



Legislation Details (With Text)

File #: 2088-2014 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 9/9/2014 **In control:** Environment Committee
On agenda: 9/22/2014 **Final action:** 9/25/2014

Title: To authorize the Director of the Department of Development to enter into a grant agreement with 1 Gay Company LLC to enable removal of asbestos contaminated materials under the Brownfield corrective action provisions in order to promote redevelopment of the 1-11 E. Gay Street building, pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$71,693.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$71,693.00)

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|----------|--------|
| 9/25/2014 | 1 | CITY CLERK | Attest | |
| 9/24/2014 | 1 | MAYOR | Signed | |
| 9/22/2014 | 1 | COUNCIL PRESIDENT | Signed | |
| 9/22/2014 | 1 | Columbus City Council | Approved | Pass |

BACKGROUND: This legislation authorizes the expenditure of \$71,693 for a Brownfield grant award pursuant to the Green Columbus Fund established by Ordinance 1462-2010, which was later amended and replaced by Ordinance 1931-2012.

The Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment. The program will produce economic, environmental and social benefits for Columbus and its residents.

This legislation authorizes the Director of Development to enter into a grant agreement with 1 Gay Company LLC for Brownfield assessment and redevelopment of the site at 1-11 E. Gay Street, subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement. It also authorizes the expenditure of up to \$71,693 in order to remove asbestos contaminated materials under the Physical Phase II provisions. This will enable the building at the southeast corner of E. Gay St. and N. High St. to be rehabilitated for mixed use.

Emergency action is requested so that the Physical Phase II corrective action work to remove asbestos contaminated materials can be completed a timely manner.

FISCAL IMPACT: Cash is available in the 2014 Capital Improvements Budget in the Green Columbus Fund portion of Fund 735, identified as Green Columbus Initiatives Fund.

To authorize the Director of the Department of Development to enter into a grant agreement with 1 Gay Company LLC to enable removal of asbestos contaminated materials under the Brownfield corrective action provisions in order to promote

redevelopment of the 1-11 E. Gay Street building, pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$71,693.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$71,693.00)

WHEREAS, the Department of Development administers from city bond proceeds the Green Columbus Fund, established by Ordinance 1462-2010 and later amended and replaced by Ordinance 1931-2012; and

WHEREAS, the Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment; and

WHEREAS, the program will produce economic, environmental and social benefits for Columbus and its residents; and

WHEREAS, the applicant has applied under the Brownfield assessment and redevelopment component of this program, the purpose of which is to encourage proper and productive use of the site in a manner that contributes to achieving economic, environmental and social benefits, and the application has been approved by the Department of Development; and

WHEREAS, this legislation authorizes the Director of Development to enter into a grant agreement with 1 Gay Company LLC for Brownfield assessment and redevelopment of the site at 1-11 E. Gay Street, subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement; and

WHEREAS, this Brownfield project consists of removal of asbestos contaminated materials under the Physical Phase II corrective action Brownfield provisions for the site at 1-11 E. Gay Street; and

WHEREAS, this will enable the building at the southeast corner of E. Gay St. and N. High St. to be rehabilitated for mixed use; and

WHEREAS, this \$71,693 Green Columbus Fund Brownfield grant is required for this purpose; and

WHEREAS, funding is available under the Green Columbus Fund in the Northland and Other Acquisitions Fund 735; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the grant agreement with 1 Gay Companies LLC so work can be completed in a timely manner, all for the immediate preservation of the public health, peace, safety and welfare; **NOW, THEREFORE**,

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

SECTION 1. That the Director of the Department of Development is hereby authorized to enter into a grant agreement with 1 Gay Company LLC for Brownfield assessment and redevelopment under the Green Columbus Fund Program for the site located at 1-11 E. Gay Street, in order to assist in completion of corrective action and the safe and productive use of the site.

SECTION 2. That for the purpose as stated in Section 1, the expenditure of \$71,693 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-01, Fund 735, Green Columbus Initiatives Fund, Project 441749-100001, Object Level One 06, Object Level Three 6617, OCA 754151.

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 4. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administrating said project that the project has been completed and the monies are no longer required for said project.

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 passage if the Mayor neither approves nor vetoes the same.