



Legislation Text

File #: 1936-2016, **Version:** 1

BACKGROUND:

The City owns real property located at 1198 East Main Street, Columbus, Ohio 43205 {Franklin County Tax Parcel 010-050816} ("Property"), which is managed by the Department of Finance and Management ("Finance") and as further described and recorded in Instrument Number 201410030130867, Recorder's Office, Franklin County, Ohio. The Ohio Power Company, an Ohio corporation doing business as American Electric Power ("AEP"), previously had electric utility facilities located on the Property without any easement rights. AEP recently relocated and reconfigured its electric utility facilities on the Property according to the City's direction and satisfaction. AEP now requests the applicable electric utility easement to burden a portion of the Property in order to maintain certain electric facilities and associated appurtenances for the distribution, delivery, and service of electrical energy and impulses for both the Property's benefit and for the benefit of real estate in the Property's vicinity ("Easement"). Finance reviewed and supports granting AEP the Easement in consideration that (i) the Easement supports electricity services to the Property, (ii) the Easement supports electricity services in the vicinity of the Property, (iii) AEP already relocated and reconfigured its electric utility facilities according to the City's direction and satisfaction, and (iv) the Easement will be nonexclusive.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Not applicable.

To authorize the director of the Department of Finance and Management to execute and acknowledge any document(s), as approved by the City Attorney, necessary to grant to the Ohio Power Company d.b.a. AEP a nonexclusive electric utility easement to burden a portion of the City's real property at 1198 East Main Street, Columbus, Ohio 43205. (\$0.00)

WHEREAS, the City intends to support electric services in the vicinity of its real property located at 1198 East Main Street, Columbus, Ohio 43205 {Franklin County Tax Parcel 010-050816} (*i.e.* Property); and

WHEREAS, the City intends to grant AEP an electric utility easement to burden a portion of the Property in order to maintain certain electric facilities and associated appurtenances for the distribution, delivery, and service of electrical energy and impulses (*i.e.* Easement) for both the Property's benefit and for the benefit of real estate in the Property's vicinity; and

WHEREAS, the City intends to quit claim grant AEP the Easement in consideration that (i) the Easement supports electricity services to the Property, (ii) the Easement supports electricity services in the vicinity of the Property, (iii) AEP already relocated and reconfigured its electric utility facilities according to the City's direction and satisfaction, and (iv)

the Easement will be nonexclusive; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Finance and Management to authorize the Director to execute and acknowledge any document(s) necessary, as approved by the City Attorney, Real Estate Division, to quit claim grant the Easement to AEP; **now, therefore**

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

SECTION 1. That the director of the Department of Finance and Management (*i.e.* Finance) is authorized to execute and acknowledge any document(s) necessary to quit claim grant to the Ohio Power Company, an Ohio corporation doing business as AEP (*i.e.* AEP), and its successors and assigns an electric utility easement to burden the 0.010 acre, more or less, tract and portion of the City's real property located at 1198 East Main Street, Columbus, Ohio 43205 {Franklin County Tax Parcel 010-050816} (*i.e.* Property) described and depicted in the three (3) page attachment, Exhibit-A, which is fully incorporated for reference as if rewritten, in order for AEP to nonexclusively maintain certain electric facilities and associated appurtenances for the distribution, delivery, and service of electrical energy and impulses (*i.e.* Easement) for both the Property's benefit and for the benefit of real estate in the Property's vicinity.

SECTION 2. That the City Attorney is required to preapprove all document(s) executed by the City pursuant to this ordinance.

SECTION 3. That this ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.