



Legislation Details (With Text)

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On agenda: 12/5/2022 **Final action:** 12/7/2022

Title: To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$1,250,000.00 with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project; to authorize the appropriation and expenditure of \$1,250,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$1,250,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 3328-2022 Housing Cols Metro Housing HDA-McKinley Manor Bond11-03

Date	Ver.	Action By	Action	Result
12/7/2022	1	CITY CLERK	Attest	
12/7/2022	1	CITY CLERK	Attest	
12/6/2022	1	MAYOR	Signed	
12/5/2022	1	COUNCIL PRESIDENT	Signed	
12/5/2022	1	Columbus City Council	Approved	Pass

BACKGROUND

This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project.

McKinley Manor is a single-phase development to occur on a multi-parcel former commercial site that is bounded by existing housing on two adjacent sides, the City of Columbus Fire Station and EMS Station 10. The project is within steps of COTA bus stops, a United Dairy Farms store, Bottoms Up Coffee, several restaurants, houses of worship, Jubilee Market Grocery, and Lower Lights Pharmacy.

The property will be mixed-income, featuring low income age-restricted senior housing accommodating senior households (55+) with incomes ranging from 60% AMI and below. The project also intends to have all forty four (44) one-bedroom, housing units with Section 8 Project-Based Rental Assistance to target housing needs in the community for housing people with multiple entry barriers including elderly, persons with disabilities, chronically mentally ill, and homeless individuals and families.

McKinley Manor is working with the YMCA to receive their Permanent Supportive Housing funds from the downtown YMCA, with a commitment that McKinley Manor will take the qualified tenants from the downtown YMCA location. Lifecare Alliance is providing the transportation needed to make this possible.

All apartments will have at least one (1) full bathroom. Over 5% of the project units will be fully accessible and at least one (1) unit for hearing/vision impaired residents. All of the units will be "Visit-Able" with a zero-step entrance and widths/clearances acceptable to accommodating residents and visitors with wheelchairs, walkers and other mobility-assisting devices, as well as feature elements of Universal Design promoting "aging in place."

The McKinley Manor project will provide select specialized coordination of supportive support and especially to seniors

to enhance residents' ability to maintain independence and tenancy. The site amenities will include a campus setting with adequate lighting and parking, main entry driveway access, community recreation areas and garden -style units. The building amenities include elevator, common laundry, on-site property management and tenant service coordinator offices, ample tenant storage, men's and women's rest rooms and even an exercise room.

The original ordinance 1770-2022 passed on July 11, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City's 2022 Capital Budget in the amount of \$1,250,000.00. That Housing Development Agreement was closed on August 11, 2022. This ordinance will allow for the commitment and expenditure of that \$1,250,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued.

Emergency action is requested to maintain the developer's draw schedule.

FISCAL IMPACTS

This ordinance authorizes an expenditure of \$1,250,000.00 in the Affordable Housing Bond Fund. It is necessary to certify the requisite funds in the amount of \$1,250,000.00 against the Special Income Tax Fund. An amendment to the 2022 Capital Improvement Budget is required to establish sufficient budget authority within the proper project.

CONTRACT COMPLIANCE: the vendor number is 006216 and expires 10/22/23.

To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$1,250,000.00 with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project; to authorize the appropriation and expenditure of \$1,250,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$1,250,000.00)

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project; and

WHEREAS, McKinley Manor is a single-phase development to occur on a multi-parcel former commercial site that is bounded by existing housing on two adjacent sides, the City of Columbus Fire Station and EMS Station 10; and

WHEREAS, the property will be mixed-income, featuring low income age-restricted senior housing accommodating senior households (55+) with incomes ranging from 60% AMI and below; and

WHEREAS, the project also intends to have all forty four (44) one-bedroom, housing units with Section 8 Project-Based Rental Assistance to target housing needs in the community for housing people with multiple entry barriers including elderly, persons with disabilities, chronically mentally ill, and homeless individuals and families; and

WHEREAS, the original ordinance 1770-2022 passed on July 11, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City's 2022 Capital Budget in the amount of \$1,250,000.00. That Housing Development Agreement was closed on August 11, 2022; and

WHEREAS, this ordinance will allow for the establishment of \$1,250,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed; and

WHEREAS, the City's obligation to provide financial assistance as set forth herein is contingent upon the subsequent

adoption of appropriate legislation by Columbus City Council authorizing such assistance; and

WHEREAS, it is necessary to amend the 2022 Capital Improvement Budget to establish authority within the correct project; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to fund this project; and

WHEREAS, the City will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$1,250,000.00; and

WHEREAS, the City anticipates incurring Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the “Treasury Regulations”) promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the “Project”); and

WHEREAS, the City's agreement to provide financial assistance as set forth herein is contingent upon authorization pursuant to subsequent passage of appropriate legislation by Columbus City Council;

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the Director to enter into a grant agreement with Columbus Metropolitan Housing Authority to maintain the developer’s draw schedule; now therefore; **NOW, THEREFORE**,

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

SECTION 1. That the 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change /C.I.B. as Amended

7779 / P782012-100000 / Affordable Housing Funds (Voted 2019 SIT Supported) / \$5,320,000 / (\$1,250,000.00) / \$4,070,000.00

7779 / P782043-100000/ McKinley Manor / \$0.00 / \$1,250,000.00 / \$1,250,000.00

SECTION 2. That from the unappropriated monies and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ended December 31, 2022, the sum of \$1,250,000.00 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) in Object Class 10 (Transfer Out Operating) and in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), Project P782043-100000 (McKinley Manor), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$1,250,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax Fund), Dept-Div 2201 (City Auditor) to Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division) per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement for up to \$1,250,000.00 on behalf of the City with the Columbus Metropolitan Housing Authority (CMHA) for the McKinley Manor Apartments project.

SECTION 5. That the expenditure of \$1,250,000.00 to the Columbus Metropolitan Housing Authority, or so much thereof as may be needed, is hereby authorized in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10

(Housing Division), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 6. That upon obtaining other funds for this project for the Department of Development, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

SECTION 7. That the City intends that this ordinance constitute an “official intent” for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$1,250,000.00 (the “Obligations”).

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 8. 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 9. 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 10. 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 approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.