

RECORD OF ORDINANCES

Ordinance No. 2026-03

Passed

February 3, 2026

AN ORDINANCE APPROVING AN EMERGENCY WATER SERVICE AGREEMENT BETWEEN THE CITY OF PICKERINGTON, OHIO AND THE CITY OF COLUMBUS, OHIO

WHEREAS, the City of Pickerington is required to have a contingency plan in place for access to and the delivery of potable water in the event of an emergency failure; and

WHEREAS, the City has identified the City of Columbus, Ohio as able to provide such water services in the event of such emergency; and

WHEREAS, in order to finalize an Emergency Water Services Agreement with the City of Columbus, City Council must authorize the City Manager to sign the Agreement prior to Columbus City Council approval.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PICKERINGTON, FAIRFIELD-FRANKLIN COUNTIES, OHIO, A MAJORITY OF ITS MEMBERS CONCURRING:

Section 1. That the City Manager is hereby directed to execute an Agreement with the City of Columbus in substantially the same form as the draft Agreement attached hereto as Exhibit A in consultation with the Law Director.

Section 2. That this Ordinance shall be effective on the earliest date provided by law.

APPROVED BY:


Lee A. Gray, Mayor

DATE OF APPROVAL: February 3, 2026

EFFECTIVE DATE: February 3, 2026

ATTEST:


Heather Moore, City Clerk

SPONSOR: CONSENT AGENDA

APPROVED AS TO FORM
AND LEGALITY OF PURPOSE:


Philip K. Hartmann, Law Director

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Ordinance No.		2026-03	Passed	20
		<u>Exhibit A</u>		
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Exhibit A

EMERGENCY WATER SERVICE AGREEMENT

BETWEEN THE CITY OF COLUMBUS, OHIO

AND

THE CITY OF PICKERINGTON, OHIO

This Agreement made pursuant to Ordinance No. _____ passed and approved by the City of Columbus, Ohio _____, authorizing the Director of Public Utilities to enter into this Agreement, is hereby entered into by and between the City of Columbus, Ohio, a municipal corporation, and The City of Pickerington, Ohio this _____ day of _____, 2026.

WITNESSETH:

Section 1. The City of Columbus, Ohio shall, for the consideration hereinafter stated, furnish surplus potable water from the municipal water system of the City of Columbus to the City of Pickerington to replace their potable water supply in the event of an emergency failure of their water system. An emergency failure is defined as follows: any unforeseeable natural or man-made situation that causes, or will likely cause, a loss of potable water supply to the City of Pickerington residents.

This Agreement is to continue without interruption from the effective date of this Agreement until superseded or terminated. The Agreement may be terminated by either party with written notice to terminate to the other party at least six (6) months prior to the actual date of termination.

The City of Columbus may refuse or restrict such emergency supply if, in the opinion of the City of Columbus, Division of Water Administrator, the water supply available to Columbus would be inadequate and/or the residents of the City of Pickerington would adversely exceed their historical average daily potable water demand.

Unless otherwise approved by the City of Columbus, Ohio, such water is to be used solely by the City of Pickerington to provide water to their residents and is not to be transferred through their system to any other users or water utility companies.

Section 2. The installation and maintenance of the connection for such emergency supply is to be at the sole expense of the City of Pickerington. Construction plans, methods and materials for the emergency connection are to be approved by the City of Columbus, Division of Water Administrator.

The connection will consist of a 8" tap in the vicinity of 1330 Refugee Rd., Pickerington, OH 43147 with the interconnecting main controlled by a minimum of two (2) standard gate valves. The valves are to be installed with boxes equipped with suitable locking devices such that access to these valves for operational purposes will be controlled. This procedure is intended to eliminate the unintentional or unauthorized use of these emergency control valves. A pitometer tap will be installed with the interconnecting main. This tap is intended to serve as an alternative method of determining the quantity of water being provided.

At any time this emergency service is to be utilized, such use must be authorized by the City of Pickerington and the Administrator of the City of Columbus, Division of Water, or their designees. The City of Columbus, Division of Water shall be the sole holder of the locking device keys, and valve operation shall only be performed by City of Columbus personnel, unless otherwise approved by the City of Columbus, Division of Water Administrator.

The City of Pickerington shall have an approved Ohio Environmental Protection Agency backflow program.

Section 3. Unless otherwise approved, the transfer of water through the emergency connection shall be limited to a maximum period of two (2) weeks unless metering satisfactory to the City of Columbus, Division of Water is installed. Such metering costs shall be at the expense of the City of Pickerington.

The City of Pickerington agrees to hold the City of Columbus free and harmless from any and all claims, costs and expenses resulting from this emergency service, except such claims, costs and expenses which arise out of negligence of the City of Columbus, its contractors, agents and employees. The City of Pickerington further agrees that the City of Columbus shall not be liable to the City of Pickerington for failure to supply water to their residents under the terms of this Emergency Service Agreement.

Section 4. The method of determining the quantity of water provided during any period of usage when the usage is not directly metered or measured through a pitometer tap shall be based on the historical usage records provided by the City of Pickerington for a similar time period and the pumpage records for that period maintained by the City of Columbus, Division of Water.

Section 5. The rates for the water furnished under this Agreement will be in accordance with Section 1105.05 of the Columbus City Codes for Outside City Non-Contract Areas. A bill for all water used by the City of Pickerington based on either calculated or master metered usage will be prepared at the end of each successive month of water service and/or upon termination of water service to the City of Pickerington and paid within thirty (30) days of the billing date.

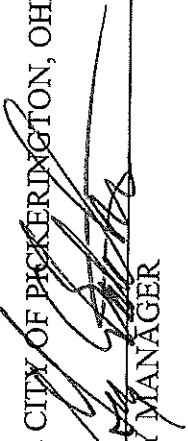
Until such time as this agreement is modified or a more permanent connection and metering arrangement is provided, or until a Water Service Agreement is entered into, the City of Columbus agrees that there will be no capacity charge for this emergency service.

IN WITNESS WHEREOF, the parties to this Agreement have hereto set their hands and seals and have executed this Agreement.

THE CITY OF COLUMBUS, OHIO

DIRECTOR OF PUBLIC UTILITIES

THE CITY OF PICKERINGTON, OHIO


CITY MANAGER

APPROVED AS TO FORM:

CITY ATTORNEY DATE
CITY OF COLUMBUS, OHIO


ATTORNEY DATE
CITY OF PICKERINGTON, OHIO