

Canal Winchester

*Town Hall
10 North High Street
Canal Winchester, OH 43110*



Meeting Agenda

January 16, 2018

6:00 PM

Council Work Session

Mike Walker – Chair

Jill Amos

Will Bennett

Bob Clark

Mike Coolman

Bruce Jarvis

Patrick Lynch

- A. Call To Order
- B. Roll Call
- C. Also In Attendance

Mayor Ebert, Matt Peoples, Lucas Haire, Amanda Jackson, Bill Sims, Dick Miller, Steve Smith, Shawn Starcher, Rick Brown, Joe Taylor, Sargent Cassel

D. Reports

Bill Sims –

[18-002](#)

EMH&T Update

Dick Miller –

Steve Smith –

Shawn Starcher –

Rick Brown –

Joe Taylor –

Sargent Cassel –

E. Request for Council Action

[RES-18-001](#)

Development

A Resolution Authorizing The City Of Canal Winchester To Issue Mcimetro Access Transmission Services Corp. D/B/A Verizon Access Transmission A Telecommunications And Utility Permit To Construct, Operate And Maintain A Telecommunications System Or Utility Within The Public Right-Of-Ways Within The City Of Canal Winchester ([Ex. A](#))

- Request to move to full Council

[ORD-18-001](#)

Construction Services

An Ordinance To Authorize The Mayor To Grant A Utility Easement To South Central Power Company For The Relocation Of Electric Utilities For The Gender Road Phase 4 Improvement Project And Declaring An Emergency ([Ex. A](#))

- Request to move to full Council

[ORD-18-002](#)

Finance

An Ordinance To Amend The 2018 Appropriations Ordinance 17-049, Amendment #1

- Request to move to full Council

- F. Items for Discussion
- G. Old/New Business
- H. Adjournment

City of Canal Winchester
City Council Work Session
Engineering – Status
1/16/2018

1. Gender Road Phase 4

- a. Final plans remitted for staff signatures on January 12th which will mark the completion of the detailed engineering design.
- b. Bidding documents are being assembled. Bidding is planned for early February. OPWC commitment is for contract award of the project by March 31st.
- c. Completed design of rail crossing upgrade and provided to Indiana and Ohio Railroad (IORY) for technical review.
- d. IORY is amenable to include the rail crossing upgrade work in the public improvements construction contract. This will simplify coordination and bring control of work under the City's contract. IORY will reimburse the City for half of the crossing upgrade costs. Mechanics to be resolved in a formal project agreement which will be forth coming.
- e. A final coordination meeting with IORY is scheduled for February 5th.
- f. Utility relocations primarily associated with South Central Power (SCP) will be commencing imminently.
- g. The project has identified the need for a general, Nationwide Permit (NWP 3) for environmental impacts. The application is being prepared and we anticipate submittal within two weeks.
- h. The project has identified the need for a locally issued floodplain permit. The project team is working with City staff for issuance.
- i. The current Engineer's Opinion of Construction Cost ("cost estimate") for the proposed work eligible for OPWC is in line with the original application amounts.

2. 2018 Street Program

- a. Draft project deliverables distributed to staff for review on January 12th
- b. Currently Programmed for bidding to commence on February 7th with the bid opening on February 23rd.

RESOLUTION NO. 18-001

A RESOLUTION AUTHORIZING THE CITY OF CANAL WINCHESTER TO ISSUE MCIMETRO ACCESS TRANSMISSION SERVICES CORP. D/B/A VERIZON ACCESS TRANSMISSION A TELECOMMUNICATIONS AND ULTILITY PERMIT TO CONSTRUCT, OPERATE AND MAINTAIN A TELECOMMUNICATIONS SYSTEM OR UTILITY WITHIN THE PUBLIC RIGHT-OF-WAYS WITHIN THE CITY OF CANAL WINCHESTER

WHEREAS, Chapter 1197 of the Canal Winchester code of ordinances regulates public right-of-ways within the City of Canal Winchester; and

WHEREAS, MCImetro Access Transmission Services Corp. d/b/a Verizon Access Transmission is a telecommunications company that desires to provide services to businesses or governmental entities within the City of Canal Winchester; and

WHEREAS, MCImetro Access Transmission Services Corp. has filed an application for a telecommunications and utility permit to construct facilities within a right-of-way of the City of Canal Winchester; and

WHEREAS, the application meets all criteria set forth in the Canal Winchester Code of Ordinances 1197.04.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO:

Section 1: The right-of-way permit for MCImetro Access Transmission Services Corp. to allow operations and maintenance of a telecommunications system within the public right-of-ways within the City of Canal Winchester as described in the application attached hereto, and made part hereof, as Exhibit A shall be granted.

Section 2: That this resolution shall take effect and be in force from and after the earliest period allowed by law.

DATE PASSED _____

PRESIDENT OF COUNCIL

ATTEST _____
CLERK OF COUNCIL

MAYOR

DATE APPROVED _____

APPROVED AS TO FORM:

LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

Finance Director/Clerk of Council



Telecommunication & Utility Permit Application
As provided for in Chapter 1197 of the
Canal Winchester Codified Ordinances

Permit No. _____

Date of Application 12/19/2017

Expiration Date _____

Permittee:

Utility MCImetro Access Transmission Services Corp. d/b/a Verizon Access
Transmission Services
Address 22001 Loudon County Parkway
City Ashburn State VA Zip 20147
Contact Name 24 hour System Representative/ Network Operations Center
Email n/a Phone 1-800-MCI-WORK

Agent For Permittee:

Firm Name MCImetro Access Transmission Services Corp. d/b/a Verizon Access
Transmission Services
Address 600 Hidden Ridge HQE02E67
City Irving State TX Zip 75038
Contact Name Dina Dye
Email dina.dye@verizon.com Phone (972) 457-8337

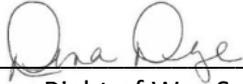
Type/Purpose of Proposed Facilities:

Verizon, through its wholly owned subsidiary MCImetro Access Transmission Services Corp. d/b/a Verizon Access Transmission Services ("MCImetro"), is planning to construct a fiber optic communications network in the public rights-of-way of your community. MCImetro became a wholly-owned subsidiary of Verizon by virtue of Verizon's acquisition of MCI in 2006. MCImetro is a competitive telecommunications company, authorized to provide telecommunications services throughout the State of Ohio.

Description of Proposed Facilities:

MCImetro intends to offer one or more of the following services to business and government customers: competitive local exchange, voice and data communications services, internet access, private line service, cell site front-haul and back-haul capacity using fiber optic cables, and leasing of conduit and dark fiber to third parties as well as future services when they become available. At this time, MCImetro does not intend to offer services to residential customers. MCImetro will not offer residential cable TV video service or personal wireless service.

MCImetro will deploy fiber-optic facilities to existing and new cell site locations, as well as, business customers within your community. MCImetro plans to deploy fiber only to cell sites located on existing structures, such as cell towers, buildings, water towers, or parking garages. No new structures are planned. Fiber-optic cable will be installed within the public right-of-way either underground within conduit or aerial upon poles. MCImetro has no plans to construct, own, or operate any wireless equipment anywhere within your community. Verizon Wireless will be working separately with your community with respect to any plans Verizon Wireless might have to deploy wireless equipment within the community limits (whether in public right of way or on private property).

Applicant Signature: 
Dina Dye – Right of Way Specialist

Date 12/19/2017

(For Office Use)

Bond on file? _____
Insurance on File? _____
Fee Provided? _____

ORDINANCE NO. 18-001

AN ORDINANCE TO AUTHORIZE THE MAYOR TO GRANT A UTILITY EASEMENT TO SOUTH CENTRAL POWER COMPANY FOR THE RELOCATION OF ELECTRIC UTILITIES FOR THE GENDER ROAD PHASE 4 IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, Council hereby finds and determines that it is in the best interest of the City of Canal Winchester to provide a utility easement to South Central Power Company for the purposes of relocating electric facilities required by the Gender Rd. Phase 4 Improvements project;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO:

Section 1. That the Mayor be and hereby is, authorized to execute on behalf of the City of Canal Winchester an electric utility easement to South Central Power Company, as more fully described in the Electric Line – Right of Way Easement attached hereto as Exhibit A and incorporated herein by reference

Section 2. That this ordinance is hereby declared to be an emergency measure, necessary for the preservation of public health, safety, and welfare, such an emergency arising from the need to meet a specific construction schedule associated with the Gender Rd. Phase 4 Improvements; wherefore this ordinance shall take effect and be in force from and after its passage.

DATE PASSED _____

PRESIDENT OF COUNCIL

ATTEST _____
CLERK OF COUNCIL

MAYOR

DATE APPROVED _____

APPROVED AS TO FORM:

LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

Finance Director/Clerk of Council

ELECTRIC LINE ~ RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, (whether one or more), for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant to SOUTH CENTRAL POWER COMPANY, an Ohio corporation (hereinafter called "South Central") whose post office address is PO Box 250 Lancaster Ohio and to its successors and assigns, the right, privilege and easement to enter upon the lands and property of the undersigned, situated in the Township of: Madison County of: Franklin State of Ohio, and more particularly described as follows:

Property Owners: Village of Canal Winchester AKA City of Canal Winchester
Property Address: Gender and Groveport Road
Map/Location: 110-004-000 Work Order #: 165554-02
Containing: 2.230 Acres, 2.739 Acres and 3.102 Acres More or less
Parcel No: 184-003188, 184-000873 and 184-003284
Recorded In-Deed Vol: OR Volume Page: Initials:
Vms No: Section: 25 Township No: 11 Range: 21

Easement width shall be 50 feet, 25 feet each side of South Central Power Company's overhead electric lines, poles and anchors as constructed, and 20 feet in width 10 feet each side of South Central Power Company's underground electric lines and above ground facilities as constructed.

The approximate location of said electric lines, poles and other facilities is depicted on the Exhibit "A" drawing attached hereto and incorporated herein.

The right to construct, reconstruct, re-phase, relocate, install, inspect, upgrade, repair, extend, operate and maintain on, over, across, under, and through said lands and property and/or all streets, roads or highways abutting said land and property, electric transmission and/or distribution lines or systems; to make such excavation as may be reasonably necessary to carry out the foregoing acts in respect to any underground lines or systems; to cut, trim, remove and control growth of trees, shrubbery, and vegetation within such right-of-way and any dead, weak, leaning or danger trees outside of the right-of-way that may strike the lines or system in falling, by chemical means, machinery or otherwise vegetation that may interfere with or threaten to endanger the operation and maintenance of said lines or systems, and to license, permit or otherwise agree to the joint use or occupancy of the lines or systems by any other person, association or corporation for electrification, telephone or other utility purposes; with the right to assign this easement in whole in part; together with the right at all times to enter upon said lands for the purpose of inspecting said lines or systems, making repairs, renewals, alterations and extensions thereon, thereunder, thereto and therefrom; also the right of ingress and egress over the property of the undersigned to and from said lines or systems. No tree or trees shall be planted, grown or permitted to grow in such right-of-way, and no other vegetation shall be planted, grown or permitted to grow in such right-of-way that may interfere with Grantee's use and enjoyment.

No improvement, structure or building shall be built or placed within the easement area, or the level of the ground be changed by excavation or mounding without written consent of the Grantee. Grantee can remove, without compensation to the Grantor, trees, vegetation, improvements, structures or other obstructions within the right-of-way that, in the Grantee's judgment, may interfere with Grantee's use and enjoyment of such right-of-way or the operation and maintenance of such poles, lines or systems, or that may be a safety hazard. South Central shall restore and repair the property owned by the Grantor to the approximate same condition following the completion of any work undertaken in the easement area.

The undersigned agrees that all poles, wires and other facilities including any equipment, installed on, over, across, under, or through said lands and property shall remain the property of South Central, removable at its option, upon termination of service to said lands or property. It is covenanted by the undersigned that the undersigned is the owner of the above described lands and property and that said lands and property are free and clear of encumbrances and liens of whatsoever character except and the lien of current taxes not yet due and payable.

Owner: Village of Canal Winchester AKA City of Canal Winchester

BY: _____

Printed Name: _____

Title: _____

State of Ohio, County of:

BE IT REMEMBERED, that on this..... day of, 2017.

before me, the subscriber, a Notary Public in and for said County, personally came the above named Village of Canal Winchester AKA City of Canal Winchester

in the foregoing easement and acknowledged the signing of the same to be a / their voluntary act and deed, for the uses and purposes therein mentioned.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

.....
Notary



This instrument prepared by: South Central Power Co., PO Box 250, Lancaster, OH 43130-0250
Approved by: BakerHostetler, As to form, 65 East State St. Columbus, OH 43215

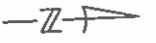
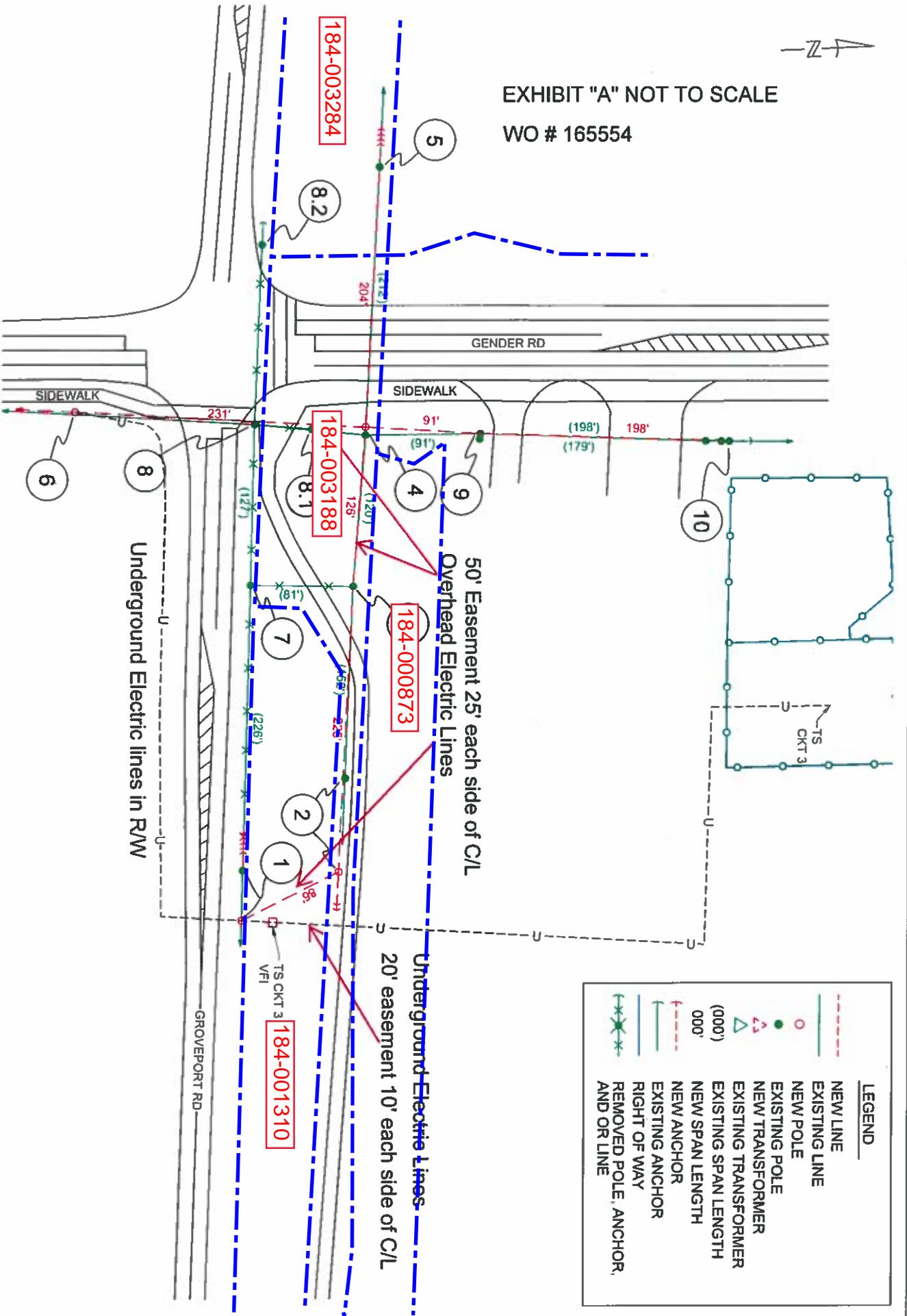


EXHIBIT "A" NOT TO SCALE

WO # 165554



| LEGEND | |
|--------|-----------------------------------|
| | NEW LINE |
| | EXISTING LINE |
| | NEW POLE |
| | EXISTING POLE |
| | NEW TRANSFORMER |
| | EXISTING TRANSFORMER |
| | EXISTING SPAN LENGTH (000') |
| | NEW SPAN LENGTH (000') |
| | NEW ANCHOR |
| | EXISTING ANCHOR |
| | RIGHT OF WAY |
| | REMOVED POLE, ANCHOR, AND/OR LINE |

50' Easement 25' each side of C/L
 Overhead Electric Lines

Underground Electric Lines
 20' easement 10' each side of C/L

Underground Electric lines in R/W



GROVEPORT RD
 SOUTH CENTRAL POWER COMPANY
 FRANKLIN COUNTY

DATE: 10-19-17
 STAKED BY: T. KELLY

SCALE:
 1" = 100'

JOB NUMBER: 36-030-006
 SHEET 1 OF 1

ORDINANCE NO. 18-002

AN ORDINANCE TO AMEND THE 2018 APPROPRIATIONS ORDINANCE 17-049, AMENDMENT #1

WHEREAS, the City Council desires to proceed with activities of the City which require changes in the appropriations to accommodate those activities;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, OHIO:

Section 1: That the 2017 Annual Appropriations Ordinance be amended by appropriating from the unappropriated monies of the Bed Tax Fund \$8,000.00 to the Operating Expenses function; and

Section 2: That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

DATE PASSED _____

ATTEST _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL

MAYOR

DATE APPROVED _____

APPROVED AS TO FORM:

LEGAL COUNSEL

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Finance Director/Clerk of Council