

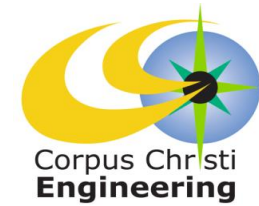
# Management of Rights-of-Way Code of Ordinances Amending Chapter 49



Council Presentation  
April 20, 2021



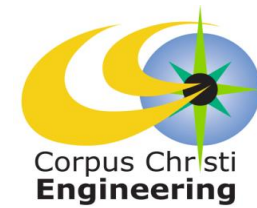
# Background



- The City coordinates infrastructure projects with private utility companies.
  - Distributes plans and specifications during the design phase
  - Hosts monthly utility coordination meetings to discuss upcoming projects
  - Spends significant amounts to accurately locate third party utilities so that conflicts can be addressed during design.
- Current ordinance requires facility owners to review the City's Capital Improvement Program for future planning purposes.



# Past Utility Conflicts



- The following are examples of encountered project conflicts:
  - Reconstruction of Ayers Street
  - Rodd Field Road
  - Holly Road
  - Ennis Joslin to Rodd Field
  - Greenwood to Crosstown Expressway
  - Park Road 22 Bridge
  - Slough Road

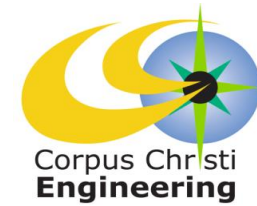








# Purpose

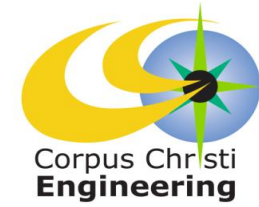


- Promote better management of public rights-of-way (ROW).
- Establish reasonable expectations and requirements:
  - Submit a schedule
  - Relocate facilities within established timeframe
  - Keep contact information current with City
  - Establishes penalties
- State law requires private utility companies to relocate facilities located in public ROW to accommodate City infrastructure projects.



# Ordinance Requirements

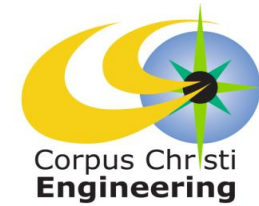
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- Notify City Engineer with relocation schedule
  - During Design Phase:
    - Within 45 days of City notification of utility conflict
    - Complete relocation within 120 days of date agreed in schedule
  - During Construction Phase:
    - Within 5 days of City notification of utility conflict
    - Complete relocation within 30 days, unless granted extension for additional 30 days by City Engineer.
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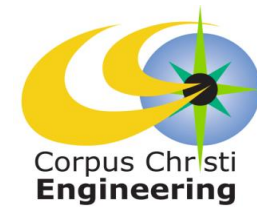
# Utility Relocation Costs



- Private utility companies are primarily responsible.
- If utility located in easement that existed before the public ROW, City is responsible for relocation costs.
  - Utility property interest pre-dates City's property interest
  - City reimburses utility expense after completion
- Electric utilities relocate at their own expense to permit widening or straightening of public ROW.
  - City pays relocation costs not required due to widening or straightening.

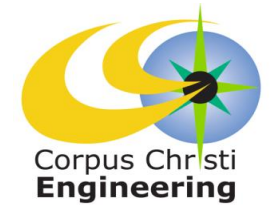


# Penalties & Updates



- Establishes maximum \$500 penalty
  - Per day, every day of failure to comply
- Removes Chapter 55, Article XIV - Telephone Ordinance Agreement
  - Expired in 1992
- City hosted meeting to present ordinance updates in Dec. 2020
  - AEP only interested party that presented comments
  - Minor revisions & final version distributed March 2021





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# Questions?

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