



City of Columbus

Office of City Clerk
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Legislation Text

File #: 1892-2020, **Version:** 1

BACKGROUND: This Council is being asked to determine to proceed with the Base Services Plan and Transit Services Plan of the Capital Crossroads Special Improvement District of Columbus, Inc. to provide for the levy of assessment in said district; and to declare an emergency.

At the request of property owners in the core of Downtown Columbus, City Council authorized the creation of the Capital Crossroads Special Improvement of Columbus, Inc. (Capital Crossroads SID) in 2001 to begin collecting assessments for services in the SID area. The Capital Crossroads SID has operated successfully since its inception and the property owners reauthorized the SID in 2006, 2011 and 2016 with City Council's consent. City Council approved the addition of the Transit Services Plan for the Capital Crossroads SID at the request of property owners in 2017.

A one petition process has been initiated in which at least 60% of the property owners within the District signed that they are interested in reauthorizing the SID and they approve of the Base Services Plan and Transit Services Plan (Plans for Services) for specified services to be provided by the SID. This petition to reauthorize the SID and to approve the Articles of Incorporation of the Capital Crossroads Special Improvement District of Columbus, Inc., was accepted and approved by Columbus City Council by Ordinance No. 0802-2020, passed May 4, 2020. Another action required by the Ohio Revised Code is the approval of the Plans for Services. This legislation was approved by Columbus City Council by Resolution No. 0067X-2020, passed May 18, 2020.

A third resolution to declare the necessity to implement the Plan for Services adopted by the Capital Crossroads SID and the necessity to levy a special assessment for the services set forth in said Plans of Services upon the lots and lands benefiting under the Plans for Services was accepted and approved by City Council by Resolution No. 0100X-2020, passed June 29, 2020.

This legislation is the fourth and the final one of four actions required by Chapter 1710 of the Ohio Revised code to reauthorize.

Emergency action is required to enable the Capital Crossroads Special Improvement District of Columbus, Inc. to allow the special assessment process to proceed in a timely manner.

FISCAL IMPACT: No funding is required for this legislation.

To determine to proceed with the Base Services Plan and Transit Services Plan of the Capital Crossroads Special Improvement District of Columbus, Inc.; to provide for the levy of assessment in said district; and to declare an emergency.

WHEREAS, Chapter 1710 of the Revised Code, effective September 29, 1994 provides for the creation of Special Improvement Districts (SID), by non-profit corporations governed by trustees elected by the property owners for the provision of special services in designated district. The Capital Crossroads Special Improvement District was created in 2001. The Capital Crossroads SID was reauthorized by the City Council in 2006, 2011 and 2016; and

WHEREAS, the current term of the Capital Crossroads Special Improvement District of Columbus, Inc. concludes in December 2021; and

WHEREAS, the petition to reauthorize the Capital Crossroads SID was approved by the City Council by Ordinance No.

0802-2020, passed May 4, 2020; and

WHEREAS, the petition to approve the Plans for Services set forth by the Capital Crossroads SID was accepted and approved by City Council by Resolution No. 0067X-2020, passed on May 18, 2020; and

WHEREAS, the City Council adopted Resolution No. 0100X-2020 on June 29, 2020 declaring the necessity of implementing the Plans for Services of the Capital Crossroads SID and the necessity to levy special assessments for the services set forth in said Plans for Services upon the lots and lands benefiting under the Plans for Services; and

WHEREAS, the Plans for Services call for the provision of these services to be provided by the Capital Crossroads Special Improvement District of Columbus, Inc. to be funded by special assessments; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to proceed in a timely manner with the Plan for Services of the Capital Crossroads SID for the economic development and continued improvement of the Capital Crossroads SID area, all for the immediate preservation of the public health, safety and welfare; **NOW THEREFORE**

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

SECTION 1. That it is hereby determined to proceed with the Plans for Services (Plans) of the Capital Crossroads Special Improvement District of Columbus, Inc. (Capital Crossroads SID) as set forth in said Plans heretofore approved by Ordinance No. 0802-2020 adopted on May 4, 2000 and as provided for in the Resolution of Necessity 0067X-2020, adopted on May 18, 2020.

SECTION 2. That services constituting the Plan for Services shall be made in accordance with the provision of Resolution of Necessity 0067X-2020, and in accordance with the Plans for Services and estimates of costs of the Plans of Services as approved and on file in the Office of Clerk of Council.

SECTION 3. That the Council does hereby find that no claim for damages resulting from said Plans for Services have been filed with the Clerk of Council.

SECTION 4. That the assessable portions of the costs of the Plans for Services shall be assessed against the benefiting properties, in the manner and in the amount of annual installments as provided in the Resolution of Necessity.

SECTION 5. That the estimated assessments heretofore prepared and filed in the Office of the Clerk of this Council in accordance with the Resolution of Necessity and as equalized by the Assessment Equalization Board are hereby adopted and confirmed.

SECTION 6. That the portions of the costs provided in the above-mentioned Resolution of Necessity to be assessed in the manner and number of installments provided in said Resolution No. 0067X-2020 and on the lots and lands described therein, which assessments are in proportion to the special benefits and are not in excess of any statutory limitations.

SECTION 7. The assessment against each lot or parcel of land shall be payable over five (5) years in semi-annual special assessment to the County Auditor as provided by law.

SECTION 8. That pursuant to the provisions of Section 1710.11 of the Ohio Revised Code, Capital Crossroads Special Improvement District of Columbus, Inc., as soon as funds are available, may make and execute contract(s) for said Plans for Services in accordance with Capital Crossroads Special Improvement District of Columbus, Inc.'s rules for competitive bidding, and such improvements and services shall be financed as provided in the aforesaid Resolution of Necessity.

SECTION 9. That the Clerk of Council shall cause a notice of passage of this Ordinance to be published once in a

newspaper of general circulation in the City of Columbus and to continue on file in the office of the Clerk of Council the said assessments.

SECTION 10. That the Clerk of Council is hereby directed to deliver a certified copy of this Ordinance to the Auditor of Franklin County, Ohio within fifteen (15) days after its passage.

SECTION 11. That, it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof this Ordinance is 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.