



Legislation Details (With Text)

File #: 0543-2011 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 3/25/2011 **In control:** Public Service & Transportation Committee
On agenda: 4/25/2011 **Final action:** 4/27/2011

Title: To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, to authorize the appropriation of \$400,000.00 from the unappropriated balance in the Albany Crossing TIF Fund to the Albany Crossing TIF Fund; and to expend \$400,000.00 from the Albany Crossing TIF Fund for costs in connection with the Warner Road Project Phase 1, and to declare an emergency. (\$400,000.00).

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
4/27/2011	1	MAYOR	Signed	
4/27/2011	1	CITY CLERK	Attest	
4/25/2011	1	Columbus City Council	Approved	Pass
4/25/2011	1	COUNCIL PRESIDENT	Signed	
4/14/2011	1	Atty Drafter	Sent for Approval	
4/14/2011	1	CITY ATTORNEY	Reviewed and Approved	
4/14/2011	1	Atty Drafter	Sent to Clerk's Office for Council	
4/13/2011	1	Finance Reviewer	Reviewed and Approved	
4/13/2011	1	FINANCE DIRECTOR	Reviewed and Approved	
4/13/2011	1	Atty Drafter	Sent for Approval	
4/13/2011	1	Auditor Reviewer	Reviewed and Approved	
4/13/2011	1	CITY AUDITOR	Reviewed and Approved	
4/12/2011	1	Finance Reviewer	Reviewed and Approved	
4/12/2011	1	Finance Reviewer	Reviewed and Approved	
4/11/2011	1	SERVICE DIRECTOR	Reviewed and Approved	
4/11/2011	1	Service Drafter	Sent for Approval	
4/11/2011	1	Atty Drafter	Sent for Approval	
4/5/2011	1	Atty Reviewer	Reviewed and Approved	
4/5/2011	1	Atty Drafter	Sent for Approval	
3/25/2011	1	Atty Drafter	Sent for Approval	

On December 12, 2005 Columbus City Council approved Ordinance 2117-2005 which established ten tax increment financing (TIF)

incentive districts in the northeast area of Columbus under Ohio Revised Code Section 5709.40(C). Annual service payments in lieu of taxes with respect to development within these incentive districts are paid into special funds established for the purpose of improving public infrastructure benefiting the incentive district(s). Improvements to Warner Road, designated as Warner Road Project Phase I, will directly benefit parcels within the Albany Crossing TIF District. The following ordinance authorizes the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the Warner Road Project Phase 1 out of TIF revenues received from the Albany Crossing Incentive District.

Fiscal Impact: The Department of Public Service, Division of Design and Construction has determined funding for this project will be from the Albany Crossing TIF, pursuant to Ordinance 2117-2005, which passed on December 12, 2005.

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay thereby allowing this project to move forward as scheduled.

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, to authorize the appropriation of \$400,000.00 from the unappropriated balance in the Albany Crossing TIF Fund to the Albany Crossing TIF Fund; and to expend \$400,000.00 from the Albany Crossing TIF Fund for costs in connection with the Warner Road Project Phase 1, and to declare an emergency. (\$400,000.00).

WHEREAS, on December 12, 2005 Columbus City Council passed Ordinance 2117-2005 which established ten tax increment financing (TIF) incentive districts in the northeast area of Columbus under Ohio Revised Code Section 5709.40(C) including the Albany Crossing Incentive District; and

WHEREAS, the improvements to Warner Road, designated as Warner Road Project Phase I, will directly benefit parcels within the Albany Crossing TIF District; and

WHEREAS, in order to construct the improvements under the Warner Road Project Phase I, it is necessary to acquire addition right of way; and

WHEREAS, the following ordinance authorizes the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the Warner Road Project Phase 1; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Warner Road Project Phase 1; Project No. 441100-100000.

Section 2. That from the unappropriated balance in the Albany Crossing TIF Fund; Fund 441, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31, 2011, the sum of \$400,000.00, be and hereby is appropriated to the Development Department, Development Division, Albany Crossing TIF Fund; Fund 441, Dept./Div.44-01; Project No. 441100-100000; OCA Code 441100; Object Level Three 6601

Section 3. That all such sums set forth herein are hereby appropriated for such purposes.

Section 4. That the expenditure of \$ 400,000.00, or so much thereof as may be necessary from the Albany Crossing TIF Fund; Fund 441 /Div.44-01; Project No. 441100-100000; OCA Code 441100; Object Level Three 6601 for the aforesaid purpose is hereby authorized.

Section 5. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this 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 its passage if the Mayor neither approves nor vetoes the same.