



Legislation Details (With Text)

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On agenda: 7/15/2013 **Final action:** 7/18/2013

Title: To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, to authorize the appropriation of \$65,000.00 from the unappropriated balance in the Preserve Incentive Tax Equivalent Fund; and to expend \$65,000.00 from the Preserve Incentive Tax Equivalent Fund for costs in connection with the Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 project; and to declare an emergency. (\$65,000.00).

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
7/18/2013	1	CITY CLERK	Attest	
7/16/2013	1	MAYOR	Signed	
7/15/2013	1	COUNCIL PRESIDENT	Signed	
7/15/2013	1	Columbus City Council	Approved	Pass

1. BACKGROUND

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 (Preserve Incentive District) 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 Morse Road, designated as (Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1), will directly benefit parcels within the Preserve Incentive 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 Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 project out of TIF revenues received from the Preserve Incentive District.

2. FISCAL IMPACT

Funding is available in the Preserve Incentive Tax Equivalent Fund, pursuant to Ordinance 2117-2005.

3. 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 \$65,000.00 from the unappropriated balance in the Preserve Incentive Tax Equivalent

Fund; and to expend \$65,000.00 from the Preserve Incentive Tax Equivalent Fund for costs in connection with the Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 project; and to declare an emergency. (\$65,000.00).

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 Preserve Incentive District; and

WHEREAS, the improvements to Morse Road, designated as the Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 project will directly benefit parcels within the Preserve Incentive District; and

WHEREAS, in order to construct the improvements under the Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 project, it is necessary to acquire additional 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 Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 Morse project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service 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 Arterial Street Rehabilitation - Morse Road-Preserve TIF Improvements Phase 1 project.

SECTION 2. That from the unappropriated balance in the Preserve Incentive Tax Equivalent Fund, Fund 438, and from any and all sources unallocated for any other purpose during the fiscal year ending, the sum of \$65,000.00, be and hereby is appropriated to the Development Department, Development Division, Preserve Incentive TIF Fund; Fund 438, Dept./Div.44-01; Project No. 438001-100000; OCA Code 438100; Object Level Three 6601.

SECTION 3. That the expenditure of \$65,000.00, or so much thereof as may be necessary from the Preserve Incentive Fund; Fund 438 /Div.44-01; Project No. 438001-100000; OCA Code 438100; Object Level Three 6601 for the aforesaid purpose is hereby authorized.

SECTION 4. 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 5. 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 6. 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 7. 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.

