

September 10, 2020

TO: Mayor and Members of City Council

FROM: Paula Boggs Muething, Interim City Manager

SUBJECT: ORDINANCE to authorize a Grant of Easement in favor of Duke Energy on City owned property

Transmitted herewith is an Ordinance captioned as follows:

AUTHORIZING the City Manager to execute a *Grant of Easement* in favor of Duke Energy Ohio, Inc., granting a utility easement over a portion of City-owned property generally located at 1600 Gest Street in the Lower Price Hill neighborhood of Cincinnati.

Background

The City, as operator of the Metropolitan Sewer District of Greater Cincinnati (MSD), is building, as part of the capital projects required under the MSD Consent Decree, S.S. No. 6809, Project ID 10144887, Mill Creek WWTP High Rate Treatment Facility Diversion Structure on the site of the Mill Creek Wastewater Treatment Plant (MCWWTP) Gest Street campus. In order to build the Diversion Structure, dewatering wells are needed to keep groundwater out of the construction area. Dewatering has been performed through the use of gasoline-powered generators. MSD and its design-build contractor have determined that electric-powered dewatering generators would provide significant costs savings to the project, however, the existing level of electric power at the site is insufficient to allow electric powered dewatering wells running as needed by construction.

To meet project needs as economically as possible, it requires two new power poles, and a power line and transformer at the entrance to the MCWWTP campus. Duke Energy requires a 32' wide easement from the Gest Street right of way line for the new overhead electrical line and a 15' wide easement for the new poles and transformer. See attached Exhibit.

The City's Real Estate Services has determined, by appraisal, the fair market value of the easement is \$5,000.00, but the City is agreeable to grant the easement for \$1.00. It solely serves the City's Department of Sewers in its operation of MSD.

Attachment: Ordinance and Exhibit

Cc: Diana Christy, Director, Metropolitan Sewer District of Greater Cincinnati