

ORDINANCE NO. 2006-001

*Granting encroachment to First Citizens for installation and maintenance of a flag pole adjacent to its property in the 1200 block of Lady Street*

WHEREAS, First Citizens (hereinafter "Grantee") desires to utilize a portion of the right of way area of the 1200 block of Lady Street for installation and maintenance of a flag pole as shown on the attached drawings; and,

WHEREAS, it appears that the encroachment will not interfere with the use of the sidewalk or street for traffic, utility locations or other uses within the foreseeable future;  
NOW, THEREFORE,

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina, this 8th day of March, 2006, that Grantee, its successors and assigns, is hereby granted the right to use a portion of the right of way area of the 1200 block of Lady Street for installation and maintenance of a flag pole as shown on the attached drawings.

ALL WORK SHALL COMPLY with the requirements of The City of Columbia and South Carolina Department of Transportation now in existence or hereafter enacted. The materials and type of finish to be used are to be approved by the City Engineer prior to installation. Any damage to the street or sidewalk caused by construction shall be repaired to the satisfaction of the City Manager. Improvements within the encroachment shall be maintained by the grantee at no cost to the City in a manner approved by the City Manager.

PROVIDED, HOWEVER, that in exercising the privileges granted under this ordinance, Grantee, its successors and assigns, will indemnify and save harmless the City from any and all claims or causes of action which may arise by reason of the construction or maintenance of the aforesaid encroachment.

PROVIDED FURTHER that the privilege granted hereby may be modified or terminated by Columbia City Council at any time without notice to the Grantee, its successors and assigns.

PROVIDED FURTHER that a certificate of insurance be issued as evidence of general liability insurance with at least the minimum amount of \$600,000.00 for personal injury and property damage and naming the City as an insured, be provided to and filed annually with the City Clerk by Grantee, its successors and assigns.

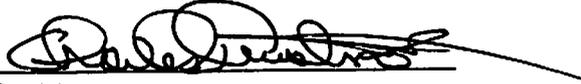
BE IT FURTHER ORDAINED that Grantee, in consideration of the above privilege, shall at its expense provide for protection and relocation of all utilities that might be within this area to the satisfaction of the City Manager.

Requested by:

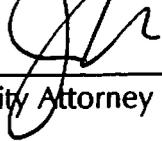
  
\_\_\_\_\_  
MAYOR

ORIGINAL  
STAMPED IN REC

Approved by:

  
\_\_\_\_\_  
City Manager

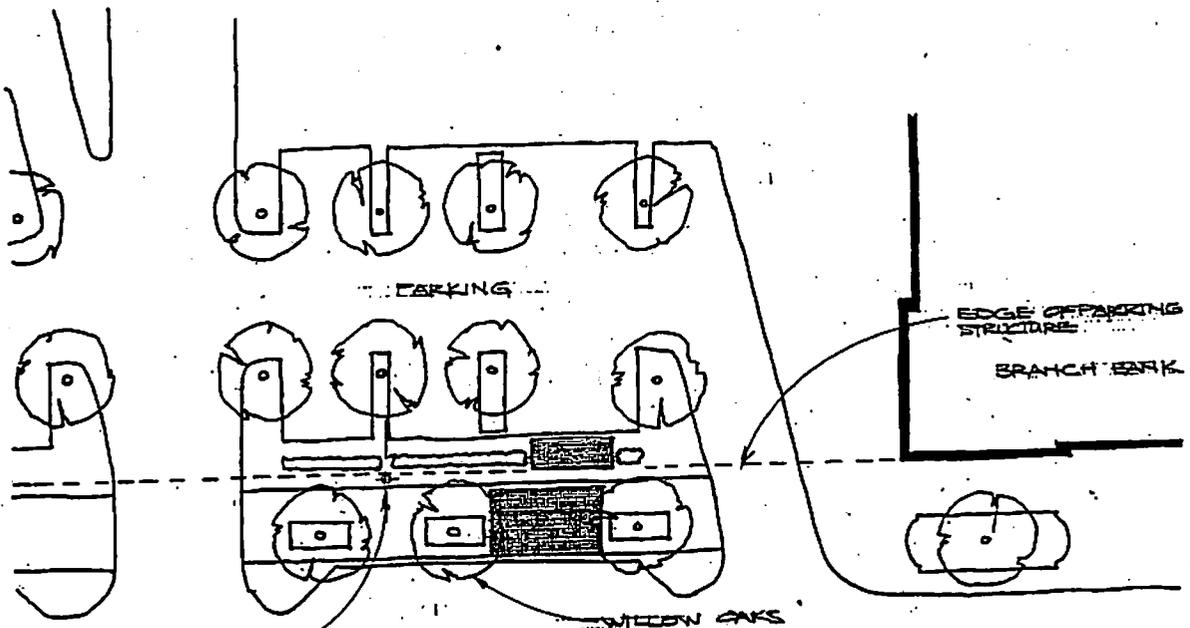
Approved as to form:

  
\_\_\_\_\_  
City Attorney

ATTEST:

  
\_\_\_\_\_  
City Clerk

Introduced: 3/1/2006  
Final Reading: 3/8/2006



FLAGSTONE  
 BRONX/PASSE ARCH.

PLAN - PLAZA

LADY ST.  
 SCALE: 20 FT.

**Ardis, Shari**

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**From:** Parker, Mike [mike.parker@firstcitizenonline.com]  
**Sent:** Monday, January 23, 2006 10:00 AM  
**To:** Ardis, Shari  
**Cc:** Ward, Tom  
**Subject:** Flag Pole

Shari,

Attached is the revised sketch showing the location of the single flag pole on Lady Street. Please advise if you need anything further.

Thanks you for your assistance with this matter.

**Mike Parker**  
First Citizens  
Corporate Real Estate  
1314 Park Street, MC 994026  
Columbia, SC 29201  
803.733.3615 phone  
803.931.8546 fax  
mike.parker@firstcitizenonline.com

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**\*Please note: email address of sender has changed to "firstcitizenonline.com"\***  
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Matter No:	05121261
Attorney:	Y. M. Upde
Date Recd:	12/28/05
File No:	2006-001
Date Out:	

**Ardis, Shari**

**From:** Parker, Mike [mike.parker@firstcitizenonline.com]  
**Sent:** Wednesday, December 28, 2005 11:21 AM  
**To:** Ardis, Shari  
**Subject:** DRAFT First Citizens ROW Improvements

**DRAFT**

Please review this draft to determine if this represents the proper information for presentation to City Council. I look forward to hearing from you.

Ms. Ardis,

Attached are two files, one depicting the improvements we discussed to Lady and Gervais Streets and the other the requested placement for flag poles.

**Lady Street**

We will install:

- approximately 375 linear feet of curb and gutter from Main to Sumter Street;
- 2600 square feet of brick pavers (to match Main Street Improvements) with two (2) landscape areas of approximately 580 square feet planted with two (2) 200 gal Willow Oaks with Gulf Green Indian Hawthorn shrubs below;
- 3,750 square feet of scored concrete sidewalk with ten (10) landscape areas of approximately 900 square feet planted with five (5) 6 inch caliper Willow Oaks with Gulf Green Indian Hawthorn, Asian Jasmine, and Big Blue Liriope shrubs and groundcovers below;
- six (6) bollards with concrete footings near the entrance to the branch bank;
- four (4) City of Columbia approved Holophane street light poles and fixtures;
- and eight (8) parking meter poles

We also request permission to install, in the ROW, two (2) flag poles for the American and State flags.

**Gervais Street**

We will install:

- Approximately 130 linear feet of curb and gutter;
- 1,220 square feet of scored concrete sidewalk with two (2) landscape areas of approximately 190 square feet planted with two (2) 5 inch caliper Bosque Elms with Asian Jasmine groundcover below;
- and two (2) City of Columbia approved Holophane street lights poles and fixtures

I trust this information is sufficient for you to draft the City Council resolution for the City to maintain these improvements after installation.

Thank you for your assistance in this matter.

**Mike Parker**  
 First Citizens  
 Corporate Real Estate  
 1314 Park Street, MC 994026  
 Columbia, SC 29201  
 803.733.3615 phone  
 103.931.8546 fax  
 mike.parker@firstcitizenonline.com

