemption price equal to the par amount redeemed, at the option of the City at any time prior to maturity upon one day's prior written notice to the Note Registrar.

Section 9. The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance; shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and

delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the principal office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note in the principal amount equal to the principal amount of the Note surrendered and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the transfer of the Notes. All Notes issued upon any transfer shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer.

Section 11. The Notes shall be sold to the City's Treasury Investment Board at a price equal to 100% of the principal amount thereof plus accrued interest, if any, from the dated date of the Notes to the date of purchase.

The proceeds from the sale of the Notes, except accrued interest or costs of issuance, allocable to the Notes shall be deposited in the City Treasury and applied to the payment of the costs of the project described in Section 1 of this Ordinance.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

Section 12. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City

with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or the Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceed which may be invested on an unrestricted yield or requires the city to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 13. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 15. The City Clerk is hereby directed to forward a certified copy of this ordinance to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0895-2004

**Drafting Date:** 05/06/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

AN04-009

**BACKGROUND:** This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in PrairieTownship. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was

received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

**FISCAL IMPACT:** The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

**Title**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-009) of 55.9± Acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Prairie Township was duly filed by Cypress Wesleyan Church on May 5, 2004; and

**WHEREAS,** the church has committed to use the site only for church purposes

**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 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 55.9± acres in Prairie Township 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 26, 5433 Fisher Road, 10 Personnel/ 3 Paramedics.  
Apparatus responding: Paramedic/Engine, Ladder, and Medic.  
Time: 5.0 minutes.

**Second response** from: Station 12, 3200 Sullivant Avenue, 10 Personnel/ 3 Paramedics.  
Apparatus responding: Paramedic/Engine, Medic, and Ladder.  
Time: 12.0 minutes.

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

**Transportation:** Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

**Water:** The closest city watermain is about 700 feet to the north at the intersection of Alton Darby Road and Rothchester Drive. Extension of that water main would be at the expense of the developer.

**Sewer:**

Sanitary Sewer:

This area currently has approved means to temporarily get sewer service from existing sanitary sewers in the Village at Galloway Ridge development to the east via private force main. The City currently has plans to extend sewers to vicinity of the intersection of Alton-Darby Rd and W. Broad St. by year 2005. No additional plans are currently scheduled to extend sewers beyond that point.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

**Section 2.** If this 55.9 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 Township, 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 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.

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**Legislation Number:** 0926-2004

**Drafting Date:** 05/11/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**BACKGROUND: This ordinance authorizes the Director of Public Utilities to enter a Consent Order to resolve a lawsuit being filed by the State of Ohio regarding alleged violations by the City of Ohio's Water Pollution Control Act, Revised Code Chapter 6111.

FISCAL IMPACT: Funds are available for this settlement, which will cost One Hundred Thousand Dollars (\$100,000.00).  
d

**Title**CSO Consent Order: To authorize the Director of Public Utilities to enter a Consent Order on *State of Ohio ex rel. Petro v. City of Columbus* and to declare an emergency.

d

**Body**WHEREAS, the City of Columbus owns and operates a wastewater collection and treatment system; and

WHEREAS, approximately five percent of the collection system is a combined sewer system; and

WHEREAS, during wet weather, Columbus' combined sewer system occasionally overflows due to a lack of capacity in the system (known as combined sewer overflows or CSOs); and

WHEREAS, the City's water discharge permits and the Clear Water Act contain certain requirements for CSOs; and

WHEREAS, the State of Ohio has contacted the City and alleged that the City is in violation of those requirements, and that the State intends to file a civil lawsuit over the alleged violations; and

WHEREAS, the State and the City have entered into settlement negotiations regarding the proposed lawsuit, and have reached an agreement in principle with regard to the necessary injunctive relief and the civil penalty, which agreement is contained in the proposed Consent Order; and

WHEREAS, the proposed Consent Order requires the City to perform certain capital improvement projects and additional studies, which projects and studies will be authorized by separate legislation (if not already authorized); and

WHEREAS, the proposed Consent Order also requires the City to pay a civil penalty of One Hundred Thousand Dollars (\$100,000.00), as well as spend an additional One Hundred and Fifty Thousand Dollars (\$150,000.00) on a Supplemental Environmental Project over the next four years; and

WHEREAS, the Director of Public Utilities had determined that settlement of this matter under the terms and conditions of the proposed Consent Order is in the public interest; and

WHEREAS, an emergency exists in the usual daily operations of the City because resolving this matter before the State files a lawsuit will reduce the City's litigation expenses and exposure to additional fines and penalties; now therefore

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

**Section 1.** That the Director of Public Utilities is hereby authorized to enter the Consent Order in settlement of the concurrently field enforcement action, *State of Ohio ex rel. Petro v. City of Columbus*, upon such terms and conditions as are satisfactory to the Director and the City Attorney.

**Section 2.** That for the purposes of paying this settlement, there be and hereby is authorized to be expended by the Department of Public Utilities, Division of Sewerage and Drainage, Fund No. 650, OCA Code 605006, Object Level 1 -

05, Object Level 3 - 5527, the sum of One Hundred Thousand Dollars (\$100,000.00).

**Section 3.** That the City Auditor be and hereby is authorized to draw a warrant upon the City Treasurer in the sum of One Hundred Thousand Dollars (\$100,000.00), payable to the Treasurer, State of Ohio, upon receipt of a voucher and a release approved by the City Attorney.

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

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**Legislation Number:** 112X-2004

**Drafting Date:** 04/27/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### Explanation

#### Background:

The following is a resolution to declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Firestation #18 Prysock Acquisition Project**.

#### Fiscal Impact:

N/A

#### Emergency Justification:

Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay, thus facilitating the immediate commencement of construction necessary to the project.

### Title

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Firestation #18 Prysock Acquisition Project**, and to declare an emergency.

### Body

WHEREAS, the City of Columbus is engaged in the **Firestation #18 Prysock Acquisition Project**; and

WHEREAS, an emergency exists in the usual daily operation of the Public Safety, Division of Fire, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following described real estate necessary for the **Firestation #18 Prysock Acquisition Project, Project # N/A (340104-18)**, 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, County of Franklin, City of Columbus, being part of lot 178 as numbered and delineated upon Louis Heights addition thereof, of record in Plat Book 3, Page 222,

conveyed to Minnie Prysock by Deed of Record in Deed Book 3450, Page 777, All references are to the Franklin County Recorder's Office, Franklin County, Ohio.

Beginning for reference at a ½" inside diameter iron pipe found bearing in N 55°12'25" E, A distance of 0.30 feet from the Northwesterly corner of lot 253 of said subdivision conveyed to the City of Columbus by Deed of Record in Official Record 28683, Page D05, Also being the southeasterly corner of an alley (20 feet wide) and an alley (16 feet wide);

Thence in 21°41'40" E, a distance of 17.12 feet across said alley (16 feet wide) to a railroad spike set at the southwesterly corner of said lot 178 and the True Place of Beginning for this particular description;

Thence in 22°14'27" E, a distance of 13.99 feet along the westerly line of said lot 178, also being the easterly right of way line of said alley (20 feet wide) to an iron pipe set;

Thence along a curve to the left having a radius of 14.06 feet through a central angle of 85°49'13" in which a chord bears S 48°20'07"E, a distance of 19.15 feet through said lot 178 to an iron pin set in the southerly line of said lot 178, also being the northerly right of way line of said alley (16 feet wide);

Thence S 89°21'25"W, a distance of 19.60 feet along the southerly line of said lot 178 and right of way line of said alley to the True Place of Beginning containing 76.812 square feet more or less.

Iron Pipes set are ¾" inside diameter 30" long iron pipe with a yellow cap stamped (RAAB, P.S. 7863").

The basis of bearings for this survey are assumed due to the absence of bearings on the original plat of Louis Heights additional.

I hereby certify was prepared using measuring obtained by an actual field survey performed August, 2003 and is in accordance with the minimum standards for boundary surveys in the State of Ohio pursuant to Chapter 4733-37 of Ohio Administrative Code.

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.

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**Legislation Number:** 122X-2004

**Drafting Date:** 05/11/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ceremonial Resolution

## **Explanation**

### **Title**

**To declare May 18, 2004, as HIV Vaccine Awareness Day.**

### **Body**

**WHEREAS**, the Center for Disease Control and Prevention (CDC) estimate that as many as 950,000 Americans are living with HIV and 1,955 of this total are living in Columbus/Franklin County as of June 30, 2002; and

**WHEREAS**, over 40,000 people in the U.S. become infected with HIV yearly and of those, seventy percent are men, thirty percent are women and half are younger than 25 years of age; and

**WHEREAS**, more than half of all new HIV infections occur in African Americans, who make up 12 percent of the U.S. population; and

**WHEREAS**, AIDS is the fifth leading cause of death of African Americans ages 15-44 and is the number one cause of death in African American men of all ages; and

**WHEREAS**, in Franklin County, African Americans accounted for 18 percent of the population and 33 percent of people living with HIV/AIDS; and

**WHEREAS**, the best prevention for HIV infection is a safe and effective vaccine; and that the AIDS crisis is not over; HIV preventive vaccines are the best hope to stop the global epidemic

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

That May 18, 2004, be declared HIV Vaccine Awareness Day.

**BE IT FURTHER RESOLVED**, that we recognize and acknowledge the contribution of thousands of study volunteers, scientists, and health professionals committed to finding a safe and effective vaccine.

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**Legislation Number:** 123X-2004

**Drafting Date:** 05/11/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

title

Celebrating and recognizing the accomplishments and talent of BalletMet as they embark upon a six-day performance schedule at one of the premier dance venues in the world, The Joyce Theater in New York City, and to declare the week of May 24-30th as BalletMet week in Columbus.

body

WHEREAS, BalletMet has been selected to perform at New York City's premier dance venue, The Joyce Theater, May 25-30, 2004; and

WHEREAS, BalletMet is one of only 18 companies selected from an international field of 66 applicants; and

WHEREAS, the honor of performing at The Joyce Theater comes only after a rigorous and highly competitive artistic review process; and

WHEREAS, The Joyce Theater is the country's premier venue dedicated solely to dance; and

WHEREAS, BalletMet is one of America's finest and most creative dance companies; now, therefore

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

That this Council celebrates and recognizes the accomplishments and talent of BalletMet as they embark upon a six-day performance schedule at The Joyce Theater, one of the premier dance venues in the world; and

**BE IT FURTHER RESOLVED**, that the week of May 24-30th is hereby declared as BalletMet week in Columbus.

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**Legislation Number:** 124X-2004

**Drafting Date:** 05/11/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

## **Explanation**

### **Title**

*To recognize and congratulate Helen Churchill, as she celebrates her 100th Birthday on Sunday, May 16, 2004.*

### **Body**

**WHEREAS**, Helen Churchill came to Columbus, Ohio between the ages of 4 and 6 years old; she attended Garfield Elementary School and Leonard Avenue School; Ms. Churchill was blessed to have 6 sisters, 5 stepsisters, 1 brother, and 5 stepbrothers; and

**WHEREAS**, she has always been a very attractive woman and at an early age was given an offer to be in "Show Business," but her mother would not hear of it; and

**WHEREAS**, Ms. Churchill has been very active in her community and served her country during World War II by working in Columbus at a factory that manufactured military jeeps; and

**WHEREAS**, Mother Churchill has been blessed with 3 beautiful daughters, Victoria, Patricia, and Juanita, she has 12 grandchildren, 50 great grandchildren, 40 great great grand children, and 10 great great great grandchildren, and over 150 nieces and nephews; and

**WHEREAS**, during her life time, Ms. Churchill has been a faithful woman of God; she was a member of New Salem Baptist Church for 20 years, where she was a member of Pastor's Aide, she sang in the choir, and worked on the hospitality committee; she later joined Higher Ground Always Abounding Assemblies, there she became a Church Mother and worked in the Nursing Core; Ms. Churchill eventually joined her niece Alice and Pastor Jerry Pierce's church as a Mother and Adviser at Glory of God Ministries, which has recently merged with Strong Tower Church of Christ; now, therefore

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

That this Council does hereby recognize and applaud Helen Churchill on her 100th Birthday, and for a lifetime of outstanding service to her church and community on this 16th day of May, 2004.

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**Legislation Number:** 125X-2004

**Drafting Date:** 05/12/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

**Title**

To proclaim May 16-22, 2004 as ***NATIONAL EMERGENCY MEDICAL SERVICES WEEK***.

**Body**

**WHEREAS**, emergency medical services is a vital public service; and

**WHEREAS**, over 1,500 members of the Columbus Division of Fire provide lifesaving care to those in need 24 hours a day, seven days a week; and

**WHEREAS**, Columbus citizens benefit daily from the knowledge and expertise of these highly trained and dedicated individuals; and

**WHEREAS**, statistics clearly show that access to quality Emergency Medical Services (EMS) dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

**WHEREAS**, the Columbus Division of Fire became one of the first in the country to implement an innovative EMS delivery system that reduces response times and saves lives; and

**WHEREAS**, the Columbus Division of Fire is the first major metropolitan city to have an ambulance stationed at every fire station throughout the city; and

**WHEREAS**, the Columbus Division of Fire stresses the importance of citizens being prepared for a medical emergency, in ways such as knowing when to "Make the Right Call", learning CPR, and keeping up-to-date medical records for all family members; now, therefore

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

That this Council does hereby proclaim the week of May 16-22, 2004 as ***NATIONAL EMERGENCY MEDICAL SERVICES WEEK*** and convey our gratitude to all members of the Columbus Division of Fire for their outstanding contributions to the safety and well being of the citizens of Columbus.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be presented to the Columbus Division of Fire as a token of our esteem.

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**Legislation Number:** 126X-2004

**Drafting Date:** 05/14/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

**Title**

**To Commemorate the 50th Anniversary of Brown v. The Board of Education.**

**Body**

WHEREAS, the educational system in the United States historically mandated separate schools for children based solely on race; and

WHEREAS, numerous school integration cases were filed in United States courts, by African Americans who challenged the legality of separate facilities for African Americans, as early as 1849, in the case of Roberts v. City of Boston; and

WHEREAS, in 1896, in the case of Plessy v. Ferguson, the United State Supreme Court declared separate accommodations based on race constitutional and the Supreme Court's decision created the foundation for the "separate but equal" facilities doctrine that maintained segregated schools in the United States until 1954; and

WHEREAS, African American community leaders, The National Association for the Advancement of Colored People (NAACP) and other organizations became involved in a nationwide effort to establish equal educational opportunity to obtain full constitutional rights for African Americans; and

WHEREAS, five public school desegregation cases from Delaware, the District of Columbia, Kansas, South Carolina and Virginia were combined and became known as Oliver L. Brown, et al. vs. The Board of Education of Topeka, Kansas, et al.; and

WHEREAS, on May 17, 1954, the United States Supreme Court rendered a unanimous landmark decision in the case of Brown v. Board of Education, deciding that the doctrine of "separate but equal" had no place in the field of public education and separate educational facilities were inherently unequal and laws requiring or permitting racial segregation of schools violated equal protection; and

WHEREAS, the Brown v. Board of Education case initiated educational and social reform, shaped human rights policies, expanded civil rights and reaffirmed that all United States citizens were entitled to the fundamental rights guaranteed by the Declaration of Independence and the United States Constitution; and

WHEREAS, May 17, 2004 constitutes the fiftieth anniversary of Brown v. Board of Education United States Supreme Court decision; and

WHEREAS, disparities and inequalities in the educational experiences of children of African descent still exist in the field of education; and

WHEREAS, in the words of Chief Justice of the Supreme Court Earl Warren in 1954, "public education is a right which must be made available to all in equal terms;" and

WHEREAS, clear statistical evidence exists of the great differences in the economic, social and family backgrounds and educational opportunities of minority and majority race children, and of the relationship of these disparities to student achievement; and

WHEREAS, the 50th anniversary of Brown vs. Board of Education on May 17, 2004 offers an opportunity for a recommitment to the worthy goal of equal educational opportunity for every student - a goal that has yet to be achieved; now, therefore

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

That this Council joins with the Columbus Board of Education, Twin Rivers Chapter of the Links, Inc., the NAACP and all other concerned organizations in support of efforts to provide the constitutional right for every student of every race, color or creed to receive an equal education.

**Drafting Date:** 05/14/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

### **Explanation**

#### **Title**

To recognize Firefighters Dale B. Castle and Shane J. Lott for exemplary service in saving the lives of Amy Ferguson and her unborn child, to note their upcoming receipt of the 1st Annual “You've Gotta Have Heart” Award, and to promote the further deployment of automated external defibrillation devices in the Columbus community.

#### **Body**

**WHEREAS**, the Ohio Chapter of the American College of Emergency Physicians (Ohio ACEP) annually holds the “EMS Star of Life Awards” to honor the accomplishments of EMS personnel throughout Ohio during EMS Week; and,

**WHEREAS**, as part of that ceremony the ACEP gives the “You've Gotta Have Heart” Award to honor the EMS agencies and squad members who promptly respond to cardiac incidents with exemplary action that demonstrates their training and commitment; and,

**WHEREAS**, on January 22, 2003, Columbus Firefighters responded with heroism and dispatch to a call for help involving Amy Ferguson, a 22-year-old female who was 26 weeks pregnant; and,

**WHEREAS**, their dedication and quick action with the use of CPR and an automatic external defibrillation device (AED) saved two lives as Amy survived and later delivered a healthy baby; and

**WHEREAS**, it is important and appropriate that this Council continue the work of Project *HeartStart* to promote the further deployment of AED units throughout the Columbus community in cooperation with private and public partners; now, therefore,

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

That this Council honors and recognizes the life-saving performance of Columbus Firefighters Dale Castle and Shane Lott, and congratulates them on their well deserved receipt of the “You've Gotta Have Heart” Award.

# City RFPs, RFQs, and Bids

THE CITY BULLETIN  
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 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 I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

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

**DELINQUENT PERSONAL PROPERTY TAX:** All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

**LOCAL CREDIT:** For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - May 25, 2004 3:00 pm

SA001118 - FMD - CONSTRUCTION OF NEW F.S. 18

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

CONSTRUCTION OF NEW FIRE STATION 18,  
1628 CLEVELAND AVENUE, COLUMBUS, OHIO 43211

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, May 25, 2004 for CONSTRUCTION OF NEW FIRE STATION 18. The work for which bids are invited consist of construction of a new fire station.

Copies of the Contract Documents are available at Atlas Blueprint & Supply, 374 West Spring Street, Columbus, Ohio 43215 beginning Friday, April 30, 2004. Sets are available to prospective bidders at a NON-REFUNDABLE cost of \$125.00 for each set. Contract documents will NOT be available at the City of Columbus and will NOT be available at the pre-bid meeting.

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: CONSTRUCTION OF NEW FIRE STATION 18.

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.

PRE-BID MEETING

A pre-bid meeting will be held Tuesday, May 4, 2004 at 10:00 a.m., at the Fire Training Academy, 3639 Parsons Avenue, Columbus, Ohio 43207.

OSHA/EPA REQUIREMENTS

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

**CONSTRUCTION AND MATERIALS SPECIFICATIONS**

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specification are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE**

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

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.\* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

\*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 120 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

**SPECIAL REQUIREMENTS**

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

ORIGINAL PUBLISHING DATE: April 28, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001135 - FMD - RENOV. ROOF 220 GREENLAWN AVE.

ADVERTISEMENT FOR BIDS

RENOVATION OF ROOF, 220 GREENLAWN AVENUE

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, May 25, 2004 for RENOVATION OF ROOF, 220 GREENLAWN AVENUE. The work for which bids are invited consist of renovation of the roof with a polyurethane silicone roofing system.

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, May 10, 2004. 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 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF ROOF, 220 GREENLAWN AVENUE.

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.

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**PRE-BID MEETING**

A pre-bid meeting will be held Thursday, May 13, 2004 at 8:30 a.m., at 750 Piedmont Road, Columbus, Ohio 43224. A walk thru of 220 Greenlawn Avenue will take place after the pre-bid meeting.

**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 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

**SPECIAL REQUIREMENTS**

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

ORIGINAL PUBLISHING DATE: May 04, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001136 - FMD - RENOV. ROOF, 750 PIEDMONT RD.

ADVERTISEMENT FOR BIDS

RENOVATION OF ROOF, 750 PIEDMONT ROAD

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, May 25, 2004 for RENOVATION OF ROOF, 750 PIEDMONT ROAD. The work for which bids are invited consist of renovation of the roof with a polyurethane silicone roofing system.

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, May 10, 2004. 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 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF ROOF, 750 PIEDMONT ROAD.

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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

**PRE-BID MEETING**

A pre-bid meeting will be held at Thursday, May 13, 2004 at 8:30 a.m., at 750 Piedmont Road, Columbus, Ohio 43224.

**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 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 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 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

**SPECIAL REQUIREMENTS**

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

ORIGINAL PUBLISHING DATE: May 04, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - May 26, 2004 3:00 pm

SA001104 - FMD - RENOV. OF CHILLER F.S. 1

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF CHILLER AT FIRE STATION 1, 300 NORTH FOURTH STREET

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, May 4, 2004 for RENOVATION OF CHILLER AT FIRE STATION 1, 300 NORTH FOURTH STREET. The work for which bids are invited consist of renovation and installation of a new 60 ton chiller and condenser unit.

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 Wednesday, April 21, 2004. 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 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF CHILLER AT FIRE STATION 1, 300 NORTH FOURTH STREET.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

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

PRE-BID MEETING

A pre-bid meeting will be held Monday, April 26, 2004 at 9:00 a.m., at Fire Station 1, 300 North Fourth Street, Columbus, Ohio 43215.

OSHA/EPA REQUIREMENTS

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

**SPECIAL REQUIREMENTS**

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

ORIGINAL PUBLISHING DATE: April 15, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001115 - Land Application of Biosolids Service

ADVERTISEMENT FOR BIDS

Sealed Proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4105, until 3:00 p.m., Local Time, on Wednesday, May 26, 2004 and publicly opened and read at that hour and place for the service of : LAND APPLICATION OF BIOSOLIDS.

The work for which Proposals are invited, consists in general of the following:

1. Agronomic Application of Dewatered Biosolids: Dewatered biosolids ranging in total solids from 18% to 65% would be hauled, spread agronomically, and incorporated.
2. Agronomic Application of Liquid Biosolids: Liquid lime stabilized or anaerobically digested biosolids will be transported to City approved sites and land applied.
3. Lime Stabilization of Sewage Sludge: Purchase, addition, and mixing of hydrated lime or pH adjustment adjuncts to accomplish lime stabilization in accordance with 40 CFR Part 503. Sufficient mixing should be maintained to keep solids in suspension.
4. Agronomic Application of Lime: Excavation of water softening lime from a lagoon, transport and application at agronomic rates to cropland with landowners participating in the biosolids use program.
5. Transport sludge between Southerly and Jackson Pike WWTP: Load tanker trucks and transport liquid sludge between plants in emergencies to balance solids loading between WWTP.
6. Anaerobic Digester Cleaning: 6A: Transfer liquid sewage to other tanks by pumping. 6B: Removal of grit that must be jet into a "slurry" before pumping. 6B includes jetting and removal of grit and sludge from the digester. Cost of trucking and land application is separate and paid under Bid Item #2.
7. Extended Hauling Distance: Unit cost to transport and apply biosolids beyond the twenty (20) mile project radius at the request of the City. This is in addition to the unit cost of transport and application inside the project radius of twenty miles.
8. Transport of Dewatered Residuals to Landfill: Unit cost to transport treated or untreated sewage sludge cake or ash to a landfill.
- 8A. Mobilization of Trailers: Unit cost per semi trailer to mobilize to meet special equipment specifications to avoid spillage.
- 8B. Demobilization of Trailers: Unit cost per semi trailer to demobilize special transportation equipment designed to avoid spillage.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Bids shall be a Lump Sum (or Unit Price) basis as shown in the Proposal.

Copies of the Bidding Documents as defined in General Conditions (Section 00700, Article 1, Paragraph 1.01 A.1) are or will be on file and may be examined at the following locations:

Proposals must be submitted on the Proposal forms contained in Volume I of the Project Manual and the said Volume of the Project Manual must be submitted IN ITS ENTIRETY in a sealed envelope marked "BIDS FOR: LAND APPLICATION OF BIOSOLIDS.

PRE-BID CONFERENCE: There will be a Pre-bid Conference held at the Southerly Wastewater Treatment Plant, Administration Building Conference Room, 6977 South High Street, Lockbourne, Ohio, on Wednesday, May 12, 2004 at 1:00 pm. Following the pre-bid meeting, a tour will be made to allow the prospective Bidders to inspect the project area and facilities.

Bidders shall provide proof of qualifications to perform the Work as described in Paragraph 1.04 of the Instructions to Bidders.

The Bidder is required to submit a Proposal Guaranty (certified check or Proposal Bond in the form provided) in accordance with Paragraph 1.10 of the Instructions to Bidders. The amount of the Guaranty shall not be less than ten (10) percent of the Bid submitted.

Contract time of commencement and completion will be in accordance with the Contract.

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 I, 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 contractors employees as well as requiring those contractors to ensure that subcontractors withhold in alike manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders Are Charged with Notice of Section 5719.042 of the Ohio Revised Code.

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to reject any and all Bids, and to hold Bids for a period of 180 days after the Bid opening for evaluating both the Bidders and their Proposals. The award of the Contract may be made at any time during that period.

Cheryl L. Roberto  
Director of Public Utilities  
ORIGINAL PUBLISHING DATE: April 22, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001119 - Columbus/Kossuth St. Sewer Replacement

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 4190, until 3:00 p.m. Local Time on May 26, 2004 and publicly opened and read at that hour and place for the following project:

COLUMBUS/KOSSUTH STREETS SEWER REPLACEMENT PROJECT  
CAPITAL IMPROVEMENT PROJECT NO. 650631

The City of Columbus contact person for this project is Jack D. Wallick, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-4693. The work for which proposals are invited consists of the following: Open cut installation of total of approximately 3,037 LF of 27-inch and 24-inch sanitary sewer pipe; on-grade directional drilling installation of approximately 2,652 LF of 24-inch, 18-inch and 12-inch pipe; 27 manholes, 5,480 LF of 15-inch, 12-inch, 10-inch and 8-inch sewer abandonment and 797 LF of Cured-in-Place Pipe (CIPP). The project site is located along Columbus St., Kelton Ave. and Kossuth St. from the alley west of Linwood Ave. to Rhoads Ave. Related work includes pavement replacement, service lateral reconnection, traffic maintenance, curb ramp installation and any other work necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans (CC-13348) will be available beginning May 3, 2004 at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3051, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released. Video tapes and logs of the internal sewer inspection are available at no cost for the first set to those bidding on CIPP work. Additional sets of video tapes will be the responsibility of the bidder.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

COLUMBUS STREET/KOSSUTH STREET SEWER REPLACEMENT PROJECT  
CAPITAL IMPROVEMENT PROJECT NO. 650631

PROJECT BIDDING-CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials. The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

- 1) INSITUFORM
- 2) IN LINER USA
- 3) CIPP CORP
- 4) NATIONAL LINER

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

**PROPOSAL GUARANTY**

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

**CONTRACT PREVAILING WAGE DETERMINATION**

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

**CONTRACT PERFORMANCE AND PAYMENT BOND**

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

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

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

**CONTRACT COMPLIANCE REQUIREMENTS**

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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

**BID CANCELLATION AND REJECTIONS**

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

**SUBSURFACE DATA**

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

**CONTRACT COMPLETION**

The work under this contract shall be completed in a manner acceptable to the City within 360 calendar days after the effective date of the Notice to Proceed.

**SPECIAL REQUIREMENTS**

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

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

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

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

Questions or inquiries with regard to this provision should be forwarded to the Ohio EPA, Procedural Compliance Unit, Division of Environmental and Financial Assistance, P. O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2832.

**SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)**

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

**VIOLATING FACILITIES**

All prospective bidders shall be required to comply with all applicable standards, order, or requirements

THE CITY BULLETIN  
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under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

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Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: April 30, 2004

SA001129 - WATER MAINLINE VALVE REPLACEMENTS CT

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

DIVISION OF WATER

MAINLINE VALVE REPLACEMENTS

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 of the City of Columbus, Ohio, at her office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on May 26, 2004, and publicly opened and read at the hour and place for Mainline Valve Replacements. The work for which proposals are invited consists of providing the labor, material and equipment to install replacement mainline valves at various locations within the City of Columbus, Ohio and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents are available to prospective bidders in the office of the Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215.

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

MAINLINE VALVE REPLACEMENTS  
CONTRACT NO. 1048, CIP NO. 690395

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,

**THE CITY BULLETIN**  
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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 the bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

**BID CANCELLATION AND REJECTIONS**

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

**SPECIAL REQUIREMENTS**

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

**CONTACT PERSON:** Gregory J. Moore, Operations Engineer, Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

**CITY BULLETIN DATES**

1) May 8, 2004

2) May 15, 2004

**ORIGINAL PUBLISHING DATE:** April 28, 2004

**BID OPENING DATE - May 27, 2004 11:00 am**

SA001085 - DAT, DLT AND LTO TAPE DRIVE SUPPLIES

<p>THE CITY BULLETIN BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS</p>
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City of Columbus, Ohio  
 INFORMATION SERVICES DIVISION  
 DEPARTMENT OF TECHNOLOGY  
 SPECIFICATIONS FOR DAT, DLT AND LTO TAPE DRIVE SUPPLIES  
 February 18, 2004

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Operations section, Department of Technology is seeking to enter into a blanket order contract to purchase the following tape media as needed:

Type of Recording Media	Size Requirement	Amount
DLT IV cleaning tape	N/A	10
DLT IV	40gb/80gb	350
LTO	100gb/200gb	250
LTO cleaning tape	N/A	10
4MM DAT DDS 2	8 GB capacity	100

Supplies are to be delivered upon request by Operations after bid award. All media will be delivered to 1601 Arlingate LN, Columbus, Ohio 43228. The media must be delivered within 10 working days of request.

1.2 The DLT IV tapes will be used in DLT4000/7000/8000 drives. The tapes must be able to be formatted in either 35gb (native) to 40 gb (native) and up to 80gb COMPRESSED.

1.3 All media is to be NEW; used or re-certified or reconditioned tapes are not acceptable.

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: May 04, 2004

SA001111 - LONG DISTANCE SERVICES

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Technology, Telephone Services to obtain formal bids to establish a contract for the purchase of Long Distance Telephone Service for use on all phones operating within the current City Centrex System which services not only all City Agencies, but also some non-City agencies as well, such as the Columbus Metropolitan Libraries and the Columbus Zoo. The City anticipates the resulting contract is to be awarded to the lowest responsible and responsive and best ITB during the second quarter of 2004.

1.2 Classification:

- 1.2.1. Service as listed in Section 3 Requirements
- 1.2.2. Billing and Invoicing as listed in Section 3 Requirements
- 1.2.3. Maintenance as listed in Section 3 Requirements
- 1.2.4. Conversion as listed in Section 3 Requirements

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: April 23, 2004

SA001121 - PURCHASE OF CIRCUIT BREAKERS

1.1 Scope: It is the intent of the City of Columbus, Division of Electricity, to obtain formal bids for the purchase of Circuit Breakers to replace existing oil circuit breakers to comply with U.S. E.P.A. mandated Spill Prevention Control and Countermeasures requirements to be delivered to various Division of Electricity sites in Columbus, Ohio by September, 2004.

1.2 Classification: The successful vendor shall be responsible for the design, furnishing and delivery of free standing outdoor power circuit breakers and free standing control panels, including all accessories and appurtenances necessary to effect complete operating units as specified herein.

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: May 14, 2004

SA001126 - POLE LINE HARDWARE

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Electricity, to obtain formal bids to establish a Universal Term Contract for the purchase of pole line hardware items for daily operations for a period of two (2) years with a possible one (1) year extension.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option to purchase and delivery of various pole line hardware items as specified herein.

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: May 07, 2004

SA001127 - PURCHASE OF ALUMINUM, FIBERGLASS POLES

1.1 Scope: It is the intent of the City of Columbus, Division of Electricity, to obtain formal bids to purchase Aluminum, Fiberglass and Cast Iron Poles, Aluminum Bases and Brackets for the purpose of installing and maintaining the City's street lighting system.

1.2 Classification: The contract resulting from this proposal will provide the Division of Electricity with aluminum, fiberglass, cast iron poles, aluminum bases and brackets to be used throughout the City of Columbus. The material and/or equipment furnished under this contract shall be the standard product of a responsible manufacturer and/or producer who has adequate facilities for who has had not less than five (5) years of experience, immediately preceding bidding date, in the manufacture, production and testing of the material and/or equipment called for by this proposal.

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: May 07, 2004

SA001139 - Police Service & Training Ammunition UTC

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Division of Police is obtaining bids to establish a Universal Term Contract for the purchase of service and training ammunition. It is estimated that 3,495,000 rounds of ammunition will be purchased annually. Deliveries will be made to 2609 McKinley Avenue, Columbus, Ohio 43204. The contract will be in effect through December 31, 2005.

1.2 Classification: Items included in the bid are: CCI Blazer 45 Auto 230 Grain TMJ (Clean Fire), Federal Hydra-shok 45 Cal. 230 Grain, CCI Blazer 38 Cal. 158 Grain (Clean Fire), 9mm CCI Gold Dot 124 Grain, Winchester 38 Caliber Special 130 Grain JHP+P, CCI Blazer 40 Cal. 180 Grain TMJ Clean Fire, and 40 Caliber Federal 180 Grain HST.

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: May 07, 2004

SA001134 - CURB REPAIR - 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on May 27, 2004, for CURB REPAIR - 2004. The work for which proposals are invited consists of replacing concrete curb and gutters, under-drains, roof drains 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 \$10.00 for the 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 CURB REPAIR - 2004.

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**

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Subsurface data was not obtained for project design purposes.

**PRE-BID CONFERENCE**

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

**CONTRACT COMPLETION**

The contract completion time is 365 calendar days from the date of notice to proceed.

**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 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 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 interests of the City.

**PLANS ARE AVAILABLE ON:**

May 6, 2004

ORIGINAL PUBLISHING DATE: May 01, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001137 - RESURFACING 2004 PROJECT 2 (OPWC)

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on May 27, 2004, for Resurfacing 2004 Project 2 (OPWC), 1545 DR. A. The work for which proposals are invited consists of planning, asphalt overlay, concrete wheelchair ramps, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$20.00 per set. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Resurfacing 2004 Project 2 (OPWC).

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**

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

**CONTRACT PERFORMANCE AND PAYMENT BOND**

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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

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

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

**PRE-BID CONFERENCE Not Applicable**

**CONTRACT COMPLETION**

The contract completion date is 150 calendar days from Notice to Proceed.

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front St, 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS 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 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 interests of the City.

**SPECIAL REQUIREMENTS**

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

corporations organized under the laws of any other state.

**OPWC REQUIREMENTS**

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

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

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

**PLANS ARE AVAILABLE ON:**

1) May 10, 2004

ORIGINAL PUBLISHING DATE: May 06, 2004

BID OPENING DATE - June 1, 2004 11:00 am

SA001142 - r&p: Dodge Community Ctr.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, June 15, 2004, and publicly opened and read immediately thereafter for:

THE DODGE COMMUNITY CENTER

The work for which proposals are invited consists of a new community center building (32,132 SF), parking, ball field, playground, demolition of existing building, site work including extensive site utilities and building pad soil replacement, and other such work as may be necessary to complete the contract in accordance with the plans and specifications

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at

Key Blue Prints, Inc.  
6180 Cleveland Avenue  
Columbus, Ohio 43231  
Phone: 614/899-6180

upon a non-refundable payment of \$100.00 per package.

Contact Information:

Owner: City of Columbus - Recreation and Parks - 614/645-5765  
Architect/Engineer: Schooley Caldwell Associates - 614/628-0300

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 "Dodge Community Center."

PRE-BID CONFERENCE

A Pre-bid Conference will be held June 1, 2004, at 10:00 a.m. at:

Dodge Recreation Center, 667 Sullivant Avenue, Columbus, Ohio

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

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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.

Thomas L. Kaplin, President  
Recreation and Parks Commission

Wayne A. Roberts, Executive Director  
Recreation and Parks Department

ORIGINAL PUBLISHING DATE: May 12, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001116 - FMD - ROOF RENOV. MARION RD. ADMIN. BLDG

ADVERTISEMENT FOR BIDS

RENOVATION OF ROOF, ADMINISTRATION BUILDING, 1250 MARION ROAD

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, June 1, 2004 for RENOVATION OF ROOF, ADMINISTRATION BUILDING, 1250 MARION ROAD. The work for which bids are invited consist of renovation of the roof.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, April 26, 2004. 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 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF ROOF, ADMINISTRATION BUILDING, 1250 MARION ROAD.

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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

**PRE-BID MEETING**

A pre-bid meeting will be held Thursday, May 6, 2004 at 1:00 p.m., at 2100 Alum Creek Drive, Columbus, Ohio 43207.

**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 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 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 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

**SPECIAL REQUIREMENTS**

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

ORIGINAL PUBLISHING DATE: April 28, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001117 - FMD - ROOF RENOV. ALUM CREEK ADMIN. BLDG

ADVERTISEMENT FOR BIDS

RENOVATION OF ROOF, ADMINISTRATION BUILDING,  
2100 ALUM CREEK DRIVE

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, June 1, 2004 for RENOVATION OF ROOF, ADMINISTRATION BUILDING, 2100 ALUM CREEK DRIVE. The work for which bids are invited consist of renovation of the roof.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, April 26, 2004. 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 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF ROOF, ADMINISTRATION BUILDING, 2100 ALUM CREEK DRIVE.

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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

**PRE-BID MEETING**

A pre-bid meeting will be held Thursday, May 6, 2004 at 1:00 p.m., at 2100 Alum Creek Drive, Columbus, Ohio 43207.

**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 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 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 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

**SPECIAL REQUIREMENTS**

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

ORIGINAL PUBLISHING DATE: April 28, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - June 3, 2004 11:00 am

SA001144 - r&p: Lazelle Community Rec Ctr

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Thursday, June 17, 2004, and publicly opened and read immediately thereafter for:

LAZELLE COMMUNITY RECREATION CENTER

The work for which proposals are invited consists of a new 30,000 sq. ft. community recreation center including a gymnasium, multi-purpose room, game room, fitness room, arts and crafts rooms, kitchen area, related site work, parking, and other such work as may be necessary to complete the contract in accordance with the plans and specifications. New center will be located on the north side off Sancus Blvd. in Lazalle Woods Park.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at

Key Blue Prints, Inc.  
6180 Cleveland Avenue  
Columbus, Ohio 43231  
Phone: 614/899-6180

upon a non-refundable payment of \$90.00 per package.

Contact Information:

Owner: City of Columbus - Recreation and Parks - 614/645-5765  
Architect/Engineer: Design Group- 614/255-0515

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 "Dodge Community Center."

PRE-BID CONFERENCE

A Pre-bid Conference will be held June 3, 2004, at 10:00 a.m. at:

Wolfe Park Shelterhouse, 105 Park Dr., Columbus, Ohio 43209.  
Located near SE Corner of Broad and Nelson.

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

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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.

Thomas L. Kaplin, President  
Recreation and Parks Commission

Wayne A. Roberts, Executive Director

THE CITY BULLETIN  
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Recreation and Parks Department  
ORIGINAL PUBLISHING DATE: May 12, 2004

SA001148 - Purchase of Comparison Microscope System

1.0 SCOPE & CLASSIFICATION

1.1 SCOPE: The City of Columbus, Division of Police is obtaining bids to establish a contract for the purchase of a comparison microscope system to be used for the identification of firearms and toolmark evidence at the Police Crime Laboratory. The system will be delivered to 520 King Avenue, 2nd Floor, Columbus, Ohio 43201.

1.2 CLASSIFICATION: System will include the following: Leica FS C comparison microscope including motorized table and integrated automated comparison bridge with ergonomic tube; high-resolution digital camera; personal computer with Windows XP Home Edition; Leica DFC Driver software; and adjustable laboratory task chair suitable for use with system. Additionally, installation of the complete system and 8 hours of on-site training of the analysts will be 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: May 15, 2004

BID OPENING DATE - June 8, 2004 11:00 am

SA001143 - CRPD Livingston Park Improvements

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, June 8, 2004, and publicly opened and read immediately thereafter for:

LIVINGSTON PARK IMPROVEMENTS

The work for which proposals are invited consists of asphalt removal, asphalt overlay and striping, concrete paving, tree plantings, fine grading and seeding and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on May 17 at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-3308 upon a non-refundable payment of \$25.00 per package made out to Columbus City Treasurer.

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 "Livingston Park 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 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

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**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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.

Thomas L. Kaplin, President  
Recreation and Parks Commission

Wayne A. Roberts, Executive Director  
Recreation & Parks Department

**CITY BULLETIN DATES:**

- 1) May 15, 2004
- 2) May 22, 2004
- 3.) May 29, 2004

ORIGINAL PUBLISHING DATE: May 12, 2004

**BID OPENING DATE - June 9, 2004 3:00 pm**

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001141 - Electrical System Upgrades

ADVERTISEMENT FOR BIDS

BIDS FOR:

Electrical System Upgrade  
Capital Improvements Project No. 650346  
Southerly Wastewater Treatment Plant  
Contract S68

OWNER:

City of Columbus, Ohio  
Division of Sewerage and Drainage  
General Engineering Section  
W. Keith Gilbert, P.E.

DESIGN PROFESSIONAL

URS Corporation  
277 West Nationwide Boulevard  
Columbus, Ohio 43215  
614-464-4500

BID OPENING:

Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4105, until 3:00 p.m. Local Time on Wednesday, June 9, 2004 at which time they will be publicly opened and read.

DESCRIPTION OF WORK:

The project consists in general of the following:

1. Provide a double-ended substation (14.4 kV - 2400V) and switchgear for Center (CAC) and West (WAC) Aeration facilities. The new substations shall be installed in new conditioned rooms to be constructed in Center (CAC) and West (WAC) Aeration facilities.
2. Replace existing MCCs in Center Preaeration (CPA). These MCCs include K and D.
3. Replace the existing MCCs in the primary clarifier area. These MCCs include E and F in the Center Primary (CPC) and L and M in the West Primary (WPC).
4. Provide a double-ended substation located in the Sludge Control Building (SCB) to replace the function of the SST-12, SST-13 in SCB and the SST-05 in Sludge Concentration Building (SCC). The new substation shall be sized to accommodate the future expansion of the Southerly Digester system (CIP-353). The new substation will feed the existing switchgear in Sludge Control and the Sludge Concentration Building.

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5. Four (4) transformers SST-07 (CAC), SST-08 (WAC), SST-12 (SCB), and SST-05 (SCC) containing PCB fluid, shall be properly removed and disposed of under this contract.
6. Replace the existing (9) 2400V reduced voltage blower starters in Center (CAC) and West (WAC) Aeration facilities with solid state soft-start starters.
7. Expand the existing Square D CMH 4000 Power Monitoring System to monitor all of the switchgear provided under this Project.
8. Re-wind (8) of the (9) existing 2400V Blower Induction motors in Center (CAC) and West (WAC) Aeration facilities. Provide a general maintenance service for each of the (9) Blowers and replace Blower components, as indicated. Replace the existing vibration sensors and monitoring systems for each of the (9) Blowers and Motors then integrate the new sensors and system into the existing plant wide Instrumentation and Control (I&C) System.
9. Add miscellaneous Input and Outputs to the existing plant-wide Instrumentation and Control (I&C) System. Modify PLC programming, HMI software programming, and HMI software screens, as indicated.

**BASIS OF BIDS:**

A single proposal, lump sum, will be received for a Contract including all Trades.

**EXAMINATION AND PROCUREMENT OF DOCUMENTS:**

Bidding Documents may be examined at the following locations:

1. Division of Sewerage and Drainage, General Engineering Section, CMT Trailer Complex, Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne, Ohio 43137.
2. URS Corporation, 277 West Nationwide Boulevard, Columbus, Ohio 43215.
3. Plan Room, Builder's Exchange, 1175 Dublin Road, Columbus, Ohio.
4. Plan Room, Builder's Exchange, 2077 Embury Park Road, Dayton, Ohio.
5. Plan Room, Builder's Exchange, 981 Keynote Circle, Cleveland, Ohio.
6. F.W. Dodge Corporation, 1175 Dublin Road, Columbus, Ohio.
7. F.W. Dodge Corporation, 655 Eden Park Drive, Suite 515 Baldwin Buildings, Cincinnati, Ohio.
8. Dodge/SCAN, 1255 Euclid Avenue, Cleveland, Ohio.
9. Dodge Reports, 3077 South Kettering Boulevard, Dayton, Ohio.
10. Minority Contractors and Business Assistance Center, 1000 East Main Street, Columbus, Ohio.

Copies of the Bidding Documents may be purchased from Atlas Blueprint & Supply, 374 West Spring Street, Columbus, Ohio 43215; 614-224-5149, or via their website at "atlasblueprint.com" upon payment of

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

\$250.00 per set. No refunds will be made. Checks shall be made payable to URS Corporation. The Bidding Document packet will include one full size set of Drawings with printed Project Manual. Compact Discs containing PDF files of the Drawings and Project Manual (except Volume 1) may be purchased separately for viewing purposes through Atlas Blueprint & Supply upon payment of \$30.00 per CD-ROM. No refunds will be made. Checks shall be made payable to URS Corporation. A purchaser of said CD-ROM who does not purchase the printed Drawing/Project Manual Bid Document set will NOT be considered a plan holder, will not receive Addenda, and will not be able to submit a proposal using this CD-ROM.

**PRE-BID CONFERENCE:**

There will be a pre-Bid conference held at Southerly Wastewater Treatment Plant, Administration Building Conference Room, 6977 S. High Street, Lockbourne, Ohio 43137 on Wednesday, May 26, 2004 at 9:00 a.m. Following the pre-Bid conference, a tour will be given to allow the Bidders to inspect the Project area and facilities. Bidders are strongly encouraged to attend and participate in the conference and walk-through tour. Attendance is not required for Plan Holders to submit a Bid.

**BIDDER'S QUALIFICATIONS:**

Bidders shall provide proof of qualifications to perform the Work as described in Article 3 of the Instructions to Bidders.

**BID SECURITY:**

A Bid security in the amount of not less than 10 percent of the Bidder's maximum Bid price must accompany each Bid in accordance with Article 9 of the Instructions to Bidders.

**CONTRACT TIME:**

Contract time of commencement and completion shall be in accordance with the Contract.

**CONTRACT PERFORMANCE AND PAYMENT BOND:**

A Contract Performance and Payment Bond of 100 percent of the amount of the Contract, with a satisfactory surety or sureties, licensed to conduct business in the State of Ohio, as described in the Instructions to Bidders, will be required to assure the faithful performance of the Work.

**PREVAILING WAGE RATES:**

Wage rates for the Work shall not be less than the prevailing wages included as a part of the Contract Documents.

**LICENSING OF CORPORATIONS:**

Particular attention of Bidders is directed to the statutory requirements of the State of Ohio relative to licensing of entities incorporated under the laws of any other State.

**LOAN FUND:**

Funding for this Project will be obtained through the Water Pollution Control Loan Fund (WPCLF) and the Project will be subject to applicable State and Federal Regulations. This procurement is subject to the EPA policy of encouraging the participation of small businesses in rural areas (SBRAs).

**CONTRACT COMPLIANCE REQUIREMENTS:**

Each responsive Bidder shall submit, with its Bid, a City of Columbus Contract Compliance Certification Number (CCCN) or a completed application for certification.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

**LOCAL BUSINESS CREDIT:**

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a local Bidder shall receive a credit equal to 1 percent or \$20,000, whichever is less, of the lowest Bid submitted by a non-local Bidder. The local business credit does not reduce the amount of the Contract. A local Bidder is an individual or business entity: (1) whose principal place of business is located within the corporation limits of the City of Columbus or the County of Franklin as registered in official documents filed with Secretary of State, State of Ohio, or Franklin County Recorder's Office; or (2) who holds a valid vendor's license which indicates its principal place of business is located within the corporation limits of the City of Columbus or County of Franklin.

**LOCAL WORKFORCE CREDIT:**

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a bidder with a local workforce shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The local workforce credit does not reduce the amount of the Contract. A local workforce is when the bidder draws its (proposed for this Project) employees mainly (51 percent) from Columbus, Franklin County or counties contiguous to Franklin County.

**QUALITY TRAINING CONTRACTOR CREDIT:**

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bidder who provides for quality training shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The quality training contractor credit does not reduce the amount of the Contract. A quality training Bidder is a Bidder whose employees graduated from or participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor is such apprenticeship programs are available.

**HEALTH INSURANCE PROVIDED CREDIT:**

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bid proposed a Bidder and all subcontractor(s) who provide health insurance shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The health insurance provided credit does not reduce the amount of the Contract. Providing health insurance means that the employer pays directly, or through an agent, a portion of premium on behalf of their employees (proposed to work on this Project) into a health insurance program with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain their own health insurance on the open market, specifically does not meet the acceptable definition.

**RETIREMENT OR PENSION PLAN PROVIDED CREDIT:**

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bidder who provides a retirement or pension plan shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The retirement or pension plan provided credit does not reduce the amount of the Contract. Providing a retirement or pension plan means that the employer pays directly, or through an agent, a portion of the premium for their employees (proposed to work on this Project) into a retirement or pension plan with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain their own retirement or pension plan on the open market, specifically does not meet the acceptable definition.

**RIGHT TO REJECT BIDS:**

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel this

THE CITY BULLETIN  
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Advertisement for Bids, to reject any and/or all Bids, to waive informalities, to hold Bids for a period of 180 days after the Bid opening, to make an award of the Contract at any time during that 180 day period, and/or to advertise for new Bids, when such action is deemed by the Director to be in the best interests of the City.

Cheryl Roberto  
Director of Public Utilities

PUBLICATION DATES:  
City Bulletin: 05/12/04 thru Bid Period til 06/09/04  
Columbus Dispatch: 05/12/04 & 05/26/04  
Cleveland Plain Dealer: 05/12/04 & 05/26/04  
The Call and Post: 05/12/04 & 05/26/04  
Business First: 05/12/04 & 05/26/04  
ORIGINAL PUBLISHING DATE: May 11, 2004

BID OPENING DATE - June 10, 2004 11:00 am

SA001120 - WATER METERS & APPURTENANCES

1.1 Scope: It is the intent of this Bid Proposal to provide the City of Columbus, Division of Water, with a firm offer to purchase water meters and various appurtenances for installation in the City's water distribution system.

1.2 Classification: This proposal is for the purchase and delivery of water meters and various appurtenances only.

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: May 19, 2004

BID OPENING DATE - June 16, 2004 3:00 pm

SA001140 - Mold Remediation&Insulation Replacement

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

City of Columbus  
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 June 16, 2004, and publicly opened and read at that hour and place for the following project: Southerly Wastewater Treatment Plant Mold Remediation and Pipe Insulation Replacement

Copies of the Contract Documents are on file with the Division of Sewerage and Drainage, Fiscal Office, 910 Dublin Road, Room 4164, Columbus, Ohio, 43215, and are available at no cost by contacting Joe Lombardi at (614) 645-6031 or email at jalombardi@columbus.gov.

PROJECT CONTACT: The lead contact for this project is Mr. Paul King (614) 645-3248.

All items must be included and totaled but listed separate.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: Southerly Wastewater Treatment Plant Mold Remediation and Pipe Insulation Replacement.

**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 1, Title 39 Columbus City Code, 1959 is a condition of the Contract. Applications for certification may be obtained by calling (614) 645-3666

**SPECIAL REQUIREMENTS**

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

**PRE-BID CONFERENCE**

A pre-bid conference for this project will be held on Wednesday June 2, 2004 9:30 am (EST) at the Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne OH 43137.

**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.

**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. The amount of 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.

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PREVAILING WAGE

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

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.

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 PERFORMANCE AND PAYMENT BOND

A contract performance bond and payment bond of ONE HUNDRED PERCENT (100%) 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 Material Specifications (CMSC), latest edition, will be required to assure the faithful performance of the work.

ORIGINAL PUBLISHING DATE: May 18, 2004

BID OPENING DATE - June 17, 2004 11:00 am

SA001147 - PHOTO RED LIGHT ENFORCEMENT SYSTEM

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus (CoC), Division of Police (DoP) is seeking Referral for Proposals (RFP) for a Photo Red Light Enforcement Program (program). The DoP is interested in exploring all available options comprising the makeup of a Photo Red Light Enforcement Program.

The contract will be for a period of three years and, given agreement by both parties, a one-time, one year extension.

The program shall include an education and awareness segment for the public, installation and testing of the system, and the issuance, collection, and appeal segment for the citations.

The purpose of the program is increased public safety through the enforcement of traffic laws associated with the red light traffic signal violations.

To this end, the goal of the Columbus Ohio Division of Police is to reduce the number of collisions and related death and injuries within the City of Columbus.

There will be a Pre-Bid Conference on June 2, 2004 at 10:00 AM Local Time.

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: May 15, 2004

SA001145 - FMD - PROF.SERV. HVAC PIEDMONT

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR STATEMENTS OF QUALIFICATION (RFSQ)

FOR

CITY OF COLUMBUS FACILITIES UNDER THE PURVIEW OF THE FACILITIES MANAGEMENT DIVISION

PROFESSIONAL SERVICES FOR RENOVATION OF H.V.A.C., DIRECT DIGITAL CONTROLS AND FIRE ALARM SYSTEM AT 750 PIEDMONT ROAD, COLUMBUS, OHIO 43224

FACILITIES MANAGEMENT DIVISION  
DEPARTMENT OF PUBLIC SERVICE  
CITY OF COLUMBUS

Qualifications will be received by the Division of Facilities Management's Administrator, Room B16, 90 West Broad Street, Columbus, Ohio 43215, until Thursday, June 17, 2004 by 4:00 p.m., for professional design services as requested by the Division of Facilities Management.

The scope of the work shall be for complete design services, but not necessarily limited to:

Master plan and design of new HVAC, direct digital controls and fire alarm system at 750 Piedmont Road.

A pre-proposal meeting is scheduled for Monday, May 24, 2004 at 1:00 p.m. at 750 Piedmont Road, Columbus, Ohio 43224.

Any interested firms may pick up the Request for Statements of Qualifications beginning Wednesday, May 19, 2004 in the Division of Facilities Management, Room B16, Columbus, Ohio 43215.

Criteria will be based on:

- 1) Location of Lead consultant and Sub-consultants.
- 2) Competence to perform, based on training, education, experience of personnel, ability to perform competently and expeditiously, workload, personnel and equipment.
- 3) Past performance.
- 4) Present workload with the Department of Public Service at time of submitting proposal.
- 5) Understanding of project.
- 6) Complete tasks defined.
- 7) Innovative approach to project.
- 8) Proposal schedule.
- 9) Cost containment.

All consultants will be subject to the provisions of the City of Columbus Contract Compliance Program regarding equal employment opportunity.

Copies of the Request for Statements of Qualifications are available upon request beginning Wednesday, May 19, 2004 at the Division of Facilities Management, Room B16, 90 West Broad Street, Columbus, Ohio 43215. If you have any questions, please contact Ron Ranney at (614) 645-7659.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ORIGINAL PUBLISHING DATE: May 19, 2004

SA001146 - FMD - PROF. SERV. CITY HALL EXTERIOR

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR STATEMENTS OF QUALIFICATION (RFSQ)

FOR

CITY OF COLUMBUS FACILITIES UNDER THE PURVIEW OF THE FACILITIES MANAGEMENT DIVISION

PROFESSIONAL SERVICES FOR RENOVATION OF THE EXTERIOR OF CITY HALL, ROOF, GUTTERS, & WALLS, 90 WEST BROAD STREET, COLUMBUS, OHIO 43215

FACILITIES MANAGEMENT DIVISION  
DEPARTMENT OF PUBLIC SERVICE  
CITY OF COLUMBUS

Qualifications will be received by the Division of Facilities Management's Administrator, Room B16, 90 West Broad Street, Columbus, Ohio 43215, until Thursday, June 17, 2004 by 4:00 p.m., for professional design services as requested by the Division of Facilities Management.

The scope of the work shall be for complete design services, but not necessarily limited to:

Investigation and design to renovate the existing facility.

A pre-proposal meeting is scheduled for Monday, May 24, 2004 at 2:30 p.m. at City Hall, 90 West Broad Street, Room B-09, Columbus, Ohio 43215.

Any interested firms may pick up the Request for Statements of Qualifications beginning Wednesday, May 19, 2004 in the Division of Facilities Management, Room B16, Columbus, Ohio 43215.

Criteria will be based on:

- 1) Location of Lead consultant and Sub-consultants.
- 2) Competence to perform, based on training, education, experience of personnel, ability to perform competently and expeditiously, workload, personnel and equipment.
- 3) Past performance.
- 4) Present workload with the Department of Public Service at time of submitting proposal.
- 5) Understanding of project.
- 6) Complete tasks defined.
- 7) Innovative approach to project.
- 8) Proposal schedule.
- 9) Cost containment.

All consultants will be subject to the provisions of the City of Columbus Contract Compliance Program regarding equal employment opportunity.

Copies of the Request for Statements of Qualifications are available upon request beginning Wednesday, May 19, 2004 at the Division of Facilities Management, Room B16, 90 West Broad Street, Columbus, Ohio 43215. If you have any questions, please contact Ron Ranney at (614) 645-7659.

ORIGINAL PUBLISHING DATE: May 19, 2004

# Public Notices

**City of Columbus  
City Bulletin Report**

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

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**Legislation Number:** PN0012-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Title:** Regular Monthly Business Meeting - Victorian Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The regular monthly business meetings for the Victorian Village Commission will take place on the following dates in 2004 from 12 noon - 1:00 P.M. at 109 N. Front Street, 1st Floor Conference Room. 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 645-6407.

April 1

May 6

June 3

July 1

August 5

September 2

October 7

November 4

December 2

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**Legislation Number:** PN0013-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Recreation & Parks Commission Meetings

**Contact Name:** Molly Wilkinson

**Contact Telephone Number:** 614-645-8430

**Contact Email Address:** [mewilkinson@columbus.gov](mailto:mewilkinson@columbus.gov)

**Body**

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):

- o Wednesday, January 14, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, February 11, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, March 10, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, April 14, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, May 12, 2004 - Turnberry Golf Course, 1145 Clubhouse Road, Pickerington, 43247
- o Wednesday, June 9, 2004 - Beatty Recreation Center, 247 N. Ohio Avenue, 43203
- o Wednesday, July 14, 2004 - Gillie Recreation Center, 2100 Morse Road, 43229
- o August Recess - No meeting
- o Wednesday, September 8, 2004 - Indian Village Camp, 3200 Indian Village Drive 43221
- o Wednesday, October 13, 2004 - Antrim Shelterhouse, 5800 Olentangy River Road, 43085
- o Wednesday, November 10, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, December 8, 2004 - Operations Complex, 420 W. Whittier Street, 43215

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).

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**Legislation Number:** PN0014-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Regular Monthly Business Meeting - Historic Resources Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The regular monthly business meeting of the Historic Resources Commission will be held on the following dates in 2004 from 12 noon - 1:00 P.M. AT 109 N. Front Street, 1st Floor Conference Room. 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 645-6407.

April 8

May 13

June 10

July 8

August 12

September 9

October 14

November 11

December 9

**Legislation Number:** PN0015-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Regular Monthly Business Meeting - Italian Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The regular monthly business meeting of the Italian Village Commission will take place on the following dates in 2004 from 12 noon - 1:00 P.M., AT 109 N. Front Street, 1st Floor Conference Room. 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 645-6407.

April 13

May 11

June 8

July 13

August 10

September 14

October 12

November 9

December 14

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**Legislation Number:** PN0016-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** 2004 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD

**Contact Name:** Kimberlee A. Malone

**Contact Telephone Number:** (614) 645-8366

**Contact Email Address:** [kamalone@columbus.gov](mailto:kamalone@columbus.gov)

**Body**

The regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section Conference Room B at 1555 Bryden Road, Columbus, OH 43205.

The Dates are as follows\*:

January 29, 2004

February 26, 2004

March 25, 2004

April 29, 2004

May 27, 2004

June 24, 2004

July 29, 2004  
August 26, 2004  
September 30, 2004  
October 28, 2004  
November 25, 2004 (Tentative)  
December 30, 2004 (Tentative)

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings.

\*To confirm meeting dates, please contact The License Section Office:

Telephone: (614) 645-8366  
Fax: (614) 645-8912

Vehicle For Hire Board  
c/o License Section  
1555 Bryden Rd.  
Columbus, Ohio 43205

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**Legislation Number:** PN0017-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** 2004 CALENDAR FOR THE COLUMBUS CHARITABLE SOLICITATIONS BOARD

**Contact Name:** LINDA YOUNG, RECORDING SECRETARY

**Contact Telephone Number:** (614) 645-7471 FAX: (614) 645-8912

**Contact Email Address:** [LKYOUNG@COLUMBUS.GOV](mailto:LKYOUNG@COLUMBUS.GOV)

**Body**

2004 CALENDAR FOR THE COLUMBUS CHARITABLE SOLICITATIONS BOARD

November 13, 2003  
December 11, 2003  
January 15, 2004  
February 19, 2004  
March 18, 2004  
April 15, 2004  
May 20, 2004  
June 17, 2004  
July 15, 2004  
August - NO MEETING  
September 16, 2004  
October 21, 2004  
November 11, 2004 (tentative)  
December 9, 2004 (tentative)

NOTICE: Meetings are scheduled for 10:00 a.m. in the License Section Conference Room B, 1555 Bryden Road, Columbus, OH 43205. Applications arriving less than 10 days prior to the scheduled meeting date will appear on the

following month's agenda. If you have any questions, please feel free to contact us. Additional information may be obtained by visiting our website at:

[www.publicsafety.ci.columbus.oh.us/license.htm](http://www.publicsafety.ci.columbus.oh.us/license.htm)

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**Legislation Number:** PN0018-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Regular Monthly Meeting - German Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The regular monthly business meetings for the German Village Commission will take place on the following dates in 2004 from 12 noon - 1:00 P.M., at 109 N. Front Street, 1st Floor Conference Room. 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 645-6407.

March 30

April 27

May 25

June 29

July 27

Sept. 7

October 26

November 30

December 28

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**Legislation Number:** PN0019-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Meeting Notice - Victorian Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The 2004 regular meetings of the Victorian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for

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

#### **Application Deadlines**

December 26, 2003  
January 29, 2004  
February 26, 2004  
March 25, 2004  
April 29, 2004  
May 27, 2004  
June 24, 2004  
July 29, 2004  
August 26, 2004  
September 30, 2004  
October 28, 2004  
November 26, 2004  
December 30, 2004

#### **Hearing Dates**

January 8, 2004  
February 12, 2004  
March 11, 2004  
April 8, 2004  
May 13, 2004  
June 10, 2004  
July 8, 2004  
August 12, 2004  
September 9, 2004  
October 14, 2004  
November 11, 2004  
December 9, 2004  
January 13, 2005

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**Legislation Number:** PN0020-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

#### **Title**

**Notice/Advertisement Title:** Meeting Notice - German Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

#### **Body**

The 2004 regular meetings of the German Village Commission will be held on the dates listed below 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 or by e-mail [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

#### **Application Deadlines**

December 23, 2003

January 20, 2004  
\*February 24, 2004  
March 23, 2004  
April 20, 2004  
May 18, 2004  
June 22, 2004  
July 20, 2004  
August 31, 2004  
September 21, 2004  
October 26, 2004  
November 23, 2004  
December 21, 2004

**Hearing Dates**

January 6, 2004  
February 3, 2004  
March 9, 2004  
April 6, 2004  
May 4, 2004  
June 1, 2004  
July 6, 2004  
August 3, 2004  
\*September 14, 2004  
October 5, 2004  
\*November 9, 2004  
December 7, 2004  
January 4, 2005

\*Moved to the second Tuesday of the month due to a holiday or election day.

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**Legislation Number:** PN0021-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Meeting Notice - Historic Resources Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The 2004 regular meetings of the Historic Resources Commission will be held on the dates listed below 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 or by e-mail [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

**Application Deadlines**

January 2, 2004

February 5, 2004  
March 4, 2004  
April 1, 2004  
May 6, 2004  
June 3, 2004  
July 1, 2004  
August 5, 2004  
September 2, 2004  
October 7, 2004  
November 4, 2004  
December 2, 2004  
January 6, 2005

**Hearing Dates**

January 15, 2004  
February 19, 2004  
March 18, 2004  
April 15, 2004  
May 20, 2004  
June 17, 2004  
July 15, 2004  
August 19, 2004  
September 16, 2004  
October 21, 2004  
November 18, 2004  
December 16, 2004  
January 20, 2005

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**Legislation Number:** PN0022-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Brewery District Commission

**Contact Name:** Brenda Moore

**Contact Telephone Number:** 614-645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The 2004 regular meetings of the Brewery District Commission will be held on the dates listed below 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 or by e-mail [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

**Application Deadlines**

December 26, 2003  
January 22, 2004  
February 19, 2004  
March 18, 2004  
April 22, 2004  
May 20, 2004

June 17, 2004  
July 22, 2004  
August 19, 2004  
September 23, 2004  
October 21, 2004  
November 18, 2004  
December 23, 2004

**Hearing Dates**

January 8, 2004\*  
February 5, 2004  
March 4, 2004  
April 1, 2004  
May 6, 2004  
June 3, 2004  
July 1, 2004  
August 5, 2004  
September 2, 2004  
October 7, 2004  
November 4, 2004  
December 2, 2004  
January 6, 2005

\* Moved to the Second Thursday of the month due to a holiday

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**Legislation Number:** PN0023-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Meeting Notice - Italian Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The 2004 regular meetings of the Italian Village Commission will be held on the dates listed below 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 or by e-mail [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802. All completed Certificate of Appropriateness applications and required supporting materials must be received in the City of Columbus Historic Preservation Office, 109 N. Front Street, by the specified Application Deadlines in order to be placed on the corresponding Hearing Dates.

**Application Deadlines**

January 6, 2004  
February 3, 2004  
March 2, 2004  
April 6, 2004  
May 4, 2004

June 1, 2004  
July 6, 2004  
August 3, 2004  
September 7, 2004  
October 5, 2004  
November 2, 2004  
December 7, 2004  
January 4, 2005

**Hearing Dates**

January 20, 2004  
February 17, 2004  
March 16, 2004  
April 20, 2004  
May 18, 2004  
June 15, 2004  
July 20, 2004  
August 17, 2004  
September 21, 2004  
October 19, 2004  
November 16, 2004  
December 21, 2004  
January 18, 2005

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**Legislation Number:** PN0024-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Official Notice - Civil Service Commission

**Contact Name:** Lois Washnock

**Contact Telephone Number:** 614.645.7531

**Contact Email Address:** [civilservice@columbus.gov](mailto:civilservice@columbus.gov)

**Body**

OFFICIAL NOTICE

CIVIL SERVICE COMMISSION COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON.

EFFECTIVE MARCH 1, 2004 OUR OFFICE HOURS WILL BE MONDAY, WEDNESDAY, THURSDAY  
9:00 A.M. TO 4:00 P.M.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at [www.csc.columbus.gov](http://www.csc.columbus.gov) and is also 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. Applicants interested in City jobs should check our website or visit the Commission offices.

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**Legislation Number:** PN0025-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Meeting Notice - City of Columbus Records Commission

**Contact Name:** Thamie Freeze

**Contact Telephone Number:** 614-645-7293

**Contact Email Address:** [tjfreeze@columbus.gov](mailto:tjfreeze@columbus.gov)

**Body**

CITY BULLETIN NOTICE

MEETING SCHEDULE CITY OF COLUMBUS RECORDS COMMISSION

The regular meetings of the City of Columbus Records Commission for the calendar year 2004 are scheduled as follows:

Monday, February 2, 2004

Monday, May 10, 2004

Monday, September 27, 2004

These meetings will take place at: 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) 645-7293.

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**Legislation Number:** PN0057-2004

**Drafting Date:** 05/12/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Zoning Agenda for 5/24/2004

**Contact Name:** Mugsy Reynolds, Deputy City Clerk

**Contact Telephone Number:** 614-645-8539

**Contact Email Address:** [mmreynolds@columbus.gov](mailto:mmreynolds@columbus.gov)

**Body**

**REGULAR MEETING NO. 31**

**CITY COUNCIL (ZONING)**

**MAY 24, 2004**

**6:30 P.M.**

**COUNCIL CHAMBERS**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

**EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION**

**ZONING: MENTEL, CHR. BOYCE HABASH O'SHAUGHNESSY**

## SENSENBRENNER TAVARES THOMAS

**2444-2003** To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3309.14, Height districts; 3332.18, Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yard required; and 3332.26, Minimum side yard permitted of the City codes; for the property located at 242 BUTTLES AVENUE (43201), to permit a seven-unit apartment building with reduced development standards in the R-4, Residential District. (Council Variance # CV03-036)

**0529-2004** To grant a Variance from the provisions of Section 3353.03, C-2, Office Commercial Uses, for the property located at 3992 CLEVELAND AVENUE (43224), to permit a shared living facility in the C-2, Office Commercial District (Council Variance # CV03-053).

**0704-2004** To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.21, Building lines; 3332.25, Maximum side yard required; 3342.18, Parking setback line; and 3342.28, Minimum number of parking spaces required of the City codes; for the property located at 1402 MT. VERNON AVENUE (43203), to permit a ten-unit apartment building with reduced development standards in the R-3, Residential District. (Council Variance # CV04-001)

**0726-2004** To rezone 3760 ALLMON ROAD (43123), ), being 31.71± acres located at terminus of Allmon Road, at I-270, From: R, Rural District, To: L-R-2, Limited Residential District. (Rezoning # Z03-080)

**0788-2004** To rezone 7765 BRIANNA DRIVE (43004), being 30.1± acres located at the terminus of Brianna Drive at Waggoner Woods Drive, 1400± feet west of Waggoner Road, From: R, Rural District, To: R-2, Residential District. (Rezoning # Z03-101)

**0824-2004** To rezone 3855 ALKIRE ROAD (43123), being 23.67± acres located at the terminus of Southwestern and Alkire Roads, From: R, Rural District, To: PUD-6, Planned Unit Development District. (Rezoning # Z03-110)

**0727-2004** To rezone 8240 COLONIAL MEADOWS DRIVE (43240), being 5.68± acres located at the southern terminus of Colonial Meadows Drive, From: R, Rural District, To: L-C-4, Limited Commercial District. (Rezoning # Z03-089)  
(TABLED 5/10/2004)

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**Legislation Number:** PN0058-2004

**Drafting Date:** 05/12/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

### Title

**Notice/Advertisement Title:** [City of Columbus Auditor's Office Proposals for Auditing Services]

**Contact Name:** [Charles B. Scott (Bruce)]

**Contact Telephone Number:** [614-645-8090] **Contact Email Address:** [cbScott@Columbus.gov]

**Body** [Specifications for the audit of various agencies that have contracted with the City of Columbus will be available in the Office of the City Auditor at 90 W. Broad Street, Columbus, Ohio on or about May 28, 2004.]

Copies of the specifications may be obtained by contacting Mr. Charles B. Scott at the above address, or by telephoning 645-8090. Written proposals must be received no later than 5:00 p.m., June 11, 2004, in the Office of the City Auditor, Room 117, City Hall, 90 W. Broad Street, Columbus, Ohio 43215.

Each firm submitting a proposal should also submit a contract compliance number or a completed application for certification.]

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**Legislation Number:** PN0059-2004

**Drafting Date:** 05/12/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Board of Zoning Adjustment May 25 Agenda

**Contact Name:** Denise Powers

**Contact Telephone Number:** 614-645-1788

**Contact Email Address:** dapowers@columbus.gov

**Body**

AGENDA

BOARD OF ZONING ADJUSTMENT

CITY OF COLUMBUS, OHIO

MAY 25, 2004

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on TUESDAY, MAY 25, 2004 at 6:00 P.M. in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

**SPECIAL NOTE TO THE APPLICANT:** It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

**SIGN LANGUAGE INTERPRETER:** An interpreter to "Sign" this meeting will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M., AFTER ANY APPEAL(S):

1. ODS No.: 03310-00079

Location: 4725 ROBERTS ROAD (43228), located on the south side of Roberts Road 250' east of the terminus of Charter Street.

Area Comm./Civic: None

Existing Zoning: M, Manufacturing District

Request: Variance(s) to Section(s):

1. 3342.18, Parking Setback Line. To reduce the parking setback line from 10 feet to 0 feet.
2. 3342.15, Maneuvering. To allow maneuvering to occur in the area between the street right-of-way line and the parking setback line.
3. 3342.06, Aisles. To reduce the minimum width of the aisles from 15 feet to 0 feet.
4. 3342.24, Surface. To waive the hard surface requirement.

Proposal: To legitimize the setback and aisles for parking and maneuvering vehicles on a gravel surface for automobile display.

Applicant(s):

KMA Auto Sales  
4725 Roberts Road  
Columbus, OH 43228

Property Owner(s):

John Sells and the N&L Partnership  
3406 Colchester Drive  
Columbus, OH 43221

Case Planner:

Jamie Freise, 645-6350

2. ODS No.: 04310-00006

Location: 1001 NORTON ROAD (43119), located at the southwest corner of Norton Road and Hall Road.

Area Comm./Civic: Westland Area Commission

Existing Zoning: C.P.D., Commercial Planned Development District

Request: Variance(s) to Section(s):

1. 3342.07, Drive-in stacking area. To reduce the required amount of stacking spaces from 8 to 3
2. 3342.07, Drive-in stacking area. To remove the requirement of a by-pass lane.

Proposal: To construct a drive through window at a Pharmacy.

Applicant(s):

Michael D. Casale;  
c/o P&L Systems Inc.  
171 Charring Cross Drive  
Westerville, Ohio 43081

Property Owner(s):

Susan Grossman  
4518 Prescott Lane

Naples, Florida 34119

Case Planner:  
Jamie Freise, 645-6350

3. ODS No.: 04310-00007

Location: 1600 BETHEL ROAD (43220), located at the northeast corner of Bethel Road and Portland Street.

Area Comm./Civic: Northwest Civic Association

Existing Zoning: A.R.O., Apartment Office District

Request: Variance(s) to Section(s):

1. 3342.07, Drive-in stacking area. To reduce the required number of stacking spaces from 8 to 3.
2. 3342.07, Drive-in stacking area. To reduce the the by-pass lane width requirement of 10 feet to 7 feet.
3. 3342.18, Parking set-back line. To allow maneuvering in the set-back area.
4. 3333.18, Building lines. To reduce the building set-back from 60 feet to 40 feet.

Proposal: To construct a new automated teller machine at an existing bank.

Applicant(s):  
Meacham & Appel Architects  
6161 Riverside Drive  
Dublin, Ohio 43017

Property Owner(s):  
Prospect Bank  
1600 Bethel Road  
Columbus, Ohio 43220

Case Planner:  
Jamie Freise, 645-6350

4. ODS No.: 04310-00011

Location: 3611 CALUMET STREET (43214), located at the southwest corner of Calumet Street and Torrence Road.

Area Comm./Civic: Clintonville Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.25, Maximum side yards required To reduce the sum of the widths of each side yard from 16 feet to 10± feet.

Proposal: To construct an addition connecting the house to the garage.

Applicant(s):  
Barbara L. & Kenneth H. Koch  
3611 Calumet St.  
Columbus, OH 43214

Property Owner(s):

Applicants

Case Planner:  
Denise Powers, 645-1788

5. ODS No.: 04310-00012

Location: 3973 MORSE ROAD (43219), located approximately 160' from the northerly terminus of Loop Rd. in the Easton Town Center.

Area Comm./Civic:

Existing Zoning: C.P.D., Commercial Planned Development District

Request: Variance(s) to Section(s):

1. 3342.07, Drive-in stacking area. To reduce the required number of stacking spaces from 8 to 5.

Proposal: To construct a new automated teller machine at an existing bank.

Applicant(s):  
Chris Humphrey  
4495 Millwater Drive  
Powell, OH 43219

Property Owner(s):  
Easton Market LLC  
c/o Developers Diversified  
PO Box 228042  
Beachwood, OH 44122

Case Planner:  
Jamie Freise, 645-6350

6. ODS No.: 04310-00013

Location: 3088 DALE AVENUE (43209), located on the north side of Dale Avenue at the curved intersection of Eastmoor Boulevard.

Area Comm./Civic: None

Existing Zoning: R-1, Residential District

Request: Variance(s) to Section(s):

1. 3332.26, Minimum side yard permitted. To reduce the minimum side yard from 5 feet to 3 feet.
2. 3332.35, Accessory building. To allow an accessory building that is not ordinarily appurtenant to a specifically permitted principal use of a single-family dwelling.

Proposal: To construct a 24 ft. X 30 ft., 720 sq. ft., detached personal workshop building.

Applicant(s):  
Noykh & Rita Shirman  
3088 Dale Ave.  
Columbus, OH 43209

Property Owner(s):  
Applicants

Case Planner:  
Denise Powers, 645-645-1788

THE FOLLOWING CASES WILL NOT BE HEARD BEFORE 7:00 P.M.:

7. ODS No.: 04310-00014

Location: 211 EAST 7TH AVENUE (43201), located at the southwest corner of East 7th Avenue and North 4th Street.

Area Comm./Civic: University Area Commission

Existing Zoning: R-4, Residential District

Request: Variance(s) to Section(s):

1. 3342.17, Parking lot screening. To not screen all portions of a parking lot located within 80 feet of residentially zoned property.
2. 3342.18, Parking setback line. To reduce the minimum parking setback line from 25 feet to 2.5± feet along 7th Avenue, and from 25 feet to 13.5± feet along North 4th Street.
3. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of off-street parking spaces required from 85 to 47.

Proposal: To raze and rebuild an elementary school.

Applicant(s):  
Richard C. Brahm, Esq.  
Plank & Brahm  
145 E. Rich St.  
Columbus, OH 43215-5240

Property Owner(s):  
Board of Education of the Columbus Public Schools  
270 E. State St.  
Columbus, OH 43215-4312

Case Planner:  
Denise Powers, 645-1788

8. ODS No.: 04310-00015

Location: 465 JACKSON STREET (43206), located on the south side of Jackson Street, 210± feet east of South 9th Street.

Area Comm./Civic: Council of Southside Organizations and Schumacher Place Civic Association

Existing Zoning: R-2F, Residential District

Request: Variance(s) to Section(s):

- 1.3332.26, Minimum side yard permitted. To reduce the minimum side yard from 3 feet to 1 foot along the east side of the

- garage. Also to reduce the minimum side yard from 3 feet to zero along the west side property line for an arbor.
2. 3332.33, Private access and parking requirements. To not provide for private access to off-street parking facilities.
  3. 3332.38, Private garage. To increase the maximum height of a detached garage from 15 feet to 26± feet.

Proposal: To construct a two-story, two-car detached garage with access occurring from an abutting property to the west.

Applicant(s): Thomas & Yvonne Brennan  
c/o Nicholas C. Cavalaris, Atty.  
Smith & Hale  
37 W. Broad St. Suite 725  
Columbus, OH 43215

Property Owner(s):  
Applicants

Case Planner:  
Denise Powers, 645-1788

9. ODS No.: 04310-00016

Location: 1291 WEST LANE AVENUE (43214), located on the south side of Lane Ave., approximately 1,000 ft. east of North Star Rd.

Area Comm./Civic: None

Existing Zoning: L-UCRPD, Limited University College Research Park District

Request: Variance(s) to Section(s):

1. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of additional parking spaces from 10 to 0.

Proposal: To convert 1,350 sq. ft. of retail space into a restaurant.

Applicant(s): Festival Partners II, L.L.C.  
c/o Jeffrey L. Brown  
37 W. Broad St. Suite 725  
Columbus, Ohio 43215

Property Owner(s):  
The Ohio State University  
53 W. 11th Ave.  
Columbus, Ohio 43201

Case Planner:  
Dave Reiss, 645-7973

10. ODS No.: 04310-00017

Location: 2690 BULEN AVENUE (43207), located on the east side of Bulen Avenue, 350± feet south of Koebel Road.

Area Comm./Civic: Council of Southside Organizations

Existing Zoning: R-2, Residential District

Request: Variance(s) to Section(s):

1. 3332.38, Private garage. To increase the maximum lot area devoted to private garage from 720 square feet to 1,968 square feet.
2. 3332.38, Private garage. To increase the maximum height of a detached garage from 15 feet to 23± feet.

Proposal: To construct a 30 ft. X 60 ft. (1,800 sq. ft.) detached garage with an 8 ft. X 21 ft. (168 sq. ft.) porch.

Applicant(s):

Morton Buildings  
Jim Franke  
325 Denny Rd.  
Wilmington, OH 45177

Property Owner(s):

Thurman Trucking, Inc.  
Otis Thurman  
PO Box 7612  
Columbus, OH 43207

Case Planner:

Denise Powers, 645-1788

11. ODS No.: 04311-00002

Location: 3900 SULLIVANT AVENUE (43228), located in the area bounded by Commerce Sq. on the north and west, Exchange Dr. on the east and Sullivant Ave. on the south.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: M, Manufacturing District

Request: Special Permit(s) to Section(s):

1. 3389.12, Portable building. To permit the establishment of a concession trailer.

Proposal: To allow a concession trailer to be established in front of a retail store in the parking lot.

Applicant(s):

Little Mexico  
c/o Michael T. Shannon & George R. McCue  
Crabbe, Brown & James  
500 S. Front St., Suite 1200  
Columbus, Ohio 43215

Property Owner(s):

Sullivant Avenue Properties, L.L.C.  
c/o Luther Liggett  
Bricker & Eckler  
100 S. Third St.  
Columbus, Ohio 43215

Case Planner:

Dave Reiss, 645-7973

12. ODS No.: 04311-00003

Location: 3700 SULLIVANT AVENUE (43228), located in the parking lot northeast of the Wilson Road and Sullivant Avenue intersection.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: C-4, Commercial District

Request: Special Permit(s) to Section(s):

1. 3389.12, Portable building. To permit the establishment of a concession trailer.

Proposal: To allow a concession trailer to be established in front of a retail store in the parking lot.

Applicant(s):

Roberto Avilez  
1939 Winding Hollow Drive  
Grove City, Ohio 43123

Property Owner(s):

Volunteers of America  
1776 East Broad Street  
Columbus, Ohio 43203

Case Planner:

Jamie Freise, 645-6350

13. ODS No.: 04311-00005

Location: 811 HIGHLAND STREET (43215), located on the west side of Highland Street, 40± feet south of Hubbard Avenue.

Area Comm./Civic: Victorian Village Commission

Existing Zoning: R-4, Residential District

Request: Special Permit and Variance(s) to Section(s):

1. 3307.06, Special permits. To allow the structural alteration and/or enlargement of a nonconforming use.  
2. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of off-street parking spaces required from 4 to 0.

Proposal: To construct a 260± square foot deck seating area addition to the rear (west side) of a nonconforming restaurant use.

Applicant(s):

Basi Italia/John Dornbach  
c/o Harrison W. Smith, Jr., Atty.  
Smith & Hale  
37 W. Broad St. Suite 725  
Columbus, OH 43215

Property Owner(s):

JNYD, LLC

c/o Harrison W. Smith, Jr., Atty.  
Smith & Hale  
37 W. Broad St. Suite 725  
Columbus, OH 43215

Case Planner:  
Jamie Freise, 645-1788

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**Legislation Number:** PN0061-2004

**Drafting Date:** 05/19/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Hayden Run Corridor Interim Plan

**Contact Name:** Lelia Cady, Aide to Councilwoman Mayellen O'Shaughnessy

**Contact Telephone Number:** 614-645-8509

**Contact Email Address:** [lecady@columbus.gov](mailto:lecady@columbus.gov)

**Body**

A public hearing on the Hayden Run Corridor Interim Plan will be held:

Wednesday, May 26, 2004

5:30 PM

City Council Chambers

City Hall 90 West Broad Street Second Floor

Free parking is available in the City Hall lot at the corner of Front and Gay Streets.

Speaker slips may be filed the day of the hearing from 8:00 am - 5:30 pm at City Hall at the first floor security desk.

A copy of the Hayden Run Interim Plan is available online at [Columbusinfobase.org](http://Columbusinfobase.org)

Contact for Questions: Lelia Cady 645-8509 [lecady@columbus.gov](mailto:lecady@columbus.gov)

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**Legislation Number:** PN0062-2004

**Drafting Date:** 05/19/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Public Notice Department of Public Utilities - Industrial Wastewater Discharge Permits

**Contact Name:** Dan Rossi

**Contact Telephone Number:** 614-645-0360

**Contact Email Address:** [DLRossi@columbus.gov](mailto:DLRossi@columbus.gov)

**Body**

The Administrator of the Division of Sewerage and Drainage announces intent to issue a wastewater discharge permit to the below listed companies on or about June 7, 2004. The Draft permits will be available for review at: City of Columbus

Industrial Wastewater Pretreatment Section, 1250 Fairwood Ave., Room 186. FAX (614) 645-0227, Columbus, Ohio 43206-3372 on weekdays between the hours of 7:30 a.m. to 4:30 p.m. beginning Monday, May 24, 2004. The Administrator will accept written comments on the proposed permits until 5:00 p.m., Sunday, June 6, 2004 at the above location. This Notice is made pursuant to specifications in the Columbus City Codes, Section 1145.44(B).

NAME and COMPANY ADDRESS:

AKZO Nobel Coatings, Inc., 1313 Windsor Ave., Columbus, Ohio 43211.

Birchwood Foods, 1821 Dividend Drive, Columbus, Ohio 43228.

OSU Hospitals East, 1492 East Broad Street, Columbus, Ohio 43205.

Plating Technology, Inc. 800 Frebis Ave., Columbus, Ohio 43206.