

Department of Transportation in a project to resurface S.R. 161 (Dublin-Granville Road) from a point 1,300' ± east of Big Walnut Creek to the Columbus East Corporation Limit; and to declare an emergency.

Whereas, the City has identified the need for and proposes the improvement of a portion of the public highway which is described as follows:

By applying an asphaltic concrete surface course on S.R. 161 (Dublin-Granville Road), beginning at 1,300' ± east of Big Walnut Creek (S.L.M. 16.60) and ending at the Columbus East Corporation Limit (S.L.M. 19.16).

said portions of highway within the municipal corporation's limits being hereinafter referred to as the improvement; and

Whereas, the City further desires cooperation in the planning, design and construction of the improvement under the supervision of the Director of Transportation of the State of Ohio; and

Whereas, an emergency now exists in the usual daily operation of the Department of Public Service, Division of Engineering and Construction, in that it is the sense of this Council that the Director of Transportation must proceed with the aforesaid improvement, thereby preserving the public health, peace, property and safety; now, therefore,

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

Section 1. That the City hereby requests the cooperation of the Director of Transportation in the cost of the above-described improvement as follows:

A. The Department of Transportation will assume and bear ninety percent (90%) of the cost of the improvement.

B. The City will assume and bear ten percent (10%) of the costs of the improvement. The City's portion is estimated to be \$10,700.00.

Section 2. That it is declared to be in the public interest that consent of the City be and such consent is hereby given to the Director of Transportation to construct and administer the above-described improvement, in accordance with plans, specifications and estimates as approved by the Director.

Section 3. That the Director of Public Service of the City of Columbus is hereby authorized and directed on behalf of the City to enter into agreements with the Director of Transportation necessary to complete the planning and construction of this improvement.

Section 4. That traffic control devices installed within the limits of the project will conform with Section 4511 of the Ohio Revised Code.

Section 5. That upon completion of the improvement, the City will thereafter keep said highway open to traffic at all times, and

(a) Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance; and

(b) Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the State of Ohio and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and

(c) Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.

(d) Regulate parking in the following manner:

Prohibit parking within the limits of the improvement.

Section 6. That the City agrees to cooperate with the Director of Transportation in Utility Rearrangement as indicated below:

(a) That all existing street and public way right-of-way within the City which is necessary for the aforesaid improvement, shall be made available therefor.

(b) That the State will acquire any additional right-of-way required for the construction of the aforesaid improvement.

(c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or

structures will be affected by the said improvement and said companies have agreed to make any and all necessary plant removals or rearrangements in such a manner as to be clear of any construction called for by the plans of said improvement and said companies have agreed to make such necessary rearrangements immediately after notification by the City or the Department of Transportation.

(d) That it is hereby agreed that the City shall at its own expense, make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers or other municipally owned utilities and/or any apertures thereto, which do not comply with the provisions of Directive 28-A, whether inside or outside the corporate limits as may be necessary to conform to the said improvement and said rearrangements shall be done at such time as requested by the Department of Transportation Engineer.

(e) That the construction, reconstruction, and/or rearrangement of both publicly and privately owned utilities, referred to in Subsections (c) and (d) above, shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provisions of the Ohio Department of Transportation Construction and Material Specifications and shall be subject to approval by the State.

(f) That the installation of all utility facilities on the right-of-way shall conform with the requirements of the Federal Highway Administration's Policy and Procedure Memorandum 30-4 "Utilities Relocations and Adjustments" and the Department of Transportation's rules on Utility Accommodation.

Section 7. That the City hereby agrees to accept responsibility for any and all damages or claims for which it is legally liable arising from the negligence of its officers, employees or agents in the performance of the City's obligations made or agreed to hereinabove. Likewise, the State agrees to accept responsibility for any and all damages or claims for which it is legally liable arising from the negligence of its officers, employees or agents in the performance of the State's obligations made or agreed to herein above.

Section 8. That the Clerk of this Council be and she is hereby directed to transmit to the Director of Transportation two (2) certified copies of this ordinance.

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

Passed October 28, 1985.

JERRY HAMMOND,

President of Council.

Approved October 29, 1985.

DANA G. RINEHART, Mayor.

Attest:

FRANCINE C. RYAN, City Clerk.

ORD. No. 2267-85—To vacate the first alley north of E. Broad Street from a point 40.75 feet east of the east line of Connell Avenue to a point 96.50 feet east therefrom (being a total of 55.75 feet); and to vacate Connell Place from the east line of Connell Avenue to a point 32.17 feet therefrom and the west line of a previous vacation by Ordinance No. 33-66 dated January 17, 1966, and to declare an emergency.

Whereas, a request has been received by the office of the City Engineer for the vacation of a portion of the first alley north of E. Broad Street and a portion of Connell Place; and

Whereas, after investigation, it has been determined that this will cause no adverse effects on surrounding properties, and therefore the vacations should be granted; and

Whereas, the First Congregational Church of Columbus has agreed to pay for the cost of relocation of utility facilities in the area

and it will, therefore, not be necessary to grant easement rights to the area; and

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Division of Engineering and Construction, in that this vacation request should be granted immediately so that construction in the area can proceed without delay, thereby preserving the public health, peace and safety; now, therefore,

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

Section 1. That the first alley north of E. Broad Street from a point 40.75 feet east of the east line of Connell Avenue to a point 96.50 feet east therefrom (being a total of 55.75 feet), and Connell Place from the east line of Connell Avenue to a point 32.17 feet therefrom and the west line of a previous vacation by Ordinance No. 33-66 dated January 17, 1966, be and the same are hereby vacated.

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

Passed October 28, 1985.

JERRY HAMMOND,

President of Council.

Approved October 29, 1985.

DANA G. RINEHART, Mayor.

Attest:

FRANCINE C. RYAN, City Clerk.

ORD. No. 2269-85—To authorize the Purchasing Administrator to enter into contract on behalf of the Department of Jobs Development, Division of Development Regulation, for the rental of pagers in accordance with the terms and conditions of Contract 06580; to authorize the expenditure of \$2,065.00; and to declare an emergency, (\$2,065.00)

Whereas, the Division of Purchasing has established Contract 06580 for the option to obtain rental pagers; and

Whereas, the Division of Development Regulation utilizes pagers for inspection and related personnel; and

Whereas, an emergency exists in the usual daily operations of the Department of Jobs Development, Division of Development Regulation, in that it is immediately necessary to enter into contract for the rental of pagers, all for the immediate preservation of the public peace, health, safety, and welfare; now, therefore,

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

Section 1. That the Purchasing Administrator be authorized to enter into contract for the rental of pagers for the Division of Development Regulation for the period 7/1/85 through 12/31/85 on the basis of Contract 06580.

Section 2. That the expenditure of \$2,065.00, or so much thereof as may be necessary, from the Division of Development Regulation, Division 44-03, Subfund 01-100, Index 446922, Minor Object 302 for the aforesaid purpose is hereby authorized.

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.

Passed October 28, 1985.

JERRY HAMMOND,

President of Council.

Approved October 29, 1985.

DANA G. RINEHART, Mayor.

Attest:

FRANCINE C. RYAN, City Clerk.

ORD. No. 2270-85—To authorize and direct the Board of Health to enter into a contract with Burroughs Corporation for the provision of technical support services, to waive the provisions of the Columbus City Code, Section 329.06, Paragraphs (a) through (e) inclusive, relating to competitive bidding, to authorize the expenditure of Thirteen Thou-