



Legislation Text

File #: 2065-2022, **Version:** 1

BACKGROUND: This legislation authorizes the appropriation and expenditure of \$250,000 pursuant to the Contribution Agreement with the Confluence Community Authority, which was authorized by Ordinance 1858-2019 and approved by Columbus City Council on July 22, 2019.

The Confluence Community Authority (or “Authority”) is a New Community Authority that has been organized pursuant to Chapter 349 of the Ohio Revised Code for the purposes of owning and operating a new stadium for the Columbus Crew SC, undertaking private development activities on property adjacent to the new stadium; facilitating the redevelopment and improvements to the area around the MAPFRE Stadium site that includes a training facility; providing for a Community Sports Park, and developing infrastructure necessary to fulfill the needs of the projects.

On July 1, 2019, pursuant to Ordinance No. 1730-2019, City Council authorized the Development Director to enter into a Development Agreement with Franklin County (“County”) and Crew SC Stadium Company, LLC (“Developer”) regarding the proposed financing, development, construction, operation and occupancy of the Stadium, the redevelopment of the MAPFRE Stadium site into a practice facility and training complex for Columbus Crew SC, the creation of a community sports campus that will include a community recreation facility and playing fields (“Community Sports Park”), and the development of a mixed-use development project adjacent to the Stadium (“Mixed-Use Development”), collectively, the “Project.” It was the intent of the City, County and the Developer that immediately upon the formation of the Authority, that the Authority would become a party to the Development Agreement and that the City and the Authority would enter into a Contribution Agreement to provide for the timing and other mechanics relating to all or a portion of the City’s Contribution or other amounts to be contributed through the Authority.

As such, Ord 1858-2019 was passed, which authorized the Finance and Management Director, on behalf of the City, to enter into a Contribution Agreement with the Authority. Pursuant to this Contribution Agreement, the City shall pay an Annual CRF Contribution to the Authority in the amount of \$250,000 for base building capital repairs, as required by and in accordance with the Stadium Lease.

Emergency action is requested in order to make the payment as required in the Contribution Agreement.

FISCAL IMPACT: Funding of \$250,000.00 for this ordinance is available with the 2021 Capital Improvement Budget

To authorize the expenditure of \$250,000.00, from the Development Taxable Bond Fund, to the Confluence Community Authority for the redevelopment of the Stadium site, authorized by Ordinance Number 1858-2019 and approved by Columbus City Council on July 22, 2019; and to declare an emergency. (\$250,000.00)

WHEREAS, the Confluence Community Authority is a New Community Authority that has been organized for the purposes of owning and operating the new stadium for the Columbus Crew SC, undertaking private development activities on property adjacent to the new stadium, facilitating the redevelopment and improvements to the area around the MAPFRE Stadium site that includes a training facility; providing for a Community Sports Park; and developing infrastructure necessary to fulfill the needs of the projects; and

WHEREAS, Ordinance No. 1730-2019, passed by Council on July 1, 2019, authorized the Development Director to enter into a Development Agreement with Franklin County and Crew SC Stadium Company, LLC, regarding the financing, development, construction, operation and occupancy of the redevelopment of the MAPFRE Stadium site and providing for a Community Sports Park, and the development of a Mixed-Use project on property adjacent to the

Stadium, and the financial commitments for all parties involved; and

WHEREAS, it was the intent of the City, County and the Developer, that immediately upon the formation of the Authority, that the Authority would become a party to the Development Agreement; and

WHEREAS, pursuant to the Development Agreement and as authorized by Ordinance 1858-2019, the City and the Authority entered into a Contribution Agreement to provide for the timing and other mechanics relating to all or a portion of the City Contribution or other amounts to be contributed through the Authority; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to fulfill the obligation of the City's share of the contribution agreement all for the preservation of public health, peace, property and safety; **NOW, THEREFORE**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That an expenditure in an amount not to exceed \$250,000.00 is authorized to the Confluence Community Authority Fund 7739 (Development Taxable Bond Fund), Dept-Div 4402 (Economic Development), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 2. That the funds necessary to carry out the purpose of this ordinance in an amount not to exceed \$250,000.00 are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 3. 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 14. 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 administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 5. 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 passage and approval by the mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.