



Legislation Text

File #: 2298-2016, **Version:** 1

BACKGROUND:

The City owns real property located at 4252 Groves Road, Columbus, Ohio 43232 {Franklin County Tax Parcel 010-192053} ("Property" via Ins. Number 201112220167044, Recorder's Office, Franklin County, Ohio), which is managed by the Department of Finance and Management ("Finance"). The City is constructing certain improvements on the Property and needs to service this facility with electricity. Accordingly, Finance entered into a contract on behalf of the City with the Ohio Power Company, an Ohio corporation doing business as American Electric Power ("AEP"), in order to service electricity to the Property. AEP requests an electric utility service easement to burden a portion of the Property in order to install certain aboveground and underground electric facilities and associated appurtenances to service the Property with electrical energy and impulses ("Easement"). Finance reviewed and supports granting AEP the Easement in consideration that (i) the Easement is exclusively for the benefit and a prerequisite for providing electric utility services to the Property, and (ii) AEP will release all of its existing easement rights burdening the Property that are described and recorded in Instrument Number 199811120289526, Recorder's Office, Franklin County, Ohio.

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, an electric utility service easement to burden a portion of the City's real property at 4252 Groves Road, Columbus, Ohio 43232 in order to exclusively provide electric service to City facilities on this property. (\$0.00)

WHEREAS, the City intends to construct certain facilities at 4252 Groves Road, Columbus, Ohio 43232 {Franklin County Tax Parcel 010-192053} (*i.e.* Property); and

WHEREAS, the City intends to contract with the Ohio Power Company, an Ohio corporation, doing business as American Electric Power (*i.e.* AEP), in order to provide electricity services to the Property; and

WHEREAS, the City intends to grant AEP an electric utility service easement to burden a portion of the Property in order to install certain electric facilities and associated appurtenances to service the Property with electrical energy and impulses (*i.e.* Easement); and

WHEREAS, the City intends to quit claim grant AEP the Easement in consideration that (i) the Easement is exclusively

for the benefit and a prerequisite for providing electric utility services to the Property, and (ii) AEP will release all of its existing easement rights burdening the Property that are described and recorded in Instrument Number 199811120289526, Recorder's Office, Franklin County, Ohio; and

WHEREAS, the City intends for the director of the Department of Finance and Management (*i.e.* Finance) to execute and acknowledge any document(s) necessary to quit claim grant the Easement to AEP; and

WHEREAS, the City intends for the City Attorney to approve all document(s) associated with this ordinance;

WHEREAS, it has become necessary in the usual daily operation of the Department of Finance and Management to authorize the Director to execute any documents necessary to quit claim grant the Easement for the public health, safety and welfare; **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 (*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 AEP's successors and assigns an electric utility service easement to burden the tract and portion of the City's real property located at 4252 Groves Road, Columbus, Ohio 43232 {Franklin County Tax Parcel 010 -192053} (*i.e.* Property) described and depicted in the one (1) page attachment, Exhibit-A, which is fully incorporated for reference as if rewritten, in order for AEP to install certain electric facilities and associated appurtenances for the service of electrical energy and impulses (*i.e.* Easement) exclusively for the benefit of the Property.

SECTION 2. The City granting the Easement to AEP is contingent upon AEP releasing all of its existing easement rights burdening the Property that are described and recorded Instrument Number 199811120289526, Recorder's Office, Franklin County, Ohio.

SECTION 3. The City Attorney is required to preapprove all document(s) executed by the City pursuant to this ordinance.

SECTION 4. This ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.