



## Legislation Details (With Text)

**File #:** 2341-2015      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 9/14/2015      **In control:** Finance Committee

**On agenda:** 9/28/2015      **Final action:** 9/30/2015

**Title:** To authorize the director of the Department of Finance and Management to execute those documents necessary to grant a nonexclusive, temporary, subsurface easement to Columbia Gas of Ohio, Inc., an Ohio corporation, in order to install, monitor, construct, reconstruct, replace, operate, maintain, repair, and remove an underground natural gas pipeline utility and associated appurtenances in, under, and burdening a portion of the City's real property; and to declare an emergency. (\$0.00)

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Ex-A, 2. Ex-B

Date	Ver.	Action By	Action	Result
9/30/2015	1	CITY CLERK	Attest	
9/29/2015	1	MAYOR	Signed	
9/28/2015	1	COUNCIL PRESIDENT	Signed	
9/28/2015	1	Columbus City Council	Approved	Pass

As part of the City's construction of the new office building at the corner of Front and Long Streets, it is necessary to relocate an existing Columbia Gas of Ohio, an Ohio corporation ("Columbia"), gas line currently located on the City's property, (identified as Franklin County Tax Parcel Number 010-01840), being within a portion of vacated Elm Street, which once relocated will allow the City to safely construct the piers for the building foundation. Columbia agreed to relocate the pipeline to the right-of-way in Long & Front Streets. However, during the relocation effort, Columbia experienced utility conflicts within the Front Street right-of-way, such that the relocation was not able to be completed and necessitating a temporary relocation of the gas pipeline within the City's property until Columbia's permanent relocation of the pipeline in Lynn Alley and Wall Streets is completed. The grant and execution of a temporary non-exclusive easement to Columbia will allow Columbia to immediately begin relocating its gas line so the City can proceed with its construction project.

### Fiscal Impact:

The funding for the cost of the temporary relocation is contained within the budget for the construction.

### Emergency Justification:

Emergency action is requested to allow for the immediate execution of a temporary non-exclusive easement by the City so that Columbia Gas can begin work as soon as possible to relocate the gas line to enable the City to proceed with its construction project without significant delay.

To authorize the director of the Department of Finance and Management to execute those documents necessary to grant a nonexclusive, temporary, subsurface easement to Columbia Gas of Ohio, Inc., an Ohio corporation, in order to install,

monitor, construct, reconstruct, replace, operate, maintain, repair, and remove an underground natural gas pipeline utility and associated appurtenances in, under, and burdening a portion of the City's real property; and to declare an emergency. (\$0.00)

**WHEREAS**, as part of the City's construction of its new office building at the corner of Front and Long Streets, it is necessary to relocate a Columbia Gas of Ohio gas line currently located on the City's property (identified as Franklin County Tax Parcel Number 010-01840); and

**WHEREAS**, Columbia's relocation of the existing pipeline from the vacated portion of Elm Street to the temporary easement area will allow the City to construct the new Long and Front office building; and

**WHEREAS**, it is in the City's best interest to grant a temporary, non-exclusive easement; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of Finance and Management to execute those documents, as approved Department of Law, Division of Real Estate, necessary to grant a non-exclusive, temporary subsurface easement to Columbia Gas of Ohio, for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

**SECTION 1.** The director of the Department of Finance and Management is authorized to execute those documents, approved by the City Attorney, to grant to Columbia Gas of Ohio, Inc., an Ohio corporation, a non-exclusive, temporary subsurface easement in order to install, monitor, construct, reconstruct, replace, operate, maintain, repair, and remove an underground natural gas pipeline utility and associated appurtenances on the City's property identified as Franklin County Tax Parcel Number 010-01840 and as described and depicted in the attachments, Exhibit-A and Exhibit-B, which are fully incorporated into this ordinance for reference.

**SECTION 2.** For the reasons stated in the preamble of this ordinance, which are made a part of this ordinance, this ordinance is declared an emergency measure and shall take effect and be in force from and after this ordinance's passage and approval by the Mayor, or ten (10) days after this ordinance's passage if the Mayor neither approves nor vetoes this ordinance.