



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 6/6/2011 **In control:** Development Committee

On agenda: 6/27/2011 **Final action:** 6/28/2011

Title: To authorize and direct the City Auditor to transfer \$1,480,499.22 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$370,124.81 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct payment to the Columbus City School District, Hilliard City School District, and the Olentangy Local School District for income tax revenue sharing; to authorize the expenditure of \$1,480,499.22 from the General Fund; and to declare an emergency. (\$1,480,499.22)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
6/28/2011	1	MAYOR	Signed	
6/28/2011	1	CITY CLERK	Attest	
6/27/2011	1	Columbus City Council	Taken from the Table	Pass
6/27/2011	1	Columbus City Council	Approved	Pass
6/27/2011	1	COUNCIL PRESIDENT	Signed	
6/20/2011	1	Columbus City Council	Tabled to Certain Date	Pass
6/10/2011	1	Auditor Reviewer	Reviewed and Approved	
6/10/2011	1	CITY AUDITOR	Reviewed and Approved	
6/10/2011	1	Dev Drafter	Sent for Approval	
6/10/2011	1	CITY ATTORNEY	Reviewed and Approved	
6/10/2011	1	Dev Drafter	Sent to Clerk's Office for Council	
6/9/2011	1	Finance Reviewer	Reviewed and Approved	
6/9/2011	1	Finance Reviewer	Reviewed and Approved	
6/9/2011	1	FINANCE DIRECTOR	Reviewed and Approved	
6/9/2011	1	Dev Drafter	Sent for Approval	
6/8/2011	1	Finance Reviewer	Reviewed and Approved	
6/7/2011	1	Dev Drafter	Sent for Approval	
6/6/2011	1	Dev Drafter	Sent for Approval	
6/6/2011	1	DEVELOPMENT DIRECTOR	Reviewed and Approved	

BACKGROUND: By authority of ORC Section 5709.82, the City is required to pay affected school districts 50 percent (50%) of the municipal income tax revenue attributable to tax abated projects where the annual 'new employee' payroll for a project is one million

dollars or more, in a given tax year, during the abatement. This municipal income tax revenue sharing with affected school districts applies to all property tax abatements approved by the legislative authority after July 1, 1994 and is based on the 'new employee' wages paid in a tax year, during the years of tax exemption, and also on the wages of the construction workers.

For tax year 2010, the City of Columbus has a total of nineteen (19) projects requiring revenue sharing and the total amount of revenue to be shared is \$1,480,499.22. The nineteen (19) projects are located in three different school districts with the revenue share subtotals as follows: \$1,291,938.46 to Columbus City School District for 16 projects; \$56,701.26 to Hilliard City School District for 2 projects; and \$131,859.50 to the Olentangy Local School District for 1 project.

Emergency action is requested in order to expedite payment to the three school districts to compensate them for property tax revenues forgone due to tax abatements.

FISCAL IMPACT: The 2011 General Fund budget (citywide account) includes funding for these payments. A transfer equal to 25 percent (25%) of the payment will be transferred from the Special Income Tax Fund. The transfer amount of \$370,124.81 has been factored into the current special income tax analysis and resultant capital capacity.

To authorize and direct the City Auditor to transfer \$1,480,499.22 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$370,124.81 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct payment to the Columbus City School District, Hilliard City School District, and the Olentangy Local School District for income tax revenue sharing; to authorize the expenditure of \$1,480,499.22 from the General Fund; and to declare an emergency. (\$1,480,499.22)

WHEREAS, the Ohio Revised Code Section 5709.82 requires the City to pay affected school districts fifty percent (50%) of municipal income tax revenue attributable to tax abated projects where 'new employee' payroll for a project is one million dollars or more in a tax year, during the years of tax exemption; and

WHEREAS, the City of Columbus is subject to the income tax revenue sharing provisions of Ohio Revised Code 5709.82; and

WHEREAS, the City of Columbus has a total of nineteen (19) tax abated projects subject to the income tax revenue sharing provisions and these projects are located in three school districts as follows: Sixteen (16) projects in the Columbus City School District, two (2) projects in the Hilliard City School District, and one (1) project in the Olentangy Local School District; and

WHEREAS, it is necessary at this time to authorize payment of \$1,291,938.46 to the Columbus City School District, \$56,701.26 to the Hilliard City School District, and \$131,859.50 to the Olentangy Local School District; and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to authorize payment to the Columbus City School District, the Hilliard City School District, and the Olentangy Local School District to compensate them for property tax revenues forgone due to tax abatements, thereby preserving the public health, peace, prosperity, safety and welfare; **NOW, THEREFORE,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor be and is hereby authorized and directed to transfer \$1,480,499.22 within the General Fund, Fund No. 010 from the Department of Finance & Management, Division 45-01, Object Level One 10, Object Level Three 5501, OCA 904508 to the Department of Development, Economic Development Division, Division No. 44-02, Object Level One 05, Object Level Three 5513, OCA 440314.

Section 2. That the sum of \$370,124.81 is hereby appropriated from the un-appropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and un-appropriated for any other purpose during the fiscal year ending December 31, 2011 to the City Auditor Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5501.

Section 3. That the City Auditor is hereby authorized to transfer \$370,124.81 in cash only to the General Fund, Economic Development Division, Division 44-02, Object Level One 05, Object Level Three 0886 OCA 440314.

Section 4. That the City Auditor, for the purposes of income tax revenue sharing, is hereby authorized to make payment to the Columbus City School District in the amount of \$1,291,938.46, to the Hilliard City School District in the amount of \$56,701.26, and to the Olentangy Local School District in the amount of \$131,859.50.

Section 5. That the payment totaling \$1,480,499.22 is hereby authorized from the General Fund, Fund 010, Department of Development, Economic Development Division No. 44-02, Object Level One 05, Object Level Three 5513, OCA Code 440314.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, the ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.