



CITY OF POQUOSON

City Manager's Office
J. Randall Wheeler

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March 4, 2010

TO: City Council

THROUGH: City Manager

FROM: Planning Engineer

**SUBJECT: Resolution Authorizing Solicitation of Bids for a Permanent
Utility Easement Across Property Located on Poquoson Avenue**

Dominion Virginia Power requires a utility easement on City-owned property on Poquoson Avenue (Tax Map Parcel Nos. 21-10-06, 21-1-136, 21-1-141 and 30-1-117) for the installation of underground electric power lines to provide power to the AT&T cellular tower and to power facilities in South Lawson Park in the future.

A resolution authorizing advertisement of this easement as required by the State Code is presented for your consideration. An ordinance granting the easement to Dominion Virginia Power will be brought to City Council for consideration once the required public notice has been given.

JRW/sc

RESOLUTION NO. _____

**A RESOLUTION OF THE COUNCIL OF THE CITY OF POQUOSON, VIRGINIA
DIRECTING THAT PUBLIC NOTICE BE GIVEN OF THE COUNCIL'S INTENTION
TO RECEIVE BIDS FOR A PERMANENT UTILITY EASEMENT ACROSS CITY
PROPERTY LOCATED ON POQUOSON AVENUE KNOWN AS TAX MAP PARCEL
NOS. 21-10-06, 21-1-136, 21-1-141 AND 30-1-117.**

WHEREAS, Dominion Virginia Power has requested a permanent utility easement measuring 30,750 square feet on City-owned property located on Poquoson Avenue (Tax Map Parcel Nos. 21-10-06, 21-1-136, 21-1-141 and 30-1-117) for the installation of underground electric power lines.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Poquoson, Virginia:

Section 1: That public notice of Council's consideration of the request by Dominion Virginia Power shall be given and written bids for easements such as have been requested by Dominion Virginia Power shall be invited by publishing a notice once a week for four successive weeks in a newspaper having general circulation in the City of Poquoson.

Section 2: After written bids have been received and read aloud, the proposed ordinance attached hereto as "Exhibit A" shall be considered for adoption by the Council at a regular scheduled Council meeting.

Section 3: The successful bidder for the proposed easement shall reimburse the City of Poquoson for all expenses incurred in giving public notice of the proposed granting of the subject easement. This reimbursement shall be in addition to the amount of the bids submitted by the successful bidder.

Section 4: The full text of the proposed ordinance and the proposed easement shall be made available for public inspection in the office of the City Manager.

ADOPTED: _____

TESTE: _____
City Clerk

EXHIBIT A

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF POQUOSON, VIRGINIA
CONVEYING A CERTAIN 30,750 SQUARE FOOT UTILITY EASEMENT
TO DOMINION VIRGINIA POWER**

WHEREAS, public notice has been given and bids requested for a proposed easement on City-owned property located on Poquoson Avenue (Tax Map Parcel Nos. 21-10-06, 21-1-136, 21-1-141 and 30-1-117) as required by Article VII, Section 9 of the Constitution of Virginia and Article 2 of Chapter 9 of the Code of Virginia (1950), and

WHEREAS, written bids for the subject easement were received and publicly read aloud, no further bids being offered thereafter.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Poquoson, Virginia:

Section 1: That the bid of Dominion Virginia Power in the amount of \$1.00 is hereby accepted.

Section 2: That Dominion Virginia Power shall be granted a 30,750 square foot utility easement on the terms and conditions expressed in the Easement Agreement attached hereto.

Section 3: That Dominion Virginia Power shall reimburse the City of Poquoson the full amount of all expenses incurred in giving public notice of the proposed grant of the subject easement.

Section 4: That upon the reimbursement of all advertising costs, the execution and posting of the required bond and the payment of the bid submitted, the City Manager is authorized and directed to execute the attached Easement Agreement on behalf of the City of Poquoson.

Section 5: That the second reading of this ordinance shall be dispensed with and the provisions contained herein shall become effective immediately upon adoption.

ADOPTED: _____

TESTE: _____
City Clerk