

West right-of-way line of Reed Road (60 feet wide);

Thence southerly, with the West right-of-way line of Reed Road, a distance of 10 feet to a point;

Thence westerly, parallel to Bethel Road, a distance of 168 feet to a point;

Thence northerly, a distance of 5 feet to a point;

Thence westerly, parallel to and 35 feet southerly from the centerline of Bethel Road, a distance of 227 feet to a point 35 feet South of Station 5+75;

Thence northerly, a distance of 5 feet to the point of beginning, excepting therefrom the aforesaid 10' X 10' permanent easement.

That the City of Columbus is granted the right to use the above described Construction Easement only during the period of construction, which period shall begin when construction commences on said project.

Grantor, its successors and assigns hereby release the City of Columbus from any further claims for compensation or claims for damages resulting from this grant or the construction of said project, except that contractors for the City of Columbus shall not be released from liability for damage caused by their negligence.

The City of Columbus, as soon as practicable after construction of said utility and all subsequent alterations and repairs thereto, shall cause all affected property of Grantor to be restored to its original condition as nearly as is reasonably possible. This covenant to run with the land.

The rights granted herein shall not be construed to interfere with or restrict the use of the premises with respect to the construction and maintenance of property improvements along and over the premises herein described so long as the same are so constructed as not to impair the strength or interfere with the use and maintenance of said utility.

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

Passed June 11, 1979.

M. D. PORTMAN,

President of Council.

Approved June 11, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1144-79—To permit the occupancy of a portion of the public right-of-way of North Westmoor Avenue with a portion of a front porch of an existing building.

Whereas, Henry L. Masters of 185-187 N. Westmoor Avenue, through L. B. LaCour of 50 West Broad St., Suite 1715, has applied for a permit to encroach upon the public right-of-way of North Westmoor Avenue; and

Whereas, said encroachment, being the front of a porch along 185-187 North Westmoor Avenue, will not interfere with the use of that right-of-way for street purposes; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That Henry L. Masters, through L. B. LaCour, 50 West Broad Street, Suite 1715, Columbus, OH 43215, be and hereby is granted the right and privilege to occupy a portion of the right-of-way of North Westmoor Avenue, as fully described below, in connection with the existing concrete porch at the street address of 185-187 North Westmoor Avenue:

Beginning for reference at the northeast corner of Lot #17, Block #7 of Columbia Park Addition, said point being the intersection of the south line of a 20' alley and the west line of North Westmoor Avenue;

Thence in a southerly direction, with the west line of North Westmoor Avenue, a distance of 38' to the point of beginning;

Thence easterly, a distance of 2.0' to a point;

Thence southerly, parallel to and 2.0' from the west line of North Westmoor Avenue, a distance of 47' to a point;

Thence westerly 2.0' to a point;

Thence northerly 47' to the point of beginning;

and being an area approximately 2' x 47';

the Chief Inspector of the Division of Building Regulations of the City of Columbus; that the owner, Henry L. Masters, his successors and assigns, shall save the City harmless from any and all damages which may arise from or grow out of the construction, use and maintenance of this porch; and said grantee, its successors and assigns, shall defend, at its own cost, every suit in which the City of Columbus, Ohio, shall be made a party, brought and prosecuted for the recovery of any such damages;

That the occupancy of the right-of-way herein granted is permitted merely as an accommodation to the said grantee and that no right, title or interest of the public is waived or abridged in any way thereby; such permission to use and occupy said portion of North Westmoor Avenue, upon which this front porch encroaches, is being granted until such time as said porch or building may be razed or removed therefrom. Said grantee shall pay the entire cost of any changes, relocations or rearrangement of utilities resulting from this encroachment.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, and upon the filing by said grantee, with the Clerk of this Council, his acceptance, in writing, of each and all the terms, provisions and requirements of this ordinance, and the payment of the cost of publication thereof, provided, however, that if said grantee shall fail to accept the terms and conditions within thirty days of passage thereof, the same shall be then void and of no force and effect.

Passed June 11, 1979.

M. D. PORTMAN,

President of Council.

Approved June 11, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1145-79—To accept the plats of Woodbridge Green, Section #1; and Dedication of a portion of Case Road and Riverside Drive.

Be it ordained by the Council of the City of Columbus:

Section 1. That the following plats, on file in the Office of the City Engineer, Division of Engineering and Construction, be and the same are hereby accepted:

WOODBIDGE GREEN, Section #1, a subdivision of 29.534 acres, lying north of Hard Road and east of Sawmill Road;

DEDICATION OF A PORTION OF CASE ROAD AND RIVERSIDE DRIVE being 2.803 acres, lying south of Case Road and east of Riverside Drive.

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

Passed June 11, 1979.

M. D. PORTMAN,

President of Council.

Approved June 11, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1146-79—To accept the plats of Orchard Park Subdivision; and Vacation of Various Easements and Dedication of New Easements in Westworth Village, Section #1.

Be it ordained by the Council of the City of Columbus:

Section 1. That the following plats, on file in the Office of the City Engineer, Division of Engineering and Construction, be and the same are hereby accepted:

ORCHARD PARK SUBDIVISION, a subdivision of 18.684 acres, located south of East Main Street and east of I-270;

VACATION OF VARIOUS EASEMENTS AND DEDICATION OF NEW EASEMENTS, IN WESTWORTH VILLAGE, SECTION #1, a subdivision of 19.409 Acres of Land, located west of Worthington-Galena Road and south of Park Road.

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

Passed June 11, 1979.

M. D. PORTMAN,

President of Council.

Approved June 11, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1156-79—To authorize the transfer of \$5,000 in the General Fund, Subfund No. 01-100, within the Department of Development, Division No. 44-01, from Character 03 to Character 02, and to declare an emergency. (\$5,000)

Whereas, an emergency exists in the Department of Development, in that it is immediately necessary to transfer said funds, 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 City Auditor be and is hereby authorized to transfer \$5,000 within the General Fund, Subfund No. 01-100, Department of Development, Division No. 44-01 from Character 03, Index Code No. 440057, Minor Code 302, to Character 02 Index Code No. 441998, Minor Code 201.

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

Passed June 11, 1979.

M. D. PORTMAN,

President of Council.

Approved June 11, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1181-79—To authorize and direct the Director of Public Service to enter into a concession agreement for the operation of a non-exclusive automobile rental concession in the terminal building at Port Columbus International Airport, and to declare an emergency.

Whereas, the Director of Public Service did receive and open bids for the operation of five (5) non-exclusive automobile rental concessions in the terminal building at Port Columbus International Airport on May 29, 1979; and

Whereas, all bidders were required to submit identical bids for the interim period of operation in the terminal building during the reconstruction process; and

Whereas, Bill Swad Leasing Company, submitted a minimum bid of \$658,984.00 for the five (5) year term of operation in the new terminal building following completion of the reconstruction process; and

Whereas, such bid has been adjudged and determined to be the highest and best bid received; and

Whereas, an emergency exists in the usual daily operation of the Division of Airports, Department of Public Service in that it is immediately necessary to enter into an agreement for the operation of a non-exclusive automobile rental concession for the preservation of the public peace, property and safety; now, therefore

Be it ordained by the Council of the City of Columbus:

Section 1. That the Director of Public Service be and he is hereby authorized and directed to enter into an agreement with Bill Swad Leasing Company, 5055 East Main Street, Columbus, Ohio 43213, for the operation of a non-exclusive automobile rental concession at Port Columbus International Airport, upon terms and conditions which are on file in the office of the Director of Public Service.

Section 2. That said agreement shall provide for minimum payment by Bill Swad Leasing Company as follows:

a. During the interim period of Airport Terminal Building reconstruction, at the rate of Forty-Five thousand Dollars and No Cents (\$45,000.00) per year.

b. During the five (5) year term following completion of Airport Terminal Building reconstruction, the minimum amount of Eight Hundred Fifty-Eight Thousand Nine Hundred Eighty-Four Dollars and No Cents