

Columbus City Bulletin



Bulletin #6
February 5, 2005

Proceedings of City Council

Saturday, February 5, 2005



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, *January 31, 2005*; by the Mayor, Michael B. Coleman, on Tuesday, *February 1, 2005* 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, January 31, 2005

5:00 PM

Columbus City Council

Columbus City Council

Journal

January 31, 2005

REGULAR MEETING NO. 5 OF COLUMBUS CITY COUNCIL, MONDAY, JANUARY 31, 2005 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

READING AND DISPOSAL OF THE JOURNAL

A motion was made by Ms. Tavares, seconded by Mr. Boyce, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

C0003-2005

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, JANUARY 26, 2005:

New Type: D1
To: Osman Kivanc
DBA Turkish Cuisine
2653 N High St
Columbus, Ohio 43202
permit # 4687121

New Type: C1, C2
To: 2281 Sullivant LLC
2281 Sullivant Av
Columbus, Ohio 43223
permit # 91163630005

Liquor Agency Contract
To: TCKQ Inc
DBA Village Carryout
851 W 5th Av
Columbus, Ohio 43212
permit # 8772770

Transfer Type: C1, C2
To: Lights Drive Thru Inc
DBA Light Beer & Wine Drive Thru
3573 Cleveland Av
Columbus, Ohio 43224
From: 3573 Cleveland Ave Inc
DBA Light Beer & Wine Drive Thru
3573 Cleveland Av
Columbus, Ohio 43224
permit # 5200162

Transfer Type: D5, D6
To: ITW Ventures Inc
562-64 S High St
Columbus, Ohio 43215
From: Stebeck Inc
DBA High Beck Tavern
562-64 S High St 1st Fl & Bsmt
& Patio
Columbus, Ohio 43215
permit # 4168365

Transfer Type: C1, C2, D6, D8
To: TCKQ Inc
DBA Village Carryout
851 W 5th Av
Columbus, Ohio 43212
From: SAB & RRB Inc
DBA Village Carryout
851 W 5th Av
Columbus, Ohio 43212
permit # 8772770

Transfer Type: D2, D2X, D3, D3A, D6
To: Houlihans Restaurants Inc
DBA Houlihans
3580 W Dublin Granville Rd & Patio
Columbus, Ohio 43235
From: Houlihans of Cleveland Ltd
DBA Houlihans
3580 W Dublin GRanville Rd & Patio
Columbus, Ohio 43235
permit # 40036870025

Transfer Type: D1, D2, D3, D3A, D6
To: Rocky Top Tavern Inc
DBA Rocky Top Tavern
1384-86 Sullivant Av
Columbus, Ohio 43223
From: Kenneth H Riffe
DBA Coaches Tavern
1384-86 Sullivant Av

Columbus, Ohio 43223
permit # 7461295

Transfer Type: C1, C2, D6
To: 360 West Third Avenue Inc
DBA Ziggys
350 W Third Av
Columbus, Ohio 43201
From: 360 West Third Avenue Inc
DBA Ziggys
360 W 3rd Av
Columbus, Ohio 43201
permit # 89150150001

Transfer Type: C1, C2
To: Toshiko G Inc
DBA Howards Sunoco
726 W Broad St
Columbus, Ohio 43222
From: New America Investment Inc
DBA Howards Sunoco
726 W Broad St
Columbus, Ohio 43222
permit # 9002491

Advertise 2/5/05
Return 2/16/05

Read and Filed

RESOLUTIONS OF EXPRESSION

BOYCE

0007X-2005

To recognize, commend, and thank Ronald J. Ranney for his distinguished service to Columbus' citizens and his fellow employees, and to wish him well in his upcoming retirement.

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:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

THOMAS

0003X-2005

Wear Red for Women Day

Sponsors: Patsy Thomas and Charleta B. Tavares

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

ADDITIONS OR CORRECTIONS TO THE AGENDA

THE FOLLOWING ORDINANCES WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

DEVELOPMENT: 0155-2005

PUBLIC SERVICE & TRANSPORTATION: 2250-2005

FIRST READING OF 30-DAY LEGISLATION

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES HABASH

0151-2005 FR To authorize the appropriation of up to \$13,000,000 within the Economic Stabilization Fund, and to authorize and direct the City Auditor, in consultation with the Finance Director, to transfer the appropriate portion of this amount to the general fund.

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

0007-2005 FR To accept the application (AN04-030) of Timothy D. Nielsen for the annexation of certain territory containing 0.51 ± Acres in Jefferson Township.

Read for the First Time

0008-2005 FR To accept the application (AN04-032) of Ohio Bell Telephone Co. for the annexation of certain territory containing 5.354 ± Acres in Perry Township.

Read for the First Time

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

0088-2005 FR To authorize the Director of Public Utilities to make payment to Delaware County for sewer services provided for Fiscal Year 2005, and to authorize an expenditure of \$1,800,000.00 from the Sewer System Operating Fund (\$1,800,000.00)

Read for the First Time

RECREATION & PARKS: HABASH, CHR. BOYCE, MENDEL, THOMAS

0090-2005 FR To authorize and direct the Director of Recreation and Parks to enter into contract with McDaniels Construction for the Krumm Park Improvements Project, and to authorize the expenditure of \$272,184.50 from the Voted 1995 and 1999 Parks and Recreation Bond Fund. (\$272,184.50)

Read for the First Time

RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON TAVARES

1686-2003 FR To amend Chapters 902, 2309, 2317, 2329, and 2333 and to enact new sections 2317.031 and 2317.14 of the Columbus City Codes, 1959, to clarify language and improve enforcement of Quality of Life Crimes.

Sponsors: Michael C. Mendel

Read for the First Time

CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

0045-2005 CA To authorize and direct the Finance Director to enter into contract for an option to purchase DLT, LTO, DLT1V Tape Supplies with Tape Central, Inc.,

to authorize the expenditure of one dollar to establish contract from the Purchasing/Contract Account and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 0077-2005 CA To authorize and direct the City Auditor to extend a contract agreement with Tier for the annual renewal of extended maintenance and support services necessary for the Accounting, Purchasing, Budgeting, and Asset Management Systems; to authorize the expenditure of \$83,872.00 from General Fund; and to declare an emergency. (\$83,872.00)

This Matter was Approved on the Consent Agenda.

**JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR. O'SHAUGHNESSY
THOMAS HABASH**

- 0114-2005 CA To authorize the Director of the Department of Development to amend a contract with the Livingston Avenue Collaborative for Community Development by extending the expiration date of the contract to January 31, 2006; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

- 0046-2005 CA To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award and enter into a contract with the Franklin County Board of Commissioners via the Justice Programs Unit for the FY 2004 Juvenile Justice and Delinquency Prevention Act Title II School Sports Violence Project, and to authorize an appropriation of \$24,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the above grant project. (\$24,000.00)

This Matter was Approved on the Consent Agenda.

- 0073-2005 CA To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Upper Scioto West S.S.S. Hayden Run Area Project, and to declare an emergency

This Matter was Approved on the Consent Agenda.

- 0095-2005 CA To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Refugee Road Pump Station Project, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0181-2005 CA To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Justice Programs Unit and the appropriation of funds in the amount of Fifty-five Thousand Five Hundred Fifty-four and no/100 Dollars (\$55,554.00) for the funding of the Stalking Investigation program, to authorize the transfer and appropriation of matching funds required by the acceptance of the grant in the amount of Eighteen Thousand Five Hundred Eighteen and no/100 Dollars (\$18,518.00) and to declare an emergency. (\$74,072.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

- 0121-2005 CA To authorize the Director of the Department of Development to modify a contract with Levin, Driscoll & Fleeter by extending the contract to April 30, 2005; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

- 2230-2004 CA To authorize the City Auditor to transfer \$9,100.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize its transfer to and appropriation within the Federal State Highway Engineering Fund; to authorize the Public Service Director to modify and increase an existing contract with Columbus Asphalt Paving Company, Incorporated, for construction of the I-71/Morse Road Interchange Enhancement project for the Transportation Division; to authorize the expenditure of \$9,100.00 from the Federal State Highway Engineering Fund, and to declare an emergency. (\$9,100.00)

This Matter was Approved on the Consent Agenda.

- 0026-2005 CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Radiator Repair Services, with Taliaferro Enterprises Inc., and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0040-2005 CA To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Oils and Greases, with center Four O Corporation dba Oil Distributing Company, Circleville Oil Company, Holton Oil Company, Glockner Oil Company, and Columbus Oil Company, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0054-2005 CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Sweeper Broom Refills, with Old Dominion Brush, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0100-2005 CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Auto Body Repair with Keens Body Shop and Robert Burns DBA burns Body Shop Inc., and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

- 0082-2005 CA To authorize the appropriation of \$ 8,000 from the Area Commission Fund to the Department of Development in order to reimburse the German Village Commission, Historic Preservation Commission, Brewery District Commission and Victorian Village Commission for 2004 miscellaneous expenses; and to declare an emergency. (\$8,000.00)

This Matter was Approved on the Consent Agenda.

0083-2005 CA To authorize an appropriation of \$8,031 from the unappropriated balance of the General Government Grant Fund to the Department of Development, Neighborhood Services Division, to provide funds to co-sponsor the 2004 Building Connections Conference; and to declare an emergency. (\$8,031.00)

This Matter was Approved on the Consent Agenda.

0084-2005 CA To authorize an appropriation of \$2,100 from the unappropriated balance of the General Government Grant Fund to the Department of Development, Neighborhood Services Division, to provide funds to create and print a brochure for the Kelton House Museum and Garden; and to declare an emergency. (\$2,100.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

0025-2005 CA To authorize and direct the Finance Director to enter into contract for the option to purchase Moyno Pump Parts with Westcoast Rotor, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

This Matter was Approved on the Consent Agenda.

0081-2005 CA To authorize the Director of Public Utilities to execute eighteen (18) Water Pollution Control Loan Fund Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for the financing of 18 Sewerage and Drainage Division projects.

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: HABASH, CHR. BOYCE MENDEL THOMAS

0022-2005 CA To authorize and direct the Finance Director to enter into a contract for the option to purchase Trophies and Awards (UTC) with Village Trophy Co., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Mr. Boyce, seconded by President Pro-Tem Mendel, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mendel and President Habash

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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES HABASH

2036-2004 To make appropriations for the 12 months ending December 31, 2005, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, and as amended by City

Council per the attachment herein, during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. (\$560,628,365.00) (\$561,365,175.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2062-2004

To make appropriations for the 12 months ending December 31, 2005, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

A motion was made by Mr. Boyce, seconded by Ms. Thomas, that this matter be Taken from the Table. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

0170-2005

To appropriate and authorize the City Auditor to transfer \$6,485,541 from the Special Income Tax Fund to the Franklin County Facilities Authority Fund, for the purpose of providing secondary funding in the event that Franklin County Facilities Authority cannot meet its debt obligations, and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0210-2005

To authorize and direct the transfer of \$169,295 within the general fund in the Department of Finance, and to declare an emergency (\$169,295)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR. O'SHAUGHNESSY THOMAS HABASH

0097-2005

To authorize the Director of the Department of Development to enter into various contracts for the development and strengthening of neighborhood business organizations; to authorize the expenditure of \$245,700 from the 2005 Community Development Block Grant Fund; and to declare an

emergency. (\$245,700)

TABLED UNTIL 02/07/05

A motion was made by Ms. Hudson, seconded by President Pro-Tem Mentel, that this matter be Tabled to Certain Date. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0102-2005

To authorize the Director of the Department of Development to enter into a contract with Columbus State Community College, Small Business Development Center; to authorize the expenditure of \$24,300 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$24,300)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0126-2005

To authorize the Director of Development to enter into an agreement with Simpson Strong-Tie Co. for an Enterprise Zone Tax Abatement of seventy-five percent (75%) for a period of ten (10) years on real property improvements, machinery & equipment, furniture & fixtures and new inventory; in consideration of a proposed investment of \$11,150,000 in real and personal property, the retention of 166 full-time permanent jobs and the creation of 6 (six) full-time permanent jobs; and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

2169-2004

To authorize and direct the City Auditor to transfer \$175,000.00 within the general fund from the Finance Department to the Department of Public Safety, Division of Police, to authorize the City Attorney to pay the settlement amount to Edward Shnayder and Jim McNamara and John Marshall, counsel for Mr. Shnayder, in the case of Edward Shnayder v. City of Columbus, et al., United States District Court Case No. C2-03-192, to authorize the expenditure of the sum of One Hundred Seventy-Five Thousand and No/100 Dollars (\$175,000.00), and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0117-2005

To authorize the Franklin County Municipal Court Judges, through the Administrative/Presiding Judge, to contract with the Franklin County Commissioners to provide legal counsel to indigent defendants in the Franklin County Municipal Court when the public defender has a conflict of

interest; to authorize the expenditure up to an amount not to exceed \$500,000.00 from the General Fund, and to declare an emergency. (\$500,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0183-2005

To authorize the City Attorney to enter into a contract with Mark W. Ely to serve as Stalking Investigator for the City Attorney's Office, Prosecutor Division, to authorize the expenditure of an amount not to exceed Fifty-three Thousand Four Hundred Fifty and no/100 Dollars (\$53,450.00) for services rendered pursuant thereto, to waive the competitive procurement provisions of Chapter 329 of the Columbus City Codes, and to declare an emergency. (\$53,450.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

0196-2005

To authorize the Director of the Development Department to enter into an Annexation agreement with the Trustees of both Brown and Washington Townships and to declare an emergency.

A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Tabled Indefinitely. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0155-2005

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-025) of 9.616± Acres in Plain Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

Abstained: 1 - Ms. Thomas

Affirmative: 6 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

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

0063-2005

To authorize the Public Service Director to execute those documents required to transfer Harvey Court from East Fifth Avenue to its northern terminus to YWCA Housing Corporation at no charge and to waive the competitive bidding provisions of Columbus City Codes.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0069-2005

To vacate the 15 foot wide alley east of Loew Street, north of the railroad tracks and south of Gibbard Avenue; and to the extent they may apply to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2250-2004

To authorize the Finance Director to modify and increase an existing purchase order with Steven Steel Company for the purchase of steel traffic signposts for the Transportation Division; to authorize the expenditure of \$4,606.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$4,606.00)

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

Abstained: 1 - Ms. Hudson

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

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

0055-2005

To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. to provide primary health care services at community-based health centers; to authorize the expenditure of \$5,029,260 from the Health Special Revenue Fund; to waive the provisions of competitive bidding; and to declare an emergency. (\$5,029,260)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

2208-2004

To authorize the Director of Public Utilities to enter into a contract with The Righter Company, Inc. for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings, for the Division of Water, to authorize the expenditure of \$204,270.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B. and to declare an emergency. (\$204,270.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

0118-2005 To authorize and direct the Director of Recreation and Parks to exercise the first five-year option in the lease agreement with MC-NC, LLC Company for space for the operation of a senior center, to authorize the appropriation of \$740,000.00 from the unappropriated balance of the Special Income Tax Fund, to authorize the expenditure of \$740,000.00 from the Special Income Tax Fund, and to declare an emergency. (\$740,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

0175-2005 To authorize the Executive Director of Recreation and Parks to enter into option agreement with Columbus Urban Growth Corporation to convey by quit claim deed the property commonly known as Gowdy Field; to grant Columbus Urban Growth Corporation access to Gowdy Field for the purpose of conducting environmental assessments; to authorize the Development Director to reimburse Columbus Urban Growth Corporation up to \$50,000.00 for the costs of said environmental assessments; to waive the Land Review Commission provisions and the competitive bidding provisions of the Columbus City Codes; and to authorize the expenditure of \$50,000.00.

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

Abstained: 2 - Ms. Hudson and President Pro-Tem Mentel

Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

RULES & REFERENCE: HABASH, CHR. MENTEL HUDSON TAVARES

0028-2005 To amend Section 919.13 of the Columbus City Codes, 1959, to grant the Director of Recreation and Parks the authority to set policy and guidelines for the sale, service and/or consumption of alcoholic beverages at select park facilities in downtown parks and various Recreation and Parks' facilities.

Sponsors: Matthew D. Habash

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

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

Negative: 2 - Mr. Boyce and Ms. Thomas

ADJOURNMENT

ADJOURNED: 6:33 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:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, 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

Michael C. Mentel, Chair*
All Members

Monday, January 31, 2005

6:30 PM

Zoning Committee

Zoning Committee

Journal

January 31, 2005

**REGULAR MEETING NO. 6 OF CITY COUNCIL (ZONING), JANUARY 31, 2005 AT
6:30 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

Present: Chair Mentel: Mr. Boyce: President Habash: Ms. O'Shaughnessy:
Tavares: Thomas and Ms. Hudson

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

**ZONING: MENDEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY
TAVARES THOMAS**

2238-2004

To grant a Variance from the provisions of Sections 3333.03, AR-3, Apartment Residential District use; 3333.27, Vision Clearance; 3342.06, Aisle; 3342.08, Driveway; 3342.11, Landscaping; 3342.17, Parking lot screening; 3342.18, Parking setback line; 3342.19, Parking space; and 3342.24, Surface; for the property located at 824 EAST FULTON STREET (43205), to permit three temporary parking lots in the AR-3, Apartment Residential District.

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

2241-2004

To rezone 6124 HARLEM ROAD (43054), being 18.0± acres located on the east side of Harlem Road, 525± feet north of Warner Road, From: R, Rural and PUD-6, Planned Unit Development Districts, To: PUD-6, Planned Unit Development District (Rezoning # Z04-053).

A motion was made by Chair Mentel, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

1507-2004

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

To rezone 6261 MAPLE CANYON AVENUE (43229), being 7.73± acres located on the west side of Maple Canyon Avenue, 99± feet north of Sprucefield Drive, From: R, Rural District To: L-ARLD, Limited Apartment Residential District. (Rezoning # Z04-020)

A motion was made by Habash, seconded by Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

Abstained: Chair Mentel

Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

A motion was made by Habash, seconded by Boyce, that this matter be Tabled Indefinitely. The motion carried by the following vote:

Abstained: Chair Mentel

Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

ADJOURNED: 6:35 P.M.

A motion was made by Boyce, seconded by Thomas, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

Ordinances and Resolutions

City of Columbus
City Bulletin Report

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

Legislation Number: 0003X-2005

Drafting Date: 01/06/2005

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation

Title

Wear Red for Women Day

Body

WHEREAS, diseases of the heart are the nation's leading cause of death and stroke is the third leading cause of death; and

WHEREAS, cardiovascular diseases are the leading cause of death among women; and

WHEREAS, heart attack, stroke, and other cardiovascular disease claim the lives of more than half million women each year - more than the next seven causes of death combined, and nearly twice as many as all forms of cancer including breast cancer; and

WHEREAS, the cost of cardiovascular diseases and stroke in the United States is estimated at \$352 billion; and

WHEREAS, one in five females in the United States have some form of cardiovascular disease; and

WHEREAS, 63% of women who died suddenly of coronary heart disease had no previous symptoms of this disease; and

WHEREAS, February is designated as American Heart Month; and

WHEREAS, the American Heart Association is launching a new campaign, Go Red For Women, to encourage women to pay attention to their hearts and help them live longer, stronger lives by reducing their risk for cardiovascular disease; and

NOW, THEREFORE, I Patsy A. Thomas, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim February 4, 2005 to be

"Wear Red for Women Day"

in Columbus and urge all citizens to wear red in recognition of family, friends, and neighbors who have suffered from heart disease, and as a show of support to fight it. By increasing awareness of the risk factors for this devastating disease and taking actions to reduce them, we can save thousand of lives each year.

Legislation Number: 0007X-2005

Drafting Date: 01/18/2005

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation

To recognize, commend, and thank Ronald J. Ranney for his distinguished service to Columbus' citizens and his fellow employees, and to wish him well in his upcoming retirement.

Title

To recognize, commend, and thank Ronald J. Ranney for his distinguished service to Columbus' citizens and his fellow employees, and to wish him well in his upcoming retirement.

Body

WHEREAS, Ronald J. Ranney has honorably dedicated the past 28 years of his life to many citizens and fellow employees of the City of Columbus, Ohio since joining the staff of the then Municipal Lands and Buildings Division in 1977; and

WHEREAS, Ronald J. Ranney has served as a valued member of the Facilities Management staff and capstoned his professional career as the Facilities Project Manager, overseeing many critical projects including the new Police Academy, numerous Fire Stations, the Health Department Complex, and many smaller facilities used on a daily basis by thousands of residents and employees of the City; and

WHEREAS, over the years Ronald J. Ranney came to be known as the "encyclopedia of building knowledge," who quietly and effectively set the unparalleled standard of excellence that many have come to associate with these facilities; and

WHEREAS, although Ronald J. Ranney has chosen to conclude his professional career, his legacy of service and dedication will live on as a worthy example for others to follow; now, therefore,

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

That the Columbus City Council expresses its profound appreciation to Ronald J. Ranney for his dedication and service to the citizens and employees of the City of Columbus, Ohio.

Legislation Number: 0022-2005

Drafting Date: 12/22/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Trophies and Awards (UTC) for the Recreation and Parks Department. The term of the proposed option contract is for two (2) years, with the option to renew for one (1) additional year. The contract is through December 31, 2006 extension through December 31, 2007. The Purchasing Office opened formal bids on 11/18/2004.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001354). A total of four (4) bids were received: One (1) MAJ (company has identified their firm as female owned; however, this company is not certified as female owed by the Equal Business Opportunity Office), one (1) MAJ, and two (2) companies whose status is unknown because they are not registered in the City's vendor database. A total of 41 companies were solicited (Two were M1A, 0 were F1and 39 were majority owned).

The Purchasing Office is recommending award of the contract to the lowest, responsive, responsible and best bidder:

Village Trophy Co. CC # 31-1356180

Total Estimated Annual Expenditure: \$17,074.50.

This company is not debarred according to the Excluded Party Listing System of the Federal Government and is not listed in the Auditor of State database for Findings for Unresolved Recovery.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing Contract Account. The Recreation and Parks Department will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance Director to enter into a contract for the option to purchase Trophies and Awards (UTC) with Village Trophy Co., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$ 1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids that were due on November 18, 2004 and selected the lowest overall bid; and

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

WHEREAS, in order to provide recognition for accomplishment and participation in Recreation and Parks Department activities for participants, this is being submitted for consideration as an emergency measure; and

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

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Trophies and Awards (UTC) in accordance with Solicitation No. SA001354 as follows:

Village Trophy Co., Award made for all items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Drafting Date: 12/27/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Moyno Pump Parts for the Division of Sewerage and Drainage, the largest user. The term of the proposal option contract would be two (2) years, with the option to renew for one (1) additional year. Contract is through July 31, 2006, extension through July 31, 2007. The Purchasing Office opened formal bids on May 20, 2004.

A contract was established with Moyno, Inc. as a result of solicitation SA001128 . The Purchasing Office, with the agreement of the Department of Public Utilities, Division of Sewers and Drainage, has determined that it would be in the City's best interest to issue a second contract to Westcoast Rotor, Inc. as Moyno, Inc. may not be able to supply all parts. Westcoast Rotor, Inc. responded to the original solicitation and was deemed the lowest, responsive, responsible and best bidder for some items. Therefore, the Purchasing Office is recommending a second universal term contract be awarded to Westcoast Rotor, Inc. to maintain a supply chain for all needed parts. Westcoast Rotor, Inc. is a female owned business. This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of State database for Findings for Recovery.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001128). 4 bids received; MAJ: 36 bids solicited, MAJ: 3 bids received; MBE: 0 bids solicited, MBE: 0 bids received; FBE: 1 bids solicited, FBE: 1 bids received.

The Purchasing Office is recommending award of a contract to the lowest, responsive, responsible and best bidder:

Westcoast Rotor, Inc., FBE, CC# 95-3929147, \$1.00

Total Estimated Annual Expenditure: \$80,000.00.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing Contract Account. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance Director to enter into contract for the option to purchase Moyno Pump Parts with Westcoast Rotor, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$ 1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 20, 2004 and selected the lowest, responsive, responsible and best bids; and

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

WHEREAS, in order to establish a supply matrix as soon as possible for these needed replacement pump parts utilized at the Southerly and Jackson Pike Wastewater Treatment Plants for the transfer of raw, waste activated, and dewatered sludge; polymer and grease between various plant processes, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract(s) for an option to purchase Moyno Pump Parts, thereby preserving the public health, peace,

property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Moyno Pump Parts in accordance with Solicitation No. SA001128 as follows:

Westcoast Rotor, Inc., Item: No.1, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0026-2005

Drafting Date: 12/28/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase of Radiator Repair Services for Fleet Management, the largest user to and including March 31, 2006. Formal bids were opened by the Purchasing Office on March 6, 2003. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000412 GRW). FL001734, with Taliaferro Enterprises Inc. was established in accordance with bids received. Their contract compliance number is 31-1073146.

1. Amount of additional funds: The estimated annual expenditure for the contract is \$25,000.00. Fleet Management must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: The exact same product and service is required as originally bid. No lower pricing or more attractive terms and conditions are anticipated at by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contracts. Fleet Management must set aside their own funding for their estimated expenditures.

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is be submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase

Radiator Repair Services, with Taliaferro Enterprises Inc., and to declare an emergency.

Body

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

WHEREAS, vendor has agreed to extend FL001734 at current prices and conditions to and including March 31, 2006, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to provide uninterrupted service in maintaining the city's fleet of vehicles, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of Fleet Management in that it is immediately necessary to extend FL001734 for an option to purchase Radiator Repair Services 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 FL001734 with Taliaferro Enterprises Inc. to and including March 31, 2006.

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

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

Legislation Number: 0028-2005

Drafting Date: 12/28/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

This ordinance will amend Section 919.13 of the Columbus City Codes to grant the Director of Recreation and Parks the authority to set policy and guidelines for the sale, service and/or consumption of alcoholic beverages at select park facilities.

Code changes are necessary to give the Director of Recreation and Parks authority to permit and regulate the legal sale and service of alcoholic beverages at enclosed shelters, to modify the existing conditions of sale and service of alcoholic beverages at the Cultural Arts Center, and to make code consistent with current practice regarding major events that provide significant economic, cultural and recreational benefits for the Columbus Community.

Granting authorization to the Director will enable Recreation and Parks to define related policy and advance the city's goal of developing a vibrant downtown riverfront park system.

Fiscal Impact: N/A

Title

To amend Section 919.13 of the Columbus City Codes, 1959, to grant the Director of Recreation and Parks the authority to set policy and guidelines for the sale, service and/or consumption of alcoholic beverages at select park facilities in downtown parks and various Recreation and Parks' facilities.

Body

WHEREAS, it is necessary to amend Sections of Chapter 919 of the Columbus City Codes to authorize the Director of Recreation and Parks to set policy and guidelines for the sale, service and/or consumption of alcoholic beverages at select park facilities; now, therefore

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

SECTION 1. That the following Sections of Chapter 919 of the Columbus City Codes be amended to read as follows:

919.13 Alcoholic beverages prohibited

(A) No person shall knowingly possess with the purpose to consume any ~~intoxicating~~ liquor, or beer as defined in Ohio R.C. Chapter 4301 while being in or upon any park.

(B) For the purposes of division (A) of this section, any person found in or upon any park and in possession of any ~~intoxicating~~ liquor, or beer is presumed to knowingly possess the ~~intoxicating~~ liquor, or beer with the purpose to consume such.

(C) Division (A) of this section shall not apply to the following locations:

(1) Municipal golf courses when concessions which include the possession, sale and consumption of ~~intoxicating~~ liquor, or beer are contracted by the ~~R~~ecreation and ~~P~~arks ~~D~~epartment.

(2) The Columbus Zoo premises when the possession, sale and consumption of ~~intoxicating~~ liquor, or beer is permitted by written authorization from the Columbus Zoological Park Association.

(3) Franklin Park **Adventure Center** when the possession, sale or consumption of ~~intoxicating~~ liquor, or beer is permitted by written authorization from the ~~D~~irector of the **Recreation and Parks Department**. ~~Such authorization shall only be given for an event sponsored by the recreation and parks department or for a fund-raising event when the proceeds go entirely to the recreation and parks department.~~

(4) The Cultural Arts Center when the possession, sale or consumption of ~~intoxicating~~ liquor, or beer is permitted by written authorization from the ~~D~~irector of the **Recreation and Parks Department**. ~~Such authorization shall only be given for an event sponsored by the recreation and parks department or for a fund-raising event when the proceeds go entirely to the recreation and parks department.~~

(5) The Santa Maria replica, moored in Battelle Riverfront Park, when the possession, sale or consumption of ~~intoxicating~~ liquor, or beer is permitted by written authorization from the ~~D~~irector of the ~~R~~ecreation and ~~P~~arks ~~D~~epartment. (Ord. 874-97 § 1.)

(6) Certain enclosed, public rental shelter houses and facilities when the possession, sale or consumption of liquor or beer is permitted by written authorization from the Director of the Recreation and Parks Department.

(7) Downtown/Riverfront event facilities when the possession, sale or consumption of alcoholic beverages is permitted by written authorization from the Director of the Recreation and Parks Department.

(D) The possession, sale or consumption of ~~intoxicating~~ liquor, or beer, when permitted by division (C), shall be in compliance with all applicable laws pertaining thereto (Ord. 1648-91), **and with any Recreation and Parks Department administrative rules. Failure to comply with any laws or administrative rules shall be sufficient grounds for immediate revocation of permit.**

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

Legislation Number: 0040-2005

Drafting Date: 01/03/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Oils and greases Parts for Fleet Management, the largest user to and including March 31, 2007. Formal bids were opened by the Purchasing Office on April 3, 2003 The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA00421 GRW). Sixty seven (MAJ:59, MBE:7, FBE:1) bids solicited; eight bids received. Contracts were established with the following vendors and were established in accordance with the bids received:

Four O Corporation dba Oil Distributing Company FL001727, (MAJ), CC# 31-0715158, \$75,000.00; **Circleville Oil Company**, FL001728, (MAJ), CC# 31-4147860, \$30,000.00; **Holton Oil Company Inc.** FL001730, (MAJ) CC# 31-4424292, \$65,000.00; **Glockner Oil Company**, FL001731, (MAJ) CC# 31-1004796, \$2,000.00; **Columbus Oil Company**, FL001732, (MAJ) CC# 31-4396732, \$5,000.00.

Total Estimated Annual Expenditure: \$177,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

1. Amount of additional funds: The estimated annual expenditure for all contracts is \$177,000.00. The Fleet Management Division must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing/terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contracts. The Fleet Management Division must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is be submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Oils and Greases, with center Four O Corporation dba Oil Distributing Company, Circleville Oil Company, Holton Oil Company, Glockner Oil Company, and Columbus Oil Company, and to declare an emergency.

Body

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

WHEREAS, vendor has agreed to extend the above referenced contracts at current prices and conditions to and including March 31, 2007 and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide Oils and Greases for use in maintaining the city's fleet of vehicles and equipment this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to extend the above referenced contracts for the to purchase Oils and greases 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 the above referenced contracts with the listed vendors to and including March 31, 2007.

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

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

Legislation Number: 0045-2005

Drafting Date: 01/03/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To establish a contract for the option to purchase DLT, LTO, DLT1V Tape Supplies for the Department of Technology, the largest user. The term of the proposed option contract will be two years with an option to renew for two, one year periods if mutually agreed. Contract expiration date: June 30, 2006. This company is not listed on the Auditor of State Findings for Recovery Database. This company is not listed on the Federal Excluded Parties Listing.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001085JY). Two hundred and four bids were solicited (MAJ:177, M1A: 23, F1 4); and Eighteen (MAJ:16, M1A:2) bids received.

The Purchasing Office is recommending award of a contract to the lowest, responsive, responsible and best bidder:

Tape Central Inc. MAJ, CC#31-1656101

Total Estimated Annual Expenditure: \$19,000.00

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing Contract Account. Any City agency using this contract will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance Director to enter into contract for an option to purchase DLT, LTO, DLT1V Tape Supplies with Tape Central, Inc., to authorize the expenditure of one dollar to establish contract from the Purchasing/Contract Account and to declare an emergency. (\$1.00)

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

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

WHEREAS, this ordinance is being submitted as an emergency measure to ensure tape supplies are available when needed to create backup data files of critical City computer applications; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract(s) for an option to purchase DLT, LTO, DLT1V Tape Supplies thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into contract for an option to purchase DLT, LTO, DLT1V Tape Supplies in accordance with Solicitation No. SA001085JY as follows:

Tape Central, Inc.; All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0046-2005

Drafting Date: 01/03/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Need: The City of Columbus Division of Police was recently awarded FY2004 funding thru a Juvenile Justice and Delinquency Prevention (JJDP) Act Title II grant for the School Sports Violence Project. This project will continue the current Columbus Division of Police (CPD) and Columbus Public Schools collaboration to reduce incidents of violent and/or disorderly behavior at high school athletic events. The funding will provide for an increased sworn police presence for identified "at risk" school sporting events. Risk assessments will be provided by the school system, CPD School Resource Officers and the CPD Criminal Information Unit. The City must act as subgrantee to the Franklin County Board of Commissioners through the Justice Programs Unit according to the federal grant guidelines. Therefore the Mayor is required to sign a subgrantee award and document to accept on behalf of the City.

FISCAL IMPACT

There is no impact for the General Fund Account. All grant expenditures will be reimbursed through the grant funding award.

Title

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award and enter into a contract with the Franklin County Board of Commissioners via the Justice Programs Unit for the FY 2004 Juvenile Justice and Delinquency

Prevention Act Title II School Sports Violence Project, and to authorize an appropriation of \$24,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the above grant project. (\$24,000.00)

Body

WHEREAS, the City of Columbus Division of Police has been awarded a FY2004 Juvenile Justice and Delinquency Prevention Title II Act grant for the School Sports Violence Project; and

WHEREAS, the Division of Police will provide an increased sworn police presence for "at risk" school sporting events; and

WHEREAS, the grant funding is for the costs of this additional sworn personnel presence; now therefore

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

Section 1. That the Mayor be and is hereby authorized and directed to enter into contract with the Franklin County Board of Commissioners to accept a Fiscal Year 2004 Juvenile Justice and Delinquency Prevention Title II subgrantee award for the School Sports Violence Project.

Section 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the subgrantee award period the sum of \$24,000.00 is appropriated as follows:

DIV	FD	OBJ#1	OBJ#3	OCACD	GRANT	AMOUNT
30-03	220	01	1127	335029	335029	1,166.00
30-03	220	01	1131	335029	335029	17,930.00
30-03	220	01	1161	335029	335029	3,497.00
30-03	220	01	1171	335029	335029	260.00
30-03	220	01	1173	335029	335029	1,147.00

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

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

Legislation Number: 0054-2005

Drafting Date: 01/04/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Sweeper Broom Refills for the Fleet Management Division, the largest user to and including March 31, 2005. Formal bids were opened by the Purchasing Office on December 5, 2002. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000351 GRW). FL001527, with Old Dominion Brush was established in accordance with bids received. Their contract compliance number is 540715588.

1. Amount of additional funds: The estimated annual expenditure for the contract is \$50,000.00. The Fleet Management Division must obtain approval to expend from their own budgeted funds for their estimated expenditures.

2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: The exact same product is required as originally bid. No lower pricing or more attractive terms and conditions are anticipated through re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contracts. The Fleet Management Division must set aside their own funding for their estimated expenditures.

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Sweeper Broom Refills, with Old Dominion Brush, and to declare an emergency.

Body

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

WHEREAS, vendor has agreed to extend FL0015275 at current prices and conditions to and including November 30, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide broom refills for street sweeping machines, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to extend FL001527 for an option to purchase Sweeper Broom Refills 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 FL001527 with Old Dominion Brush to and including November 30, 2005.

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

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

Legislation Number: 0055-2005

Drafting Date: 01/04/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: Since 1974, the Columbus Health Department has provided primary health care services to the needy through contracts with community-based health centers. Since 1998, the Columbus Health Department has contracted with the Columbus Neighborhood Health Center, Inc. (CNHC), a not-for-profit corporation, to provide primary health care services to medically indigent patients at five neighborhood health centers. This ordinance will authorize the funding for all centers for the period of January 1, 2005 through December 31, 2005. This ordinance waives competitive bidding provisions of the City Code. Emergency action is requested in order to ensure timely payments to the Contractor.

FISCAL IMPACT: Funding for this contract is budgeted in the Health Special Revenue Fund.

Title

To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. to provide primary health care services at community-based health centers; to authorize the expenditure of \$5,029,260 from the Health Special Revenue Fund; to waive the provisions of competitive bidding; and to declare an emergency.
(\$5,029,260)

Body

WHEREAS, the City of Columbus seeks to ensure primary health care services through various neighborhood health centers; and,

WHEREAS, it is necessary to contract with the Columbus Neighborhood Health Center, Inc. for the management and operations of the neighborhood health centers; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into a contract with Columbus Neighborhood Health Center, Inc. for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in client services; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized to enter into a contract with Columbus Neighborhood Health Center, Inc. for the provision of primary health care services through various neighborhood health centers from January 1, 2005 through December 31, 2005.

SECTION 2. That to pay the cost of said contract, the expenditure of \$5,029,260 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50-01, Object Level One 03, Object Level Three 3337, OCA No. 503219.

SECTION 3. That the provisions of Sections 329.13 and 329.14 of the Columbus City Code are hereby waived.

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

Legislation Number: 0063-2005

Drafting Date: 01/05/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

The City of Columbus, Public Service Department, Transportation Division, received a request from YWCA Housing Corporation, asking that the City transfer Harvey Court from East Fifth Avenue to its northern terminus to them. YWCA

Housing Corporation has submitted plans to the City for the construction of a new YWCA Family Center on property abutting the northern terminus of Harvey Court; the acquisition of the requested Harvey Court right-of-way will allow for the construction of a driveway to access the proposed Family Center. After investigation Transportation Division staff determined there were no objections to the transfer of the requested portion of excess right-of-way subject to the retention of a general utility easement for existing utilities currently located within this right-of-way. The proposed YWCA Family Center will be a \$5 million improvement on a previously abandoned industrial site abutting a residential neighborhood that will generate over \$500,000.00 annually in new payroll to the City of Columbus while providing safe, supportive, temporary housing and childcare to homeless families. The Department of Law, Real Estate Division, established a value of \$9,709.00 for this excess right-of-way, however, the Land Review Commission voted to recommend that this right-of-way be transferred to YWCA Housing Corporation at no charge in recognition of the value of improvements to the general welfare of the City and the substantial increase in tax revenue that will be generated by the construction and operation of the proposed Family Center.

Fiscal Impact: N/A

Title

To authorize the Public Service Director to execute those documents required to transfer Harvey Court from East Fifth Avenue to its northern terminus to YWCA Housing Corporation at no charge and to waive the competitive bidding provisions of Columbus City Codes.

Body

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, received a request from YWCA Housing Corporation, asking that the City transfer Harvey Court from East Fifth Avenue to its northern terminus to them; and

WHEREAS, YWCA Housing Corporation has submitted plans to the City for the construction of a new YWCA Family Center on property abutting the northern terminus of Harvey Court; and

WHEREAS, the acquisition of the requested Harvey Court right-of-way will allow for the construction of a driveway to access the proposed Family Center; and

WHEREAS, after investigation Transportation Division staff determined there were no objections to the transfer of the requested portion of excess right-of-way subject to the retention of a general utility easement for existing utilities currently located within this right-of-way; and

WHEREAS, the proposed YWCA Family Center will be a \$5 million improvement on a previously abandoned industrial site abutting a residential neighborhood that will generate over \$500,000.00 annually in new payroll to the City of Columbus while providing safe, supportive, temporary housing and childcare to homeless families; and

WHEREAS, the Department of Law, Real Estate Division established a value of \$9,709.00 for this excess right-of-way; and

WHEREAS, the Land Review Commission voted to recommend that this right-of-way be transferred to YWCA Housing Corporation at no charge in recognition of the value of improvements to the general welfare of the City and the substantial increase in tax revenue that will be generated by the construction and operation of the proposed Family Center; now, therefore

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

Section 1. That the Public Service Director be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to YWCA Housing Corporation at no charge; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, being the remaining

dedicated highway known as Harvey Court as shown on Harvey G. Price's Addition, of record in Plat Book 18, Page 64, Franklin County Recorder's Office and being more particularly described as follows:

Beginning at a set iron pipe at the southeast corner of Lot 7 of said addition, also being the intersection of the north line of E. Fifth Avenue (60 feet wide) with the west line of said Harvey Court (50 feet wide);

Thence, along the east line of said Lot 7, across a sixteen (16) foot alley, also being the remaining west line of said Harvey Court, North 03°16'53" East, 146.00 feet to a set iron pipe at the southeast corner of Lot 25 of said Addition; also being a southwest corner of a 4.077 Acre tract conveyed to YWCA Housing Corporation, as shown of record in Instrument No. 200407060155594;

Thence, along the remaining north line of said Harvey Court, along part of the south line of said 4.077 Acre tract, South 86°35'00" East, 50.00 feet to a found ¾ inch iron pipe at the southwest corner of Lot 26 of said Addition; also being on the remaining east line of said Harvey Court;

Thence, along the remaining east line of said Harvey Court, along a west line of said 4.077 Acre tract, along the west line of a 16 foot wide Alley vacated by City of Columbus Ordinance #324-62 (3-12-62), along the west line of Lot 8 of said Addition, South 03°16'53" West, 146.00 feet to a set iron pipe at the southwest corner of said Lot 8 also being on the north line of said E. Fifth Avenue;

Thence, along the remaining south line of said Harvey Court, along the north line of said E. Fifth Avenue, North 86°35'00" West, 50.00 feet to the place of beginning **CONTAINING 0.168 ACRES (7,300 SQ. FT.)**. The forgoing description was prepared from an actual field survey made in March 2004 by Myers Surveying Company, Inc. Iron pipes set are 30" x 1" O.D. with orange plastic caps inscribed "PS 6579". Basis of bearings is the centerline of East Fifth Avenue held as North 86°35'00" West per Plat Book 18, Page 64.

MYERS SURVEYING CO., INC.
Joseph P. Myers P.S., 7361

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

Section 3. That a general utility easement in, on, over, across and through the above described excess right-of-way shall be and hereby is retained unto the City of Columbus for those utilities currently located within said excess right-of-way.

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

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

Legislation Number: 0069-2005

Drafting Date: 01/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus is the owner of a 15 foot wide alley east of Loew Street, north of the railroad tracks and south of Gibbard Avenue, as shown on the plat of Hayden Subdivision in Plat Book 10, Page 362. After investigation by Transportation Division staff it was determined that this alley is now and has always been landlocked and the City cannot legally access it. As a result, the City has never improved this alley. The adjacent property owners have, however, improved and are currently using this right-of-way. As a result of this private use of public right-of-way, the Franklin County Auditor has rescinded the City's tax-exempt status for this alley and has presented the City with tax bills totaling \$202.95 for this right-of-way. After consultation with the City Attorney's Office, the Public Service Department notified the adjacent property owners that the City intends to vacate this right-of-way and suggested they submit petitions requesting the vacation of said alley to the Transportation Division. One hundred percent (100%) of the adjacent property

owners have submitted petitions to the Transportation Division praying for the City to vacate this landlocked 15 foot wide alley.

Title

To vacate the 15 foot wide alley east of Loew Street, north of the railroad tracks and south of Gibbard Avenue; and to the extent they may apply to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes.

Body

WHEREAS, pursuant to the plat titled Hayden Subdivision, of record in Plat Book 10, Page 362, in the Franklin County, Ohio, Recorder's Office, the City of Columbus is the owner of the 15 foot wide alley east of Loew Street, north of the railroad tracks and south of Gibbard Avenue; and

WHEREAS, this alley is now and has always been landlocked; and

WHEREAS, the City cannot legally access this right-of-way, therefore, the City has never improved this alley; and

WHEREAS, the adjacent property owners have improved and are currently using this right-of-way; and

WHEREAS, as a result of this private use of public right-of-way the Franklin County Auditor has rescinded the City's tax-exempt status for this right-of-way; and

WHEREAS, the City has received tax bills totaling \$202.95 for this alley; and

WHEREAS, after consultation with the City Attorney's office the Public Service Department notified the adjacent property owners that the City intends to vacate this right-of-way and suggested they submit petitions requesting the vacation of said alley; and

WHEREAS, 100% of the adjacent property owners have submitted petitions praying for the City to vacate this landlocked 15 foot wide alley; now, therefore

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

Section 1. That the first alley east of Loew Street, north of the railroad tracks and south of Gibbard Avenue as shown on the plat titled Hayden Subdivision, of record in Plat Book 10, Page 362, Franklin County, Ohio, Recorder's Office, be and hereby is vacated.

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

Legislation Number: 0073-2005

Drafting Date: 01/06/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Background: The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the **Upper Scioto West S.S.S. Hayden Run Area Project**.

Fiscal Impact: N/A (Escrow Fund No. 324-029, CC13376)

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels 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.

Title

To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the **Upper Scioto West S.S.S. Hayden Run Area 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 **Upper Scioto West S.S.S. Hayden Run Area Project**; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 255X-2004, on the 29th day of November, 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, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That certain permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the **Upper Scioto West S.S.S. Hayden Run Area Project**, Escrow Fund No. 324-029, CC13376, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PERPETUAL SUB-SURFACE SEWER UTILITY EASEMENT

(Below elevation 933.0 (NAVD 88))

Situated in the State of Ohio, County of Franklin, Township of Washington, Virginia Military Survey Number 3453 and being part of the railroad right-of-way for Conrail and described as follows:

Beginning at the southeasterly corner of Parcel 2 Third Tract as shown in the deed to Betty S. Patch of record in Deed Book 3684, Page 607 (all references refer to the records of the Recorder's Office, Franklin County, Ohio), the northeasterly corner of that 161.25 acre tract conveyed to Rings Farms Ltd. of record in Instrument Number 199901050002791, in the westerly right-of-way line for said railroad;

Thence N 39° 15' 59" W, with said westerly railroad right-of-way line, a distance of 17.75 feet;

Thence S 87° 14' 43" E, across said railroad right-of-way, a distance of 88.84 feet to the easterly right-of-way line for said railroad;

Thence S 39° 15' 59" E, with said easterly railroad right-of-way line, a distance of 59.15 feet;

Thence S 83° 02' 04" W, across said railroad right-of-way, a distance of 78.08 feet to the westerly right-of-way line for said railroad;

Thence N 39° 15' 59" W, with said westerly railroad right-of-way line, a distance of 59.15 feet to the Point of Beginning and **containing 0.103 acre**, more or less.

Said easement shall lie below the elevation of 933.0 (NAVD 88).
EMH&T, Inc., John C. Dodgion, Registered Surveyor No. 8069.

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

Section 3. That the Council of the City of Columbus, Ohio, hereby declares the value of the subject real property interests to be Two Thousand Eight Hundred Forty Dollars (\$2,840.00).

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

Section 5. That for the reasons state 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.

Legislation Number: 0077-2005

Drafting Date: 01/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This ordinance extends a contract agreement (CT-18565A) for annual renewal of maintenance and support services necessary for the Accounting, Purchasing, Budgeting, and Asset Management Systems that were purchased through Ordinance 1576-97.

Emergency action is requested in order to assure the continued and uninterrupted maintenance and support of these systems.

Fiscal Impact:

Funds are currently budgeted and are available in the City Auditor's Office General Fund for this expenditure.

Title

To authorize and direct the City Auditor to extend a contract agreement with Tier for the annual renewal of extended maintenance and support services necessary for the Accounting, Purchasing, Budgeting, and Asset Management Systems; to authorize the expenditure of \$83,872.00 from General Fund; and to declare an emergency. (\$83,872.00)

Body

WHEREAS, the City Auditor has a need for continued maintenance on the Accounting, Purchasing, Budgeting, and Asset Management Systems for the City of Columbus necessary to accommodate the year 2005 and;

WHEREAS, it is necessary to provide annual renewal of extended maintenance and support services necessary for the Accounting, Purchasing, Budgeting, and Asset Management Systems, and;

WHEREAS, an emergency exists in the usual daily operations of the City Auditor's Office in that it is immediately necessary to authorize the City Auditor to enter into contract with Tier for support services and maintenance for the Accounting, Purchasing, Budgeting, and Asset Management Systems purchased from Tier (formerly KPMG Consulting,

Inc.) to ensure uninterrupted service and maintenance, 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 City Auditor be and is hereby authorized and directed to extend contract (CT-18565A) with Tier for the acquisition of professional services to provide annual renewal of extended maintenance and support services necessary for the Accounting, Purchasing, Budgeting, and Asset Management Systems.

SECTION 2. That the aforesaid purpose the expenditure of \$83,872.00 or so much thereof as may be needed is hereby authorized from the General Fund as follows:

<u>Department</u>	<u>Fund</u>	<u>OCA</u>	<u>OL1</u>	<u>OL3</u>	<u>Amount</u>
22-01 Auditor's Office	010	220111	03	3369	\$83,872.00

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

Legislation Number: 0081-2005

Drafting Date: 01/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title To authorize the Director of Public Utilities to execute eighteen (18) Water Pollution Control Loan Fund Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for the financing of 18 Sewerage and Drainage Division projects.

Body **WHEREAS**, in 2005 the City is scheduled to enter into loan agreements with the Ohio EPA and the Ohio Water Development Authority under the Ohio Water Pollution Control Loan Fund (WPCLF), to finance eighteen (18) Division of Sewerage and Drainage projects, which assistance will be of help in reducing total project costs to the City's sewerage customers; and

WHEREAS, the City is required to submit to the Ohio EPA a certified copy of the approved City Council legislation which authorizes the Director of the Public Utilities Department to execute the WPCLF agreements; Now Therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to execute eighteen (18) Water Pollution Control Loan Fund Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for the financing of the following Sewerage and Drainage Division projects, estimated to cost approximately \$56 million:

1. CIP No. 650353, Southerly Wastewater Treatment Plant Digester Rehabilitation
2. CIP No. 650034.6B, Blacklick Sanitary Interceptor
3. CIP No. 650657, Lenore Avenue/Huy Road Sanitary Relief Sewer
4. CIP No. 650656, Weldon Avenue Sanitary Relief Sewer
5. CIP No. 650651, Atwood Terrace/Northridge Road Relief Sewer
6. CIP No. 650650, Atwood Terrace/Lenore Avenue Sanitary Relief Sewer
7. CIP No. 650683, Orchard/Milton Area Sanitary Improvements
8. CIP No. 650680, Piedmont/High Area Sanitary Improvements
9. CIP No. 650668, Torrence/Colerain Area Sanitary Improvements
10. CIP No. 650636, Forest Street Sewer Improvements

11. CIP No. 650634, Frebis/Ellsworth Area Sewer Improvements
12. CIP No. 650665, Adena Brook Ravine Sanitary Improvements
13. CIP No. 650349, Southerly Wastewater Treatment Plant Sludge Dewatering/Miscl. Improvements (Supplemental Loan)
14. CIP No. 650246, Jackson Pike Wastewater Treatment Plant Sludge Handling/Dewatering, Phase 2 (Supplemental Loan)
15. CIP No. 650510.30 Sewer Maintenance Operations Center Renovations, Phase 2 (Supplemental Loan)
16. CIP No. 650348 Wastewater Treatment Facilities Instrumentation & Control Systems Upgrade, Phase 2 (Supplemental Loan)
17. CIP No. 650348 Wastewater Treatment Facilities Instrumentation & Control Systems Upgrade, Phase 3 (Supplemental Loan)
18. CIP NO. 650352 Southerly Wastewater Treatment Plant New Headworks, Phase 2 (Supplemental Loan)

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

Legislation Number: 0082-2005

Drafting Date: 01/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The German Village Commission, Historic Preservation Commission, Brewery District Commission and Victorian Village Commission did not execute the documents needed to establish an encumbrance for payment of their 2004 operating expenses. It is now necessary to appropriate \$2,000.00 per Commission so that the Commissions can be reimbursed for 2004 operating expenses. This legislation appropriates \$8,000.00 from the Area Commission Fund to the Department of Development.

FISCAL IMPACT: \$2,000 each was available during 2004 for the German Village Commission, Historic Preservation Commission, Brewery District Commission and Victorian Village Commission for operating expenses. The commissions did not execute the documents necessary to establish an encumbrance for the payment of their operating expenses but they did incur expenses. This legislation will allow the appropriation of \$8,000 so that reimbursement can be made to the commissions for 2004 operating expenses.

Emergency action is requested so that reimbursement can be made to the German Village Commission, Historic Preservation Commission, Brewery District Commission and Victorian Village Commission as soon as possible.

Title

To authorize the appropriation of \$ 8,000 from the Area Commission Fund to the Department of Development in order to reimburse the German Village Commission, Historic Preservation Commission, Brewery District Commission and Victorian Village Commission for 2004 miscellaneous expenses; and to declare an emergency. (\$8,000.00)

Body

WHEREAS, it is necessary to appropriate said funds from the Area Commission Fund to the Department of Development; and

WHEREAS, these monies are needed to fund minor operating expenses for 2004 for the German Village Commission,

Historic Preservation Commission, Brewery District Commission and Victorian Village Commission; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the appropriation so that reimbursement can be made to the German Village Commission, Historic Preservation Commission, Brewery District Commission and Victorian Village Commission as soon as possible, all for the preservation of the public health, peace, safety, and welfare; **NOW, THEREFORE**

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

Section 1. That from the unappropriated monies in the Area Commission Fund, Fund No. 221, 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, 2005, the sum of \$8,000.00 is appropriated to the Department of Development, Division 44-05, Object Level One 03, Object Level Three 3337 as follows:

<u>Area Commission</u>	<u>Subfund</u>	<u>Code</u>	<u>OCA Amount</u>
German Village	005	221005	2,000.00
Historic Preservation	019	221019	2,000.00
Brewery District	018	221018	2,000.00
Victorian Village	012	221012	<u>2,000.00</u>
Total:			\$8,000.00

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

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

Legislation Number: 0083-2005

Drafting Date: 01/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Ordinance 1935-2004, passed November 8, 2004, authorized the Director of the Department of Development to apply for and accept a Certified Local Government Grant from the Ohio Historic Preservation Office for an amount not to exceed \$8,031 to provide funds to co-sponsor the 2004 Building Connections Conference.

FISCAL IMPACT: This ordinance appropriates the amount of the grant, \$8,031, to the Department of Development, Neighborhood Services Division.

This legislation is submitted as an emergency so that grant funds can be made available immediately for conference expenses.

Title

To authorize an appropriation of \$8,031 from the unappropriated balance of the General Government Grant Fund to the Department of Development, Neighborhood Services Division, to provide funds to co-sponsor the 2004 Building Connections Conference; and to declare an emergency. (\$8,031.00)

Body

WHEREAS, the City of Columbus has accepted a grant in the amount of \$8,031 from the Ohio Historic Preservation Office to co-sponsor the 2004 Building Connections Conference; and

WHEREAS, it is now necessary to appropriate the grant funds to the Neighborhood Services Division; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development where it is immediately necessary to appropriate said funds so that grant funds can be made available immediately for conference expenses, all for the preservation of public health, peace, safety and welfare, **now, therefore,**

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

Section 1. That from the unappropriated monies in the General Government Grant Fund, Fund 220, 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, 2005, the sum of \$8,031 is appropriated to the Department of Development, Neighborhood Services, Division No. 44-05, Object Level One 03, Object Level Three 3430, OCA Code 444011.

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

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

Legislation Number: 0084-2005

Drafting Date: 01/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Ordinance 1934-2004, passed November 8, 2004, authorized the Director of the Department of Development to apply for and accept a Certified Local Government Grant from the Ohio Historic Preservation Office for an amount not to exceed \$2,100 to provide funds to create and print a brochure for the Kelton House Museum and Garden.

FISCAL IMPACT:

This ordinance appropriates the amount of the grant, \$2,100, to the Department of Development, Neighborhood Services Division.

This legislation is submitted as an emergency so that grant funds can be made available immediately for expenses incurred by the project.

Title

To authorize an appropriation of \$2,100 from the unappropriated balance of the General Government Grant Fund to the Department of Development, Neighborhood Services Division, to provide funds to create and print a brochure for the Kelton House Museum and Garden; and to declare an emergency. (\$2,100.00)

Body

WHEREAS, the City of Columbus has accepted a grant in the amount of \$2,100 from the Ohio Historic Preservation Office to provide funds to create and print a brochure for the Kelton House Museum and Garden; and

WHEREAS, it is now necessary to appropriate the grant funds to the Neighborhood Services Division; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development where it is immediately necessary to appropriate said funds so that grant funds can be made available immediately for project expenses, all for the preservation of public health, peace, safety and welfare, **now, therefore,**

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

~~Section 1~~ the unappropriated monies in the General Government Grant Fund, Fund 220, 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, 2005, the sum of \$2,100 is appropriated to the Department of Development, Neighborhood Services, Division No. 44-05, Object Level One 03, Object Level Three 3352, OCA Code 444013.

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

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

Legislation Number: 0095-2005

Drafting Date: 01/10/2005

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 construction and permanent easements in and to real estate necessary for the **Refugee Road Pump Station 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 authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the **Refugee Road Pump Station 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 **Refugee Road Pump Station Project**; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted **Resolution No. 247X-2004, on the 22nd day of November, 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, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the **Refugee Road Pump Station Project, #610712**, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

4S

Situated in the Northwest Quarter of Section 1, Township 4, Range 22, Refugee Lands; City of Columbus, County of Franklin, State of Ohio, and being an easement over a 9.167-acre tract as conveyed to Ronald J. Roehrenbeck by deed of record in Deed Book 3304, Page 305 (all references to deeds, microfiche, plats surveys, etc. refer to the records of the Franklin County Recorder's Office, unless noted otherwise) and described as follows:

Beginning at the northeast corner of said 9.167-acre tract also being in the south right-of-way line of Refugee Road;

Thence along the east line of said 9.167-acre tract South three degrees fifty-seven minutes thirty-five seconds West (S03°57'35"W) for twelve and 02/100 feet (12.02') to a point;

Thence across said 9.167-acre tract for the following two (2) courses:

- 1) North eighty-nine degrees thirty-five minutes thirty-eight seconds West (N89°57'35"W) for fifteen and 03/100 (15.03') to a point;
- 2) North three degrees fifty-seven minutes thirty-five seconds East (N03°57'35"E) for twelve and 02/100 (12.02') to a point in the south right of way line of said Refugee Road;

Thence along the south right of way line of said Refugee Road South eighty-nine degrees thirty-five minutes and thirty-eight seconds East (S89°35'38"E) for fifteen and 03/100 feet (15.03') to the POINT OF BEGINNING.

This description was prepared from a field survey performed by Woolpert LLP in June, 1999, with bearings based upon the Ohio State Plane Coordinate System South Zone, North American Datum of 1983.

4T

Situate in the Northwest Quarter Section 1, Township 4, Range 22, Refugee Lands, City of Columbus, County of Franklin, State of Ohio, and being a temporary easement over a 9.167 acre tract as conveyed to Ronald J. Roehrenbeck by deed of record in Deed Book 3304, Page 305 (all references to deeds, microfiche, plats surveys, etc. refer to the records of the Franklin County Recorder's Office, unless noted otherwise) and described as follows:

Commencing for reference at the northwest corner of said 9.167-acre tract also being in the south right-of-way line of Refugee Road;

Thence along the east line of said 9.167 acre tract South three degrees fifty-seven minutes thirty-five seconds West (S03°57'35"W) for twelve and 02/100 feet (12.00') to the TRUE POINT OF BEGINNING of the herein described easement;

Thence continuing along the east line of said 9.167 acre tract South three degrees fifty-seven minutes thirty-five seconds West (S03°57'35"W) for two hundred twenty-six and 46/100 feet (226.46') to a point;

Thence across said 9.167 acre tract for the following three (3) courses:

- 1) North eighty-six degrees two minutes twenty-four seconds West (N86°02'24"W) for fifteen and 00/100 (15.00) to a point;
- 2) North three degrees fifty-seven minutes thirty-five seconds East (N03°57'35"E) for two hundred twenty-five and 53/100 feet (225.53') to a point;
- 3) South eight-nine degrees thirty-five minutes thirty-eight seconds East (S89°35'38"E) for fifteen and 03/100 feet (15.03') to the TRUE POINT OF BEGINNING.

This description was prepared from a field survey performed by Woolpert LLP in June, 1999, with bearings based upon the Ohio State Plane Coordinate System South Zone, North American Datum of 1983.

Section 2. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the **Refugee Road Pump Station Project, #610712**, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 5S

Situated in the Northwest Quarter of Section 1, Township 4, Range 22, Refugee Lands; City of Columbus, County of Franklin, State of Ohio, and being an easement over a 5.146 acre tract of land as conveyed to Ronald J. Roehrenbeck by deed of record in Official Record 15318,F-11 (all references to deeds, microfiche, plats surveys, etc. refer to the records of the Franklin County Recorder's Office, unless noted otherwise) and described as follows:

Commencing for reference at the northwest corner of said 5.146 acre tract;

Thence along the north line of said 5.146 acre tract South eighty-five degrees fifty-four minutes two seconds East (S85°54'02"E) for nineteen and 15/100 feet (19.15') to a point;

Thence along the north line of said 5.146 acre tract for the following two (2) courses:

- 1) South five degrees ten minutes five seconds West (05°10'05"W) for thirty-five and 98/100 (35.98') to a point;
- 2) North eighty-six degrees two minutes twenty-four seconds West (N86°02'24"W) for eighteen and 10/100 feet (18.40') to a point;

Thence along the west line of said 5.146-acre tract North three degrees fifty-seven minutes thirty-five seconds East (N03°57'35"E) for thirty-six and 02/100 feet (36.02') to the TRUE POINT OF BEGINNING.

This description was prepared from a field survey performed by Woolpert LLP in June, 1999, with bearings based upon the Ohio State Plane Coordinate System South Zone, North American Datum of

1983.

Section 3. 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 4. That the Council of the City of Columbus hereby fixes the value of said construction and permanent easements as follows:

- | | | |
|----|-----|----------|
| 1. | 4ST | \$553.60 |
| 2. | 5S | \$436.01 |

Section 5. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 6. 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.

Legislation Number: 0100-2005

Drafting Date: 01/11/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Auto Body Repair for Fleet Management, the largest user to and including March 31, 2006. Formal bids were opened by the Purchasing Office on October 23, 2004. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000548 GRW). FL002131, with Keens Body Shop (cc# 310854439) and FL002131 with Robert Burns dba Burns Body Shop Inc. (cc # 311327701) were established in accordance with bids received.

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

1. Amount of additional funds: The estimated annual expenditure for the contract is \$200,000.00. Fleet Management must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing, terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contracts. Fleet Management must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is be submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Auto Body Repair with Keens Body Shop and Robert Burns DBA burns Body Shop Inc., and to declare an emergency.

Body

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

WHEREAS, vendors has agreed to extend FL002130 with Robert Burns dba Burns Body Shop Inc and FL002131 with Keens Body Shop at current prices and conditions to and including January 31, 2006, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide Auto Body Repair, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of Fleet Management in that it is immediately necessary to extend FL002130 and FL 002131 for an option to purchase Auto Body Repair thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL002130 with Robert Burns dba Burns Body Shop and FL002131 with Keens Body Shop to and including January 31, 2006.

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

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

Legislation Number: 0102-2005

Drafting Date: 01/11/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Small Business Development Center located in Columbus State Community College provides technical assistance to small businesses. City funding has been provided to support staffing and administrative costs of the Small Business Development Center in the past. This City/Columbus State/small business networking relationship through the center has proven effective with an average of 40 clients served each month.

Emergency action is requested in order for the Small Business Development Center to continue providing services to potential businesses in Columbus uninterrupted.

FISCAL IMPACT: \$24,300 in 2005 CDBG funding has been programmed for this project.

To authorize the Director of the Department of Development to enter into a contract with Columbus State Community College, Small Business Development Center; to authorize the expenditure of \$24,300 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$24,300)

Body

WHEREAS, the Small Business Development Center provides professional and technical expertise to small businesses; and

WHEREAS, a need exists in Columbus for professional and technical expertise in the areas of business retention and expansion; and

WHEREAS, in consideration of the effective programs and assistance provided by the Center to small businesses, it is worthwhile to provide continued funding to the Center to carry out its work; and

WHEREAS, emergency action is required in order for the Small Business Development Center to continue providing technical services to potential businesses in Columbus uninterrupted; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into an agreement with Columbus State Community College to fund the Small Business Development Center, all for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a contract with Columbus State Community College for the purpose of funding the Small Business Development Center.

Section 2. That the expenditure of \$24,300 or so much thereof as may be necessary, be and is hereby authorized to be expended from Department of Development, Economic Development Division, Division No. 44-02, Fund No. 248, Subfund 001, Object Level One 03, Object Level Three 3336, OCA Code 495022.

Section 3. That this contact is awarded pursuant to Section 329.15 of the Columbus City Code, 1959, as amended.

Section 4. 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 passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0114-2005

Drafting Date: 01/13/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

On July 19, 2004, the Development Department entered in contract DL 008475 with the Livingston Avenue Collaborative for Community Development to provide administrative costs for the organization to carry out economic development activities. The contract will expire on January 31, 2005, with remaining work still to be completed. The Livingston Avenue

Collaborative for Community Development and the City desire to continue the economic development work initiated by this group. In order to accomplish these goals the contract needs to be extended until January 31, 2006.

Emergency action is necessary to allow the Livingston Avenue Collaborative for Community Development to continue their economic development activities uninterrupted.

FISCAL IMPACT:

There is no fiscal impact associated with this legislation.

Title

To authorize the Director of the Department of Development to amend a contract with the Livingston Avenue Collaborative for Community Development by extending the expiration date of the contract to January 31, 2006; and to declare an emergency.

Body

WHEREAS, the Department of Development entered into an agreement with the Livingston Avenue Collaborative for Community Development to provide administrative costs for economic development activities along the Livingston Avenue NCR District; and

WHEREAS, the economic development activities have not been completed within the contract period; and

WHEREAS, additional time is needed to complete the work started by the Livingston Avenue Collaboration for Community Development; and

WHEREAS, the contract with the Livingston Avenue Collaboration for Community Development needs to be extended to January 31, 2006; and

WHEREAS, this legislation needs to be an emergency measure to allow the work started by the Livingston Avenue Collaborative for Community Development to continue past the January 31, 2005 contract end date and to allow this to happen in a timely manner; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to amend this contract by extending the expiration date, all for the immediate preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to amend contract DL008475 with the Livingston Avenue Collaborative for Community Development by extending the term of the contract to January 31, 2006.

Section 2. That this contract modification is made pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

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

Legislation Number: 0117-2005

Drafting Date: 01/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Municipal Court Judges have been allocated funding since 1985 to pay court appointed counsel when the public defender has a conflict of interest.

This legislation is necessary since the Court has a responsibility under the laws of the State of Ohio and of The United States of America to provide legal counsel to indigent persons charged with serious offenses and loss of liberty offenses, when the public defender has a conflict of interest. Also, this legislation is considered an emergency measure primarily because of the effective date of January 1, 2005 and the length of time involved for contract approval and ultimate submission of these funds to Franklin County.

EMERGENCY ACTION is requested in order to have a contract in place with the Franklin County Commissioners as soon as possible.

FISCAL IMPACT: \$500,000.00 has been allocated for this expenditure within our 2005 budget.

Title

To authorize the Franklin County Municipal Court Judges, through the Administrative/Presiding Judge, to contract with the Franklin County Commissioners to provide legal counsel to indigent defendants in the Franklin County Municipal Court when the public defender has a conflict of interest; to authorize the expenditure up to an amount not to exceed \$500,000.00 from the General Fund, and to declare an emergency. (\$500,000.00)

Body

WHEREAS, the Court recognizes a responsibility to provide legal representation to indigents through an appointed counsel system when the public defender has a conflict of interest; and

WHEREAS, funds in the amount of up to \$500,000.00 are budgeted within the Franklin County Municipal Court Judges for this contractual agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Franklin County Municipal Court Judges in that it is immediately necessary to authorize a contract with the Franklin County Commissioners in order to assure the continuity of legal services to indigent persons when the public defender has a conflict of interest, thereby preserving the public peace, property, health, safety, and welfare; now, therefore.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Administrative/Presiding Judge of the Franklin County Municipal Court Judges be and hereby is authorized and directed to contract with the Franklin County Commissioners to provide legal counsel to indigents in the Franklin County Municipal Court when the public defender has a conflict of interest, in accordance with the following:

A. That the period of said contract shall be twelve months commencing January 1, 2005 and terminating December 31, 2005.

B. That the contract specify that the Franklin County Commissioners agree to promptly pay the City of Columbus any

reimbursement for the amount expended by this contract that the county receives pursuant to Section 120.33 (D) of the Ohio Revised Code.

C. That the contract specify that the Municipal Court Judges may elect to have the City of Columbus tender up to three installment payments to the Franklin County Commissioners. This measure will potentially alleviate the situation, when it exists, of having large sums of money remaining in the contract at its ultimate conclusion. Whereas, this potential surplus could be utilized within the Municipal Court's budget in other critical areas.

D. That the contract specify that, if and when a sufficient surplus amount exists in the contract at the normal fiscal closing date in December, 2005, that upon the Franklin County Auditor's Office re-opening of their records in January, 2006, payment of legal fees to legal counsel continue until exhaustion of these funds or until receipt of the 2006 contract amount is received by March, 2006.

E. That reimbursement be made for such legal services rendered from January 1, 2005 through March 31, 2006.

SECTION 2. That up to an amount not to exceed the sum of five hundred thousand dollars (\$500,000.00) be and hereby is authorized to be expended from the General Fund, Fund 010, Department 25-01, Object Level One 03, Object Level Three 3324, OCA Code 250191, to pay the cost thereof.

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

Legislation Number: 0118-2005

Drafting Date: 01/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

The Recreation and Parks Department desires to exercise its first option to renew a five-year lease agreement for 18,000 square feet of space in the Morse Center Shopping Center currently used as a senior center.

The property is located at 4665-4667 Morse Center Drive and is owned by MC-NC, LLC, a Missouri Limited Liability Company. The property has been renovated to accommodate the needs of senior center programming.

The base rent is \$7.00 per square foot, \$90,000 per year, \$450,000 for the life of the lease. Taxes, Common Area Maintenance (CAM) charges, and insurance add an estimated \$3.00 per square foot, for an additional \$290,000 over the five year lease period. Taxes and CAM charges and insurance will be adjusted annually to reflect their actual costs.

CAM charges include snow removal, lawn care, security system, etc.

The lease includes two (2) additional five-year options for renewal.

The Federal I.D. Number for MC-NC, LLC Company is #20-1078935.

Emergency action is requested to allow the lease to be renewed and to meet the schedule outlined in the original lease.

Fiscal Impact:

\$740,000.00 is required from the Special Income Tax Fund to meet the financial obligation of this lease agreement covering years 2005 through 2009. Ordinance 3015-99 authorized \$630,00.00 for years 2000 through 2004 at

\$126,000.00 per year.

Title

To authorize and direct the Director of Recreation and Parks to exercise the first five-year option in the lease agreement with MC-NC, LLC Company for space for the operation of a senior center, to authorize the appropriation of \$740,000.00 from the unappropriated balance of the Special Income Tax Fund, to authorize the expenditure of \$740,000.00 from the Special Income Tax Fund, and to declare an emergency. (\$740,000.00)

Body

WHEREAS, the City of Columbus desires to continue operating at 4665-4667 Morse Center Drive as a senior center facility; and

WHEREAS, it is necessary to appropriate the required funds from the unappropriated balance of the Special Income Tax Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds in order to meet the deadlines outlined in the lease for renewal; 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 a five-year lease agreement with MC-NC, LLC for the property located at 4665-4667 Morse Center Drive, for the operation of a senior center facility.

SECTION 2. That from the unappropriated monies in the Special Income Tax Fund No. 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$740,000.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, OCA Code 516823, Object Level 3 - 3301.

SECTION 3. That the expenditure of \$740,000.00, or so much thereof as may be necessary, is hereby authorized from the Special Income Tax Fund No. 430 , Division 51-01, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Fund</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Special Income Tax	430	3301	516823	\$740,000.00

SECTION 4. That for the reasons stated in the permeable 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: 0121-2005

Drafting Date: 01/13/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Development to modify contract EL004550 with Levin, Driscoll & Fleeter by extending the length of the contract to April 30, 2005. Levin, Driscoll and Fleeter, a state budget and

tax policy group, is reviewing the practices currently used within the Building Services Division to collect information concerning operational costs and revenues distribution for One-Stop Shop. The purpose of the review is to ensure fee structures are in place to reflect actual cost of service. This time extension is a result of an increase in the scope of data collection.

Emergency action is required so the contract can be extended before it expires on February 28, 2005.

FISCAL IMPACT:

No additional funds are required for this legislation.

Title

To authorize the Director of the Department of Development to modify a contract with Levin, Driscoll & Fleeter by extending the contract to April 30, 2005; and to declare an emergency.

Body

Whereas, the Development Department entered into contract with Levin, Driscoll & Fleeter, a public sector business practices consulting firm, on July 28, 2004; and

Whereas, the purpose of this contract was to collect and analyze the financial structure of Columbus' One-Stop Shop and to prepare an authoritative study of that structure; and

Whereas, the contract was to be completed no later than February 28, 2005; and

Whereas, the scope of the data collection has expanded from the original calculated amount; and

Whereas, this additional collection has resulted in a delay in completion of the study; and

Whereas, it has been determined that an additional sixty-one days will provide adequate time for the completion of the study and report; and

Whereas, no additional costs will be associated with this extension; and

Whereas, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the Director of Development to modify Contract EL004550 with Levin, Driscoll & Fleeter by extending the length of the contract to April 30, 2005, thereby preserving the public health, peace, safety and welfare; **NOW THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to modify Contract EL004550 with Levin, Driscoll & Fleeter by extending the length of the contract until April 30, 2005.

Section 2. That this contract modification is made pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

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

Legislation Number: 0126-2005

Drafting Date: 01/14/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The need exists to enter into an Enterprise Zone Agreement with Simpson Strong-Tie Co. The Ohio Enterprise Zone Law O.R.C. Section 5709.62 (3) requires the City to enter into a Council-approved agreement between the City and participating companies.

Simpson Strong-Tie Co. plans to build a 135,000 square foot addition to accommodate expansion at the current location. The project will include an investment of \$11,150,000 in real property improvements, machinery & equipment, furniture & fixtures and new inventory, the retention of 166 full-time permanent jobs and the creation of 6 (six) full-time permanent jobs.

The Department of Development recommends a 75%/10 year tax abatement on real property improvements, machinery & equipment, furniture & fixtures and new inventory. This proposal is consistent with the Columbus Tax Incentive Policy under Edge City projects.

The Hilliard School District has been advised of this project.

Emergency action is requested of City Council to facilitate a purchase agreement.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into an agreement with Simpson Strong-Tie Co. for an Enterprise Zone Tax Abatement of seventy-five percent (75%) for a period of ten (10) years on real property improvements, machinery & equipment, furniture & fixtures and new inventory; in consideration of a proposed investment of \$11,150,000 in real and personal property, the retention of 166 full-time permanent jobs and the creation of 6 (six) full-time permanent jobs; and to declare an emergency.

Body

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and subsequently amended the Zone by Ordinance Nos. 2722-85 in 1986; 2080-89 in 1989; 1949-92, 2609-92 and 2249-92 in 1992; 1079-94 and 1228-94 in 1994; 2196-95 and 2817-95 in 1995; 533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; and 225-03 in 2003; and

WHEREAS, the Director of the Development Department of the State of Ohio determined that the Columbus Enterprise Zone as amended by the aforementioned Ordinances continued to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised and recertified said Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003 and most recently on August 19, 2003 as an "urban jobs and enterprise zone" under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, Simpson Strong-Tie Co. plans to build a 135,000 square foot addition to accommodate expansion; and

WHEREAS, Simpson Strong-Tie Co. agrees to invest approximately \$11,150,000 in real property improvements, machinery & equipment, furniture & fixtures and new inventory within the City; and

WHEREAS, Simpson Strong-Tie Co. agrees to retain 166 full-time permanent jobs and create 6 (six) new full time permanent jobs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contract with Simpson Strong-Tie Co. to facilitate a purchase agreement, all 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 Development is hereby authorized to enter into an Enterprise Zone Agreement with Simpson Strong-Tie Co. and to provide therewith an exemption of seventy-five percent (75%) on real property improvements, machinery & equipment, furniture & fixtures and new inventory for a term of ten (10) taxable years in association with the project's proposed \$11,150,000 investment and job retention and creation.

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

Legislation Number: 0155-2005

Drafting Date: 01/19/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN04-025

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 PlainTownship. 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 (AN04-025) of 9.616± Acres in Plain 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 Plain Township was duly filed by Elmer R. Duritzky, et al on January 19, 2005; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Rocky Fork Blacklick Accord 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 9.616± acres in Plain 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:

See attached Fire Response Form.

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: This site can be served by an existing water main located about 750 feet to the south at the intersection of Harlem

Road and Central College Road. Extension of this main would be the responsibility of the developer.

Sewer:

Sanitary Sewer:

This site can be served by a proposed 36 inch trunk sewer to be located along Central College Road. This sewer is scheduled to be completed in 2009.

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 9.616 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 Plain 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 Plain 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.

Legislation Number: 0170-2005

Drafting Date: 01/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This legislation authorizes the appropriation and transfer of \$6,485,541 from the Special Income Tax Fund, to the Franklin County Facilities Authority Fund.

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

Fiscal Impact: The appropriation and transfer of \$6,485,541 from the Special Income Tax Fund provides the backing, as stipulated in the City's lease agreement with the Franklin County Facilities Authority (CFA), for appropriations made for this lease in the 2005 appropriations ordinance. The actual transfer of these funds will only occur if the CFA is unable to meet its debt obligations as outlined in its lease with the City. The City provides fifty percent of this backing, while Franklin County is responsible for the other fifty percent.

Since 1990, no such payments have been needed, nor are any anticipated. However, this guarantee is an annual requirement.

Title

To appropriate and authorize the City Auditor to transfer \$6,485,541 from the Special Income Tax Fund to the Franklin County Facilities Authority Fund, for the purpose of providing secondary funding in the even that Franklin County Facilities Authority cannot meet its debt obligations, and to declare an emergency.

Body

WHEREAS, the City has appropriated \$6,485,541 within the Franklin County Facilities Authority Fund in order to provide funding for the City's lease for the convention facility, and

WHEREAS, as stipulated in the City's lease agreement with the CFA, the City has agreed to provide a secondary revenue source to assure that these funds will be available, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to both appropriate funds within the Special Income Tax Fund and transfer said funds for the above-described purpose, thereby preserving the public health, peace, property, safety and welfare, now: therefore,

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

SECTION 1. That from the upappropriated monies in the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$6,485,541 be and hereby is appropriated to the City Auditor, Department No. 22-01, Object Level One 10, Object Level Three 5501, OCA 902023.

SECTION 2. That the City Auditor is hereby authorized to transfer said funds to the Franklin County Facilities Authority Fund, Fund 282, 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 make any accounting changes to revise the fund source for any contract or contract modifications associated with the expenditure of the funds transferred under Section 2 above.

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

Legislation Number: 0175-2005

Drafting Date: 01/20/2005

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

The City currently owns the property commonly known as Gowdy Field. The Riverfront Vision Plan recommended that Gowdy Field's use should include recreation and green space. Columbus Urban Growth Corporation ("CUGC") has proposed to the City that it purchase Gowdy Field from the City for purposes of redeveloping the land with office buildings and developing the remainder as an active recreational park; thus, providing a usable park on the site, creating economic

development opportunities by creating jobs and employment opportunities, improving the economic welfare of the people of the City, and increasing the real and personal property tax and income tax revenues of the City. CUGC's purchase price would be its obligation to build the park satisfactory to the Recreation and Parks Commission and City Council and to provide funds to the City for a certain number of years for the operations and maintenance of the park. Prior to the sale of Gowdy Field, environmental assessments must be undertaken to determine to CUGC's satisfaction that the proposed redevelopment of Gowdy Field is feasible and economical. CUGC is willing to initially pay the costs of the environmental assessments and be reimbursed by the City.

Fiscal Impact: Up to \$50,000 to pay costs of environmental assessments.

TitleTo authorize the Executive Director of Recreation and Parks to enter into option agreement with Columbus Urban Growth Corporation to convey by quit claim deed the property commonly known as Gowdy Field; to grant Columbus Urban Growth Corporation access to Gowdy Field for the purpose of conducting environmental assessments; to authorize the Development Director to reimburse Columbus Urban Growth Corporation up to \$50,000.00 for the costs of said environmental assessments; to waive the Land Review Commission provisions and the competitive bidding provisions of the Columbus City Codes; and to authorize the expenditure of \$50,000.00 **and to declare an emergency.**

Body

WHEREAS, the City of Columbus desires that a park be developed on a portion of the property known as Gowdy Field; and

WHEREAS, the City desires to promote economic development by creating jobs and employment opportunities and improving the economic welfare of the people of the City by redeveloping a portion of Gowdy Field with commercial development;

WHEREAS, Columbus Urban Growth Corporation ("CUGC") is willing, if feasible and economical, to acquire Gowdy Field for redevelopment and to develop Gowdy Field by constructing a park to be dedicated to the City and constructing, or providing for the construction of, office buildings; and

WHEREAS, CUGC is willing to provide funds for a number of years to pay costs of the operations and maintenance of the park constructed at Gowdy Field; and

WHEREAS, CUGC is willing initially to pay costs of environmental assessments to determine whether such development is feasible and economical; and

WHEREAS, the City is willing to permit CUGC to have the environmental assessments performed and to reimburse CUGC for the costs of those studies; ~~and now, therefore~~

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

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

Section 1. That the Executive Director of Recreation and Parks is authorized to permit CUGC to enter upon Gowdy Field for the purpose of conducting environmental assessments of Gowdy Field.

Section 2. That the Development Director is hereby authorized to reimburse Columbus Urban Growth Corporation up to \$50,000.00 for the environmental assessments set forth in Section 1 of this Ordinance.

Section 3. That for the purposes of paying the costs set forth in Section 2 of this Ordinance that the expenditure of

\$50,000.00, or so much thereof as may be necessary, is hereby authorized from Fund No. 742, Project #440104, Miscellaneous Economic Development, OCA Code 643106, Object Level 3 - 6680.

Section 4. That the Executive Director of **Recreation and Parks** is authorized to convey to CUGC by quit claim deed the property known as Gowdy Field subject to the satisfaction of the following conditions precedent:

- a) CUGC designs a park satisfactory to and approved by the Recreation and Parks Commission and City Council to be located on Gowdy Field; and
- b) the purchase agreement for the sale of Gowdy Field provides for the obligation of CUGC to construct the park approved by Recreation and Parks Commission and City Council and provides for the obligation of CUGC to fund amounts to pay costs of the operation and maintenance of that park, which amounts and number of years of that funding are satisfactory to and approved by Recreation and Parks Commission and City Council .

The purchase price for the acquisition of Gowdy Field shall be the obligations of CUGC set forth above in this Section.

Section 5. That this Council has determined that it is in the best interest of the City of Columbus to allow the transfer of Gowdy Field without following provisions of the Land Review Commission, Chapter 328 and the competitive bidding procedures of the Columbus City Codes, Section 329.26, are said provisions are hereby waived with respect to the conveyance of Gowdy Field to Columbus Urban Growth Corporation.

Section 6. ~~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.**

Legislation Number: 0181-2005

Drafting Date: 01/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This legislation will authorize the City Attorney to accept the BYRNE Stalking Specialist Grant #04-DG-B-D100 from the Franklin County Board of Commissioners, Justice Programs Unit for the funding of the Stalking Investigative grant program in the Domestic Violence unit of the City Attorney's Office. These funds shall be used to retain a Stalking Investigator who will assist in the investigation of stalking cases, assist victims, and fill the liaison role with all municipal police departments sharing information and maintaining data collection on stalking suspects. This ordinance will further authorize the transfer and appropriation of matching funds required by the grant award.

Emergency action is requested to allow for the uninterrupted continuation of this grant program.

Fiscal Impact:

The required matching funds of \$18,518.00 are included in the City Attorney's 2005 General Fund Budget.

Project period: 01/01/05 - 12/31/05

Federal Share: \$55,554.00

Matching funds: \$18,518.00

Total Grant: \$74,072.00

Title

To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Justice Programs Unit and the appropriation of funds in the amount of Fifty-five Thousand Five Hundred Fifty-four and no/100 Dollars (\$55,554.00) for the funding of the Stalking Investigation program, to authorize the transfer and appropriation of matching funds required by the acceptance of the grant in the amount of Eighteen Thousand Five Hundred Eighteen and no/100 Dollars (\$18,518.00) and to declare an emergency. (\$74,072.00)

Body

WHEREAS, the Franklin County Board of Commissioners, Justice Programs Unit, has awarded the City of Columbus, City Attorney's Office, a grant in the amount of Fifty-five Thousand Five Hundred Fifty-four and no/100 Dollars (\$55,554.00) for grant 04-DG-B-D100 Stalking Investigation program for the year 2005; and

WHEREAS, the acceptance of this grant requires that the City Attorney supply matching funds in the amount of Eighteen Thousand Five Hundred Eighteen and no/100 Dollars (\$18,518.00); and

WHEREAS, an emergency exists in the daily operation of the City Attorney's Office in that it is necessary to immediately accept and appropriate the grant funds and transfer and appropriate the matching funds in order that the services supported may continue without interruption and for the preservation of the public health, peace, property, safety and welfare, and, now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO

SECTION 1. That the City Attorney be and hereby is authorized to accept a grant in the amount of Fifty-five Thousand Five Hundred Fifty-four and no/100 Dollars (\$55,554.00) from the Franklin County Board of Commissioners, Justice Programs Unit.

SECTION 2. That the amount of Eighteen Thousand Five Hundred Eighteen and no/100 Dollars (\$18,518.00) is hereby transferred as follows:

FROM: department 2401, general fund, fund number 010, object level 1 01, object level 03 1000, organizational cost account 240564.

TO: department 2401, general fund, fund number 010, object level 1 10, object level 03 5501, organizational cost account 240564.

FROM: department 2401, general fund, fund number 010, object level 1 10, object level 03 5501, organizational cost account 240564.

TO: department 2401, Stalking Specialist Grant fund, grant #245004, fund number 220, object level 03 0886, organizational cost account 245004.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project award period the sum of Seventy-four Thousand Seventy-two and no/100 Dollars (\$74,072.00) is appropriated as follows: department 2401, Stalking Specialist Grant, grant number 245004, fund number 220, organizational cost account 245004, object level 3 - 1000 the amount of \$17,618.00 and object level 3 3000 the amount of \$56,454.00.

SECTION 4. That funds appropriated in the foregoing Section 3 shall be paid upon order of the City Attorney and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That 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: 0183-2005

Drafting Date: 01/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance is contingent on the passage of Ordinance 0181-2005, authorizing the acceptance of Grant #04-DG-B-D100 Stalking Specialist from the Franklin County Board of Commissioners, Justice Programs Unit, the transfer of matching funds and the appropriation of grant and matching funds.

This ordinance authorizes the City Attorney to enter into a contract with Mark W. Ely to serve as the Stalking Unit Investigator who assists in the investigation of stalking cases, assists victims and fills the liaison role with all municipal police departments sharing information and maintaining data collection on stalking suspects. This ordinance further authorizes the expenditure of funds for services rendered under the contract and to waive the competitive procurement provisions of Chapter 329 of the Columbus City Codes.

Title

To authorize the City Attorney to enter into a contract with Mark W. Ely to serve as Stalking Investigator for the City Attorney's Office, Prosecutor Division, to authorize the expenditure of an amount not to exceed Fifty-three Thousand Four Hundred Fifty and no/100 Dollars (\$53,450.00) for services rendered pursuant thereto, to waive the competitive procurement provisions of Chapter 329 of the Columbus City Codes, and to declare an emergency. (\$53,450.00)

Body

WHEREAS, Ordinance No. 0 181-05 authorized the City Attorney to accept and expend grant money from the Franklin County Board of Commissioners, Justice Programs Unit and transfer and expend required matching funds for the purpose of hiring a Stalking Unit Investigator for the City Attorney's Office, Prosecutor Division; and

WHEREAS, the City Attorney would like to enter into a contract with Mark W. Ely to serve as the Stalking Unit Investigator; and

WHEREAS, an emergency exists in the usual daily operation of the City Attorney's Office in that it is immediately necessary to authorize such agreement and payment in order that the services supported may continue uninterrupted and for the preservation of the public health, peace, property, safety and welfare, and, now therefore,

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

SECTION 1. That the City Attorney is hereby authorized to enter into a contract with Mark W. Ely to provide assistance in the investigation of stalking cases, and other related services as set forth in the contract, for the maximum contract amount of Fifty-three Thousand Four Hundred Fifty and np/100 Dollars (\$53,450.00).

SECTION 2. That for the purpose stated in Section 1, the expenditure of Fifty-three Thousand Four Hundred Fifty and np/100 Dollars (\$53,450.00) is hereby authorized as follows: department 2401, Stalking Specialist Grant, grant number 245004, fund number 220, organizational cost account 245004, object level 3 3000.

SECTION 3. That the provisions of Columbus City Codes Chapter 329 relative to the procurement of professional services are hereby waived.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0210-2005

Drafting Date: 01/26/2005

Current Status: Passed

ExplanationBackground:

The 2005 budget funds in the citywide account an improvement in the performance management component of ColumbusStat which involves creation of a management oversight group to assist departments in operating more efficiently to provide essential city services in the most effective and least costly way possible. This initiative is modeled upon Baltimore's CitiStat program. The oversight group will consist of existing executive-level personnel on Mayor's staff and in the Cabinet and will be staffed by expanding the duties of budget management analysts in Finance. The ordinance transfers \$169,295 from the Finance citywide account to other major object levels in Finance to fund the staggered addition of four analysts in Finance during 2005.

Fiscal Impact:

The Finance citywide account includes \$169,295, which was appropriated for this purpose.

Emergency action is needed in order to allow the Department of Finance to get the process underway to begin the expedited implementation of the performance management portion of the ColumbusStat program.

TitleTo authorize and direct the transfer of \$169,295 within the general fund in the Department of Finance, and to declare an emergency (\$169,295)

BodyWHEREAS, a transfer of \$169,295 within the General Fund, Department of Finance will fund the staggered addition of four analysts in Finance during 2005 for staffing required for the implementation of the performance management component of the ColumbusStat program; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary undertake the aforementioned actions, thereby preserving the public health, peace, property, safety and welfare; Now, Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the City Auditor be and is hereby authorized and directed to transfer \$169,295 within the General Fund, Fund 10, Department of Finance, Department 45-01, from Object Level 1 10, Object Level Three 5501, OCA 904508 as follows:

Object Level 1 01	OCA 450015	\$150,560
Object Level 1 02	OCA 450015	14,665
Object Level 03	OCA 450015	4,070

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

Legislation Number: 2036-2004

Drafting Date: 11/08/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation This ordinance appropriates monies within the General Fund to the various departments, commissions, and offices of the government of the City of Columbus for the twelve months ending December 31, 2005.

Title To make appropriations for the 12 months ending December 31, 2005, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, **and as amended by City Council per the attachment herein**, during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency.

~~(\$560,628,365.00)~~ **(\$561,365,175.00)**

Body WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds to the various city departments, commissions, and offices for a 12 month period beginning January 1, 2005, and ending December 31, 2005, for the immediate preservation of the public health, peace, property, safety and welfare; Now, Therefore:

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

Section 1. That from the monies in the fund known as the "Fund for General Purposes", otherwise known as the General Fund, Fund 010, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated to the use of the several departments, commissions and offices and Object Level 1s for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

SEE ATTACHMENT: ~~GF budget by div.xls~~ Ord. 2036-2005 Council Amendments.xls

Section 2. That the monies appropriated in the foregoing Section 1, shall be paid upon the order of the respective department directors or Elected Officials for which the appropriations are made except that small claims in amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1959, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and except that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; and except that the monies appropriated in the foregoing Section 1, Division No. 20?01, be paid upon the order of the City Clerk or President of City Council; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

Section 3. Except in the matter of payrolls providing for the payment of the salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Except that such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance; such prior approval must be obtained before submission of any requisition for items coded as "Capital Outlay" to the Department of Finance. The Director of the Department of Finance will review such requests for conformity with the approved budget.

Section 4. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Section 2 and no such officer constitute limitations on the powers of the several department heads as granted in Section 2 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfer of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00 or less shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

Section 5. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

Section 6. That the City Auditor shall transfer funds included in Object Level 1 10 of the Department of Finance to the "Anticipated Expenditure Fund" (\$750,000.00).

Section 7. That the City Auditor shall transfer funds included in Object Level 1 10 of the Department of Finance to the "Safety Staffing Contingency Fund" (~~\$600,000.00~~) (\$1,000,000.00).

Section 8. That the City Auditor shall transfer funds included in Object Level 1 10 of the Department of Finance to the "Jobs Growth Fund" (\$1,963,270.00).

~~Section 8~~ **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.

Legislation Number: 2062-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation This ordinance makes appropriations and authorizes transfers for the 12 months ending December 31, 2005, in various divisions and departments for funds other than the general fund.

TitleTo make appropriations for the 12 months ending December 31, 2005, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

BodyWHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the various city departments for the 12 months beginning January 1, 2005, and ending December 31, 2005, and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to appropriate and authorize the transfer of these funds for the immediate preservation of the public health, peace, property, safety and welfare; Now Therefore:

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

SECTION 1. That from the monies in the fund known as the employee benefits fund, fund no. 502, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4601 - Human Resources

Obj Level 1 01
Amount \$1,164,444
Obj Level 1 02
Amount \$45,500
Obj Level 1 03
Amount \$575,704
TOTAL \$ 1,785,648

SECTION 2. That from the monies in the fund known as the print services fund, fund no. 517, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4501 - Finance

Obj. Level 1 01
Amount \$127,038
Obj. Level 1 02
Amount \$48,000
Obj. Level 1 03
Amount \$101,000
TOTAL \$ 276,038

SECTION 3. That from the monies in the fund known as the land acquisition services fund, fund no. 525, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2403 - Land Acquisition

Obj. Level 1 01
Amount \$694,484
Obj. Level 1 02
Amount \$9,978
Obj. Level 1 03
Amount \$78,433
TOTAL \$ 782,895

SECTION 4. That from the monies in the fund known as the cable communications fund, fund no. 203, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 30-02- Safety Support Services

Obj Level 1 01
Amount \$3,233,989
Obj Level 1 02
Amount \$ 547,421
Obj Level 1 03
Amount \$1,036,781
Obj Level 1 05
Amount \$1,000
TOTAL \$ 4,819,191

Division No. 4703 - Telecommunications

Obj Level 1 01
Amount \$903,580
Obj Level 1 02
Amount \$35,396
Obj Level 1 03
Amount \$619,453
Obj Level 1 06
Amount \$71,300
Obj Level 1 10
Amount \$1,348,476
TOTAL \$ 2,978,205

TOTAL FUND NO. 203 \$ 7,797,396

SECTION 5. That from the monies in the fund known as the technology services fund, fund no. 514, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4701 - Technology Director's Office

Obj Level 1 01
Amount \$892,139
Obj Level 1 02
Amount \$1,209,313
Obj Level 1 03
Amount \$2,899,339
Obj Level 1 06
Amount \$422,000
TOTAL \$ 5,422,791

Division No. 4702 - Division of Information Services

Obj Level 1 01
Amount \$8,910,715
Obj Level 1 02
Amount \$364,585
Obj Level 1 03
Amount \$4,818,260
Obj Level 1 04
Amount \$615,000
Obj Level 1 06
Amount \$19,000
Obj Level 1 07
Amount \$68,594
TOTAL \$ 14,796,154

TOTAL FUND NO. 514 \$ 20,218,945

SECTION 6. That from the monies in the fund known as the fleet management services fund, fund no. 513, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5901 - Public Service Administration

Obj Level 1 01
Amount \$465,061
Obj Level 1 03
Amount \$12,737
TOTAL \$ 477,798

Division No. 5905 - Fleet Management

Obj Level 1 01
Amount \$8,013,537
Obj Level 1 02
Amount \$9,630,865
Obj Level 1 03
Amount \$3,094,399
Obj Level 1 04
Amount \$30,000
Obj Level 1 05
Amount \$4,000
Obj Level 1 06
Amount \$62,000
Obj Level 1 07
Amount \$19,913
TOTAL \$20,854,714

TOTAL FUND NO. 513 \$ 21,332,512

SECTION 7. That from the monies in the fund known as the health special revenue fund, fund no. 250, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5001 - Health

Obj Level 1 01
Amount ~~\$14,397,753~~ **\$14,249,932**
Obj Level 1 02
Amount ~~\$515,773~~ **\$508,250**
Obj Level 1 03
Amount ~~\$9,385,737~~ **\$9,412,737**
Obj Level 1 05

Amount \$6,100
Obj Level 1 10
Amount ~~\$180,000~~ **\$523,000**
TOTAL \$ ~~24,485,363~~ **\$24,700,019**

SECTION 8. That from the monies in the fund known as the recreation and parks operation and extension fund, fund no. 285, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5101 - Recreation and Parks
Obj Level 1 01
Amount \$ ~~22,148,743~~ **\$22,243,551**
Obj Level 1 02
Amount \$1,158,646
Obj Level 1 03
Amount \$7,000,250
Obj Level 1 05
Amount \$67,000
Obj Level 1 06
Amount \$12,000
Obj Level 1 10
Amount \$189,312
TOTAL \$ ~~30,575,954~~ **\$30,670,759**

SECTION 9. That from the monies in the fund known as the golf course operations fund, fund no. 284, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5103 - Division of Golf
Obj Level 1 01
Amount \$3,469,636
Obj Level 1 02
Amount \$416,500
Obj Level 1 03
Amount \$1,252,383
Obj Level 1 05
Amount \$3,200
Obj Level 1 06
Amount \$30,000
TOTAL \$ 5,171,719

SECTION 10. That from the monies in the fund known as the development services fund, fund no. 240, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4401 - Development Administration
Obj Level 1 01
Amount \$ 696,707
Obj Level 1 02
Amount \$ 1,500
Obj Level 1 03
Amount \$ 1,000
TOTAL \$ 699,207
Division No. 4403 - Building Services
Obj Level 1 01
Amount \$12,336,817
Obj Level 1 02
Amount \$93,025
Obj Level 1 03
Amount \$2,268,222
Obj Level 1 05
Amount \$16,800

TOTAL \$ 14,714,864
Division No. 4406 - Planning
Obj Level 1 01
Amount \$293,413
Obj Level 1 02
Amount \$6,000
Obj Level 1 03
Amount \$2,000
TOTAL \$ 301,413
Division No. 5901 - Public Service Administration
Obj Level 1 01
Amount \$350,896
Obj Level 1 03
Amount \$20,015
TOTAL \$ 370,911
Division No. 5909 - Transportation
Obj Level 1 01
Amount \$9,286,925
Obj Level 1 02
Amount \$57,616
Obj Level 1 03
Amount \$1,438,146
Obj Level 1 06
Amount \$10,000
TOTAL \$10,792,687
TOTAL FUND NO. 240 \$ 26,879,082

SECTION 11. That from the monies in the fund known as the street construction, maintenance and repair fund, fund no. 265, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5901 - Public Service Administration
Obj Level 1 01
Amount \$1,832,880
Obj Level 1 03
Amount \$76,418
TOTAL \$ 1,909,298
Division No. 5902 - Refuse Collection
Obj Level 1 01
Amount \$694,931
TOTAL \$ 694,931
Division No. 5909 - Transportation
Obj Level 1 01
Amount \$22,720,631
Obj Level 1 02
Amount \$1,034,500
Obj Level 1 03
Amount \$11,270,085
Obj Level 1 05
Amount \$80,000
Obj Level 1 06
Amount \$300,000
Obj Level 1 10
Amount \$144,305
TOTAL \$ 35,549,521
TOTAL FUND NO. 265 \$ 38,153,750

SECTION 12. That from the monies in the fund known as the sewerage system operating fund, fund no. 650, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6005 - Sewerage and Drainage
Obj Level 1 01
Amount \$37,029,123

Obj Level 1 02
 Amount \$5,199,254
 Obj Level 1 03
 Amount \$39,907,879
 Obj Level 1 05
 Amount \$880,000
 Obj Level 1 06
 Amount \$5,354,600
 Obj Level 1 10
 Amount \$15,430,660
 Obj Level 04
 OL3 4410 Bond Principal \$17,1614,976
 OL3 4415 OWDA Debt Payments \$15,715,419
 Obj Level 07
 OL3 7411 Bond Interest Payments \$10,487,883
 OL3 7416 OWDA Interest Payments \$13,728,703
 TOTAL \$ 159,895,497
 Division No. 6001 - Public Utilities Administration
 Obj Level 1 01
 Amount \$513,075
 Obj Level 1 02
 Amount \$3,067
 Obj Level 1 03
 Amount \$39,983
 TOTAL \$ 556,125
 Division No. 6002 - Operational Support
 Obj Level 1 01
 Amount \$763,523
 Obj Level 1 02
 Amount \$211,596
 Obj Level 1 03
 Amount \$2,252,492
 TOTAL \$ 3,227,611
 TOTAL FUND NO. 650 \$163,583,987

SECTION 13. That from the monies in the fund known as the storm sewer maintenance fund, fund no. 675, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6015 - Storm Sewer
 Obj Level 1 01
 Amount \$2,576,658
 Obj Level 1 02
 Amount \$13,000
 Obj Level 1 03
 Amount \$13,753,601
 Obj Level 1 05
 Amount \$210,000
 Obj Level 04
 OL3 4410 Principal Payments \$3,001,800
 Obj Level 07
 OL3 7411 Bond Interest Payments \$ 3,894,940
 TOTAL \$ 23,449,999
 Division No. 6002 - Operational Support
 Obj Level 1 01
 Amount \$124,294
 Obj Level 03
 Amount \$401,131
 TOTAL \$ 525,425
 TOTAL FUND NO. 675 \$23,975,424

SECTION 14. That from the monies in the fund known as the electricity enterprise fund, fund no. 550, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for

use during the 12 months ending December 31, 2005:

Division No. 6007 - Electricity

Obj Level 1 01

Amount \$9,882,989

Obj Level 1 02

Amount \$41,373,803

Obj Level 1 03

Amount \$5,706,334

Obj Level 1 05

Amount \$146,000

Obj Level 1 06

Amount \$2,034,500

Obj Level 1 04

OL3 4410 Bond Principal Payments \$4,115,156

Obj Level 07

OL3 7411 Bond Interest Payments \$ 603,111

TOTAL \$ 63,861,893

Division No. 6001 - Public Utilities Administration

Obj Level 1 01

Amount \$198,947

Obj Level 1 02

Amount \$1,189

Obj Level 1 03

Amount \$15,504

TOTAL \$ 215,640

Division No. 6002 - Operational Support

Obj Level 1 01

Amount \$337,371

Obj Level 02

Amount \$93,496

Obj Level 03

Amount \$995,287

TOTAL \$ 1,426,154

TOTAL FUND NO. 550 \$ 65,503,687

SECTION 15. That from the monies in the fund known as the water system revenue fund, fund no. 600, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6009 - Waterworks

Obj Level 1 01

Amount \$38,596,078

Obj Level 1 02

Amount \$13,393,999

Obj Level 1 03

Amount \$20,641,208

Obj Level 1 05

Amount \$116,000

Obj Level 1 06

Amount \$850,600

Obj Level 1 10

Amount \$7,278,000

Obj Level 04

OL3 4410 Bond Principal Payments \$20,183,740

Obj Level 1 07

OL3 7411 Bond Interest Payments \$11,197,872

TOTAL \$ 112,257,497

Division No. 6001 - Public Utilities Administration

Obj Level 1

Amount \$335,069

Obj Level 1 02

Amount \$2,003

Obj Level 1 03

Amount \$26,111

TOTAL \$ 363,183
Division No. 6002 - Operational Support
Obj Level 1 01
Amount \$550,447
Obj Level 02
Amount \$152,546
Obj Level 03
Amount \$1,623,890
TOTAL \$ 2,326,883
TOTAL FUND NO. 600 \$114,947,563

SECTION 16. That from the monies in the fund known as the computer system procurement & maintenance fund, fund no. 227 and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2501 - Municipal Court Judges Subfund 001
Obj Level 1 01
Amount \$127,932
Obj Level 1 02
Amount \$100,450
Obj Level 1 03
Amount \$199,700
TOTAL \$ 428,082

Division No. 2601 - Municipal Court Clerk Subfund 002
Obj Level 1 01
Amount \$940,090
Obj Level 1 02
Amount \$583,200
Obj Level 1 03
Amount \$1,575,137
Obj Level 1 06
Amount \$552,000
TOTAL \$ 3,650,427
TOTAL FUND NO. 227 \$ 4,078,509

SECTION 17. That from the monies in the fund known as the emergency human services fund, fund no. 232 and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 44-05 - Neighborhood Services
Obj Level 1 03
Amount \$750,000
TOTAL \$ 750,000

SECTION 18. That from the monies in the fund known as the municipal court special projects fund, fund no. 226, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2501 - Municipal Court Judges
Obj Level 1 01
Amount \$670,174
Obj Level 1 02
Amount \$64,850
Obj Level 1 03
Amount \$384,600
TOTAL \$ 1,119,624

SECTION 19. That from the monies in the fund known as the collection fee fund, fund no. 295, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2401 - City Attorney
Obj Level 1 03
Amount \$400,000
Division No. 2601 - Municipal Court Clerk
Obj Level 1 03

Amount \$430,000
TOTAL FUND NO. 295 \$ 730,000

SECTION 20. That the existing appropriations in funds for capital projects at December 31, 2005 are hereby reappropriated to the same division object level 1 and purpose originally authorized by the Council and that the outstanding encumbrances in those subfunds at December 31, 2005, are hereby re-encumbered.

SECTION 21. That the monies in the foregoing Sections 1 through 19 shall be paid upon the order of the respective departments for which the appropriations are made except that small claims in amounts not to exceed Two Thousand Five Hundred (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance, and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; that the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Director of the Department of Human Resources; that the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Director of the Department of Finance; that the monies appropriated in the foregoing Section 3 shall be paid upon the order of the City Attorney; that the monies appropriated in the foregoing Section 4, Division 47-03, shall be paid upon the order of the Director of the Department of Technology; that the monies appropriated in the foregoing Section 4, Division 30-02, shall be paid upon the order of the Director of the Department of Public Safety; that the monies appropriated in the foregoing Section 5 shall be paid upon the order of the Director of the Department of Technology; that the monies appropriated in the foregoing Section 6 shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Section 7 shall be paid upon the order of the Health Commissioner; that the monies appropriated in the foregoing Sections 8 and 9 shall be paid upon the order of the Director of the Department of Recreation and Parks; that the monies appropriated in the foregoing Section 10, Divisions 44-01, 44-03 and 44-06, shall be paid upon the order of the Director of the Department of Development; that the monies appropriated in the foregoing Section 10, Divisions 59-01 and 59-09, shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Section 11 shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Sections 12, 13, 14, and 15 shall be paid upon the order of the Director of the Department of Public Utilities; that the monies appropriated in the foregoing Section 16 shall be paid upon the order of the Municipal Court Clerk or the Administrative Judge; that the monies appropriated in the foregoing Section 17 shall be paid upon the order of the Director of the Department of Development; that the monies appropriated in the foregoing Section 18 shall be paid upon the order of the Municipal Court Administrative Judge; that the monies appropriated in the foregoing Section 19 shall be paid upon the order of the city Attorney or the Municipal Court Clerk; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 22. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance.

SECTION 23. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Section 21 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification; provided, however, that transfers may be made from one object level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by resolution of Council. Transfers of sums of \$25,000.00 or less, shall be only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 24. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

SECTION 25. 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: 2169-2004

Drafting Date: 11/22/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This Ordinance is submitted to settle the lawsuit known as Edward Shnayder v. City of Columbus, et al., Case No. C2-03-192 in the United States District Court for the Southern District of Ohio, Eastern Division, in the amount of One Hundred Seventy-Five Thousand and No/100 Dollars (\$175,000.00). In March, 2002, Columbus Police officers obtained and executed a search warrant at Cash-To-Go Pawnshop on West Broad Street in Columbus. The plaintiff, Edward Shnayder, was arrested and the charges were subsequently dismissed. The plaintiff claimed that the search of the pawnshop and the arrest were in violation of his Fourth Amendment rights.

Fiscal Impact: In 2005, \$1,000,000 is available in Finance's citywide account for claims, settlements and outside counsel. After this ordinance is approved, \$825,000 will remain for these purposes.

Title

To authorize and direct the City Auditor to transfer \$175,000.00 within the general fund from the Finance Department to the Department of Public Safety, Division of Police, to authorize the City Attorney to pay the settlement amount to Edward Shnayder and Jim McNamara and John Marshall, counsel for Mr. Shnayder, in the case of Edward Shnayder v. City of Columbus, et al., United States District Court Case No. C2-03-192, to authorize the expenditure of the sum of One Hundred Seventy-Five Thousand and No/100 Dollars (\$175,000.00), and to declare an emergency.

Body

WHEREAS, on March 4, 2003, the plaintiff filed a lawsuit in the United States District Court for the Southern District of Ohio, Eastern Division, Case No. C2-02-478, against the City of Columbus and members of the Columbus Division of Police in which he claimed a violation of his Fourth Amendment rights;

WHEREAS, following investigation and evaluation of plaintiff's claims in the course of litigation, the parties reached an agreement to settle this matter during several settlement conferences which were presided over by the United States District Court Judge. Due to the dispute of this claim and the risks and uncertainties associated with continued litigation, the settlement amount was deemed acceptable by the City of Columbus, along with the dismissal of the lawsuit with prejudice and a release of the City of Columbus and its employees from further liability;

WHEREAS, by reason of the foregoing, and in order to avoid the possible payment of interests, an emergency exists in the usual daily operation of the City and for further preservation of the public health, peace, property, safety and welfare, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor be and is hereby authorized and directed to transfer \$175,000 within the general fund, fund no. 010 from the Finance Department, department/division 45-01, object level 1-10, object level 3 - 5501, oca 904508 to the Department of Public Safety, Division of Police, department/division 30-03, object level 1 - 05, object level 3 - 5539, oca 300301.

Section 2. That the City Attorney be and hereby is authorized and directed to settle the lawsuit of Edward Shnayder v. City of Columbus, et al., United States District Court Case No. C2-03-192, by the payment of the total of \$175,000, in three separate warrants of \$75,000, \$50,000 and \$50,000, to Edward Shnayder and Jim McNamara and John Marshall, respectively, counsel for Mr. Shnayder, as a reasonable and fair amount in the best interests of the City of

Columbus.

Section 3. That for the purposes of paying this settlement, there be and hereby is authorized to be expended by the Department of Public Safety, Division of Police, Division Number 30-03, Fund No. 010, OCA Code 301382, Object Level One 05, Object Level Three 5539, the sum of One Hundred Seventy-five Thousand dollars (\$175,000.00).

Section 4. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer upon receipt of a voucher and release approved by the City Attorney in the total amount of \$175,000.00, in three separate warrants of \$75,000, \$50,000 and \$50,000, payable to Edward Shnayder and Jim McNamara and John Marshall, respectively, counsel for Edward Shnayder.

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 day after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 2208-2004

Drafting Date: 12/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The existing miscellaneous piping and couplings at the Hap Cremean Water Plant have been in continuous operation for over 45 years. This contract provides for the replacement of this equipment to eliminate further deterioration and downtime.

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 November 17, 2004. Of the two (2) bids received, the lowest responsive, responsible and best bidder was The Righter Company, Inc.

BIDDER	AMOUNT
The Righter Company, Inc.	\$204,270.00
Kokosing Construction Co., Inc.	\$305,800.00

EMERGENCY: Emergency legislation is being requested to allow completion before high pumpage season; and so as to allow the financial transactions to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The 2004 C.I.B. is being amended to increase authority for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings and funds are being transferred to provide funding for this project.

CONTRACT COMPLIANCE NUMBER: 31-0889208

Title

To authorize the Director of Public Utilities to enter into a contract with The Righter Company, Inc. for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings, for the Division of Water, to authorize the expenditure of \$204,270.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B. and to declare an emergency. (\$204,270.00)

WHEREAS, the Director of Public Utilities did receive and open bids on November 17, 2004 for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings for the Division of Water, Department of Public Utilities, and

WHEREAS, a satisfactory low bid has been received, and

WHEREAS, It is required in the usual daily operation of the Division of Water, Department of Public Utilities, to increase authority for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Water, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into a Contract with The Righter Company, Inc., for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings, and it is necessary for the work to be complete before high pumpage season; therefore emergency legislation is being requested due to the urgency of this work; and in that it is immediately necessary to increase authority so as to allow accurate accounting and financial management; for execution of the work and for the preservation of public health, peace, property safety and welfare, now, therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a Contract with The Righter Company, Inc., in the amount of \$204,270.00 for the Hap Cremean Water Plant Miscellaneous Improvements - Piping and Couplings for the Division of Water, Department of Public Utilities, Contract No. 1071, on the basis of the lowest responsive and responsible and best bid received on November 17, 2004.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$204,270.00 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds Fund No. 606, Department of Public Utilities, Division of Water, Dept./Division No. 60-09, Object Level Three 6623, Project No. 690286, OCA Code 642900.

Section 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project; that the project has been completed and the monies are no longer required for said project except that no transfer shall be so made from a project 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: 690416	Griggs Dam Tender's House Renovation	\$197,975.00
	OCA Code 690416	
TO: 690286	HCWP Misc. Imp. Facilities	\$197,975.00
	OCA Code 642900	

Section 5. That Section 1, Public Utilities/Water 60-09 of Ordinance 1059-2004 is hereby amended as follows:

PROJECT NO.	PROJECT NAME	TOTAL BUDGET
690286	HCWP Misc. Imp. Facilities	\$868,186 *(1)*
690416	Griggs Dam Tender's House Renovation	\$52,025 *(2)*

Section 6. That for reasons stated in the preamble, hereto, which is hereby made a part hereof, this ordinance is declared to

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

	2004 Original Budget	2004 Amended Budget	Comments
(1)	\$670,211	\$868,186	Authority Increased
(2)	\$250,000	\$72,236	Authority Reduced

Legislation Number: 2230-2004

Drafting Date: 12/06/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: This legislation modifies and increases the existing construction contract with Columbus Asphalt Paving Company, Incorporated, for the I-71/Morse Road Interchange Enhancement project in an amount up to \$9,100.00. This contract was originally authorized in the amount of \$790,814.08 by Ordinance 0733-2003 passed by City Council on May 12, 2003. This project is the first of five for the Morse Road - Indianola to Cleveland Avenue corridor and consists of retaining walls, trees and other decorative plantings within the I-71 limited access right-of-way to create an entrance to the commercial section of the roadway. This project was awarded a federal/state reimbursement grant from the Transportation Enhancement Act for eighty percent (80%) of the construction costs up to \$660,000.00. This contract is being modified to pay the matching costs for extra quantities as requested by ODOT and agreed to by the City. Prices were obtained by negotiations with Columbus Asphalt Paving Company, Incorporated, using past project prices for new items and established unit prices for overruns of existing quantities.

Columbus Asphalt Paving Company's contract compliance number is 31-0857095 and expires June 30, 2007.

This is the third modification to an existing contract. The original contract amount was for \$790,814.08. The first modification, in the amount of \$53,310.00, was authorized by Ordinance 1786-2003 passed by City Council July 21, 2003. The second modification, in the amount of \$50,000.00, was authorized by Ordinance 1206-2004 passed by Council July 19, 2004. The contract total including all modifications is \$903,224.08.

Fiscal Impact: The Transportation Division budgeted \$60,000.00 budgeted in the 2004 Capital Improvement Budget for the Morse Road Interchange Enhancement project. Ordinance 1206-2004 noted above obligated \$50,000.00 of this; the balance was obligated by Ordinance 1774-2004 passed by Council October 25, 2004, for a \$15,000.00 contract modification for a related project, Morse Road Gateway. This ordinance authorizes and additional \$9,100.00 and will be funded using a small portion of the \$6 million budgeted for Morse Road Gateway construction project. This ordinance transfers the amount of this modification (\$9,100.00) to the Federal-State Highway Engineering Fund where it is appropriated and authorized for expenditure.

Emergency action is requested so that the contract can be modified and increased immediately for expeditious project completion and closeout.

TitleTo authorize the City Auditor to transfer \$9,100.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize its transfer to and appropriation within the Federal State Highway Engineering Fund; to authorize the Public Service Director to modify and increase an existing contract with Columbus Asphalt Paving Company, Incorporated, for construction of the I-71/Morse Road Interchange Enhancement project for the Transportation Division; to authorize the expenditure of \$9,100.00 from the Federal State Highway Engineering Fund, and to declare an emergency. (\$9,100.00)

on May 15, 2003, and approved by the City Attorney on May 16, 2003; and

WHEREAS, it necessary to modify this contract to provide for additional work for the I-71/Morse Road Interchange Enhancement project; and

WHEREAS, it is necessary to transfer monies within and between funds and appropriate it within the fund to which it has been transferred; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract should be modified and increased immediately for expeditious project completion and closeout, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the City Auditor be and hereby is authorized to transfer \$9,100.00 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, as follows:

TRANSFER FROM:

Project# / Project / OL 01/OL 03 Codes / OCA Code / Amount
530052 / Morse Road Enhancements / 06/6631 / 644385 / \$9,100.00

Total Transfer From: \$9,100.00

TRANSFER TO:

Project# / Project / OL 01/OL 03 Codes / OCA Code / Amount
530052 / Morse Road Enhancements / 10/5501 / 644385 / \$9,100.00

Total Transfer To: \$9,100.00

SECTION 2. That the following transfer of monies between funds be and hereby is authorized as follows:

TRANSFER FROM:

Fund / Project# / Project / OL 01/OL 03 Codes / OCA Code / Amount
704 / 530052 / Morse Road Enhancements / 10/5501 / 644385 / \$9,100.00

Total Transfer From: \$9,100.00

TRANSFER TO:

Fund / Grant# / Grant / OL 01/OL 03 Codes / OCA Code / Amount
765 / 530152 / Morse Road Enhancements / 80/0886 / 765052 / \$9,100.00

Total Transfer To: \$9,100.00

SECTION 3. That the sum of \$9,100.00 be and hereby is appropriated from the unappropriated balance of the Federal-State Highway Engineering Fund, Fund 765, 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 Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 765052 and Grant 530152.

SECTION 4. That the funds appropriated in Section 3 shall be paid upon the order of the Public Service Director and that

no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That the Public Service Director be and hereby is authorized to modify and increase contract EA 039156-002 with Columbus Asphalt Paving Company, Incorporated, 1196 Technology Drive, Gahanna, Ohio 43230 by \$9,100.00 for additional work in accordance with the terms as shown on the modification on file in the office of the City Engineer, which are hereby approved.

SECTION 6. That for the purpose of paying the cost of the contract modification the sum of \$9,100.00 or so much thereof as may be necessary be and hereby is authorized to be expended from the Federal-State Highway Engineering Fund, Fund 765, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 765052 and Grant 530152.

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

Legislation Number: 2238-2004

Drafting Date: 12/13/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV04-039

APPLICANT: Children's Hospital; c/o Gretchen D. Jeffries, Atty.; 52 East Gay Street; Columbus, OH 43215.

PROPOSED USE: To permit the use of three temporary parking lots for an additional two years.

NEAR EAST AREA COMMISSION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This Council variance will permit three temporary off-site parking lots for use by Children Hospital employees north of I-70 for two additional years. Non-accessory parking lots are a commercial use and not permitted in the AR-3, Apartment Residential District. The lots were to replace approximately 113 parking spaces displaced during construction of a parking garage at the southwest corner of the intersection of 18th and Mooberry Streets. Council Variance CV01-036 stipulated that upon completion of the garage, the parking lots were to be removed and the lots returned to their former condition. However in 2004, Children's Hospital still finds that this parking is needed in addition the parking which was added with the parking garage that was built. Staff supports the extension of this use, but for only two years and only in order to give the applicants time to plan for a permanent solution for this property. Staff is concerned that continued Council variance approvals of temporary parking lots which will have existed for five years by the expiration of this Council variance will result in these lots becoming permanent gravel parking lots conflicting with the Near East Area Plan's recommendation discouraging institutional use encroachment. Staff's position is that if the applicants wish for this to become permanent parking they should pursue a rezoning for such and if successful, develop the parking lots in accordance with the Zoning Code. A hardship exists in that

use as temporary parking lots on residentially zoned property can only be permitted through the variance procedure.

Title

To grant a Variance from the provisions of Sections 3333.03, AR-3, Apartment Residential District use; 3333.27, Vision Clearance; 3342.06, Aisle; 3342.08, Driveway; 3342.11, Landscaping; 3342.17, Parking lot screening; 3342.18, Parking setback line; 3342.19, Parking space; and 3342.24, Surface; for the property located at **824 EAST FULTON STREET (43205)**, to permit three temporary parking lots in the AR-3, Apartment Residential District.

Body

WHEREAS, by application No. CV04-039, the owner of property at **824 EAST FULTON STREET (43205)**, is requesting a Council Variance to permit three temporary parking lots in the AR-3, Apartment Residential District; and

WHEREAS, Section 3333.03, AR-3, Apartment Residential District use, limits parking in the district to those accessory to principal permitted uses in the district, while the applicant plans to continue use of three temporary parking lots with a total of 100-120 spaces over several parcels for a period not to exceed two years after passage of this ordinance; and

WHEREAS, Section 3333.27, Vision Clearance, requires a 30-foot clear vision triangle at intersections, while the applicant proposes to maintain chain link fences in the clear vision triangle at the intersection of 18th and Fulton Streets; and

WHEREAS, Section 3342.06, Aisle, requires minimum 20-foot wide aisles for 90 degree parking, while the applicant proposes to maintain several 15-foot wide one way aisles; and

WHEREAS, Section 3342.08, Driveway, requires minimum 20-foot wide driveways for parking lots, while the applicant proposes to maintain a 18-foot wide driveway from 18th Street; and

WHEREAS, Section 3342.11, Landscaping, requires interior landscaping for parking lots, while the applicant proposes no interior parking lot landscaping; and

WHEREAS, Section 3342.17, Parking lot screening, requires a minimum 75% screening opacity, while the applicant proposes no screening; and

WHEREAS, Section 3342.18, Parking setback line, requires a 25-foot setback for parking along undeveloped frontage, while the applicant proposes a 10-foot parking setback along Fulton and 18th streets; and

WHEREAS, Section 3342.19, Parking space, requires a 9 x 18 foot dimension for each parking space, while the applicant proposes to maintain 8 x 18-foot parking spaces; and

WHEREAS, Section 3342.24, Surface, requires a parking lot surface of asphaltic concrete, Portland cement or other hard surface other than gravel or loose fill, while the applicant proposes a gravel surface; and

WHEREAS, this Council variance will permit three temporary off-site parking lots for use by Children Hospital employees north of I-70 for two additional years. Non-accessory parking lots are a commercial use and not permitted in the AR-3, Apartment Residential District. The lots were to replace approximately 113 parking spaces displaced during construction of a parking garage at the southwest corner of the intersection of 18th and Mooberry Streets. Council Variance CV01-036 stipulated that upon completion of the garage, the parking lots were to be removed and the lots returned to their former condition. However in 2004, Children's Hospital still finds that this parking is needed in addition the parking which was added with the parking garage that was built. Staff supports the extension of this use, but for only

two years and only in order to give the applicants time to plan for a permanent solution for this property. Staff is concerned that continued Council variance approvals of temporary parking lots which will have existed for five years by the expiration of this Council variance will result in these lots becoming permanent gravel parking lots conflicting with the Near East Area Plan's recommendation discouraging institutional use encroachment. Staff's position is that if the applicants wish for this to become permanent parking they should pursue a rezoning for such and if successful, develop the parking lots in accordance with the Zoning Code. A hardship exists in that use as temporary parking lots on residentially zoned property can only be permitted through the variance procedure; and

WHEREAS, the Near East Area Commission recommends approval; and

WHEREAS, City Departments note a hardship exists and recommend approval because temporary parking lots in the AR-3, Apartment Residential District can only be permitted through a variance procedure; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **824 EAST FULTON STREET (43205)**, in using said property as desired; now, therefore:

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

Section 1. That a variance from the provisions of Sections 3333.03, AR-3, Apartment Residential District use; 3333.27, Vision Clearance; 3342.06, Aisle; 3342.08, Driveway; 3342.11, Landscaping; 3342.17, Parking lot screening; 3342.18, Parking setback line; 3342.19, Parking space; and 3342.24, Surface; of Columbus City Codes are hereby granted for the property located at **824 EAST FULTON STREET (43205)**, insofar as said sections prohibit three temporary parking lots by varying the district's permitted use and the following development standards: aisles from 20 to 15 feet; driveways from 20 to 18 feet; vision clearance from 30 to 10 feet; reduced space width from 9 to 8 feet for 20 spaces, no interior landscaping, parking setback and maneuvering from 25 to 10 feet along 18th and Fulton Streets; and use of a gravel rather than hard surface, said property being more particularly described as follows:

LEGAL DESCRIPTION

Tract One:

Situated in the State of Ohio, County of Franklin, City of Columbus and bounded and described as follows:

Being part of a tract out of Lot Nos. 21, 22, 23, and 24 of A.A. Stewart's Heirs' Subdivision of record in Plat Book 4, Page 298, and part of Lot Nos. 1, 2, 3, and 4 of Graessle's Subdivision of record in Plat Book 4, Page 48, also known as Lot Nos. 1, 2, 3, 4, 5, and 6 of Allards Parcels, an unrecorded plat being further described as follows:

Beginning at a point in the East line of South 18th Street and the South line of Engler Street; thence South with the East line of South 18th Street, 187.5 feet to the intersection of East line of South 18th Street and the North line of Fulton Street; thence easterly with the North line of Fulton Street 94.5 feet to a point; thence North parallel with the East line of South 18th Street to the South line of Engler Street; thence westerly with the South line of Engler Street, 94.5 feet to the point of beginning.

Auditor's Tax Parcel Number 010-000404

Tract Two:

Situated in the State of Ohio, County of Franklin, City of Columbus and bounded and described as follows:

Being Lots Numbers Eight (8), Nine (9), Ten (10), Eleven (11), Twelve (12), and Thirteen (13) of A.A. STEWART'S HEIRS' SUBDIVISION, as the same are numbered and delineated upon the record plat thereof, of record in Plat Book 4, Page 298, Recorder's Office, Franklin County, Ohio and being part of Lot No. 13 A.A. Stewart Heir's Subdivision, as the same is shown of record in Plat Book 4, Page 298, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the west line of 18th Street, along the east line of Lot No. 13, above mentioned, said point being Northerly 14.56 feet from the southeast corner of said lot; thence westerly, passing along the center of the wall between the apartment at 445 and the apartment at 447 - 18th Street, a distance of 76.97 feet to a point in a line 45 feet from and parallel to the west line of Lot No. 13; thence along said line northerly 14.6 feet to a point; thence easterly, passing along the center of the wall between the apartment at 443 and the apartment at 445 - 18th Street a distance of 77.14 feet to a point in the west line of 18th Street thence with said west line southerly 14.6 feet to the place of beginning.

Auditor's Tax Parcel Number 010-016792

Tract Three:

Situated in the State of Ohio, County of Franklin, City of Columbus and bounded and described as follows:

Being Lots Numbered Six (6) and Seven (7) of MICHAEL McALISTER'S EXECUTORS SUBDIVISION of Outlot 98 and the east part of Outlot 106 of Crosby's Addition of Outlots to said city, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 121, Recorder's Office, Franklin County, Ohio.

Auditor's Tax Parcel Number 010-016793

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

Section 3. That this ordinance is further conditioned on

- (a) Continued maintenance of the fences and security gates as shown on the site plan "**LANDSCAPING PLAN FOR CHILDREN'S HOSPITAL TEMPORARY PARKING LOT**;
- (b) Continued maintenance of the landscaping along the 18th Street, Fulton Street and Engler Street frontages;
- (c) Continued maintenance of all parking lot lighting, which consists of cut-off fixtures (downlighting) on poles not exceeding 16 feet in height and shielded to prevent glare from being cast off of the property onto neighboring residential properties;
- (d) The parking lots will be operated only during the hours of 6:00 a.m. through 7:00 p.m.;
- (e) The parking lots will be maintained in accordance with the standards of Section 3390.041, Columbus City Codes (temporary parking lots); and

Section 4. The variances will expire two years after the the effective date of this ordinance.

Section 5. That this ordinance is further conditioned on the applicant obtaining all applicable permits for the

proposed use.

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

Legislation Number: 2241-2004

Drafting Date: 12/15/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-053

APPLICANT: M.H. Murphy Development Co.; c/o Steven Fulkert, Agent.; 677 Notchbrook Drive; Delaware, Ohio 43015.

PROPOSED USE: Multi-family and single-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on August 12, 2004.

ROCKY FORK BLACKLICK ACCORD RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The proposal is consistent with the zoning and development trends along Harlem Road. The requested PUD-6, Planned Unit Development District would permit carefully controlled residential development consistent with the land use recommendations of the *Rocky Fork/Blacklick Accord* (2001).

Title

To rezone **6124 HARLEM ROAD (43054)**, being 18.0± acres located on the east side of Harlem Road, 525± feet north of Warner Road, **From:** R, Rural and PUD-6, Planned Unit Development Districts, **To:** PUD-6, Planned Unit Development District (Rezoning # Z04-053).

Body

WHEREAS, application #Z04-053 is on file with the Building Services Division of the Department of Development requesting rezoning from the R, Rural and PUD-6, Planned Unit Development Districts, to PUD-6, Planned Unit Development District; and

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

WHEREAS, the *Rocky Fork/Blacklick Accord* Panel recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the proposal is consistent with the zoning and development trends along Harlem Road. The requested PUD-6, Planned Unit Development District would permit carefully controlled residential development consistent with the land use recommendations of the *Rocky Fork/Blacklick Accord* Panel, now, therefore:

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

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

6124 HARLEM ROAD (43054), being 18.0± acres located on the east side of Harlem Road, 525± feet north of Warner Road, and being more particularly described as follows:

**DESCRIPTION OF 18.005 ACRES
NORTH OF STATE ROUTE 161
EAST OF HARLEM ROAD
COLUMBUS, OHIO
(FOR ZONING PURPOSES)**

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 2, Township 2, Range 16, United States Military Lands, being part of that original 6.056 acre tract of land as described in a deed to Oakley Russell Chick and Dorothy Adele Chick, of record in Official Record 26758, Page G02, part of that original 7.806 acre tract of land as described in a deed to Clarence M. and Esther L. Frye, of record in Deed Volume 2839, Page 522, and part of that 4.957 acre tract as described in a deed to Linda J. Chandler, of record in Official Record 7990, Page H05, all references herein being to the records of the Franklin County Recorder's Office, Columbus, Ohio, and being more particularly described as follows:

Beginning FOR REFERENCE at Franklin County Engineer Monument Number 5577, in the centerline of Harlem Road (width varies), at the southwest corner of said 6.056 acre tract and the northwest corner of said 7.806 acre tract, thence North 05° 57' 09" West, along the centerline of Harlem Road, a distance of 121.37 feet to a point, thence North 05° 44' 53" West, continuing along said centerline, a distance of 265.91 feet to the northwest corner of said 4.957 acre tract, thence North 87° 34' 57" East, along the northerly line of said 4.957 acre tract, a distance of 20.08 feet to the TRUE PLACE OF BEGINNING;

Thence along the northerly line of said 4.957 acre tract the following courses:

1. North 89° 18' 31" East, a distance of 279.81 feet to a point;
2. South 86° 56' 17" East, a distance of 875.44 feet to the northeast corner of said 4.957 acre tract;

Thence South 05° 48' 18" East, along the easterly lines of said 4.957, 6.056 and said 7.806 acre tracts, a distance of 614.66 feet to point in the northerly right-of-way line of State Route 161;

Thence South 73° 29' 49" West, along said right-of-way line, a distance of 281.91 feet to a point in the southerly line of said 7.806 acre tract;

Thence along said southerly line the following courses:

1. North 86° 12' 43" West, a distance of 694.53 feet to a point;
2. South 89° 30' 37" West, a distance of 138.90 feet to a point in the easterly right-of-way-line of Harlem Road;

Thence along said right-of-way line the following courses:

1. North 09° 06' 03" West, a distance of 85.38 feet to a point;
2. North 13° 55' 20" West, a distance of 224.86 feet to a point;
3. North 25° 08' 05" West, a distance of 20.78 feet to a point;
4. North 05° 57' 09" West, a distance of 106.34 feet to a point;
5. North 05° 44' 53" West, a distance of 264.47 feet to the TRUE PLACE OF BEGINNING, containing 18.005 acres of land.

To Rezone From: R, Rural District and PUD-6, Planned Unit Development District,

To: PUD-6, Planned Unit Development District.

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the PUD-6, Planned Unit Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved PUD-6, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plans being titled, "**PLANNED UNIT DEVELOPMENT (SINGLE FAMILY AND RANCH CONDOMINIUMS ROCKY RIDGE**" and "**DEVELOPMENT CROSS SECTIONS,**" signed by Michael H. Murphy, Applicant, dated November 2, 2004.

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

Legislation Number: 2250-2004

Drafting Date: 12/17/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: Ordinance 0545-2004 passed by City Council April 19, 2004, authorized the purchase of traffic signposts, traffic signal controllers, and school flashers for the Transportation Division per the terms and conditions of citywide universal term contracts with five vendors for \$187,904.00. A purchase order was established with Steven Steel Company for two hundred (200) 14 foot 2.5 pound signposts for \$7,800.00.

Steel pricing is volatile due to marketplace shortages. The universal term contract for traffic signposts contained an escalator clause that allowed the vendor to petition the Purchasing Office for mid-contract price increases. Unbeknownst to the Transportation Division, this escalator was exercised and a price increase approved by the Purchasing Office subsequent to passage of Ordinance 0545-2004 but before the division ordered the signposts. Subsequent to delivery of the signposts, Steven Steel invoiced the division \$12,406.00, an increase of \$4,606.00 from the original purchase order amount. This ordinance authorizes the Finance Director to increase purchase order #FL001202 by \$4,606.00.

Fiscal Impact: The Transportation Division budgeted \$755,082 in the 2004 Capital Improvements Budget for Sign Upgrading/Street Name Sign projects. Over a half million dollars remains from the original allocation. This ordinance authorizes an additional \$4,606.00 for steel price increases for the purchase of signposts. Therefore, funds for this purchase order increase are available within the 2004 Transportation Division Capital Improvements Budget in the Sign Upgrading/Street Name Sign project in the 1995, 1999 Voted Streets and Highways Fund.

Emergency action is requested to clear this outstanding amount due the vendor as soon as possible.

TitleTo authorize the Finance Director to modify and increase an existing purchase order with Steven Steel Company for the purchase of steel traffic signposts for the Transportation Division; to authorize the expenditure of \$4,606.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$4,606.00)

Body**WHEREAS,** Ordinance 0545-2004 passed by City Council April 19, 2004, authorized the purchase of traffic signposts from Steven Steel Company for the Transportation Division; and

WHEREAS, the universal term contract for signposts contained an escalator clause that allowed the vendor to petition the Purchasing Office for a mid-contract price increase; and

WHEREAS, this escalator was exercised and a price increase approved; and

WHEREAS, subsequent to delivery of the signposts, Steven Steel Company invoiced the division \$12,406.00, an increase of \$4,606.00 from the original purchase order amount; and

WHEREAS, this ordinance authorizes the Finance Director to increase purchase order #FL001202 by \$4,606.00; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is immediately necessary to increase said purchase order to clear this outstanding amount due the vendor as soon as possible, 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 hereby is authorized to modify and increase purchase order #FL001202 with Steven Steel Company for the purchase of steel traffic signposts for the Transportation Division by \$4,606.00.

SECTION 2. That the expenditure of \$4,606.00, or so much thereof as may be needed, be and hereby is authorized from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6622, OCA Code 644385 and Project 540008 for this purpose.

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.

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 - February 9, 2005 3:00 pm

SA001507 - Water-Far East Water Line Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

FAR EAST WATER LINE IMPROVEMENTS

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 February 9, 2005, and publicly opened and read at the hour and place for Far East Water Line Improvements. The work for which proposals are invited consists of the installation of water lines and appurtenances 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 Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215, and are available to prospective bidders through the office of Stilson Consulting Group, LLC., 355 East Campus View Blvd., Suite 250, Columbus, Ohio 43235 after January 24, 2005. The cost of each set of Contract Documents is \$60.00 (Sixty Dollars), for which said amount will be refunded for one (1) complete set returned in good and unmarked condition.

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:

FAR EAST WATER LINE IMPROVEMENTS, DIVISION OF WATER, CONTRACT NO. 1015, CIP NO. 690236

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

CITY BULLETIN DATES

- 1). January 22, 2005
- 2). January 29, 2005

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Administrator for the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the contractor shall be considered confidential.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

(5) The contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

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 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, a statement of Delinquent Personal Property Tax. Such statement 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.

CONTACT PERSON: Charles M. Turner, P.E., Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

ORIGINAL PUBLISHING DATE: January 07, 2005

SA001512 - STREET LIGHTING - HEATHERBROOK

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on February 9, 2005 and publicly opened and read at the hour and place for Street Lighting Improvements for the Heatherbrook Subdivision. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for the Heatherbrook Subdivision 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 and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). 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 Street Lighting Improvements for the Heatherbrook Subdivision.

PROPOSAL GUARANTY

No Proposal will be considered unless accompanied by a bond or certified check drawn on a solvent bank made payable to the City of Columbus, Ohio in an amount not less than ten percent of the Bidder's Proposal, conditioned upon execution of the Contract and furnishing of a performance and payment bond in the event the Contract is awarded to the Bidder. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290 or at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 120 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.

CITY BULLETIN DATES

- 1) January 22, 2005
- 2) January 29, 2005

BID PACKAGES WILL BE AVAILABLE FOR PURCHASING, MONDAY, JANUARY 24, 2005.
ORIGINAL PUBLISHING DATE: January 13, 2005

SA001513 - STREET LIGHTING - RASPBERRY RUN

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on February 9, 2005 and publicly opened and read at the hour and place for Street Lighting Improvements for the Raspberry Run Subdivision. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for the Raspberry Run Subdivision 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 and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). 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 Street Lighting Improvements for the Raspberry Run Subdivision.

PROPOSAL GUARANTY

No Proposal will be considered unless accompanied by a bond or certified check drawn on a solvent bank made payable to the City of Columbus, Ohio in an amount not less than ten percent of the Bidder's Proposal, conditioned upon execution of the Contract and furnishing of a performance and payment bond in the event the Contract is awarded to the Bidder. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290 or at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 120 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.

CITY BULLETIN DATES

- 1) January 22, 2005
- 2) January 29, 2005

BID PACKAGES WILL BE AVAILABLE FOR PURCHASING, MONDAY, JANUARY 24, 2005.
ORIGINAL PUBLISHING DATE: January 13, 2005

SA001519 - Business Practices Consulting Services

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Request for Proposal
Business Practices Consulting Services for Implementing the SPL WorldGroup CMMS Software
Department of Public Utilities
City of Columbus, Ohio

The city of Columbus, Ohio is soliciting Request for Proposal (RFP) pursuant to Columbus City Code 329.14 from experienced professional consulting/engineering firms to provide a business practices consulting service for the City's Department of Public Utilities (DPU). In doing so, we wish to openly invite firms to submit their RFP for consideration during our review and selection process.

The Department of Public Utilities currently uses the SPL WorldGroup (formerly Synergen) EAM software within the Division and Sewage and Drainage. The Department will be implementing this software within the Division of Water (DOW) and Division of Electricity (DOE). Software configuration services will be provided by SPL WorldGroup with the successful contractor of this RFP working as a sub contractor to SPL WorldGroup. We anticipate this project will begin in March/April 2005.

Proposal packages for this submittal are available via email beginning Monday, January 23, 2005 by contacting David E. Hupp, CBCP, Information Systems Manager, Department of Public Utilities, 910 Dublin Road, Columbus, Ohio, 43215 at dehupp@columbus.gov

Length of submittals shall be limited to 50 pages (no attachments, no appendices). Submissions will be evaluated by a Selected Committee based on the criteria provided with the proposal package.

Selection of consultant to provide professional services shall be in accordance with Section 329.14 of Columbus City Codes, 1959. Any agreement or contract entered into will be in accordance with the provisions of Chapter 329, of Columbus City Codes, 1959, the standard agreements for professional services of the Department of Public Utilities, and all other applicable rules and regulations. The selected contractor from this RFP will contract through SPL WorldGroup to provide business practices analysis in conjunction with the implementation of the SPL EAM software throughout DOW and DOE.

All offerors, and their proposed subcontractors, shall have valid City of Columbus Contract Compliance Numbers (CCCN). Applications for certification may be obtained from the City of Columbus website (www.columbus.gov), or from:

City of Columbus
Equal Business Opportunity Commission Office
109 North Front Street, 4th Floor
Columbus, Ohio 43215-9020
(614-645-4764)

All questions shall be submitted in writing to David E. Hupp, CBCP, Information Systems Manager, Department of Public Utilities, at dehupp@columbus.gov

There is NO additional information package for this request.

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Four (4) copies of the proposal documents shall be submitted in a sealed envelope (or envelopes) to David E. Hupp, CBCP, Information Systems Manager, 4th floor, Utilities Complex, 910 Dublin Road, Columbus, Ohio 43215. The envelopes shall be clearly marked on the exterior to denote both the names of the submitting firm and the particular professional services contract for which the proposals are offered.

SUBMISSION DATE: Final date for submission of proposal documents will be no later than 3:00 p.m. February 09, 2005. Any submittals received after that time will not be considered.

CHERYL ROBERTO, DIRECTOR
Department of Public Utilities

PROPOSAL FORMAT

Technical Proposals must address the proposal content requirements as outlined herein, must be well ordered, detailed and comprehensive. Clarity of language, adherence to suggested structuring, and adequate accessible documentation are essential to the City of Columbus's ability to conduct a thorough evaluation. The Proponent shall submit 4 (four) hard copies of its proposal in the following general form. Each response to be limited to 50 pages, single sided, including appendices. A title page, letter of introduction, table of contents, and tabular inserts (if used) do not count as part of the 50-page document limitation

Title Page: Showing RFP number, closing date and time, name, address, telephone and fax numbers of the Proponent firm and a contact person who will act as the proponent's representative for post-submission communications.

Letter of Introduction: Introducing the Offeror and signed by the person(s) authorized to sign on behalf of and to bind the Offeror to statements made in response to this RFP.

Table of Contents: Include page numbers, identifying all included materials.

Section 1 - Executive Summary: Summary of the key features of the proposal.

Section 2 - Offeror Profile: Overview of the Proponent firm(s), its history, and its future plans. Include a brief corporate overview, description of business practices experience, and length of time your company had provided business practices services.

Section 3 - Proponent's Qualifications and Services: Demonstrated experience in the areas of qualification, relevant experience in each area of qualification should be summarized in this section. Resumes of proposed team members must be provided. Include at least 3 references with contact names and phone numbers. Summary of the Proponent's understanding of the business practices tools and techniques. Outline the methodology your firm uses to gather data and implement business practices change while implementing SPL WorldGroup CMMS. Detail how your firm deals with customer support, problem resolution, and general service. Indicate how your firm provides for training on ongoing support after implementation.

Section 4 - Project Approach: Overview and detailed analysis of the project approach including the proposed team and proposed task schedule. Clearly identify all responses to the evaluation criteria and scope of work.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Final date for submission of proposal documents will be no later than 3:00 p.m. February 9, 2005. Any submittals received after that time will not be considered.

Evaluation Criteria (100 possible points)

Evaluation Criteria Points

Do the proposed project manager and staff have the appropriate education and training? 10

Does the offeror have Utility and Government and CMMS experience? 5

Do the personnel proposed by the offeror have experience implementing CMMS with SPL WorldGroup (formerly Synergen)? 1

Did the Offeror provide a suggested project plan that is realistic and fits into the SPL EAM implementation plan adequately? 10

Evidence of understanding scope of work and challenges of project? 10

Did the offeror define an innovative approach that clearly defines a positive impact on the project scope, budget, and schedule? 5

Availability of Project Personnel for this project? 5

Availability of hardware and software dedicated to this project? 5

Location(s) of all work that will be performed? 5

Has the Offeror been successful in completing similar projects on budget and on time while working with SPL WorldGroup? 10

Has the Offeror demonstrated past success in controlling cost while working with SPL WorldGroup? 10

Did Offeror provide a list of references of similar projects? 5

Location of office of Lead Consultant where majority of work will be performed?(Maximum 10)

1. Within City of Columbus corporate limits or Franklin County. 10
2. Within counties contiguous to Franklin County, but not within City of Columbus. 8
3. Within State of Ohio. 5
4. Outside the State of Ohio. 2

Purpose and General Information:

The purpose of this RFP is to solicit proposals to establish a contract through the competitive bid process for the procurement of professional consulting services for assessing business practices for the Division of

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Water (DOW) and the Division of Electricity (DOE) for the Department of Public Utilities during the implementation of SPL WorldGroup (formerly Synergen) CMMS. The City of Columbus is the largest city in the State of Ohio. The Department of Public Utilities is an agency within the City of Columbus providing water, sewer, and electricity services for Columbus and surrounding areas.

The Department of Public Utilities, in conjunction with the SPL WorldGroup, desires to implement this CMMS in DOW and DOE at the same time. The intent of this proposed work scope is to identify current business practices for both divisions and the impact this software will have on these practices.

The Department is comprised of three separate Divisions-Water, Sewerage and Drainage, and Electricity, which are supported by four separate enterprise funds. The Department is responsible for providing an ample supply of safe drinking water to roughly one million people throughout the Columbus metropolitan area. Additionally, the Department operates a sanitary sewer system that serves the approximate same population. Both customer bases continue to grow. Further, a stormwater section is housed in the Department and is responsible for creating and managing projects that minimize flooding and mitigate water quality impacts of run-off in Columbus. Finally, the Department's Electricity Division is charged with providing streetlights to city residents through the sale of electricity to its more than 13,000 customers.

Scope of Services

The successful consultant shall furnish all labor, materials, equipment and supervision necessary. The following provides a general outline of the desired deliverables of the Business Practices Consulting to be provided to the Department of Public Utilities:

1. Identify 'As-Is' Process

a. Identify current business processes and requirements by using existing client documentation or hand-draw/use Visio so that all participants of ensuing SPL EAM CMMS Configuration workshops are on the same page.

b. Highlight potential areas of improvement and internal process differences.

2. Participate in EAM/CMMS Configuration workshops to gather 'To-Be' workflow data

a. Document work process notes obtained during the EAM/CMMS Configuration workshops that will be useful in creating the 'To-Be' workflows. It may be useful to hand-draw draft workflows during these workshops to facilitate the creation of the finished Visio flows.

b. Document identified gaps (be them 'real' or perceived) that will need to be resolved before final workflows are issued.

c. Document any Configuration parameter settings that have workflow implications.

3. Document the 'To-Be' Workflows

a. Develop the draft 'To-Be' business processes.

b. Resolve known gaps, working with both the City and SPL.

c. Send out to key project team members for review and comments. This includes City and SPL business

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analysts.

d. Incorporate comments and re-issue for final review.

ORIGINAL PUBLISHING DATE: January 21, 2005

SA001522 - IUKA RAVINE SEWER IMPROVEMENT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 4002, until 3:00 p.m., Local Time, on Wednesday, February 9, 2005 and publicly opened and read at that hour and place for the following project:

IUKA RAVINE STORMWATER AND SANITARY SEWER IMPROVEMENTS
C.I.P. NO. 722

The City of Columbus contact person for this contract is Jeff Cox, P.E., of the Division of Sewerage and Drainage, (614) 645-8442. The work for which proposals are invited consists of the furnishing and construction of new storm sewers along Lane Avenue, Indiana Avenue, Northwood Avenue, Oakland Avenue, Wyandotte Avenue, Maynard Avenue, Tuller Street, Norwich Street, and Waldeck Avenue; a new sanitary sewer along the alley north of Alden Avenue between Summit Street and Fourth Street; 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 (CC-13401 and CC-13655), IN HARD COPY FORMAT, are on file 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.

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:

IUKA RAVINE STORMWATER AND SANITARY SEWER IMPROVEMENTS
C.I.P. NO. 722

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 HAVE AN AMOUNT EXPRESSED IN DOLLARS AND CENTS IN ORDER TO BE RESPONSIVE. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

QUALIFICATION AND RESOURCE FACTORS FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit with its bid, a completed Qualification and Resource Factors Form and a completed and notarized Affidavit of Bidder.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 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 not obtained for project design purposes and therefore is not available.

CONTRACT COMPLETION

1. The work under this contract shall be completed in a manner acceptable to the City within 365 calendar days after the effective date of the Notice to Proceed.
2. Construction of the proposed storm sewer and waterline improvements along Lane Avenue from Tuller Street to Indiana Avenue shall be completed by September 2, 2005.

SPECIAL REQUIREMENTS

1. Proposed storm sewer work at the intersection of Lane Avenue and Tuller Street shall be performed by the successful bidder prior to the resurfacing of the intersection by N.M. Savko and Sons, Inc (Savko). Savko is currently working on the Lane Avenue widening project under a separate city contract. The successful bidder will be required to coordinate with Savko to complete this task. Cost for coordinating these efforts shall be included in the unit price bid for Item 901 36-inch Pipe with Type I Bedding, with Item 912 Compacted Granular Backfill.
2. In an effort to coordinate this project with the Lane Avenue widening project and summer recess of the Ohio State University, it is the intent of the City to issue a Notice to Proceed (NTP) for both the storm sewer work and the sanitary sewer work at the end of May 2005. Prospective bidders are advised, however, that the Permit to Install (PTI) application for the sanitary improvements is still pending approval by the Ohio Environmental Protection Agency (OEPA).

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It is anticipated that the Permit to Install (PTI) application for the sanitary improvements will be acquired prior to the end of May 2005. In the event that the City does not receive an approved PTI by this time, the City will delay the NTP for the sanitary sewer work and will only issue a NTP for the storm sewer improvements. A NTP for the sanitary work will only be issued by the City once a PTI from OEPA is received. For bidding purposes, bidders shall prepare their bids assuming that an approved PTI will be in-hand and that a NTP for the storm sewer and sanitary sewer improvements will be issued at the same time.

3. Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.
ORIGINAL PUBLISHING DATE: January 26, 2005

BID OPENING DATE - February 10, 2005 11:00 am

SA001517 - PURCHASE OF CONSTRUCTION CASTINGS

1.1 Scope: It is the intent of City of Columbus, Division of Sewerage and Drainage, Sewer Maintenance Operations Center, 1250 Fairwood Avenue, to solicit bids to establish a Universal Term Contract for Construction Castings. Castings will be used for the replacement of existing castings, sewer construction, and repair projects. The City of Columbus estimates spending \$200,000.00 annually for this contract. The contract period will be for two (2) years from the date of execution by the City to and including May 31, 2007

1.2 Classification: All castings shall be manufactured of first quality gray iron without the added mixture of slag or any inferior material. Castings shall be free from faulty pouring, sponginess, cracks, blowholes, shrinkage, distortion and other defects in positions affecting their strength and value for the service intended. They shall be generously filleted at angles and the arises shall be sharp and perfect. Castings shall be subject to careful hammer tests and shall be true to drawings in form, dimensions and weight. Reduced weight castings will be acceptable upon submission of shop drawings and with approval from the City

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: January 20, 2005

SA001366 - FMD - PROF.SERV. POL. ACAD. METAL BLDG

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 EXTERIOR RENOVATION OF THE POLICE ACADEMY, 2609 MCKINLEY AVENUE, COLUMBUS, OHIO 43204

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, February 10, 2005 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 exterior facility.

A pre-qualification meeting is scheduled for Wednesday, January 26, 2005 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 at the pre-qualification meeting, Wednesday, January 26, 2005 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 of project.
- 8) Proposed schedule.

All consultants will be subject to the provisions of the City of Columbus Contract Compliance Program regarding equal employment opportunity.

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 BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

Copies of the Request for Statements of Qualifications are available upon request at the rpe-qualification meeting, Wednesday, January 26, 2005 at the Division of Facilities Management, Room B16, 90 West Broad Street, Columbus, Ohio 43215. If you have any questions, please contact Steve Lewie at (614) 645-3787.

ORIGINAL PUBLISHING DATE: January 20, 2005

BID OPENING DATE - February 15, 2005 3:00 pm

SA001503 - FMD - RENOV. HVAC/FIRE ALARM PIEDMONT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF HVAC AND FIRE ALARM SYSTEMS AT 750 PIEDMONT ROAD COLUMBUS, OHIO 43224

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, February 15, 2005 for RENOVATION OF HVAC AND FIRE ALARM SYSTEMS AT 750 PIEDMONT ROAD, COLUMBUS, OHIO 43224. The work for which bids are invited consist of installation of new HVAC and a fire alarm system at 750 Piedmont Road.

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 Tuesday, January 18, 2005. 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 HVAC AND FIRE ALARM SYSTEMS AT 750 PIEDMONT ROAD, COLUMBUS, OHIO 43224.

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 Wednesday, January 19, 2005 at 9:00 a.m., at 750 Piedmont Road, Columbus, Ohio 43224. A walk thru of the area will take place after the pre-bid meeting.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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: January 05, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001504 - FMD-RENOV. CITY HALL PLUMBING FINALPHASE

ADVERTISEMENT FOR BIDS

RENOVATION OF CITY HALL PLUMBING, FINAL PHASE,
90 WEST BROAD STREET, COLUMBUS, OHIO 43215

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, February 15, 2005 for RENOVATION OF CITY HALL PLUMBING, FINAL PHASE, 90 WEST BROAD STREET, COLUMBUS, OHIO 43215. The work for which bids are invited consist of completion of the renovation of City Hall plumbing.

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 Tuesday, January 18, 2005. 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 CITY HALL PLUMBING, FINAL PHASE, 90 WEST BROAD STREET, COLUMBUS, OHIO 43215.

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 Thursday, January 20, 2004 at 9:00 a.m., at City Hall, 90 West Broad Street, Room B-09, Columbus, Ohio 43215. A walk thru of the area 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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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: January 05, 2005

BID OPENING DATE - February 16, 2005 3:00 pm

SA001511 - COZZINS STREET REGULATOR ABANDONMENT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 February 16, 2005 and publicly opened and read at that hour and place for the following project:

The City of Columbus contact person for this project is Gary W. Gilbert, P.E., of the Division of Sewerage and Drainages Sewer System Engineering Section, (614) 645-7436. The work for which proposals are invited consists of the construction of approximately 116 LF of 12-inch sanitary sewer pipe; removal and replacement of one manhole and the installation of two new manholes. The City's existing Regulator Chamber No. 2 in Cozzins Street is to be removed and disposed of per plans. Work also includes all testing, surface restoration, coordination with affected property owners and such other work as may be necessary to complete the contract in accordance with the plans (CC-13959) and specifications. Copies of the Contract Documents and plans are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3044, 910 Dublin Road, Columbus, Ohio 43215-9053. Bid packets will be available beginning Tuesday January 18, 2005. (The City of Columbus recognizes Martin Luther King Jr. Day on Monday January 17, 2005) 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.

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:
COZZINS STREET REGULATOR ABANDONMENT PROJECT
Capital Improvement Project No. 650404.25

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.

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 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 Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

NOTICE OF EQUAL BUSINESS OPPORTUNITY REQUIREMENTS

A. Minority and Female Business Enterprise (MBE and FBE) Participation: Title 39 of the Columbus City Code (C.C.C.) provides for certification of minority business enterprises and female business enterprises. Under the current legislation, a minority business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by a person or persons having an African American ancestry. C.C.C. 3901.01(G). A female business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by one or more females of non-African American descent. C.C.C. 3901.01(F).

B. Specific Contract M/FBE goals: Specific Contract M/FBE goals shall not apply to this selection.

C. In collaboration with the Equal Business Opportunity Commission Office, the Department of Public Utilities encourages the utilization of city-certified minority, female and small business enterprises and minority business registrants.

D. In addition to the current requirements of Title 39, Columbus City Codes, 1959, it is expected that all or part of this contract may be undertaken with State and/or Federal funding assistance. The City may, therefore, be required to conform to certain utilization goals in order to conform fully to those programs.

Documentation suggested: Include the name, description of the work, and the dollar value of all certified M/FBE's and MBR's included in the proposal. For information related to minority, female and small business enterprises, please contact the Equal Business Opportunity Commission Office at (614) 645-4764.

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

No subsurface investigation was performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 180 calendar days after the effective date of the Notice to Proceed.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: January 13, 2005

SA001516 - WATER-Painting Two Elevated Water Tanks

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Painting Two Elevated Water Tanks-East Broad Street Tankyard

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 his office located at 910 Dublin Road, 4th Floor, Columbus, Ohio until 3:00 pm local time, on February 16, 2005 and publicly opened and read at the hour and place for Painting Two Elevated Water Tanks-East Broad Street Tankyard. The work for which proposals are invited consists of power washing and overcoating the exteriors of both tanks with an epoxy/polyurethane coating system and removing the interior coating on the north tank and applying an elastomeric urethane coating system 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 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:

PAINTING TWO ELEVATED WATER TANKS-EAST BROAD STREET TANKYARD
CONTRACT NO. 1073

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 that are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

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17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of 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.

CITY BULLETIN DATES

- 1). January 29, 2005
- 2). February 5, 2005

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment up-grading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Administrator of the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the contractor shall be considered confidential.

(5) The contractor will not obstruct or hinder the Administrator or his deputies and assistants in the

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

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 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, a statement of Delinquent Personal Property Tax, such statement 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 \$10,000.00, 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 \$10,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin official documents filed with Secretary of State, State of Ohio, or Franklin County Records Office; or (b) holds a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

CONTACT PERSON: Gregory J Moore, Operations Engineer, Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio 43215 (614) 645-7677.

ORIGINAL PUBLISHING DATE: January 20, 2005

SA001518 - STREET LIGHTING - BERWICK PHASES 2 & 3

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on February 16, 2005 and publicly opened and read at the hour and place for Street Lighting Improvements for Berwick Phases 2 & 3. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for Berwick Phases 2 & 3 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 and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). 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 Street Lighting Improvements for Berwick Phases 2 & 3.

PROPOSAL GUARANTY

No Proposal will be considered unless accompanied by a bond or certified check drawn on a solvent bank made payable to the City of Columbus, Ohio in an amount not less than ten percent of the Bidder's Proposal, conditioned upon execution of the Contract and furnishing of a performance and payment bond in the event the Contract is awarded to the Bidder. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290 or at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and/ or to advertise for new proposals, when it is in the best interests of the City.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

CITY BULLETIN DATES

- 1) January 29, 2005
- 2) February 5, 2005

BID PACKAGES WILL BE AVAILABLE FOR PURCHASING, MONDAY, JANUARY 31, 2005.
ORIGINAL PUBLISHING DATE: January 21, 2005

BID OPENING DATE - February 17, 2005 11:00 am

SA001515 - FLEET/OEM AUTO PARTS

1.1 Scope: It is the intent of the City of Columbus, Division of Fleet Management to obtain formal bids to establish a Universal Term Contract for the purchase of OEM AUTO PARTS for GM, Chrysler and Ford autos and light trucks. Contract is to be in effect through March 31, 2007 inclusive.

1.2 Classification: Bids are invited on a discount basis. Bidders shall identify on the proposal pages each applicable price list and the percentage discount to be applied to that price list.

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: January 20, 2005

SA001527 - LAWN MAINTENANCE SERVICE UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus is soliciting bid proposals for Lawn Maintenance services. It is the intent of this proposal to establish a "Universal Term Contract" to be used by various City agencies for lawn cutting adjacent to sources of public water supply, distribution facilities, administrative buildings, and remote sites as well as city property near private homes and businesses. This contract addresses approximately five hundred and fifty (550) acres and one hundred thousand (100,000) feet of fence line. It is estimated the City will spend \$320,000.00 annually. The Public Utilities Department is expected to be the largest users of this contract. This contract will commence with the 2005 cutting season and extend through December 30, 2007.

1.2 Classification:

1.2.1 Proximity: All bidders must demonstrate (by means of providing the information requested herein) the ability and means to respond to the specifications within the response times stated.

1.2.2 Bid Structure: Bidders are requested to submit pricing for various locations divided into four (4) geographic quadrants "Zones" with the City. Bidders are requested to provide per location pricing for areas specified and square footage / lineal footage pricing for future additional locations. Bidders may bid on any or all zones, but each zone bid must be bid in its entirety.

1.2.3 Bidder Qualifications: Bidders are required to submit documentation stating their experience in contracts with this scope of service. A minimum of three years experience in contracts of similar size is required.

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: February 01, 2005

SA001525 - KARD RD AT DUBLIN GRANVILLE RD INTER IMP

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 February 17, 2005, for KARL ROAD AT DUBLIN-GRANVILLE ROAD INTERSECTION IMPROVEMENTS, 1966 DR. E. The work for which proposals are invited consists of median, curb, pavement, drainage, signing, signals, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$20.00 for full-sized plans and \$10.00 for half-sized plans. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for KARL ROAD AT DUBLIN-GRANVILLE ROAD INTERSECTION IMPROVEMENTS.

All materials submitted in response to this advertisement for bids will become the property of the City and will not be returned. All materials submitted in response to this advertisement for bids will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

SUBSURFACE DATA

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 120 calendar days from 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:

January 31, 2005

ORIGINAL PUBLISHING DATE: February 01, 2005

BID OPENING DATE - February 22, 2005 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001526 - r&p-3rd Ave. Bridge Park

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, February 22, 2005, and publicly opened and read immediately thereafter for:

THIRD AVENUE BRIDGE PARK IMPROVEMENTS

The work for which proposals are invited consists of concrete walk, pavers, lighting, water supply, landscaping 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 February 7 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 payable 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 "THIRD AVENUE BRIDGE 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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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: February 01, 2005

BID OPENING DATE - February 23, 2005 3:00 pm

SA001523 - STREET LIGHTING - MADISON MILLS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on February 23, 2005 and publicly opened and read at the hour and place for Street Lighting Improvements for Madison Mills. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for Madison Mills 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 and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). 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 Street Lighting Improvements for Madison Mills.

PROPOSAL GUARANTY

No Proposal will be considered unless accompanied by a bond or certified check drawn on a solvent bank made payable to the City of Columbus, Ohio in an amount not less than ten percent of the Bidder's Proposal, conditioned upon execution of the Contract and furnishing of a performance and payment bond in the event the Contract is awarded to the Bidder. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290 or at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and/ or to advertise for new proposals, when it is in the best interests of the City.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

CITY BULLETIN DATES

- 1) February 5, 2005
- 2) February 12, 2005

BID PACKAGES WILL BE AVAILABLE FOR PURCHASING, MONDAY, FEBRUARY 7, 2005.
ORIGINAL PUBLISHING DATE: January 26, 2005

SA001528 - WATER/VEHICLE MAINTENANCE GARAGE LIFTS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 the office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on February 23, 2005, and publicly opened and read at the hour and place for Utility Complex Vehicle Maintenance Garage Lifts. The work for which proposals are invited consists of the replace of five (5) lifts and the items associated with the replacement and such other work as may be necessary to complete the contract in accordance with the specifications. Copies of the Contract Documents are on file and are available to prospective bidders after February 7, 2005 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:

UTILITY COMPLEX VEHICLE MAINTENANCE GARAGE LIFTS
DIVISION OF WATER,
CONTRACT NO. 1072, C.I.P. NO. 290

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, latest edition, and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio, 43215, (614) 645-8290; at the Construction Inspection office 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 Rd., 4th Floor, Columbus, Ohio, 43215, (614) 645-6141.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

INSPECTION

In accordance with Section 102.05 of the City of Columbus Ohio Construction and Material Specifications, it shall be the responsibility of the respective bidder to visit the project location prior to submitting the bid so as to become familiar with the intent and extent of the project. A pre-bid walk thru shall be conducted on Wednesday, February 16, 2005 at 1:00 P.M. at the project location (Vehicle Maintenance Shop, Utility Complex, 910 Dublin Road, Columbus, Ohio). The prospective bidder shall have the opportunity to examine the existing lifts, existing electrical service, surrounding floor area and/or any other item required in the execution of the proposed work. Any questions regarding the proposed work arising at the time of the walk thru shall be submitted in written form to the Engineer no later February 16, 2005.

CITY BULLETIN DATES

- 1). February 5, 2005
- 2). February 12, 2005

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Administrator for the sole purpose of verifying compliance with this Article, and with the regulations of the

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Contract Compliance Office. All such materials provided to the Administrator by the contractor shall be considered confidential.

(5) The contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

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 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, a statement of Delinquent Personal Property Tax. Such statement 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.

CONTACT PERSON

Charles M. Turner, P.E., Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

ORIGINAL PUBLISHING DATE: February 02, 2005

BID OPENING DATE - February 25, 2005 5:00 pm

SA001520 - Construction Management Services-RFP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR PROPOSALS
FOR PROFESSIONAL SERVICES

Invitation for submittal of Proposals to furnish professional services for the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage for Construction Administration Services 2005-2007 as requested by the Division of Sewerage and Drainage (DOSD).

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

CONSTRUCTION ADMINISTRATION SERVICES 2005-2007.

General Description

The Sewer System Engineering Section has identified several Capital Improvement Projects (CIP) that require new construction, reconstruction or rehabilitation utilizing various construction techniques. The City wishes to hire an engineering consulting firm with Construction Administration experience in construction techniques such as open cut sewer installation, various trenchless technologies such as Cured-in-Place Pipe (CIPP), Sliplining, Shotcrete, among others, tunneling methods or point repairs. The Consultant will be required to review construction contract documents prepared by others and provide full time or part time construction administration services including resident project inspection for the specific project. The Consultant must have experienced personnel and equipment for performing this work including experience with confined space entries as outlined in the OSHA standard found in the Code of Federal Regulations, Part 1910.146.

SELECTION PROCESS

The Proposals will be reviewed by the City and one or more firms will be selected for Construction Administration Service Contracts. Selection of the firms will be based on the firm's proposal.

Selection of professional services for this work shall conform to all applicable requirements of Columbus City Codes, 1959, particularly Title 39 and Section 329.14 thereof. All offerors and all subcontract entities proposed shall have City of Columbus Contract Compliance Certificate Numbers (CCCN's). Offerors shall include a listing of CCCN's for themselves and their proposed subcontractors in their SOQ's, or shall include completed applications for certification. Applications for certification are available from:

EQUAL BUSINESS OPPORTUNITY COMMISSION OFFICE

Contract Compliance Investigator
109 North Front Street, 4th Floor
Columbus, Ohio 43215
Telephone: 614-645-4764

The selection process shall be conducted by an Evaluation Committee of representatives from the Division of Sewerage and Drainage. The contact person for the selection shall be:

Richard D. Morris, P.E.
Capital Projects Engineer

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Division of Sewerage and Drainage
910 Dublin Road, Room 3090
Columbus, Ohio 43215-9053
Telephone: 614-645-6529
E-Mail: rdm@smoc.cmhmetro.net

SELECTION SCHEDULE

1. All offerors are required to obtain an information package containing specific information for the required construction administration services, a list of proposed projects as well as the expected format for the Proposal. These packages will be available beginning Monday, January 31, 2005 at:

SEWER PERMIT OFFICE
Division of Sewerage and Drainage
910 Dublin Road, 3rd Floor
Columbus, Ohio 43215-9053

There is no charge for the information package.

1. SUBMISSION DATE: Proposals will be received by the City until 5:00 pm on Friday, February 25, 2005. No Proposals will be accepted thereafter. Direct the proposals to:

Tatyana Arsh, P.E.
Sewer System Engineering Manager
Division of Sewerage and Drainage
910 Dublin Road, Room 3090
Columbus, Ohio 43215-9053
Telephone: 614-645-8156

Proposals shall be furnished in five (5) identical copies and clearly marked "Statements of Qualifications for: Construction Administration Services 2005-2007". Proposals shall be bound in plastic 3-"D"-ring form loose-leaf binders with insertable covers and spines.

1. After receipt of the Proposals the Evaluation Committee shall evaluate the submittals based on the criteria specified at the end of this document and shall select two (2) or more offerors with which to hold additional discussions. Offerors not selected for further discussions may be excluded from further consideration for the contract upon notification by the committee or city agency.

2. The Committee shall rank all offerors based upon the competence, quality, past performance, labor rates, ability to perform expeditiously, location of office, assigned personnel and familiarity of project requirements and any revisions thereto.

3. The Committee shall submit it's ranking of the offerors, along with a written explanation of the basis for the ranking, to the Director of the Department of Public Utilities. The Director shall have discretion consistent with appropriate departmental and/or citywide administrative rules in selecting the offeror(s) with which to enter into contract negotiations.

4. Contract negotiations shall then commence with the selected offeror(s). If negotiations fail, negotiations

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with the contractor shall be terminated, and the City may enter into negotiations with the next selected offeror(s).

EVALUATION CRITERIA

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

Criteria & Point Values

1. Competence to perform the required service based upon the assigned personnel and their specific demonstrated technical qualifications. 30
2. Past performance of the offeror, particularly with regard to quality of work, success in controlling costs, and success in meeting deadlines. 15
3. Labor Rates.15
4. Ability to perform expeditiously, based upon workload and availability of personnel and equipment. 5
5. Familiarity with local project requirements.15
6. Location of office that would execute the work.20

TOTAL POINTS 100

Cheryl Roberto
Director
Department of Public Utilities
ORIGINAL PUBLISHING DATE: January 22, 2005

BID OPENING DATE - March 2, 2005 3:00 pm

SA001524 - Sludge Storage Tank Concrete Seam Repair

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City of Columbus, Ohio
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 4002, Columbus, Ohio 43215 until 3:00 p.m., Local Time, WEDNESDAY MARCH 2, 2005, and publicly opened and read at that hour and place for the following project:

SLUDGE STORAGE TANKS SS1 & SS4 CONCRETE SEAM REPAIR (PIP 255)

The work for which proposals are invited includes but not limited to: Sealing leaks in the walls of both tanks, which have developed in the horizontal seam at the point where the wall sections meet. Sealing several cracks that have developed and are leaking in the floors of the tanks.

The storage tanks have been emptied, cleaned and interior walls sealed. The internal circumference of each tank is approximately 267 feet. The wall thickness of each tank is approximately 1 foot.

The work is to be performed at the Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, Columbus, OH 43223.

CONTACT INFORMATION

PROJECT MANAGER: Robert M. Smith, PE (614) 645-0309

BID DOCUMENTS: Copies of the contract documents can be picked up at the Division of Sewerage and Drainage, Fiscal Office, 910 Dublin Road, Room 4164, Columbus, Ohio, 43215 between the hours of 7:00 AM to 4:00 PM Monday through Friday or by contacting their offices at (614) 645-6031 or (614) 645-6041. There is not cost for the documents.

PRE-BID CONFERENCE

A pre-bid conference for this project will be held WEDNESDAY FEBRUARY 16, 2005 AT 9:00 AM AT THE JACKSON PIKE WASTEWATER TREATMENT PLANT, 2104 JACKSON PIKE COLUMBUS OH 43223, TRAILER 4.

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 SLUDGE STORAGE TANKS SS1 AND SS4 CONCRETE SEAM REPAIR (PIP 255)

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL/BID.

THE CITY OF COLUMBUS WILL NOT BE RESPONSIBLE FOR LATE MAIL OR OTHER FORMS OF DELIVERY.

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

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

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 (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

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.

CREDITABLE FACTORS

In determining the lowest bid for purposes of awarding a contract, the creditable factors, noted in the TIER II section of the Proposal forms shall apply.

SPECIAL REQUIREMENTS

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

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 (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 Material Specifications (CMSC), latest edition, will be required to assure the faithful performance of the work.

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NOTICE OF EQUAL BUSINESS OPPORTUNITY REQUIREMENTS:

A. Minority and Female Business Enterprise (MBE and FBE) Participation: Title 39 of the Columbus City Code (C.C.C.) provides for certification of minority business enterprises and female business enterprises. Under the current legislation, a minority business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by a person or persons having an African American ancestry. C.C.C. ?3901.01 (G). A female business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by one or more females of non-African American descent. C.C.C. ?3901.01 (F).

B. Specific Contract M/FBE goals: Specific Contract M/FBE goals shall not apply to this selection.

C. In collaboration with the Equal Business Opportunity Commission Office, the Department of Public Utilities encourages the utilization of city-certified minority, female and small business enterprises and minority business registrants.

D. In addition to the current requirements of Title 39, Columbus City Codes, 1959, it is expected that all or part of this contract may be undertaken with State and/or Federal funding assistance. The City may, therefore, be required to conform to certain utilization goals in order to conform fully to those programs.

Documentation suggested: Include the name, description of the work, and the dollar value of all certified M/FBE's and MBR's included in the proposal.

For information related to minority, female and small business enterprises, please contact the Equal Business Opportunity Commission Office at (614) 645-4764.

Pursuant to the City of Columbus' Code Section 3907.05, all contractors, including subcontractors, who are a party to a contract as defined in C.C. ? 3901.01, must hold a valid Contract Compliance Certification Number. For information regarding contract compliance, please contact the Equal Business Opportunity Commission Office at (614) 645-4764.

Equal Opportunity Clause

(1) The contractor will not discriminate against any employee or applicant because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their race, color, religion, sex or national origin. Such action shall include, but not limited to the following: employment upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employments, notices summarizing the provisions of this Equal Opportunity Clause.

(2) The contract will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practical opportunity to participate in the performance of contracts awarded by the City.

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(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Executive Director of the sole purpose of verifying compliance with this article and with the regulations of the Equal Business Opportunity Commission Office. All such materials provided to the Executive Director by the contractor shall be considered confidential.

(5) The contractor will not obstruct or hinder the Executive Director or his/her deputies, staff and assistants in the fulfillment of their duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontractor. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid contract compliance number as provided for in Article 1, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in the cancellation of this contract,

Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: January 27, 2005

Public Notices

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0010-2005

Drafting Date: 12/29/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Columbus Charitable Solicitations Board 2005 Meeting Schedule

Body

January 20, 2005

February 17, 2005

March 17, 2005

April 21, 2005

May 19, 2005

June 16, 2005 (*TENTATIVE*)

July 21, 2005

August - NO MEETING

September 15, 2005

October 20, 2005

November 10, 2005 (*TENTATIVE*)

December 8, 2005 (*TENTATIVE*)

January 19, 2006

February 16, 2006

NOTICE:

APPLICATIONS RECEIVED LESS THAN TEN DAYS PRIOR TO THE SCHEDULED MEETING WILL APPEAR ON THE AGENDA FOR THE FOLLOWING MONTH, UNLESS OTHERWISE NOTIFIED. SHOULD YOU HAVE ANY QUESTIONS, PLEASE CONTACT:

LINDA YOUNG, RECORDING SECRETARY
TELEPHONE (614) 645-7471
FAX (614) 645-8912
E-MAIL: lkyoung@columbus.gov

Or

LICENSE OFFICER CRAIG S. COLOPY
TELEPHONE (614) 645-7971
E-MAIL: CSCOLOPY@COLUMBUS.GOV

MEETINGS ARE SCHEDULED FOR 10:00 A.M. And MAY BE RESCHEDULED IF THERE IS NOT A QUORUM AVAILABLE ON THE REGULAR MEETING DATE.

For copies of Meeting Minutes, please feel free to visit our website at:

www.publicsafety.ci.columbus.oh.us/license.htm

Legislation Number: PN0012-2005

Drafting Date: 12/29/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

**VEHICLE FOR HIRE BOARD
2005 MEETING SCHEDULE**

Body

January 27, 2005

February 24, 2005

March 31, 2005

April 28, 2005

May 26, 2005

June 30, 2005 (TENTATIVE)

July 28, 2005

August 25, 2005

September 29, 2005

October 27, 2005

November 17, 2005 (TENTATIVE)

December 29, 2005 (TENTATIVE)

January 26, 2006

February 23, 2006

SHOULD YOU HAVE ANY QUESTIONS, PLEASE CONTACT:

LICENSE OFFICER ERIC BRANDON

TELEPHONE (614) 645-4297

FAX (614) 645-8912

E-MAIL EBRANDON@COLUMBUS.GOV

Or

LICENSE OFFICER TONI HOLDEN

TELEPHONE (614) 645-3820

E-MAIL TAHOLDEN@COLUMBUS.GOV

MEETINGS ARE SCHEDULED FOR 10:00 A.M. And MAY BE RESCHEDULED IF THERE IS NOT A QUORUM AVAILABLE ON THE REGULAR MEETING DATE.

For copies of Meeting Minutes, please feel free to visit our website at:

www.publicsafety.ci.columbus.oh.us/license.htm

Legislation Number: PN0030-2005

Drafting Date: 01/20/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Public Service Department, Transportation Division, Utility Manual
Rick Garrabrant
(614) 645-6391
crgarrabrant@columbus.gov

Body

Please see the attachment titled "Utility Manual"

Legislation Number: PN0032-2005

Drafting Date: 01/24/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Records Commission Meeting Notice - 020705

Contact Name: Thamie Freeze

Contact Telephone Number: 645-7293

Contact Email Address: tjfreeze@columbus.gov

Body

**CITY OF COLUMBUS
- RECORDS COMMISSION -**

TO: APPOINTED RECORDS COMMISSION OFFICERS
Mayor Michael Coleman, City Records Commission Chief Exec Officer
Attorney Richard Pfeiffer, City Records Commission Chief Legal Officer
Hugh Dorrian, City Records Commission Chief Fiscal Officer
Andrea Blevins, City Records Commission Secretary
Keith Shumate, City Records Commission Citizen Representative

FROM: Thamie Freeze, City Records Commission Coordinator

DATE: 01/24/05

SUBJECT: RECORDS COMMISSION AGENDA NOTICE FOR 02/07/05 MEETING

Let this serve as **NOTICE** for the upcoming **RECORDS COMMISSION MEETING** on **Monday, February 7, 2005 at 10:00 a.m. in the Mayor's Conference Room - 2nd floor, City Hall.** The agenda is as noted below:

- ROLL CALL
- OLD BUSINESS

ITEM #1 - Franklin County Municipal Court - 8 Requests for the addition, removal or modification of items on the Municipal Court Retention Schedule. **Note:** These items were tabled at the September 27, 2004 Records Commission meeting for reconsideration at the first meeting of 2005. (Refer to supporting documentation attached to Agenda Packet)

- NEW BUSINESS

ITEM #1 - Division of Police - 1 Request for the addition of an item to the Police Retention Schedule (Refer to supporting documentation attached to Agenda Packet)

ITEM #2 - Department of Health - 1 Request for the addition of an item to the CHD Retention Schedule (Refer to supporting documentation attached to Agenda Packet)

- ADJOURN MEETING

If you have an item on the agenda, please have a representative from your office present to answer any questions.

As always, if you have any other record-related questions, please don't hesitate to call me at 645-7293.

NOTE: The deadline for submitting Records Commission Agenda items for any meeting is 9:00 a.m. two weeks prior to the actual meeting date. The remaining meetings for 2005 will be held on Monday, May 9, 2005 and Monday, September 26, 2005.

Legislation Number: PN0034-2005

Drafting Date: 01/26/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Recreation and Parks Commission Meeting Notice

Contact Name: Dianne Barlow-Weber

Contact Telephone Number: 645-8431

Contact Email Address: dibarlow@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):

Wednesday, January 12, 2005 - Operations Complex, 420 W. Whittier Street, 43215

Wednesday, February 9, 2005 - Operations Complex, 420 W. Whittier Street, 43215

Wednesday, March 9, 2005 -- Operations Complex, 420 W. Whittier Street, 43215

Wednesday, April 13, 2005 -- Operations Complex, 420 W. Whittier Street, 43215

Wednesday, May 11, 2005- Franklin Park. Adventure Center, 1747 E. Broad Street, 43203

Wednesday, June 8, 2005 - North Bank Park, 311 W. Long Street, 43215

Wednesday, July 13, 2005 - Cultural Arts Center, 139 W. Main Street, 43215

August Recess - No meeting

Wednesday, September 14, 2005 -Turnberry Retreat, 11680 Refugee Road, Pickerington, 43147

Wednesday, October 12, 2005 - Columbus Performing Arts Center, 549 Franklin Ave., 43215

Wednesday, November 9, 2005 - Operations Complex, 420 W. Whittier Street, 43215

Wednesday, December 14, 2005 - 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).

Wayne A. Roberts, Executive Director

Legislation Number: PN0036-2005

Drafting Date: 02/01/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title Columbus City Treasurer 2005-2006 Broker/Dealer Questionnaire and Certification

Notice/Advertisement Title: Columbus City Treasurer 2005-2006 Broker/Dealer Questionnaire and Certification

Contact Name: Patricia VanDyke

Contact Telephone Number: 614-645-8192

Contact Email Address: pvandyke1@columbus.gov

Body The Columbus City Treasurer will be accepting applications from the Securities Brokers/Dealers to be certified as an approved Broker/Dealer for the City of Columbus for the period ending December 31, 2006. Interested parties may obtain an application at the Columbus City Treasurer's Office located at 90 West Broad Street, Room 111, Columbus, Ohio 43215 or by calling Ms. Patricia VanDyke at 614-645-8192. Interested parties must have an office located in the State of Ohio. Deadline for submission of an application is March 4, 2005.

Legislation Number: PN0037-2005

Drafting Date: 02/01/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 2/14/2005

Contact Name: Mugsy Reynolds, Deputy City Clerk

Contact Telephone Number: 614-645-8539

Contact Email Address: mmreynolds@columbus.gov

Body

REGULAR MEETING NO. 9 OF CITY COUNCIL (ZONING)

FEBRUARY 14, 2005

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 HUDSON O'SHAUGHNESSY

TAVARES THOMAS

1752-2004 To rezone 7189 LINWORTH ROAD (43235), being 55.3± acres located at the northwest corner of Linworth Road and I-270, From: R-1, Residential District, To: PUD-4, Planned Unit Development District (Rezoning # Z04-046).

2248-2004 To rezone 4295 SULLIVANT AVENUE (43228), being 1.67± acres located at the southwest corner of Sullivant Avenue and Georgesville Road, From: C-4 and C-5, Commercial and R-1, Residential Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z04-069)

0153-2005 To rezone 5221 EBRIGHT ROAD (43110), being 2.63± acres located on the west side of Ebright Road, 180± feet north of US 33, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z04-054).

2237-2004 To rezone 1971 EAST LIVINGSTON AVENUE (43209), being 0.73± acres located at the southeast corner of East Livingston Avenue and Alum Creek Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z04-067). (TABLED 1/24/2005)

Legislation Number: PN0038-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Graphics Commission February Appeals Agenda

Contact Name: Toni Boehm

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

GRAPHICS COMMISSION
APPEALS AGENDA
CITY OF COLUMBUS
FEBRUARY 15, 2005

The Columbus Graphics Commission will hold a public hearing on the following applications on TUESDAY, FEBRUARY 15, 2005 at 2:30 P.M. in the First Floor Hearing Room of the Building and Development Services offices, 757 Carolyn Avenue.

The Graphics Commission hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, sections pertaining to Graphics of the Columbus City Codes. The Commission does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building and Development Services Section, 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 Commission 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 and Development Services Sections 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 4:15 P.M.:

- 1. 05320-00003
2787 MARTIN ROAD

Northwest Civic Association
C-4, Commercial

To Appeal Zoning Code Violation Order No. 04470-05176 issued on 11/11/2004 for:

1. 3375.13, Prohibited Graphics

Code Enforcement Officer: Rob McNeal
Code Enforcement Officer Phone: 645-7910
Appellant: Michael Johnson, 2787 Martin Rd, Columbus, Ohio
Owner: Ruben Bernard, PO Box 09601, Columbus, Ohio 43209

STAFF REPORT
GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO
FEBRUARY 15, 2005

1. ODS No.: 04320-00038

Location: 5777 SCARBOROUGH BOULEVARD, 43232, located approximately 500 feet west of the intersection of Interstate 70 and Brice Road in southeast Columbus

Area Comm./Civic: None

Existing Zoning: M, Manufacturing

Request: Varinace.

3377.03, Permanent on-premises signs. To allow more than one ground sign on a parcel.

3377.17, Setback regulations for permanent on-premises ground signs. To reduce the building set back from 15 to 11 feet.

3377.04, Graphic area, sign height and setback. To allow the erection of a ground sign at a height of 35 where 20 feet is allowed.

Proposed Use: To permit the replacement of three existing ground signs with three new ground signs.

Applicant:
Germain Motor Company
4130 Morse Road
Columbus, OH 43215

Property Owner: same as applicant

Attorney/Agent:
Daniel H. Schoedinger
52 East Gay Street
Columbus, OH 43215

RELEVANT DATA

SITE DESCRIPTION: The site is currently developed as a car dealership.

GENERAL LOCATION: The site is located approximately 500 feet west of the intersection of Interstate 70 and Brice Road in southeast Columbus.

SPECIFIC REQUEST: The applicant is requesting 3 variances to replace existing signs with new Toyota and Scion brand

signs.

SPECIFIC VARIANCES PROPOSED: 3377.03 Permanent on-premises signs, each manufacturing use may display one (1) ground sign or projecting sign serving the use and directed to any street which abuts the subject property. 3377.17 Setback regulations for permanent on-premises ground signs, a permanent ground sign shall be set back no less than fifteen (15) feet from any street right-of-way line. 3377.04 Sign height, the maximum allowable height of a ground sign shall be determined by means of the Tables of Elements in this chapter.

RELEVANT CITY POLICIES AND STAFF RECOMMENDATION OF SIMILAR CASES: Staff typically does not recommend approval on multiple ground signs or height variances.

UNIQUE DEVELOPMENT ISSUES: The used car dealership is considered a separate use and is on a separate parcel. Therefore, a multiple ground sign variance for the used car ground sign is not necessary.

CITY DEPARTMENTS' RECOMMENDATION: APPROVAL

SUMMARY OF POSITION AND OUTSTANDING ISSUES, IF ANY: Staff typically does not recommend approval on multiple ground signs or height variances. But, since this proposal is consistent with most car dealerships and the applicant is actually requesting a decrease in the height and size of what already exists, staff is very much in favor of this request.

CONDITION(S) RECOMMENDED:

SUBJECT TO COMPLIANCE WITH ALL CITY CODES.

PLANNER: Jamie Freise
PLANNER PHONE: 645-6350

STAFF REPORT
GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO
FEBRUARY 15, 2005

2. ODS No.: 04320-00039

Location: 8054-8220 EAST BROAD STREET, 43068, located at the northeast corner of Meijer Dr. & E. Broad St.

Area Comm./Civic: None

Existing Zoning: C.P.D., Commercial Planned District

Request: Variances, Graphics Plan & Special Permit.

3377.20, Permanent on-premises wall and window signs. To display a portion of a wall sign above the wall enclosing the use or activity.

3377.26, Permanent on-premises roof signs. To adopt a Graphics Plan to allow the installation of a portion of a wall sign to extend beyond the roof line.

3378.01, General provisions. To permit the installation of two, off-premises ground signs; an approximately 179 sq. ft. ground sign and a 39 sq. ft. tenant panel on an on-premises ground sign.

3377.11, Tenant panels and changeable copy. To permit the installation of five (5) tenant panels on an on-premises ground sign.

Proposed Use: A shopping center.

Applicant:
Mr. James Brooks

c/o Advance Sign Group
834 W. Third Ave.
Columbus, Ohio 43212

Property Owner:
East Broad St. Ventures, L.L.L.
4100 Regent St.
Columbus, Ohio 43219

Attorney/Agent: Same as applicant.

RELEVANT DATA

SITE DESCRIPTION: The site consists of two parcels having the same entity under two separate ownership names. It is currently undeveloped, but a discount department store and a shopping center are proposed, on the respective sites.

GENERAL LOCATION: This location is on the north side of Broad St. on the very far east side of Columbus, nearly to the Licking County line. Reynoldsburg is across Broad St., to the south.

SPECIFIC REQUEST: The applicant is asking for variances, a graphics plan and special permit. The variances pertain to the wall sign which is proposed to extend above the roof line of the discount store and the ground sign that is proposed to have five (5) tenant panels. Because the wall sign can also be regarded as a roof sign, a graphics plan is required for the same. Both ground signs are off-premise to the proposed store, therefore a special permit is required for the stand-alone sign as well as the off-premise tenant panel proposed for the same store on an on-premise sign requested for a shopping center on the neighboring property, to the east.

SPECIFIC VARIANCES PROPOSED: Section 3377.20 requires that a wall sign may only be displayed on a wall enclosing the use or activity, while the proposed wall sign is to extend beyond the plane of the roof.

Section 3377.26 requires that a roof sign have a graphics plan approved prior to installation. (The definition of a roof sign per code is: "'Roof sign' means a sign erected upon the roof of a building, any portion of which is above the roof line of the building"). The previously-described wall sign can be construed to also be a roof sign since the plane of the sign extends beyond the height of the roof.

Section 3378.01 requires a special permit for an off-premises ground sign. The applicant is proposing the installation of one stand-alone sign to identify the retail store and an off-premises tenant panel on another sign to identify the same store.

Section 3377.11 limits a ground sign to four (4) tenant panels. The tenant proposes a fifth, off-premise tenant panel for the on-premise sign.

RELEVANT CODE ISSUES: The wall sign is to be entirely on the side wall of the building. Any portion that extends over the roof line from that wall makes it also, in part, a roof sign. The code specifically describes a wall sign. This is a hybrid.

The main identifying sign for the department store is proposed for an off-site location which is along what ordinarily would be the actual street frontage, but due to the unusual configuration of the parcel, is not. The proposed tenant panel would be also off-premise to the store site, but would be on an on-premise sign to the proposed shopping center. Off-premise commercial signs along a thoroughfare are generally acceptable. This situation at this location gives the appearance that the department store has two on-premise signs along the same street frontage and is objectionable to the intent of the code.

RELEVANT CITY POLICIES AND STAFF RECOMMENDATION OF SIMILAR CASES: Staff does not support the installation of wall signs that extend beyond the roof line of a building that makes it become, in part, a roof sign, when there is not a hardship. It is indeed possible to install the wall sign so that it would not extend beyond the roof. Also, 3377.20 E. does not allow a wall sign when a use is served by a ground sign. Although the proposed ground signs are

off-premise, the code does not differentiate whether the sign is on- or off-premise, therefore the wall sign is not allowable.

Policy is not to support more than one ground sign along a street frontage for any one use in an on-premise situation. While the proposed signs are both off-premise to the store, the same principle applies and a hardship does not exist. A preferable solution could be to forego the independent ground sign for the department store, allow the tenant panel and allow the wall sign that does not extend above the roofline.

UNIQUE DEVELOPMENT ISSUES: The unusual configuration of the tax parcels creates a situation that does not allow the discount store to have a ground sign on it's own parcel.

CITY DEPARTMENT(S) ISSUES: A wall sign that does not require extension above the roof line and is opposed to the code is objectionable. There is no hardship and a graphics plan for the portion considered to be a roof sign is unnecessary.

The applicant is also not entitled to a wall sign when providing a ground sign on the same street frontage, even when at off-premises locations.

Two off-premises ground signs for the same site are not necessary and there is no hardship.

A tenant panel that is an off-premise sign is unnecessary if the department store has it's own free-standing sign. A free-standing off-premise sign is unnecessary if there is an off-premise, fourth tenant panel (not five).

CITY DEPARTMENTS' RECOMMENDATION: DISAPPROVAL

SUMMARY OF POSITION AND OUTSTANDING ISSUES, IF ANY: This is a proposal to construct a discount department store on an independent parcel from a proposed shopping center. The configuration of the parcels does not allow the department store to erect it's own ground sign, therefore, they propose an off-premise, free-standing sign on an adjacent parcel along with an off-premise tenant panel sign proposed for the shopping center on the same adjacent parcel. Additionally, they propose a hybrid wall sign that extends above the roof line, therefore making it have an element of a roof sign that requires a graphics plan.

Staff is opposed to the multiple and unorthodox installations without a hardship being present for anything other than perhaps one off-premise ground sign. Either a free-standing ground sign for the independent store or one tenant panel on the shopping center sign would be more acceptable. The fifth tenant panel is unnecessary, however, but a ground sign with four panels, one of which could be the off-premise sign, is agreeable.

CONDITION(S) RECOMMENDED:

SUBJECT TO COMPLIANCE WITH ALL CITY CODES.

PLANNER: Dave Reiss
PLANNER PHONE: 645-7973 _____
STAFF REPORT
GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO
FEBRUARY 15, 2005

3. ODS No.: 04320-00035

Location: 1458 NORTH CASSADY AVENUE, 43219, located on the east side of Columbus near the airport.

Area Comm./Civic: North East Area Commission

Existing Zoning: L-C-4, Commercial

Request: Special Permit.

3382.06, Special permit. To permit an off premise graphic that will advertise a new motel.

3377.05, Tables of elements for on-premises ground signs. To install an on-premise sign at a height of 31 feet.

Proposed Use: The applicant proposed to construct on off premise ground sign for a hotel.

Applicant:

Arlington Hospitality Inc.

2355 S. Arlington Heights Rd.

Arlington Heights, Illinois 60005

Property Owner:

Cassady Retail Ventures, Ltd.

3016 Maryland Ave.

Columbus, Ohio 43209

Attorney/Agent:

Jackson B. Reynolds, III

Smith & Hale

37 W. Broad St., Suite 725

Columbus, Ohio 43215

RELEVANT DATA

SITE DESCRIPTION: The site is currently undeveloped. To the west are a gas station, restaurant and other hotels. To the east is the Columbus International airport. To the north is a high density residential area.

GENERAL LOCATION: The site is just north of I-670 on Cassady Avenue.

SPECIFIC REQUEST: The applicant is requesting a special permit to construct an off-premise sign at a height of 31 feet.

SPECIFIC DEVELOPMENT STANDARDS PROPOSED: The allowable height for an on-premise ground sign is 20 feet but because this is an off-premise ground sign they may request a sign at any height pending Graphics Commission approval. In this case they are requesting a sign 11 feet taller than what would normally be allowed for an on-premise ground sign.

SPECIFIC VARIANCES PROPOSED: 3382.06 Special permit, any request for a special permit, where required by this Graphics Code shall be heard and decided by the graphics commission as provided by this Graphics Code.

RELEVANT CITY POLICIES AND STAFF RECOMMENDATION OF SIMILAR CASES: The generally-accepted policy is to support the installation of one off-premise sign in addition to an on-premise sign on the same parcel if it is located in a commercial zoning district.

UNIQUE DEVELOPMENT ISSUES: The off-premise sign is necessary to increase visibility of the location as the motel sits off Cassady Avenue, behind future development that might block the view of the motel for those traveling north on Cassady Avenue.

CITY DEPARTMENTS' RECOMMENDATION: CONDITIONAL APPROVAL

SUMMARY OF POSITION AND OUTSTANDING ISSUES, IF ANY: The applicant is proposing an off premise ground sign which requires a special permit. Because the graphic is off premise and requires a special permit, the Graphics Commission may grant a proposed sign to be at any height. However, the standard height for an on premise ground sign is 20 feet and the applicant is proposing a 31 foot sign. Also, the applicant is proposing a blank tenant panel to go along with the 31 foot off premise ground sign which staff is in strong disapproval of. Staff does support the ground sign otherwise as this area is rapidly developing and the sign may be used as a directional sign to aide travelers from the airport.

CONDITION(S) RECOMMENDED:

The ground sign does not display a blank tenant panel.

SUBJECT TO COMPLIANCE WITH ALL CITY CODES.

PLANNER: Jamie Freise
PLANNER PHONE: 645-6350

Legislation Number: PN0039-2005

Drafting Date: 02/02/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission February Agenda

Contact Name: Barb Eastman

Contact Telephone Number: 614-645-6416

Contact Email Address: baeastman@columbus.gov

Body

COLUMBUS BUILDING COMMISSION AGENDA
FEBRUARY 15, 2005 - 1:00 p.m.
757 CAROLYN AVENUE
HEARING ROOM - LOWER LEVEL

1. APPROVAL OF DECEMBER 14, 2004 MEETING MINUTES
2. ELECTION OF OFFICERS
3. ITEMS FROM THE FLOOR (as approved by the Board)

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

Legislation Number: PN0040-2005

Drafting Date: 02/02/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Clintonville Area Commission By-Laws

Contact Name: Steve Sobel

Contact Telephone Number: 614-645-8621

Contact Email Address: slsoble@columbus.gov

CLINTONVILLE AREA COMMISSION BY-LAWS

These by-laws shall establish the order of procedures under which the Clintonville Area Commission (CAC) shall execute those duties and functions set forth in and with the authority granted under Chapter 3109 of Columbus City Code. The Commission shall not endorse any candidate for public office.

I. Membership

A. There shall be nine members of the Commission who shall be known as District Commissioners and shall be elected from the districts set forth in the Addendum. A Commissioner shall retain his or her residency in the District form which he or she was elected. Failure to maintain such residency shall constitute resignation from the Commission.

B. A term of office on the Commission shall be three years, with the Commission's nine District positions rotating so that each year, three Districts shall be open for election. The three year terms are to expire as provided in the addendum to these by-laws.

C. If a vacancy occurs in a District seat on the Commission because of death, resignation, disqualification, or other means, the Commission shall give public notice of the vacancy before the date on which the Commission will vote to recommend a candidate to fill the vacancy. After providing an opportunity for persons interested in filling the vacancy to indicate their interest to the Commission, the Commission shall vote by secret ballot to select a candidate to fill the vacancy for the un-expired term. The Commission Secretary shall send written notice of the candidate selected by the Commission to the Mayor, pursuant to section 3313.10 of the Columbus City Code.

D. A Commission member who expects to be absent from a Commission meeting shall notify the CAC Chairperson prior to the meeting. A Commissioner who is absent from three Commission meetings between annual meetings without such prior notice to the Chairperson shall be deemed a Resignation and notice of such shall be communicated to the Mayor, the City Council and the Director of the Department of Trade and Development. The Recording Secretary shall send written notice to a Commission member who has been absent from two meetings without prior notice to the Chairperson, informing the Commissioner that his or her absence without prior notification from one more meeting before the next annual meeting will constitute resignation from the Commission and notice of such shall be communicated to the Mayor, the City Council and the Director of the Department of Trade and Development.

E. No member shall represent the CAC in its official actions, except as specifically authorized by a majority at a regular or special meeting. This shall not be construed as a restriction upon the right of the individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the CAC.

II. Officers

A. The CAC shall elect from among its members a Chairperson, a Vice-Chairperson and a Secretary. The officers shall be elected at the annual meeting and shall serve for a period of one year.

1. Chairperson: The Chairperson shall be a voting member of the Commission, preside at meetings of the Commission, prepare the agenda for the Commission meetings, approve the spending of all funds, and, in consultation with the other Commission members, appoint Chairpersons of standing and special committees of the Commission.

2. Vice-Chairperson: The Vice-Chairperson shall perform the duties of the Chairperson in the Chairperson's absence. In addition the Vice-Chairperson shall be the CAC liaison with the Clintonville Resource Center and other public and private agencies in the Clintonville area that provide social services.

3. Secretary: The Secretary shall maintain a file of minutes and such other records as the Commission may direct and shall send written notice to the Board of Zoning Adjustment or other appropriate entity of zoning zoning-related actions of the Commission, and receive and disburse all fund with approval from the Chairperson or Vice-Chairperson. The minutes of all Commission meetings shall be open to public examination.

4. No person who has served three consecutive full terms in the office of Chairperson shall be eligible for election to a fourth term in that same office, but shall be eligible for election to any office in subsequent years.

B. The CAC Chairperson may appoint a Recording Secretary, subject to the approval of the Commission. The Recording Secretary shall record votes, take minutes of Commission meetings, distribute minutes and agenda to Commission members and perform such other duties as determined by the Commission. If there is no Recording Secretary, the Secretary shall perform the duties of the Recording Secretary.

III. Meetings

A. The regular meetings of the CAC shall be on the first Thursday of each month and shall be open to the public. Each meeting shall be held in the Commission's normal place unless otherwise specified fifteen (15) days prior. Notice of the meeting with an agenda shall be published in the city bulletin prior to the change in meeting time or location.

B. The regular meeting in July shall be known as the annual meeting and shall include the election of officers.

C. Special meetings may be called by the Chairperson or by a majority of the members in a regular or special meeting, and shall be called upon written request of at least three (3) members. The purpose of the meeting, the date, and location shall be stated in the call. Except in cases of emergency, at least three days notice shall be given for a special meeting. Special meetings shall be open to the public.

D. The quorum shall consist of a minimum of five members of the Commission. A majority of Commission members present and voting shall be required to approve a motion, except as otherwise provided.

E. In all zoning, variance, graphics and other special permit applications, wherever initiated, and in all matters in which Commission approval is requested by sources other than Commission members, the issue shall be placed initially before the Commission by a statement by the Chair, of the form, "the question before the Commission is: Shall the application (request, proposal) for _____ be approved?" Once stated, this question shall immediately have the status of a main motion to approve, subject to amendment, refer to committee, and all other actions and dispositions that apply to such a main motion under Robert's Rules. In particular, a motion to disapprove such an application shall not be in order. Except as provided under referral to the Planning Committee, an affirmative majority of the quorum of the Commission shall be required for approval of all such applications, requests or proposals. The Secretary shall include the vote in any report of the Commission's action to City government bodies.

F. The Chairperson may recognize members of the public who wish to address the CAC concerning issues under discussion. Time limits for such presentations may be set by the Chairperson in consultation with other Commission members.

G. Dissenting or non-concurring reports may be filed with the Secretary by a CAC member and shall be attached to the majority report.

IV. Public Hearings

A. Upon an affirmative majority vote of the CAC at a regular or special meeting, the CAC may hold hearings for specific purposes.

V. Committees

A. The CAC Chairperson shall appoint a Chairperson for each of the standing committees established in these By-Laws. Except as otherwise provided for the Election Committee, the Chairperson of a standing committee shall appoint the members of that standing committee who may be Commissioners or non-Commissioners. Appointments shall be for the

period of time until the next annual meeting and shall be subject to the approval of a majority of the CAC.

B. The CAC shall appoint the members of Election Committee who shall all be non-Commissioners. Appointments shall be for the period of time until the next annual meeting.

C. The Chairperson of the CAC shall be an ex-officio member of all committees, standing or special, except the Election Committee, with the same rights and privileges as other members of those committees. A Commissioner who is not a regular member of the Planning Committee shall be an ex-officio member of the Planning Committee during that committee's review of an application for rezoning, a special permit, a variance, or other zoning adjustment appeal for property located in the Commissioner's District.

D. All CAC committee meetings shall be open to the public.
Planning & Development

(1) The Planning & Development Committee will review all community focused development and planning issues, including proposed business development, civic and social development arising from the community and/or its various civic organizations, City plans impacting Clintonville, and shall, upon the Commission's request, preparing comprehensive social, physical, commercial and economic planning recommendations for the Commission. The committee will explore what Federal, State, and local funds may be available to implement plans in the Clintonville area. The committee will provide arenas for interested parties and the general population to participate and discuss all such issues affecting Clintonville. The committee will work pro-actively with other community based organizations to forward the development and promotion of Clintonville in a manner consistent with the Commission's mission statement.

Zoning & Variance Committee

(2) The Zoning & Variance Committee may review all current area plans, including functional plans such as thoroughfare plans, and prepare comprehensive social, physical, commercial, and economic planning recommendations for the area to be presented to various government bodies and to the City and to Council for review, comment and adoption. The committee may determine what Federal, State and local funds may be available to implement plans in the Clintonville area and may arenas for citizen participation in the planning process.

(a) The committee shall regularly receive, review and make recommendations on all applications for rezoning, variances, graphics and other zoning adjustment appeals and special permits located wholly or partially in the Clintonville area.

(b) In the event that a recommendation on the zoning matter must be reported to a City government body before the full Commission can properly meet and take action upon it, the Zoning & Variance Committee may proceed to make the recommendation on the Commission's behalf, if prior to making such recommendation, the Planning Committee obtains approval of the CAC Chairperson. The Commission may refer a zoning matter back to the Planning Committee for the adjustment of final details, and this final adjustment shall be considered to be an action of the Commission.

(c) In the event the CAC receives from the City's Department of Regulation a demolition request for an accessory use building in a residential district from a private home owner; the Chairperson of the Zoning & Variance Committee, the CAC Chairperson and the affected District Commissioner for which the demolition request is received, may review the demolition request without a full meeting of the CAC. The three shall review the proposed demolition; if all agree, the demolition is deemed to be approved. If one disagrees, the matter shall be held over until the next regular CAC meeting. The CAC Vice-Chairperson shall be called upon if the Planning & Development Chairperson is also the District Commissioner for the area in question. In the event that a non-accessory building demolition permit, including but not limited to a house, office building or school, is received it will be heard by the Planning & Development Committee at their next regular meeting and then recommendations given to the CAC for action at their next meeting.

Community Infrastructure & Public Safety

(3) The Community Infrastructure & Public Safety Committee shall study and make recommendations to the Commission on issues related to all public and private infrastructure and public safety matters in Clintonville. Infrastructure issues shall include all matters related to public agency design and construction of streets, sewers, drainage, water and utility services. The committee shall also study and make recommendations to the Commission on matters related to police services and fire safety within the community.

Parks, Recreation & Environment Committee

(4) The Parks Recreation & Environment Committee shall study and make recommendations to the Clintonville Area Commission on issues relating to parks and recreation facilities and programs, and environmental issues involving natural resources such as waterways, trees and ravines.

Election Committee

(5) The Election Committee shall consist of five Clintonville area residents appointed by the CAC.

(a) No committee member may be any of the following:

(i) a member of the CAC;

(ii) a candidate for election to the CAC; or

(iii) a member of the immediate family of a candidate for the CAC

(b) The Election Committee shall conduct the CAC elections pursuant to the CAC Election Rules in the By-Laws Addendum, and shall meet as often as necessary.

E. In the event a matter overlaps the area of two or more Committees the Chairperson of the Commission shall have the authority to assign such issues to a specific standing committee, or charge two or more of the committees to work as a special committee for the issue. The Chairperson may establish a select committee to address an issue, with approval of the Commission.

F. At any meeting, a majority of the CAC may establish one or more special committees for specific purposes. The CAC Chairperson shall appoint a Chairperson for each special committee that is created. The Chairperson of a special committee may appoint CAC and non-CAC members to a special committee, subject to the approval of a majority of the CAC. Special committees may be terminated by conditions set forth in the initiating action or by a subsequent majority vote of the CAC.

G. All findings of CAC standing or special committees which result in proposed actions or resolutions shall be submitted at a regular or special meeting of the CAC for consideration.

VI. Parliamentary Authority

Roberts Rules of Order Newly Revised shall govern in all cases to which they are applicable and not inconsistent with these by-laws and any special rules of order that the Commission may adopt.

VII. By-Law Amendments

These by-laws may be amended at any regular meeting of the CAC by an affirmative vote of 2/3 of the Commission member provided that the amendments were submitted in writing at the previous regular meeting. The secretary shall file any approved amendments immediately after its adoption with the city clerk for publication in the city bulletin. Such amendments shall take effect then (10) days after such publication per C.C. 121.05.

Legislation Number: PN0041-2005

Drafting Date: 02/02/2005

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Matter Type: Public Notice

Title

Notice/Advertisement Title: Clintonville Area Commission By-Laws Addendum

Contact Name: Steve Soble

Contact Telephone Number: 614-645-8621

Contact Email Address: slsoble@columbus.gov

Body

By-Laws Addendum

Election Rules and Districts

I. Election Committee

- A) The Election Committee shall have all necessary authority to conduct Clintonville Area Commission (CAC) elections, including the determination of candidate and voter qualifications, establishment of and staffing of polling places, counting of ballots, and adjudication of disputes and challenges.
- B) The Committee is responsible for:
- (1) Making all other necessary and appropriate arrangements and determinations with respect to the nomination and election process.
 - (2) Convening meetings to plan and execute election procedures and to inform candidates of election rules.
 - (3) Determining the polling place for each District in which an election is to occur.
 - (4) Enlisting and assigning volunteer workers to staff polling places.
 - (5) Obtaining and distributing equipment and supplies required in the polling places.
 - (6) Selecting a location for and equipping headquarters for the Committee.
 - (7) Arranging for the production and distributing of petitions of candidates for Commission seats.
 - (8) Arranging for and supervising the reproduction of ballots.
 - (9) Certifying the adequacy of circulated petitions submitted by candidates and making public announcement of the names and Districts of the certified candidates who qualify by timely filing of petitions.
 - (10) Verifying that no person has voted more than once in any election.
 - (11) Tallying the votes and certifying the results to the Commission.

II. Designation of CAC Liaison to Committee

The CAC shall designate one CAC member to serve as liaison between the Committee and the Commission. Such designee may be the CAC Chairman, but shall not be a candidate for election to the CAC during that year.

III. CAC Districts

CAC Districts and designated election cycles are described in the documents attached to these Rules. The documents are part of these Rules and the By-Laws.

IV. Elections

- A) Date/Hours
- (1) Election day shall be the first Saturday in May.
 - (2) The Committee shall determine the polling hours.
 - (3) The Committee shall submit the election day, time, and locations for publication to at least one newspaper of general circulation in the community.
- B) Polling Places
- The Committee shall:
- (1) Determine the locations of polling places. A good-faith effort shall be made to establish one and only one polling place inside each District where an election is to be held. If this is not practical in a District, the polling place is to be convenient to that District.
 - (2) Select well-known sites for polling places that provide public access, adequate access to disabled persons, adequate parking, and clearly marked entrances.
 - (3) Designate the polling places before the date by which the potential candidates obtain their petitions.
- C) Publicity
- The Committee shall:
- (1) Submit a call for candidates for publication to at least one newspaper of general circulation in the community ten weeks before the election, announcing the Districts in which elections are to be held, descriptions or maps of those Districts, and the place or places where petitions and copies of the Election Rules may be obtained. The Committee may also use any other means to publicize the elections as may be available and appropriate.
 - (2) At least ten days before the election, submit to at least one newspaper of general circulation in the

community:

- a) the election Districts;
- b) the location of the polls;
- c) the date and hours of the election;
- d) descriptions or maps of those Districts;
- e) the names of the candidates for each District who have established eligibility by petition;
- f) that a voter must present a photo identification and evidence of place of residence and age, or sign a statement that he or she is eighteen years of age or older and currently resides at a stated address within the election District; and
- g) The Committee shall not include the names of Write-In Candidates in the announcements for the election.

D) Staff

- (1) The Election Committee shall appoint no fewer than two Clintonville area residents to staff each polling place. Such staff shall not include CAC members, candidates in that year's election to the CAC, nor members of a candidate's immediate families.
- (2) Before the election, the Committee shall designate a presiding staff member for each polling place and specify that person's authority and duties.
- (3) The duties of the polling staff shall include the orderly operation of the polls and balloting, verifying voter eligibility, maintaining a register of persons voting, and ensuring the security of the ballots. (See "Polling Procedures")
- (4) The Committee shall appoint an Absentee-Ballot Supervisor (ABS) from among the members of the Committee. The name and address of the ABS shall be made known through the press at least thirty days before Election Day.

V. Candidates

A) Qualifications

- (1) Each potential candidate shall be eighteen years of age or older on Election Day.
- (2) Each potential candidate shall be a resident of the District which the candidate seeks to represent when he or she submits a nominating petition to the Committee.
- (3) Each potential candidate must submit a nominating petition for candidacy completed pursuant to the requirements set forth below, for candidacy with the Election Committee at least thirty days before Election Day.
- (4) Potential candidates in this non-partisan election are not required, and in fact, are urged not to declare any political party affiliation.
- (5) Potential candidates need not be registered voters on the rolls of the Franklin County Board of Elections.
- (6) The Committee shall disqualify a potential candidate or candidate who becomes ineligible by reason of being unable to serve, withdrawal, moving out of the District, or being found guilty of a felony at any time before the time the Committee certifies the election results.

B) CAC District Residency Verification

- (1) The Committee is authorized to verify in whatever way it considers appropriate the place of residence for any candidate whose residency is challenged, for example:
 - a) The potential candidate's County Board of Elections voting address, if any.
 - b) The potential candidate's residence address as listed in a public telephone directory.
 - c) The potential candidate's residence address as listed in a public address directory.
 - d) Written statements from neighbors abutting the potential candidate's residence.
- (2) Should there be reasonable evidence that the potential candidate's address is as claimed, the Committee shall not withhold certification of the potential candidate's nominating petition solely on the residency question.

VI. Petitions

A) Procedures

- (1) The Committee shall make nominating petitions available at one or more locations designated by the Committee, beginning at least ten weeks before Election.
- (2) A potential candidate for election to the CAC shall obtain petitions from the designated places, and

shall at the time of receipt of the petitions, place on file his or her name, signature, residence address, CAC District, and telephone number. Any attempt to deceive in providing the above information may result in a disqualification by the Committee for that election.

- (3) A potential candidate shall personally circulate the petition(s) for his or her candidacy. The Committee may grant an exemption to this requirement if the potential candidate demonstrates that he or she has a disability which would make it a hardship for the potential candidate to personally circulate his or her petitions. In this case, the candidate shall designate a circulator for gathering signatures for the candidate's candidacy.
- (4) Each potential candidate, or, in the case of a potential candidate granted a disability exemption, each circulator, must complete and execute the affidavit at the end of the petition before its submission to the Committee at the location specified by the Committee.
- (5) Each potential candidate must submit a petition containing valid signatures of at least fifty qualified voters (as described below) who reside in the potential candidate's District.

B) Validation

- (1) The Committee shall check the validity of the petition signatures for each potential candidate by attempting to contact a representative number of petition signers by telephone.
- (2) If any of discrepancies or possible improprieties are discovered from these contacts, the Committee shall check all signatures for that potential candidate for validity in a likemanner until either fifty valid signature are found or the potential candidate's petition is ruled invalid for lack of sufficient signatures.
- (3) The determination of the Committee shall be announced within five days of the receipt of the petition.

VII. Write-in Procedures

A person who wishes to qualify as a Write-In Candidate shall so notify the Committee no later than the sixteenth day before Election Day. The application shall be in writing, and shall include the candidate's printed name, signature, residence address, CAC District number, telephone number, and, if requested by the Committee, other evidence that the residence and other candidate qualifications are met,. The Committee shall determine whether the candidate meets the eligibility requirements other than timely filing of nomination petitions, and if the result is affirmative, shall certify that the applicant qualifies as a Write-In Candidate, no later than the fourteenth day before Election Day. The Committee shall immediately notify any Petition Candidate of the existence of a Write-In Candidate in the same District.

VIII. Ballots, Regular and Absentee

- A) The Committee shall record the total number of ballots reproduced for each District.
- B) Each ballot shall prominently display the identifying number for the respective District of the candidates listed.
- C) Each ballot shall carry a list, headed "Vote for One", of the names of Petition Candidates certified by the Committee as meeting Candidate Qualifications for that CAC District, with a "(" preceding each name.
- D) The order of listing candidate's names on the ballot of the respective area Districts shall be determined randomly.
- E) Each ballot in which there is a certified Write-In Candidate shall conclude with a blank line, preceded by a "(", for use in the event voters wish to write in the name of a Write-In Candidate.
- F) No Write-In Candidates are to be listed on the ballots.
- G) The absentee ballot shall be identical to the in-person ballot.
- H) No political party or other organization shall be named on the ballot in association with a candidate's name.

IX. Voter Qualifications

- A) Each voter must be at least eighteen years of age on Election Day.
- B) Each voter must reside in the Clintonville Area Commission District for which an election is being held.
- C) Each voter shall vote only upon the ballot pertaining to the election of a candidate in the District in which the voter resides.
- D) The voter need not be a registered voter on the rolls of the Franklin County Board of Elections.
- E) No voter shall cast more than one ballot.

X. Polling Procedures

- A) The Committee shall provide for both Absentee voters who will be absent or otherwise not voting in person at the polls on Election Day and for in-person voters at the polls on Election Day.
- B) Absentee Voting:
 - (1) A voter may request an absentee ballot by applying in writing to the Absentee Ballot Supervisor (ABS). The request shall include the applicant's signature, printed name, residence address, residence telephone number, and date of birth. The request shall include a self-addressed stamped envelope. The request may be mailed or may be delivered by hand.
 - (2) The deadline for request of an absentee ballot shall be the fifth day before Election Day.
 - (3) Upon timely receipt of an absentee request, the ABS shall verify that the voter is qualified, and if so, the ABS shall immediately mail one absentee ballot to the applicant by first class mail.
 - (4) For the vote to be counted as valid, the marked absentee ballot must be received at the delivery place designated by the ABS by 6:00 p.m. on the day before Election Day.
 - (5) The returned ballot shall be sealed in an envelope bearing the voter's name and residence address clearly printed on the outside. Failure to provide the voter's name and address on the envelope for possible later crosschecking to the polling place voter register will invalidate the vote.
 - (6) It is advised that the voter's signature appear across the seal of the envelope, to assist maintenance of ballot anonymity.
- C) Direct in-person voting at the polls:
 - (1) During voting hours, each polling place shall be staffed by at least two people at all times.
 - (2) Each voter shall present a photo identification with current address and age, or a photo identification with another piece of identification with the voter's current address and age to a polling place election staff member designated by the Committee for that purpose. If a voter does not have such identification materials at the polling place, the voter must sign a statement that he or she is eighteen years of age or older and currently resides at a stated address within the election District in which he or she is voting. A poll worker shall staple the statement to the ballot so that any person may challenge the residency of the voter. Any candidate, candidate's witness, Rules Committee member, CAC member, or poll worker may review the residency statement. Any disputes related to the veracity of a residency statement shall be resolved under the Complaints/Challenges section of these Rules.
 - (3) Upon such verification, the voter shall register in the poll book, entering signature, and residence address.
 - (4) The voter shall be provided with a single ballot, and shall cast a vote by marking the ballot and depositing it in a sealed ballot box provided for that purpose.
 - (5) No person shall engage in any campaigning on the premises of the polling place during the time the poll is open on Election Day.
 - (6) At the appropriate polling place, a witness may represent a candidate or an individual or group supporting or opposing any issues or candidate on the ballot. No witness shall directly or indirectly campaign for issues or candidates on the premises of a polling place. A candidate shall not serve as a witness to the voting. No witness shall serve as a poll worker.
 - (7) The polling staff shall deliver the sealed ballot boxes to the Committee immediately upon the closing of the polls.

XI. Counting of Ballots

- A) Ballot boxes shall remain sealed until the counting begins.
- B) List of absentee voters shall be checked against poll book to insure no duplicate voting took place.
- C) Immediately following the conclusion of all voting and the transportation of all ballots to the headquarters, the Committee shall count the ballots.

- D) No ballots for a non-certified write-in candidate shall be counted.
- E) Blank ballots shall be counted to insure integrity of election results.
- F) Any person may witness the counting.

XII. Security of Ballots

- A) All voted ballots for each District shall be placed in a sealed container after counting has been completed.
- B) The sealed containers shall be kept in a secure place until two weeks after the election or until any formal election complaint is resolved, whichever is later, at which time they may be destroyed under the supervision of the Committee.
- C) Ballots not used in the election shall be handled in the same manner as voted ballots.

XIII. Results

- A) The candidate in each District receiving a plurality of valid votes cast shall be the winner of his or her District.
- B) In the event of a tie vote, the relevant ballots shall be recounted, and if the tie vote is verified, the winner shall be decided by a random method determined by the Committee.
- C) The Committee shall informally notify the candidates and the CAC Chairman of the uncertified election results within twenty-four hours of the close of the polls.
- D) The committee shall certify the election results, including the votes, in writing to the CAC Chairman after six days but within ten days following Election Day. The CAC Chairman shall, on behalf of the CAC, certify the elected candidates to the Office of the Mayor of the City of Columbus, in writing, within thirty days of receipt of certification from the Committee.
- E) Only a person who has, before the election, been certified as a qualified candidate by the Committee may be certified as the winner of an election.

XIV. Complaints/Challenges

A person who believes that a violation of these rules has occurred may file a written complaint, specifying the alleged error, with the CAC Chairperson no later than seven days after the election. The CAC, excluding any member whose election is the subject to the complaint, and the Committee shall hold a joint special meeting to hear the complaint within ten days of receiving the complaint. Each member of the Committee and the CAC in attendance shall have one vote. A majority of those voting yea or nay shall determine any vote. The joint meeting of the CAC and the Election Committee shall issue a written decision on the complaint within seven days after hearing the complaint.

The resolution of any election-related dispute by the joint meeting of the CAC and the Committee is final.

Legislation Number: PN0042-2005

Drafting Date: 02/02/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission 2005 Meeting Dates

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly 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. 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	Hearing Dates
February 15, 2004	March 1, 2004
March 22, 2005	April 5, 2005
April 19, 2005	May 3, 2005
May 24, 2005	June 7, 2005
June 21, 2005	July 5, 2005
July 19, 2005	August 2, 2005
August 30, 2005	*September 13, 2005
September 20, 2005	October 5, 2005
October 25, 2005	*November 8, 2005
November 22, 2005	December 6, 2005
December 20, 2005	January 3, 2006

*Moved to 2nd Tuesday Due to Holiday/Election

Legislation Number: PN0043-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission Regular Monthly Business Meeting 2005 Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the German Village Commission will be held on the dates listed below at 12:00 noon at 109 N. Front, Columbus, Ohio 43215, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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.

- February 22, 2005
- March 29, 2005
- April 26, 2005
- May 31, 2005
- June 28, 2005
- July 26, 2005
- September 6, 2005
- September 27, 2005
- November 1, 2005
- November 29, 2005

Legislation Number: PN0044-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Brewery District Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Brewery District Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street, Columbus, Ohio 43215, in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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

Hearing Dates

February 17, 1005	March 3, 2005
March 24, 2005	April 7, 2005
April 21, 2005	May 5, 2005
May 19, 2005	June 2, 2005
June 23, 2005	July 7, 2005
July 21, 2005	August 4, 2005
August 18, 2005	September 1, 2005
September 22, 2005	October 6, 2005
October 20, 2005	November 3, 2005
November 17, 2005	December 1, 2005
December 22, 2005	January 5, 2006

Legislation Number: PN0045-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly 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 ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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

Hearing Dates

February 24, 2005	March 10, 2005
March 31, 2005	April 14, 2005
April 28, 2005	May 12, 2005
May 26, 2005	June 9, 2005
June 30, 2005	July 14, 2005
July 28, 2005	August 11, 2005
August 25, 2005	September 8, 2005
September 29, 2005	October 13, 2005
October 27, 2005	November 10, 2005
November 23, 2005	December 8, 2005
December 29, 2005	January 12, 2006

Legislation Number: PN0046-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2005 Business Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the Victorian Village Commission will be held on the dates listed below at 12:00 noon at 109 N. Front Street, in the 1st Floor Conference Room. 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.

March 3, 2005
 April 7, 2005
 May 5, 2005
 June 2, 2005
 July 7, 2005
 August 4, 2005
 September 1, 2005
 October 6, 2005
 November 3, 2005
 December 1, 2005
 January 5, 2006

Legislation Number: PN0047-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resources Commission 2005 Meeting Schedule

Contact Name: Brenda Moore
Contact Telephone Number: 614-645-8620
Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Historic Resources Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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	Hearing Dates
March 3, 2005	March 17, 2005
April 7, 2005	April 21, 2005
May 5, 2005	May 19, 2005
June 2, 2005	June 16, 2005
July 7, 2005	July 21, 2005
August 4, 2005	August 18, 2005
September 1, 2005	September 15, 2005
October 6, 2005	October 20, 2005
November 3, 2005	November 17, 2005
December 1, 2005	December 15, 2005
January 5, 2006	January 19, 2006

Legislation Number: PN0048-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resources Commission 2005 Business Meeting Schedule

Contact Name: Brenda Moore
Contact Telephone Number: 614-645-8620
Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the Historic Resources Commission will be held on the dates listed below at 12:00 noon at 109 N. Front Street, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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.

February 10, 2005
March 10, 2005
April 14, 2005
May 12, 2005
June 9, 2005
July 14, 2005
August 11, 2005
September 8, 2005
October 13, 2005

November 10, 2005
December 8, 2005
January 12, 2006

Legislation Number: PN0049-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Italian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the ground floor Community Training Center, with the exception of the January 18, 2005 meeting that will convene in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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

Hearing Dates

March 1, 2005	March 15, 2005
April 5, 2005	April 19, 2005
May 3, 2005	May 17, 2005
June 7, 2005	June 21, 2005
July 5, 2005	July 19, 2005
August 2, 2005	August 16, 2005
September 6, 2005	September 20, 2005
October 4, 2005	October 18, 2005
November 1, 2005	November 15, 2005
December 6, 2005	December 20, 2005
January 3, 2006	January 17, 2006

Legislation Number: PN0050-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2005 Business Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the Italian Village Commission will be held on the dates listed below at 12:00 noon at 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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.

February 8, 2005
March 8, 2005
April 12, 2005
May 10, 2005
June 14, 2005
July 12, 2005
August 9, 2005
September 13, 2005
October 11, 2005
November 8, 2005
December 13, 2005
January 10, 2005

Legislation Number: PN0051-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular working group meetings of the Italian Village Commission will be held on the dates listed below at 8:00 a.m. at 109 N. Front Street, ground floor, Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail 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.

February 22, 2005
March 22, 2005
April 26, 2005
May 24, 2005
June 28, 2005
July 26, 2005
August 23, 2005
September 27, 2005
October 25, 2005
November 22, 2005
December 27, 2005
January 24, 2006

Legislation Number: PN0183-2004

Drafting Date: 10/28/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Schudule - City of Columbus Records Commission

Contact Name: Thamie Freeze

Contact Telephone Number: 614-645-7293

Contact Email Address: 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 2005 are scheduled as follows:

Monday, February 7, 2005

Monday, May 9, 2005

Monday, September 26, 2005

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the 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.

Advertise: 10/2004 to 10/2005

Legislation Number: PN0200-2004

Drafting Date: 11/16/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Housing Notice of Funding Availability

Contact Name: Tracy Swanson

Contact Telephone Number: 614-645-1819

Contact Email Address: tswanson@columbus.gov

Body

NOTICE OF FUNDING AVAILABILITY (NOFA)

The City of Columbus, Department of Development, Housing Division is requesting proposals from interested developers to use available HOME Investment Partnerships funds for rental housing projects affordable to low-income households. Proposed projects must meet the goals and objectives of the City's 2005-2009 Consolidated Plan. Proposals must be submitted no later than 3:00 p.m., Monday, February 7, 2005.

To obtain an NOFA, please contact:

Tracy L. Swanson
City of Columbus
Department of Development
Housing Division
50 West Gay Street, Third Floor
Columbus, OH 43215
(614) 645-1819
e-mail: tswanson@columbus.gov

Legislation Number: PN0214-2004

Drafting Date: 12/08/2004

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: civil.service@columbus.gov

Body

COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. to 4:00 P.M. MONDAY, WEDNESDAY or THURSDAY.

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 web site 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 web site or visit the Commission offices.

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
UTILITY MANUAL

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CITY OF COLUMBUS
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CITY OF COLUMBUS
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UTILITY MANUAL

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- A2** Line Grade and Typical (LG&T) Submission
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- A7** Director's Notice to Remove Obstructions
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APPENDIX B – Reference Documents See (www.cityofcolumbus.org/forbusiness.html)

- B1** Chapter 910 of Columbus City Code
- B2** Rules And Regulations For Chapter 910 of Columbus City Code
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CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
UTILITY MANUAL

INTRODUCTION

The City of Columbus has the authority and responsibility to regulate the use of public right-of-way within its jurisdictional boundaries as necessary to promote the public's health, safety, and welfare, including economic development. It also has a responsibility to maintain a safe and efficient roadway network. As such the City's Transportation Division regularly develops plans for the construction and improvement of its roadways.

Conversely, changes within the public utilities and communications industries have increased the demand and need for placing their facilities and structures within public right-of-way. Since the manner in which utilities cross, or otherwise occupy, roadway right-of-way can materially affect the appearance, safe operations, and maintenance of the City's roadways, it is necessary that such use and occupancy be reasonably regulated. It is also essential that this use be coordinated with the Transportation Division's ongoing list of improvement projects.

EXECUTIVE SUMMARY

This manual sets forth and establishes procedures for coordinating the design and construction of Transportation Division public improvement projects with other legal occupants of the City's public rights-of-way, most specifically utilities. It is not intended to significantly alter existing regulations on right-of-way use, but rather provide written guidance as to the procedures necessary for all parties to remain in compliance with existing regulations.

In addition to guidance in the coordination of roadway projects, this manual also provides guidance into the proper procedures for accomplishing utility relocations and for the reimbursement of such relocations when legally eligible.

Compliance with these procedures is essential to insure uniform standards for project related utility coordination and relocation. The consistent application of these procedures by Utilities, Right-of-Way Permittees, Consultants, and Transportation Division personnel will help insure fair treatment for all and due compensation where eligible.

Unusual conditions, which are not provided for in this manual, shall be referred to the Transportation Division's Right-of-Way Manager for review and guidance.

AUTHORITY

Authority to develop and implement this manual is provided to the Director of Public Service and the Transportation Administrator within various sections of Columbus City Code, including most specifically Section 910.10 of the City's Comprehensive Right-of-Way Ordinance, Adoption of Regulations. The City of Columbus also has these rights under the laws and Constitution of the State of Ohio, including Article 18, Sections 3 and 4, to regulate public and private entities, which use the Rights-of-Way.

DEFINITIONS

Authorization – Prior written approval from the Transportation Division to the utility allowing any phase of a utilities project related work to proceed where City funds are to be used for the reimbursement of associated costs.

Betterment - Any upgrading of a utility's relocated facility that is not directly attributable to the Transportation Division's roadway construction and is made solely for the benefit of, and at the election of, the utility.

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Chapter 910 – The City of Columbus “Comprehensive Right-of-Way Ordinance” aka Chapter 910 of Columbus City Code

Consultant – Licensed professionals (i.e. architects, engineers, etc.) contracted by the City to develop design studies, or to prepare preliminary or final roadway construction plans and/or other associated project related documents.

Cost of Relocation - The entire amount paid by, or on behalf of, the utility properly attributable to the relocation.

Cost of Removal - The amount expended to remove utility property, including the cost to demolish, dismantle, remove, transport, or otherwise dispose of utility property; including clean up of the job site to an acceptable condition.

Department – The Public Service Department of the City of Columbus.

Director – The Director of the Public Service Department for the City of Columbus.

Division – The Transportation Division of the City of Columbus, Public Service Department.

Indirect or Overhead Costs - Those costs that are not readily identifiable with one specific task, job, or work order. Such costs may include indirect labor, social security taxes, insurance, stores expense, and general office expenses. Costs of this nature generally are distributed or allocated to the applicable job or work orders, other accounts, and other functions to which they relate. Distribution and allocation is made on a uniform basis that is reasonable, equitable, and in accordance with generally accepted cost accounting practices.

Inspection Manager – Those Division employees assigned the responsibility to oversee construction contracts and inspection personnel for Transportation Division roadway improvement projects. This individual may also be referred to as Inspection Engineer when holding a valid license to practice engineering in the state of Ohio.

ODOT – The Ohio Department of Transportation

Project Manager – Those Division employees assigned the responsibility to oversee consultant contracts and/or design for Transportation Division roadway improvement projects. This individual may also be referred to as Project Engineer when holding a valid license to practice engineering in the state of Ohio.

Relocation - The adjustment of utility facilities required by a roadway improvement project of the Transportation Division. It includes removing and reinstalling the facility, including any necessary temporary adjustments, acquiring necessary right of way, moving, rearranging, or changing the type of existing facilities, and taking any necessary safety and protective measures. It shall also mean constructing a replacement facility that is both functionally equivalent to the existing facility and necessary for continuous operation of utility service.

Right-of-Way Permit - The document by which the City grants approval for the use and occupancy of public rights-of-way for private and Public Utilities Commission of Ohio (PUCO) regulated improvements. (See Appendix B1, Chapter 910 of Columbus City Code and Appendix B2, Rules and Regulations for Chapter 910 of Columbus City Code).

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Right-of-Way Manager – The manager of the Division’s Right-of-Way Services unit.

Underground Utility District – Those areas of Columbus rights-of-way so designated and adopted by Columbus City Council within which poles, overhead wires, and associated overhead facilities or structures are prohibited.

Utility - “Utility” shall mean and include a privately, publicly, or cooperatively owned line, facility, or system for producing, transmitting, or distributing communications, cable television, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with roadway drainage, or any other similar commodity not owned and operated by the City of Columbus. The term “utility” shall also mean the utility company inclusive of any substantially owned or controlled subsidiary. For the purpose of this part, the term includes those utility-type facilities that are owned or leased by a governmental agency other than the City of Columbus for its own use, or otherwise dedicated solely to government use. The term utility includes those facilities used solely by the utility, which are part of its operating plant. (a.k.a. City of Columbus 910 R/W Permittee.) Service lines privately owned and devoted exclusively to supplying the various commodities to the owner and not directly or indirectly serving the public, are not considered to be a utility.

Utility Coordinator – Those Division employees assigned the responsibility to facilitate the relocation of utilities for Transportation Division related roadway improvement projects.

GENERAL RESPONSIBILITIES

In addition to the specific responsibilities outlined within this manual, the following general responsibilities shall apply:

The Division’s Right-of-Way Manager shall be responsible for insuring that the right-of-way related provisions of City Code, and all associated rules & regulations and policies & procedures, are followed at all times. The Right-of-Way Manager is also responsible for formulating and proposing new policies and procedures, performing special review functions, utility relocation cost processing, evaluating alternate design solutions, and providing technical expertise and assistance, as well as training and quality assurance.

The Division’s Utility Coordinators’ primary responsibility is to maintain a close professional relationship with representatives of the utilities industry and the Division’s Project Managers. As a part of these relationships, they are to constantly analyze information they receive in order to maximize coordination and cooperation between all parties. They also provide primary support on roadway improvement projects to the Project Managers in all things utility related. On Transportation Division roadway improvement projects they are responsible for insuring that all parties follow the provisions of this manual and for reporting discrepancies to the responsible party as well as the Right-of-Way Manager.

All of the Division’s engineering personnel and agents shall be responsible for giving proper consideration to existing utilities in the location and design of roadway improvement projects. This responsibility shall include, but not be limited to, providing project information on an ongoing basis to the utilities and the Right-of-Way Services Section. This information shall include details as to project scope of services, schedules, limits, notice of consultant selection, etc. They shall also see that preliminary, final, and signed design plans are available for all effected utilities at the earliest opportunity, coordinate utility relocation review, and participate in utility relocation reimbursement processing.

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The Division's Project Managers' shall be responsible for seeing that the Division's roadway improvement project's proceed at an efficient, cost effective pace. This is to be accomplished through the recognition of many factors. First and foremost being the health, safety, and welfare of the general public. Recognizing that the utility industry provides necessary services to the general public, the Project Manager must give due consideration to the location of utilities within a project corridor and see that the City's design consultant minimizes, or avoids, a roadway improvement project's impact on these facilities whenever feasible. In addition to insuring their own compliance with the provisions of this manual, the Project Manger is responsible for insuring strict compliance by the Consultant.

The City's Engineering Consultant shall be responsible for identifying the ownership of all utilities within the project limits, (i.e. surface, overhead and underground), giving proper consideration to utilities in the location and design of roadway improvement projects, and making preliminary and final design information available to all affected utilities at the earliest opportunity. They shall also provide adequate surveying control monumentation within the project limits for the utilities to use in the development of their relocation plans. Where a utility's facilities must be impacted, the consultant shall make a sincere effort to minimize this impact through the evaluation of alternate engineering solutions that do not negatively impact the health, safety or welfare of the general public.

The Utilities are responsible for cooperating with the City and its consultants in accordance with all applicable Federal, State, and local regulations. This shall include the identification of their facilities, the field marking of their facilities, the identification of additional right of way requirements due to forced facility relocation, the review of project plan submissions, and the relocation of conflicting facilities. All of which shall be performed within the time frames required by law and as outlined within this manual.

Other City of Columbus Divisions and Departments also have definitive responsibilities in the relocation of their facilities. These responsibilities and the associated responsibilities of the Transportation Division, and its consultant, shall primarily be detailed within each project's scope of services. Whenever, the scope of services fails to address specific issues, Section I of this manual, the "Coordination of Division Roadway Improvement Projects With Other City Of Columbus Division's and Department's Facilities", shall apply. *(Please note, Section I of this manual is currently under development and will be adopted at a later date.)*

SECTION ONE

COORDINATION OF DIVISION ROADWAY IMPROVEMENT PROJECTS WITH OTHER CITY OF COLUMBUS DIVISION AND DEPARTMENT FACILITIES

(This section of the manual is currently under development and will be adopted at a later date.)

SECTION TWO

COORDINATION OF DIVISION ROADWAY IMPROVEMENT PROJECTS WITH PUBLIC AND PRIVATE “NON-MUNICIPAL” UTILITIES

PROJECT PLANNING & DESIGN

Early Involvement - Early utility involvement in the planning and design phases of the Division’s project development process is critical. Only through early cooperation between the consultant, City, and utilities will the proper consideration of utility issues be addressed. It is essential that utility involvement begin once the project has been identified. Through early involvement in the design process consideration can be made to minimize or eliminate utility involvement with little, or no, cost to the project.

The identification of the utilities’ right-of-way requirements must be made in the earliest possible stage of plan development. These right-of-way requirements must take into consideration construction needs, utility relocation, and safety factors. Early involvement will help identify time-consuming relocations that may impact construction scheduling and determine possible right-of-way acquisition needs.

Liaison - An effective liaison program pursued during all stages of roadway or utility improvement projects will reduce costs to both the City and the utility, provide more serviceable roadway and utility facilities, and minimize the inconvenience to the general public caused by the roadway or utility improvement programs. The roadway improvement program affects nearly every utility operating in the City and in many cases causes major adjustments in their existing plant, as well as future expansion plans. As per the requirements of the City’s Comprehensive Rights-of-Way Ordinance (Chapter 910 of Columbus City Code) utilities shall be regarded as a full partner in the City’s roadway improvement program and be accorded cooperation and consideration.

To accomplish its objectives, a liaison program must be based on sound realistic procedures that can be consistently followed by all agencies involved. On roadway improvement projects involving utilities, the Transportation Division shall take the initiative in promoting cooperation, with emphasis on personal contact, the detailed exchange of information, and the maintenance of a close working relationship with the utilities during all stages of the project.

Each of the Division’s Project Managers and Utility Coordinators shall jointly maintain close personal contact with the utilities and make sure that all pertinent project information and plans are furnished as soon as available. The Utility Coordinator shall contact the utilities periodically and as necessary to assist in coordinating the liaison programs.

The Division shall also maintain a list of utility contacts for each utility. The primary utility contact shall in all correspondence be the utilities’ designated Single Point of Contact for Columbus City Code, Chapter 910 Right-of-way Permit related matters. Additional utility contacts will be as designated by each utility as a project’s technical contact(s).

A sound liaison program aggressively pursued during the early stages of a roadway project will eliminate many problems prior to construction. It is essential that all representatives of the Division, consultant, and utilities recognize and accept responsibility in this program.

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Program Notice – The Transportation Division maintains a list of proposed Capital Improvement Projects (CIP) that outlines the proposed transportation improvement projects for the City of Columbus. A copy of this list shall be furnished quarterly to the utilities by the Division's Right-of-Way Services Section. This list shall also include an outline of project names, limits, scope, and schedule.

This information will be provided in order to assist the utilities in coordinating their construction, relocation, and budgeting processes. The Division also strongly encourages the utilities to discuss their proposed construction programs with the Division's Right-of-Way Section, with a view toward eliminating, or minimizing, conflicts with future roadway improvements.

Scope of Services - One of the first steps in the development of a roadway project is the preparation of a scope of services. This scope of services details the limits of proposed work and the design elements to be included within the project. It is also prepared for the purpose of soliciting proposals for the design of construction plans. The Project Manager has the primary responsibility of preparing scope of services with input from other City offices.

The Project Manager shall submit a copy of the draft scope of services to the Right-of-Way Manager along with a notice of upcoming pre-scope of services meetings in sufficient time for the assignment of a Utility Coordinator, and for the Utility Coordinator to field review the project site. During this review the Utility Coordinator shall become familiar with existing site conditions, including a preliminary determination of anticipated utility involvement.

The Right-of-Way Services Section shall then provide a recommendation at the Pre-scope of Services meeting on the use of subsurface utility engineering in the design of the project. They shall also provide the Project Manager with draft Utilities Coordination Notes for inclusion within the scope of services. These notes shall further outline the consultant's utility coordination responsibilities in the development of construction plans.

Once the final scope of services has been developed, the project manager shall submit a copy to the project Utility Coordinator

Subsurface Utility Engineering – (SUE) - Section 153.64 of Ohio Revised Code requires that existing underground utilities must be shown on roadway construction plans. This is particularly important in urban areas where utility usage within right-of-way is prevalent. The use of SUE can improve many decision making processes, reduce damage to utilities during construction, improve the accuracy of the design process, and minimize change orders and contractor claims caused by less accurate utility information. The SUE process provides data on existing utilities and other subsurface structures at appropriate times in the design process through four (4) quality levels of information:

- Quality Level D – The two dimensional representation of utilities within a project's work limits based solely upon facilities inventory information requested of, and provided by, the utility companies. *(This level of research may provide an overall feel for the congestion of utilities, but it is often highly limited in terms of accuracy and completeness. Its usefulness should be confined to preliminary project planning and route selection activities.)*
- Quality Level C – The two dimensional representation of utilities, within a project's work limits, based upon the correlation of utilities inventory information (Quality Level D) with a survey of visible above ground utility features such as manholes, valve boxes, posts, etc. *(When using this information, it is not unusual to find that many underground utilities have been either omitted or erroneously plotted. Its usefulness, therefore, should be confined to rural projects where utilities are not prevalent.)*

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- Quality Level B - The two dimensional representation of utilities, within a project's work limits, based upon the correlation of utilities inventory information, a survey of visible above ground utility features (Quality Level C), and a survey of surface identification markings for underground utilities as provided by a utility location service. *(This two-dimensional mapping information is usually sufficient to accomplish preliminary engineering goals. Decisions can then be made on where to place storm drainage systems, footers, foundations and other design features in order to minimize or avoid conflicts with existing utilities. Slight adjustments in design resulting from this level of utility coordination can produce substantial cost savings by eliminating utility relocations.)*

- Quality Level A – The three dimensional representation of utilities, within a project's work limit's, based upon the correlation of utilities inventory information, a survey of visible above ground utility features, a survey of surface identification markings for underground utilities as provided by a utility location service (Quality Level B) and a survey of subsurface utility elevations exposed through the use of test holes at points of potential conflict. *(When surveyed and mapped in three dimensions, precise plan and profile information is available for use in making final design decisions. By knowing exactly where a utility is positioned at points of potential conflict, the designer can often make small adjustments in elevations or horizontal locations and avoid the need to relocate utilities. Additional information such as utility material, condition, size, soil contamination, and paving thickness also assist the designer and utility owner in their decisions.)*

To assist in obtaining accurate utility information, the Transportation Division has adopted the following Subsurface Utility Engineering Policy, which shall be considered a condition of all projects, listing this manual as a part of its scope of services:

All projects requiring excavation shall at minimum include “Quality Level B” Subsurface Utility Engineering. Furthermore, during the preliminary definition of a project’s proposed scope of work an assessment shall be made by the Right-of-Way Manager as to the need for additional Subsurface Utility Engineering services, i.e. “Quality Level A”. The Right-of-Way Manager shall return a recommendation in this regard for project management’s consideration prior to the completion of project scope details. Copies of this recommendation shall also be provided to the Contract Management Engineer and City Engineer.

Determining the necessity for, and means of, obtaining utility locations for improvement projects not requiring excavation shall be the Project Manager’s responsibility. Should the Project Manager desire the R/W Service Section’s assistance in this determination, or in the relocation of conflicting utilities, all provisions of this manual shall apply.

Underground Utility Identification Requirements – In order to comply with Section 153.64 of Ohio Revised Code and Division policy regarding the use of Subsurface Utility Engineering, the plans for all roadway improvement projects that involve excavation shall include the identification and location of existing underground utilities located within the proposed construction area. This information shall be as provided by the owner of the underground utilities, and as located in the field through subsurface utility engineering and standard surveying techniques.

To implement and exceed these requirements for all design projects contracted by the Division, the following procedure shall be followed (At minimum):

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- At the pre-design meeting the Division's Utility Coordinator will provide the Consultant with the name of all utilities known to have facilities within the City Of Columbus along with the name of their designated Single Point of Contact for the Division. On projects where no pre-design meetings are held, the Utility Coordinator shall provide this list immediately after being advised that an engineering notice to proceed had been provided to the consultant.
- During the earliest stages of roadway design, following the establishment of surveying control, but prior to the commencement of topological surveying activities and Line Grade & Typical plan finalization, the consultant shall make the following contacts/requests:
 1. Contact with the Ohio Utility Protection Service (OUPS) in order to determine which, if any, underground utilities are located within the area of the project. At this time, or just prior to the commencement of the project's topological surveying work, the consultant shall also request OUPS to have all participating utilities field mark their existing underground facilities within the project limits for the consultant's planning purposes. After allowing the prerequisite 10 day period for this marking to be performed, the consultant shall gather all utility location information as a part of their topological surveying work for use in their project's design and for reflection upon their plans. Non-members of the Ohio Utility Protection Service, such as the City of Columbus, must be contacted directly.
 2. The consultant shall make written request for each utility's inventory records within the project limits at this time. A copy of any preliminary Line, Grade and Typical drawings developed as of that date shall accompany this request. Underground utility owners shall be requested to:
 - Provide their utility locations in a form that can be accurately transferred to the project plans, and/or compared to a field survey of utility markings, or
 - Mark its facilities directly on a set of prints furnished by the consultant, and
 - In the case of non-OUPS members, to mark its facilities in the field within the same 10-day period required of OUPS members.
- The consultant's Line Grade & Typical (LG&T) plan submission shall reflect the locations of all above ground utility structures and subsurface utility systems, as determined during the previous stages of this procedure, in plan view format. Copies of these plans shall be provided to the utilities in accordance with the LG&T section of this manual along with a request that they verify the location and type of their facilities within the project area.

All later plan submissions shall incorporate the two and three-dimensional utility information obtained through this procedure in accordance with the dimensional capacity of each submission. Also, the following note shall be included in their plan's General Notes:

REQUIRED UNDERGROUND UTILITIES PLAN NOTE

The locations of the underground utilities shown on the plans are as obtained from the owners of the utility as required by Section 153.64 of Ohio Revised Code.

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Overhead Utilities Identification Requirements - The identification of ownership of all existing utility poles and overhead utilities is critical to the timely relocation of utilities for a roadway project. The placement of utility poles can impact the right-of-way requirements of a project and must be coordinated early in the design phase. The consultant shall be responsible for identifying the ownership of all overhead utilities within the limits of the project through field review and contact with the utilities. This shall include the identification of joint users on poles.

The names and phone number of all utilities within the limits of the project shall be included in the general notes of the construction plans. Poles and other above ground utility structures shall be shown in plan view format on all plan submissions along with verbiage and/or symbology identifying type and ownership. Above ground wires and cables need not be shown on the project's plans unless the need for a "Utility Plan" is specified within the project's scope of services. Said utility plan would be prepared for reference purposes and reflect the size, type, location, and ownership of all utilities, above and below ground, within the project limits. It would not alter the requirements outlined herein for reflecting above and below ground utilities throughout the remainder of the consultant's plans.

Pre-Design Meeting - After design proposals have been received and evaluated, and a design consultant selected, the Project Manager shall notify the project's assigned Utility Coordinator of any proposed pre-design meetings with the consultant. It is at this meeting that the Utility Coordinator shall, through reference to this document and the scope of services, re-confirm to the consultant the City's expectations with regard to their responsibilities for utility coordination, subsurface utility engineering, and plan submission. The Utility Coordinator shall provide the consultant with a list of all utilities known to have facilities within the City Of Columbus along with the name of their designated Single Point of Contact for the Division. The Utility Coordinator shall also provide clarification for any utility coordination related questions by the consultant or Project Manager.

Engineering Notice - Immediately after the Consultant has been authorized to proceed with the construction plans for a project, the Project Manager shall notify the Utility Coordinator. The Utility Coordinator shall then notify all Chapter 910 Right-of-Way Permittees known, or suspected, to have facilities within the project area (See Appendix A1, Engineering Notice). This letter shall advise the utilities of the Consultant's name, project scope, limits and schedule and the fact that plans will be furnished as soon as available. It shall also request verification from each utility that it does, or does not, have facilities within the project area. It shall also reference the requirements of Chapter 910 of Columbus City Code regarding each right-of-way permittees (utilities) responsibility to provide documentation of their facility locations. The Utility Coordinator shall provide a copy of these letters to both the Project Manager and Consultant. Unless previously provided at a pre-design meeting, the Utility Coordinator shall also provide the Consultant with a list of all utilities known to have facilities within the City Of Columbus along with the name of their designated Single Point of Contact for the Division.

Line, Grade and Typical (LG&T) Plans - The Consultant shall show all existing underground utilities, and above ground structures (poles, towers, etc.) along with their status (Abandoned, etc.) on the LG&T plans. They shall also accurately portray existing and proposed roadway right-of-way limits and any existing utility easements that may be effected by the project's construction.

Upon submission of the LG&T plans to the City for review, the Consultant shall furnish the utilities known, or suspected, to have facilities within the limits of the project with an adequate number of paper copies for their review. When possible, the Consultant shall also make available, upon request, an electronic version of these plans in digital exchange format.

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The transmittal of these plans shall, through reference to the requirements of Chapter 910 of Columbus City Code, require the utility to check the completeness and accuracy of the horizontal location of their facilities as shown in the plans, including comments regarding any area of anticipated major roadway-utility conflict. In accordance with the Rules and Regulations for Chapter 910 Right-of-Way Permit holders, comments are to be returned within 30 days. (See Appendix A2 - Line, Grade and Typical Submission). Copies of all pertinent correspondence, including copies of letters transmitting plans and revised plans to the utilities, shall be concurrently furnished to the Utility Coordinator.

Following the submission of the preliminary LG&T Plans, the Division's Utility Coordinator shall field review the project area. The Project Manager, Utility Coordinator and/or Utility representative may, depending upon project complexity and the nature of utility conflicts, choose to schedule a meeting between all parties involved. The purpose of this meeting is to make the utilities more aware of the project, potential conflicts, and timing. It shall also assist in identifying potential plan adjustments to minimize or eliminate utility relocation, each utility's anticipated right-of-way requirements for relocation, and to begin to determine if any necessary relocations may be eligible for reimbursement by the City.

Should reimbursable utility relocation prove likely, the Project Manager shall be responsible at this time for assuring that adequate funding is in place to cover all anticipated, justifiable, utility relocation costs prior to the City's authorization for the utility to relocate. The Utility Coordinator shall assist with this task as necessary.

Preliminary Right-of-Way Plans - Immediately following the submission and approval of the preliminary Line, Grade and Typical (LG&T) and Preliminary Drainage Plans the consultant shall submit five (5) copies of the preliminary Right-of-Way Plans to the Division's Right-of-Way Services Section for review. The Right-of-Way Plans shall be distributed and reviewed by a Division Right-of-Way Coordinator with clarification and/or changes requested as necessary. The Division's Utility Coordinator will assist in these reviews and provide comments as to whether the right-of-way plans should be approved or distributed to utilities for review. This decision would be made if the Utility Coordinator believes the proposed right-of-way limits may need to be modified in order to accommodate affected utilities, or if the utilities have expressed prior concern in this regard.

In some instances, utilities anticipating extensive relocations should also review the plans and agree upon any plan revisions necessary to accommodate their facilities. The Utility Coordinator shall be responsible for soliciting their review when the need for additional right-of-way has been anticipated or has been requested by the Utility. The utility shall then be responsible for providing the Utility Coordinator with clear comment as to their requirements and documentation of any associated justifications (legal or otherwise) for such requests. The Utility Coordinator shall then consult with the Right-of-Way Manager and Right-of-Way Coordinator before a recommendation is made to the Project Manager and Consultant.

Field and Office Check (F&OC) Plans - Upon submission of the F&OC plans to the City for review, the Consultant shall furnish the utilities known, or suspected, to have facilities within the limits of the project with an adequate number of paper copies for their review. When possible, the Consultant shall also make available, upon request, an electronic version of these plans in digital exchange format.

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The transmittal of these plans, through reference to the requirements of Chapter 910 of Columbus City Code, shall require the utility to check the completeness and accuracy of the horizontal and vertical location of their facilities as shown on the plans, and identify specific conflicts with the project. Preliminary relocation estimates shall also be requested at this time if reimbursable relocation is anticipated. (See Appendix A3 - Field and Office Check Plans).

Copies of all pertinent correspondence including copies of letters transmitting plans and plan revisions to the utilities shall be furnished to the Utility Coordinator.

Following the submission of the F&OC plans, the Division's Utility Coordinator shall field review the project area. The Project Manager, Utility Coordinator and/or Utility representative may, depending upon project complexity and the nature of utility conflicts choose to schedule a meeting between all parties involved. The purpose of this meeting is to confirm the extent of utility conflicts, their right-of-way requirements, the time necessary to perform relocation work, discuss project scheduling, and determine estimated costs for any reimbursable utility relocations.

Final Right-of-Way Plans - Immediately following the substantial completion of roadway design (F&OC approval), the consultant shall be responsible for making necessary Right-of-Way Plan revisions and shall re-submit these plans to the Transportation Division's Right-of-Way Coordinator for distribution and review. If right-of-way comments were previously provided regarding utility right-of-way requirements, the consultant shall also provide copies to each affected utility. A letter informing the utilities of the nature and specific location of each revision, as well as the time period available for them to comment (30 days minimum) shall accompany the transmittal of revised plans to the utilities. Copies of all pertinent correspondence, including copies of letters transmitting plans and plan revisions to the utilities, shall be furnished to the Utility Coordinator.

Final Signed Roadway Improvement Plans - Following the resolution of all plan review comments, the consultant shall submit final mylars to the Division for signature. Immediately following the completion of all signatures, the Division's Project Manager shall supply the Utility Coordinator with an adequate number of paper copies for distribution to the utilities. Whenever, these plans can be made available in digital exchange format, the Project Manager shall provide the Utility Coordinator with a compact disc containing the plans in this format for distribution to the utilities should they so request. A timetable for the submission of any associated utility relocation plans and estimates will also be requested with this distribution. (See Appendix A4 - Signed Plan Submission).

Should plan revisions prove necessary after signatures are in place, the Consultant shall provide each utility with an adequate number of paper copies for all revised plan sheets. When possible, the Consultant shall also make available, upon request, an electronic version of these plan revisions in digital exchange format. A letter from the consultant shall accompany any transmittal of revised plans to the utilities. This letter shall contain information regarding the nature and specific location of each revision. Copies of all pertinent correspondence, including copies of letters transmitting plans or plan revisions to the utilities, shall be furnished to the Utility Coordinator.

60-Day Notice – In accordance with the provisions of Chapter 910 of Columbus City Code, following the distribution of final signed roadway plans the utilities will be provided with a 60 day notice to commence and complete all necessary relocations and/or provide an acceptable schedule for completing their relocations in a time frame that will avoid creating any associated roadway improvement delay. (See Appendix A5 – 60 Day Utility Relocation Notice).

UTILITY RELOCATION

Preparation of Utility Relocation Plans - Detailed relocation plans must be prepared by each utility when their facilities are affected by a roadway improvement. In addition to the requirements outlined within the Division's Rules and Regulations for obtaining a Right-of-Way Excavation Permit, these plans shall include the following information:

1. Reference to the Division's roadway improvement plan name and number.
2. The existing and proposed roadway centerline, including the centerline stations.
3. The existing and proposed roadway right of way lines.
4. The roadway construction limits.
5. The location, length, size and/or capacity, type, class and pertinent operating conditions, and design features of existing, proposed, and temporary facilities, including proposed changes and disposition utilizing appropriate nomenclature, symbols, legends, notes and/or color coding.
6. The utility's project number, work order or drawing number, plan scale and date, the horizontal and, vertical location of the utility facilities in relation to the roadway alignment, geometric features, stationing, grades, structures, and other facilities.
7. An indication of all final vertical clearances over roads and streets to permit ready verification of compliance with the design requirements. Additionally they shall insure compliance with City, State, and Federal requirements not to obstruct the driver's view of overhead traffic signals or signage.
8. The utility relocation plan must use English units for distances, clearances and sizes on roadway plans developed in English units.

Excavation and Occupancy Permit – Following the completion of relocation plans, and prior to construction, the Utility shall apply for a Right-of-Way Excavation Permit from the Division if all or any portion of said relocation is proposed within the City's existing or proposed rights-of-way. Submission shall be in accordance with the Division's Rules and Regulations for obtaining this permit.

Relocation Plan Submission – Following their receipt of a Right-of-Way Excavation Permit from the Division, the Utility shall submit three copies of the approved plans to the Utility Coordinator for project use. The Utility Coordinator shall retain one copy while distributing separate copies to the project's contractor and Inspection Manager.

Scheduling Utility Relocation Work - On roadway projects administered by the Transportation Division, all necessary utility relocations, except those to be performed by the roadway contractor or coordinated with project construction operations, are to be completed before project bid date if at all possible. It shall be the Project Manager's and Utility Coordinator's responsibility to follow the guidelines set forth in this manual so that each utility is given adequate information and due notice necessary to meet this requirement.

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In some cases, the completion of utility work prior to project bid date is neither feasible nor practical. When a utility has advised the Utility Coordinator in writing that such a situation exists, they shall also provide two copies of their proposed relocation plans, details, and scheduling information in order to accommodate the coordinated construction of both the roadway improvement project and associated utility relocation. The Utility Coordinator shall then preliminarily review the feasibility of the utilities request before advising the Right-of-Way and Project Managers of the utilities proposal. These parties will then seek consensus as to feasibility before notifying the utility of their decision.

This decision and its associated documentation must be complete and available in advance of preparing a project's bid package. It shall be the joint responsibility of all parties to see that the resulting details are then included within the project's bid package so that prospective bidders will understand their associated responsibilities well in advance of bid (See Appendix A6 – Construction Document Utility Note Sample).

Inspection of Utility Relocations – In addition to the inspection requirements outlined within the Rules and Regulations for a Right-of-Way Excavation Permit, all utility relocations caused by roadway improvements should be inspected during the performance of relocation work by the utility. The utility shall keep the Utility Coordinator informed of starting and completion dates for all phases of the utility rearrangement work.

For reimbursable utility relocations, if it is considered necessary for the utility to deviate materially from the approved plan, estimate, material list or salvage list, the utility must have approval of these changes prior to performing the work. These changes should be documented, justified and processed in the same manner as the original approval; including revised plan and estimates if needed.

City Removal of Utility Obstructions

Authority - Where a utility is financially unable, or is unwilling for other reasons to assume the costs of relocating affected facilities from within public rights-of-way under the control of the City, when legally obligated to do so, or when the City and utility cannot agree on the financial responsibility to relocate facilities, the Department may cause the relocation to be performed by the City's roadway improvement contractor, or other agent, in accordance with the provisions of Section 910.12 of Columbus City Code.

Procedure - When, in the opinion of the Director, a utility has been given adequate information and due notice, in accordance with the provisions of Chapter 910 of Columbus City Code and this manual, to commence their relocation design or relocation construction of conflicting facilities from within the limits of a proposed roadway improvement project, but the utility has failed to provide an adequate response, and their facilities and lack of cooperation continue to obstruct or interfere with the contemplated design, construction, reconstruction, improvement, maintenance, repair or use of a highway, bridge or culvert, the Director shall prepare a removal of obstruction notice directing the utility to remove or relocate the facilities. If the utility does not, satisfactorily respond within 60 days from the service of such notice, and proceed to design, remove, or relocate the facilities and complete the removal within a designated time frame, the Department may remove or relocate the facilities by employing the necessary labor, tools and equipment. (See Appendix A-7 - Director's Notice To Remove Obstructions)

When the utility is legally obligated for the cost of the relocation performed by the Department, the cost incurred will be certified to the Auditor's office for collection as provided by law.

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UTILITY REIMBURSEMENT ELIGIBILITY

Policy - The City's policy for participation in utility rearrangement or relocation costs is based on the utilities ability to provide evidence of a vested interest in the nature of a fee interest, an easement, or lesser estate in real property it occupies. The City's authority to participate in the reimbursement of eligible utility relocation costs is granted by project specific legislation passed by City Council.

Privately Owned Utilities - The City will reimburse privately and publicly owned (non-City of Columbus) utilities for their actual costs of alteration caused by a City roadway improvement when such utility's existing facilities are affected by the roadway project and are located entirely in easement in which the utility has a compensable property right. Such costs will not extend to, or include any additions to, or betterments of, existing facilities. In instances when a utility facility is partly on easements in which it has a compensable property right, the Division will reimburse the utility on a proper and equitable proportional basis.

Utility Betterments - When the City is obligated to pay for all or a portion of the costs of a utility rearrangement, the utility shall advise the Utility Coordinator of any proposed betterments. This betterment determination shall be based upon whether or not there will be an increase in the size, capacity or functional upgrade of the existing facility. Any additions to an existing facility required by roadway construction, such as an increase in the length of a pole line, taller poles, added guys and bracing, conduit, special backfill measures, connections of new to old facility, or temporary facilities, is reimbursable provided the most economical means is proposed for restoring the function of the existing eligible facility.

Betterments elected by the utility and not required by roadway construction are not eligible for reimbursement. In each case, it is mandatory that a complete understanding be reached prior to approval of the plan and estimate, as to the items and estimated credits for any betterment. Determination as to whether or not betterment applies to any portion of an adjustment can only be decided after an adequate study of all available data. Each utility plan and estimate must be evaluated individually to assure that all items included in the proposed rearrangement are needed for the protection of the highway and the restoration of the functional operation of the utility to original condition.

At the discretion of the City, betterment credits may be based on a percentage of total cost derived by comparative estimates. Alternate competitive bids for comparison will not be used in the determination of betterment credits.

The use of casing pipe is to be considered betterment and not eligible for reimbursement, unless the City has required the use of casing pipe, or the documented policy of the utility is to use casing for such instances.

When utility work is to be included in the roadway contract, the Utility Coordinator shall make a determination as to a betterment for all items the utility is seeking reimbursement for and forward a copy of this material to the Right-of-Way and Project Managers with their recommendation.

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Preparation of Utility Estimates - Detailed estimates, accompanied by a rearrangement plan, shall be prepared by each affected utility when the utility is eligible for and proposes to claim reimbursement for the costs of relocating its facilities. The estimated costs must include Preliminary Engineering; Right of Way Acquisition; Temporary Construction; Tree Removal; Permanent Construction; Construction Engineering and Inspection; Accounting; Administration, Indirect Overhead, Supervision, and Total. All items may be shown as lump sum, without itemization with the exception of new materials, salvage, and betterments. Itemized detail sheets must support the amount shown for new materials, salvage, and betterment. All items to be removed shall be listed in the salvage list, whether of value or not. If credit for accrued depreciation is involved, detail sheets showing the method used in determining the amount of credit must support the amount of credit shown on the estimate.

Lump Sum estimates covering the costs of an in kind replacement of a utility's existing affected facilities may be submitted when the estimated reimbursable cost of the proposed adjustment does not exceed \$100,000. A lump sum estimate must be supported by a complete analysis of the estimated cost of the proposed adjustment, which will give a clear understanding of the costs associated with the relocation work. Each lump sum estimate must be accompanied by a plan that will give a clear picture of the work to be performed. Each lump sum estimate must be thoroughly reviewed to determine that the costs are realistic. Approval of the lump sum estimate establishes the amount to be paid to the utility for the work performed.

The use of unit costs, such as broad gauge units of construction, where the utility maintains and regularly uses such unit costs in its own operations, may be considered as satisfactory.

Supporting documentation, including easements or plats in the name of the utility documenting the utility's compensable property rights for the relocation, shall be submitted to the Utility Coordinator along with the estimates for reimbursement.

Processing of Relocation Plans and Estimates – Once the utility has notified the Utility Coordinator that they believe a facility relocation is reimbursable and has submitted the necessary cost estimate and supporting documentation, the Utility Coordinator shall review the utility plan and estimate for the following items:

1. Is the plan complete and clearly marked to permit easy identification of the utility's existing and proposed facilities in relation to the existing and proposed highway centerline and right of way limits?
2. Is the proposed rearrangement necessitated by the roadway improvement?
3. Is the proposed rearrangement the most feasible and economical?
4. Are vertical and horizontal clearances and other identifications of the facility early indicated?
5. Are the roadway construction requirements and utility relocation compatible?
6. Is the estimate of cost in the proper form and complete as to all details including itemized list for materials and salvage?
7. Has the utility properly supported its claim for reimbursement with evidence of a property right or other acceptable documentation for the existing location of the affected facility?

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8. If there is betterment involved, is there an itemized comparison of both material and labor supporting the betterment credit and can this method be used to calculate the betterment at the billing stage?
9. Can the new material, salvage, and betterments listed, be verified by the plan?
10. Are the percentages of participation if applicable correct and verified by the plan?
11. Has money been encumbered to pay the cost of the utility relocation? If not, it should be done at this time.

After the Utility Coordinator has reviewed the relocation plan, easements and estimate to assure that the submission is adequate, feasible, complete, economical, conforms to all City requirements, and the utility has made any necessary corrections, the following procedure shall apply:

1. The Utility Coordinator shall submit all information including; the name of the utility, federal I.D. number, approved legislation or encumbrance and amount to be reimbursed to the Right of Way Manager for review and approval.
2. The Right of Way Manager will submit the approved estimate to the Fiscal Manager to initiate an encumbrance for payment for all relocation costs under \$10,000. Reimbursable relocation costs over \$10,000 will require legislation prepared by the Project Manager or Utility Coordinator and approved by City Council before authorization to proceed with relocations can be provided to the utility.
3. The Fiscal staff will provide the Utility Coordinator with a copy of the encumbrance.
4. The Utility Coordinator will give relocation authorization to the utility and request notice of the date the utility proposes to start construction. This construction notification should be given at least two days prior to beginning actual construction. Where said relocation is to be performed within existing or proposed City rights-of-way, a Right-of-Way Excavation Permit shall also be required before relocation may begin. (See Appendix A8 - Reimbursement Letter)
5. If changes are proposed to the approved relocation plan and/or estimate, the utility shall submit these revisions to the Utility Coordinator in order to seek prior approval for said change prior to their construction.

Utility Billings – Each affected utility eligible for reimbursement for the costs of rearranging its facilities shall prepare and present one original and one copy of the final and complete billing of all eligible costs incurred to the Utility Coordinator. The words “FINAL BILLING” must be stamped or printed on each copy. This billing shall be prepared and submitted for payment within one year following the completion of the utility relocation work, unless a time extension has been requested by the utility and approved by the City. The items of cost must be shown in such a manner that will permit comparison with the approved plan and estimate.

Each item of cost listed on the billing shall be shown as a lump sum and shall be supported by an itemized detail sheet showing the method used to establish the cost in accordance with the utility's record. Payments for easements must be supported by proof of payment. Listing the name of the grantor, the amount paid, and the volume, page and County of Record shall show proof of payment for recorded purchases of right-of-way. If not recorded, proof of payment shall be shown by a copy of the canceled check or instrument.

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The billing shall also show, complete information regarding the utility's name and address, tax identification number, project name and number, work order and/or invoice number, address where invoice can be audited, and starting and completion dates of construction. Billing should be arithmetically correct and be less than, or reasonably close to the dollar amount of the estimate or be supported by an explanation substantiating the overrun (10% or greater).

Following the Utility Coordinator's receipt of an invoice, the Utility Coordinator shall submit the original invoice, along with a copy of the encumbrance or legislation and all supporting documentation, to the Division's Fiscal Section for payment. Should these invoices exceed the originally approved amount, the Utility Coordinator shall advise the Project Manager.

The Fiscal staff will process the invoice and make payment to the utility. They shall also copy the Utility Coordinator of all payments made.

PROPOSING UTILITY CONSTRUCTION AS A PART OF A ROADWAY IMPROVEMENT PROJECT

Justification – The construction and/or relocation of a utility's facilities may be included within a roadway improvement project's design and/or construction contract when justified by reasons of economy, expediency, inability of the utility to perform the work, or where construction inconvenience or cost would be reduced by the elimination of a separate contract for the utility work.

Approval – Requests for including the design and construction, of a utility's facilities within a roadway improvement project, including work on an existing or proposed bridge within the project's limits, shall be submitted to the Utility Coordinator in writing. The procedures associated with obtaining the City's approval are detailed below.

Requests to place a utility's facilities on an existing bridge that is controlled by the City of Columbus, but not a part of an ongoing roadway improvement project's plans, shall be submitted to the Division's Permit Office in the form of an Excavation/Occupancy Permit application.

Procedure

1. A request to install facilities within a proposed roadway improvement project, including existing and proposed bridges within project limits, shall be initiated by the utility as early as possible after notification of a roadway project. In the case of bridge attachments, this request should be made prior to the beginning of structural design if at all possible.
2. The letter of request shall be directed to the Utility Coordinator.
3. The letter must state the reasons for the request, estimated costs, alternate routes considered including costs, disposition of the existing facility during construction, and contain a statement that the utility will accept the obligation for the costs associated with the design and construction of their facilities, including any additional project costs associated with accommodating the utility.
4. The request must include details regarding the type of facility to be installed, the material to be used, and any special notes regarding the installation, furnishing of materials, etc. In the case of a proposed bridge attachment, the request must also include the proposed method of attachment and the estimated weight of the facility.

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5. The Utility Coordinator will jointly review the utility's proposal with the Right-of-Way and Project Managers and any other Division personnel necessary. Recommendations will then be submitted to the Project Management Engineer for consideration.
6. Following the Project Management Engineer's decision, the Project Manager shall provide the Utility Coordinator with a written copy of the Division's decision, along with any special provisions necessary. *(These special provisions shall include details as to the City's requirement for advance payment by the utility, based upon the original construction estimate, prior to project bid and the acceptable method of final settlement of costs upon completion of associated utility work.)*
7. The Utility Coordinator shall then include this information within their response to the utility.
8. If granted, approval of the utility's request shall be subject to City review and approval of the final utility relocation plan, three copies of which must be submitted to the project Utility Coordinator in a time frame conducive the project's current design schedule.
9. Cost responsibility and bid items associated with the bridge attachment shall be properly reflected in the construction plans.

Summary of Quantities - If approval is given for the inclusion of the utility work in the roadway contract, eligibility of the utility for reimbursement of the cost for such work will be determined as described previously. Items included in the contract will be shown in the roadway plans in the same manner as other construction items, except that the utility items will be listed under a separate subheading in the Summary of Quantities. The detailed plans shall include appropriate notes designating them as utility items and indicating responsibility for the cost.

REIMBURSEMENT FOR REPLACEMENT UTILITY EASEMENTS

Authorization - When the roadway improvement necessitates utility relocation and the utility is eligible for reimbursement of costs incurred for replacement easements, the Utility Coordinator shall provide a letter of authorization, with the Right-of-Way Manager's signature, to the utility prior to the utility incurring expenditures for easement acquisition.

Eligibility - A utility is eligible for reimbursement for the costs of replacement easements when it can be verified that the utility has the right of occupancy in its existing location by reason of holding the fee, an easement, or other real property interest, the damaging or taking of which is compensable. Expenses incurred by the utility incidental to the acquisition of replacement rights of way may be reimbursed. These expenses may include such items as:

- Salaries and direct expenses of utility employees while engaged in the appraisal of and negotiation for right of way,
- Amounts paid independent appraisers for appraisals made of rights of way,
- Recording costs,
- Title Services including deed preparation fees and similar costs normally paid incidental to land acquisition.
- Compensation paid to property owner

The utility should be in a position to justify amounts paid for easements. The written valuation shall be completed prior to negotiation for acquisition. In all cases, it is expected that sound valuation and acquisition practices will be followed by the utility.

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Where there is reimbursement for replacement rights-of-way, there will be no charge to the roadway projects for that portion of the utility's existing right of way being transferred to the City for roadway purposes.

For ODOT and Federal Highway Administration (FHWA) projects, if right-of-way acquisition by the utility necessitates that a structure be taken and the occupants must relocate, the procedures of the Relocation Assistance Program, required by Chapter 163 of Ohio Revised Code, must be met. The utility shall notify the Division Utility Coordinator of this situation in the early stages of plan development.

Acquisition of Right-of-Way by the City on Behalf of the Utilities - A fee simple title or an easement may be acquired by purchase or appropriation in the name of the public utility or the City, at the discretion of the City. When the title to lands, which are required to adjust such facilities, are taken in the name of the City, said property interest may be conveyed to the utility for which they were acquired.

The exercise of this option, by the City, on behalf of the utility would be available only after the utility is unable to acquire the needed right of way by negotiation. The utility must possess the right of eminent domain in its own right and have a compensable property right in the location of the existing facility. The City may obtain right of possession immediately after the appraised sum is deposited with the court, in the case of unimproved property or improved property when a structure is not taken. When a structure is to be taken, the occupants must relocate prior to transfer of title.

Procedure - The procedure for obtaining appropriations by the City to provide for relocation of a utility are as follows:

1. The utility shall forward a request, in writing, to the Division Utility Coordinator requesting the City to acquire for the utility. This request should also include the reasons for the request.
2. The Utility Coordinator shall forward the request through the Division Right-of-Way Manager and Coordinator to the Real Estate Division along with recommendations and instructions.
3. The Real Estate Division shall prepare an Acquisition Agreement for execution by the utility and the City.
4. The utility shall furnish the City with the necessary plats, descriptions, appraisals, and any additional information necessary for the Real Estate Division to proceed with acquisition.
5. If not already reflected on the City's plans, the Project Manager shall modify or cause to modify the Right-of-Way Plans to reflect the required property interest to be acquired and such other changes as may be necessary to meet the requirements of Ohio Revised Code 163.05.
6. The Real Estate Division shall have the appropriation filed with the court along with the warrant for deposit if unable to acquire through negotiation.

PROJECT SALE AND CONSTRUCTION

Bid Proposal Utility Notes - When it is anticipated that a utility's facilities may not be cleared from the roadway construction area prior to bid date, the Utility Coordinator shall provide the Project Manager with a "Utility Note" detailing the existing conditions and anticipated relocation work and schedule. When all utility relocations have been completed, or no relocations are necessary, the Utility Coordinator shall provide the Project Manger with a "Utility Note" to that effect. The Project Manager shall then see that the "Utility Note" is added to the bid proposal for the information of potential bidders. (See Appendix A6 - Construction Document Utility Note Sample)

The Utility is responsible for providing relocation information to the Utility Coordinator on a prescribed basis in order to accommodate the preparation of the "Utility Note" for inclusion within the project bid package. "Utility Notes" shall be included, but are not limited to situations when the following circumstances apply:

1. All utility facilities will not be cleared from the construction area at the time of award of contract.
2. Utility facilities will remain in place within the construction limits.
3. Utility facilities will be relocated within the construction limits.
4. Utility facilities shown on the roadway plan as conflicting, have been, or will be relocated outside the construction or right-of-way limits of the project.
5. Utility facilities are shown incorrectly on the roadway construction plan.

The Division Utility Coordinator shall prepare the Utility Note in a copy-ready format for direct inclusion within the bid proposal. The following minimum information shall be provided:

1. The name of each utility to be included in the note and a description of each facility.
2. Existing facilities, if located within the work limits at time of construction, will be identified by station and offset.
3. Proposed facilities, if located or to be located within the work limits, will be identified by station and offset.
4. Date utility relocation will start or time frame; i.e., after clearing and grubbing is completed.
5. Length of time required to complete utility relocation work.
6. A comprehensive statement regarding any special situations or conditions that may affect the progress and completion of the utility rearrangement work.

Pre-Bid Meeting - The Project Manager shall notify the Utility Coordinator of scheduled pre-bid meetings. The Utility Coordinator shall plan to attend these meetings in order to answer any questions concerning the status of utilities or scheduled relocations. Should the Utility Coordinator be unavailable for this meeting, they shall provide the Project Manager with a written utilities status report prior to the meeting date. Should the Utility Coordinator consider the utilities attendance essential to this meeting, they shall be responsible for notifying the utility and requesting their attendance.

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Contract Notice - Within ten calendar days after award of a contract for the construction of a public roadway improvement, the Project Manager shall notify all owners of underground and above ground utilities known to be located in the construction area of the improvement, in writing of the name and address of the contractor to whom the contract for the improvement was awarded. This notice is required in order to meet the requirements of Section 153.64 of Ohio Revised Code. (See Appendix A9 – Roadway Improvement Contract Notice)

Pre-Construction Meeting - After a roadway construction contract has been awarded, the Project Manager, contractor and construction inspection personnel responsible for the project, shall designate a time and place for a pre-construction conference and shall request all agencies, including utilities, involved in the project, to have a representative in attendance. (See Appendix A10 - Pre-construction Meeting Notice) Said notice shall also be provided to the Utility Coordinator.

The Utility Coordinator shall attend the pre-construction conference for roadway projects when utilities are involved, and will provide a report on the status of all utilities on the project, including plans and estimates received, work started, work completed, and comments regarding any special situations that should be discussed at the pre-construction conference.

If the Utility Coordinator is unavailable to attend, it shall be their responsibility to provide utility status and plans to the Project Manager for presentation to the contractor and Inspection Manager.

One of the purposes of this meeting is to coordinate the roadway contractor's construction schedule with the various utilities construction schedules in order to eliminate or minimize any areas of conflict that may arise during construction of the project. In order to comply with Chapter 910 of Columbus City Code, utilities with facilities within the limits of the project shall send a representative to the pre-construction meeting to discuss the status and schedule of their relocation, or provide a detailed written summary to the Utility Coordinator beforehand.

Construction - After the construction contract has been awarded, the requirements for the contractor and the owner of the underground utility are contained within the City of Columbus Construction and Material Specifications, Section 105.08.

The Utility Coordinator shall be available through the life of the project to assist with the completion of anticipated utility relocations and/or for the resolution of unforeseen utility conflicts. It shall be the Project Manager's and/or Inspection Manager's responsibility to notify the Utility Coordinator of all utility relocation problems or project changes that arise so that assistance can be rendered in their resolution. The Project Manager or Inspection Manager shall also notify the Utility Coordinator of all progress meetings scheduled for the project. The Utility Coordinator's attendance to these meetings shall be discretionary unless specifically requested to attend by the Project Manager or Inspection Manager.

Closeout - The Project Manager or Inspection Manager shall notify the Utility Coordinator prior to project closeout. The Utility Coordinator shall seek to resolve all outstanding reimbursements to utilities and forward all records, plans, correspondence and documents to the Project Manager for document retention. The Utility Coordinator shall also advise the Project Manager of any outstanding issues involving the City and utilities at this time.

SECTION THREE

UTILITY COORDINATION ON JOINT ROADWAY IMPROVEMENT PROJECTS INVOLVING THE DIVISION

Joint Transportation Division Improvement Projects

(With The Federal Highway Administration (FHWA) and/or ODOT)

In all cases the Ohio Department of Transportation's Utility Manual shall be followed. However, when the Division is administering such improvement project's design, this manual's more stringent correspondence and coordination requirements shall also apply. Copies of project related agreements by and between ODOT and the City shall be provided to the Right-of-Way Manager once signed in order to determine if a Utility Coordinator will be required. Only where the City of Columbus, Transportation Division, has been noted as responsible for utility coordination, within this agreement, shall a Utility Coordinator be assigned and associated duties performed in accordance with these manuals.

Joint Public Roadway Improvement Projects

(With Public And/Or Private Organizations Other Than ODOT)

The City of Columbus regularly participates in roadway improvement projects with other City Divisions and Departments, adjacent municipalities, counties, and developers to correct deficiencies in the condition or capacity of the roadway. Joint agreements requiring City participation in the cost of roadway improvements shall include the identification of responsible parties for all associated right-of-way costs, both right-of-way acquisition and utility relocation related.

Copies of all joint agreements defining the responsibilities of all parties, including utility coordination, shall be provided to the Right-of-Way Manager once signed in order to determine if a Utility Coordinator will be required. Only where the City of Columbus, or Transportation Division, has been noted as responsible for utility coordination, within this agreement, shall a Utility Coordinator be assigned and associated duties performed in accordance with this manual.

Utility involvement may have an impact on the successful completion of these projects. Upon learning of Division obligations in this regard, the Utility Coordinator shall immediately notify all utilities known, or suspected, to have facilities within the project area. This notice shall advise the utilities of the pending project, the Division's obligations, and that the requirements of Chapter 910 of Columbus City Code and this manual shall apply.

SECTION FOUR

UTILITY COORDINATION ON PRIVATELY FUNDED ROADWAY IMPROVEMENT PROJECTS

Private Development Roadway Improvement Projects

Private improvements to roadways due to development or redevelopment can directly impact the location and relocation of existing utilities. Coordination and costs associated with the relocation of utilities due to the addition of turn lanes, entranceways, and driveways shall be the responsibility of the developer unless specifically noted as otherwise within a joint agreement between the developer and duly authorized representatives of the City of Columbus. Only on public and/or joint Public/Private roadway improvement projects shall the procedures set forth within this manual apply.

Copies of all joint agreements defining the responsibilities of all parties, including utility coordination, shall be provided to the Right-of-Way Manager once signed in order to determine if a Utility Coordinator will be required. Only where the City of Columbus, Transportation Division, has been noted as responsible for utility coordination, within this agreement, shall a Utility Coordinator be assigned and associated duties performed in accordance with this manual.

SECTION FIVE

CREATION OF “UTILITY DISTRICTS”

(This section of the manual is currently under development and will be adopted at a later date.)

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UTILITY MANUAL

APPENDIX A1
ENGINEERING NOTICE

Date

Name
Title
Company Name
Address
City, State Zip

Dear _____:

The City of Columbus will be proceeding with engineering of the _____ Improvement Project on _____. The project includes _____.

Although plans are not yet available, line, grade and typical prints will be furnished to you by our Consultant to assist you in determining how your existing facilities are affected. The City is requesting that you submit maps and detailed plans of your existing facilities to the consulting engineers when requested, so that they can be included in the preliminary plans for the project. Facilities located in the City's Rights-of-Way within the limits of the project should be marked at this time in accordance with City Ordinance 910.06 A.10 (see attached) in order to identify effected utilities.

Plans of the project are being prepared by _____. A vicinity map showing the limits of the project has been enclosed for your convenience. Construction of the project is scheduled for _____.

If you do not have facilities or plan to install facilities within limits of the effected area please provide a written response to that effect within 14 days of receipt of this letter. If you have any questions or require additional information, please call me at 645-(xxxx).

Sincerely,

Utility Coordinator

Enclosure

cc: Project Manager

Engineering Notice.doc

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APPENDIX A2
LINE GRADE AND TYPICAL (LG&T) SUBMISSION

Date

Name

Title

Company Name

Address

City, State Zip

Dear _____:

Enclosed for your review and comment are the preliminary line, grade and typical prints for the _____ Improvement Project for the City of Columbus, Transportation Division. The construction of this project is scheduled to begin _____.

In accordance with Chapter 910 of Columbus City Code, you are requested to verify the horizontal location of your facilities on the enclosed plans, and return the plans with any comments to our office within 30 days. Plans or information on proposed improvements, repairs to your existing facilities or abandoned facilities in the vicinity of this project should also be communicated to our office at this time.

It is _____ and the City's intention to avoid any delays to the project due to utility relocation operations. We would like to avoid or resolve any conflicts during the early stages of the design phase so that any rearrangement of your facilities can be scheduled and completed in advance of bidding the proposed project.

Your cooperation is greatly appreciated.

Sincerely,

Project Engineer

Attachment

cc: Project Manager, City of Columbus
Utility Coordinator, City of Columbus

LG&T Submission.doc

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
UTILITY MANUAL

APPENDIX A3
FIELD AND OFFICE CHECK (F&OC) SUBMISSION

Date

Name
Title
Company Name
Address
City, State Zip

Dear _____:

Enclosed for your review are the field and office check plans for the _____ Improvement Project for the City of Columbus, Transportation Division.

In accordance with Chapter 910 of Columbus City Code you are requested to confirm the location and extent of any conflicts with your existing facilities and the proposed project. The City requests that _____ submit a preliminary relocation plan to the Utility Coordinator within 60 days of receipt of this notice as well as a proposed schedule showing when you intend to start the rearrangements and/or the length of time needed to complete the work. The deadline to complete the rearrangement work is _____ as construction for the project is scheduled to begin at that time.

If you have any questions or need electronic copies of the plans, please contact my office at _____.

Sincerely,

Project Engineer

Attachment
cc: Project Manager, City of Columbus
Utility Coordinator, City of Columbus

F&OC Submission.doc

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
UTILITY MANUAL

APPENDIX A4
SIGNED PLAN SUBMISSION

Date

Name
Title
Company Name
Address
City, State Zip

Dear _____:

Enclosed for your use is one (1) complete set of the final signed plans for the _____ Improvement Project. Advertisement for construction bids is scheduled for _____ with construction to begin _____.

Please expedite the preparation of relocation plans, if applicable, and forward them to this office. You are also requested to submit a proposed work schedule, showing when you intend to start the relocation and length of time needed to complete the work.

You will be notified as to the project award and date of the planned Preconstruction meeting. Your attendance in this meeting will be important for the protection of your facilities and a successful start of the City's project.

We look forward to the timely rearrangement of your facilities so that the completion of our project is not placed in jeopardy.

Sincerely,

Utility Coordinator

Enclosure

cc: Project Manager, City of Columbus

Signed plan submission.doc

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
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APPENDIX A5
60-DAY UTILITY RELOCATION NOTICE

(Date)

(R/W Permit Contact)
(R/W Permit Holding Co.)
(Address)

Re: (Project Name)

Dear (R/W Contact):

The City of Columbus will be proceeding with bidding of the _____ improvement on _____. In accordance with Columbus City Code, Section 910.06 A.4. (i) (see attached), you are required to promptly remove or rearrange your facilities that are in conflict with proposed construction at your company's sole expense.

As the Public Service Director's appointed representative in these matters, I am herein directing _____ to relocate all conflicting facilities within 60 days of receipt of this written notice. If facility relocation must coincide with project construction, a relocation schedule submitted to and approved by the Division of Transportation within this 60-day period will be considered acceptable compliance with this requirement.

Please contact the (Utility Coordinator) at 645-XXXX or (Project Engineer) at 645-XXXX for further information concerning this project.

Sincerely,

Transportation Administrator

xxx/xxx

Enclosure

cc: City Engineer, City of Columbus
Right-of-Way Manager, City of Columbus
Utility Coordinator, City of Columbus
Project Manager, City of Columbus

60-Day notice.doc

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
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APPENDIX A6
CONSTRUCTION DOCUMENT UTILITY NOTES SAMPLE

(PROJECT NAME) UTILITY NOTE

"Bidders are advised that the following utility facilities will not be cleared from the construction area at the time of award of the contract. These utility facilities will remain in place or be relocated within the construction limits of the project as set out below."

All station locations listed below are approximate unless otherwise stated.

AMERICAN ELECTRIC POWER

The company has aerial facilities on the North side of Cooper Road East of Westerville Road consisting of two poles that are to be removed prior to construction of the project. The following is a list of conflict stationing and brief descriptions;

1. Station 432+00 – Current pole in conflict with the Bikepath, pole will be relocated approximately 7 foot south to the grass strip between the proposed curb and bikepath.
2. Station 434+19 – Current pole in conflict with the Bikepath, pole will be relocated approximately 7 foot south to the grass strip between the proposed curb and bikepath.

AMERITECH

The company has aerial facilities on the AEP poles on the North side of Cooper Road East of Westerville Road that will be transferred to the new AEP poles prior to construction of the project.

COLUMBIA GAS OF OHIO

The company has a pipeline marker at station 433+45 that will be relocated prior to construction of the project.

GENERAL COMMENTS

The Contractor shall exercise caution when working in proximity to the existing and/or relocated utility facilities.

Bidder are advised that some utility relocation plans are on file and may be reviewed at the Transportation Division, Utility Coordinator's Office, 109 North Front Street, 3rd Floor, Room 308, Columbus, Ohio 43215. Telephone 614-645-8018.

Section 105.08 of the Columbus Construction and Material Specifications requires, among other things, that the contractor cooperate with all utilities located within the limits of this construction project and take responsibility for the protection of the utility property and services.

Section 3781.30 of the Ohio Revised Code requires among other things, that the contractor protect and preserve the markings of approximate locations of underground utility facilities and to conduct the excavation in the vicinity of underground utility facilities in a careful and prudent manner.

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UTILITY MANUAL

APPENDIX A7
DIRECTOR'S NOTICE TO REMOVE OBSTRUCTIONS

Date

Name
Title
Company Name
Address
City, State Zip

Dear:

The City Engineer has indicated that the _____ project is in jeopardy of being delayed due to conflicts with your facilities in right-of-way. Numerous attempts by the City's Engineering staff to get a confirmed schedule for your relocation operations has been unsuccessful.

You are hereby directed to promptly remove your facilities from the project site to facilitate construction within 60 days of this notice. Failure to comply with this request will constitute a violation of city Ordinance 910 and result in a five hundred dollar (\$500.00) per day forfeiture for each day of violation.

It is my hope that the City of Columbus and _____ can work together to ensure that Central Ohioans enjoy the benefits of improved and expanded roads and infrastructure.

Sincerely,

Director

cc: Transportation Administrator, City of Columbus
City Engineer, City of Columbus
Right-of-Way Manager, City of Columbus
Utility Coordinator, City of Columbus
Project Manager, City of Columbus

Notice to Remove.doc

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
UTILITY MANUAL

APPENDIX A8
UTILITY REIMBURSEMENT LETTER

Date

Name
Title
Company
Address
City, State, Zip

Dear :

The City has reviewed your relocation plan and estimate in the amount of _____ for the _____ Improvement Project. City participation in costs incurred for utility rearrangements will be limited to the relocation of in-kind facilities that are in private right of way in which you have a compensable property right. Your proposal appears to meet these qualifications.

Please proceed with the relocation of your facilities. The Transportation Division has prepared the necessary legislation for council approval. Once your relocation is complete you will be required to submit a detailed final invoice to the City for reimbursement.

If you have any questions, please contact my office at 645-XXXX.

Sincerely,

Utility Coordinator

XXX/xxx

cc: Right of Way Manager, City of Columbus
Project Manager, City of Columbus

Reimbursement Letter.doc

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
UTILITY MANUAL

APPENDIX A9
ROADWAY IMPROVEMENT CONTRACT NOTICE

Date

Name
Title
Company Name
Address
City, State Zip

Dear _____:

The City of Columbus, Transportation Division wishes to inform you that the contract for the _____ Improvement Project has been awarded to _____ on _____.

You will be notified of the planned pre-construction meeting between the contractor, utility companies and the Transportation Division. Construction of this project is expected to begin on _____.

Your cooperation is greatly appreciated.

Sincerely,

Utility Coordinator

Enclosure

cc: Right-of-Way Manager, City of Columbus
Project Manager, City of Columbus

Contract Notice.doc