MAYOR LINDA GORTON

LEXINGTON

CHARLES MARTIN
INTERIM COMMISSIONER
ENVIRONMENTAL QUALITY & PUBLIC WORKS

TO: Linda Gorton, Mayor
Urban County Councilmembers

FROM: Charles H. Martin, Interim Commissioner
Department of Environmental Quality & Public Works

DATE: September 25, 2026

RE: Master Utility Pave Sharing Agreement Columbia Gas of KY, Inc.

Request:

Request Council approval, authorizing the Mayor, on behalf of the Urban County Government, to execute a Master Agreement, Utility Paving Share, between Columbia Gas of Kentucky, Inc., and LFUCG.

Why are you requesting?

Chapter 17C of the Code of Ordinances establishes authority with LFUCG for the maintenance and oversight of the public right-of-way. Columbia Gas routinely performs activities to construct, excavate, install, operate, maintain, repair, and replace utility facilities located in the public right-of-way and is subject to the requirement to restore the public right-of-way. This Master Agreement establishes the opportunity to coordinate restoration in the public right-of-way. Where a structure for the sharing of costs for final paving restoration within the public rights-of-way can be mutually agreed upon, paving will be administered by LFUCG pursuant to this Master Agreement.

The initial term of this Master Agreement shall be for one (1) year from the date of execution. The agreement may be renewed for two (2) additional one (1) year terms by mutual agreement of the parties.

UTILITY may only terminate this Master Agreement due to LFUCG's material breach of the terms hereof, and only upon thirty (30) days written advance notice to LFUCG by registered or certified mail. Notwithstanding the foregoing, if an LFUCG breach of this Master Agreement presents a safety issue, as determined by UTILITY, UTILITY may terminate this Master Agreement immediately. LFUCG shall have the right to terminate and cancel this Agreement at any time upon thirty (30) days written notice served on UTILITY by registered or certified mail.

What is the cost in this budget year and future budget years?

There is no cost to the Urban County Government.

File Number: 0850-26

Wade/Martin