



## Legislation Details (With Text)

**File #:** 1996-2018      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 7/5/2018      **In control:** Economic Development & Small and Minority Business Committee

**On agenda:** 7/23/2018      **Final action:** 7/25/2018

**Title:** To determine to proceed with acquiring, constructing, installing, equipping, and improving off street parking facilities at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus, and acquiring interests in the site thereof, together with all necessary and proper appurtenances, and determining that such action is necessary, and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
7/25/2018	1	CITY CLERK	Attest	
7/24/2018	1	ACTING MAYOR	Signed	
7/23/2018	1	COUNCIL PRESIDENT	Signed	
7/23/2018	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance declares City Council's determination to proceed with acquiring, constructing, installing, equipping, or improving off-street parking facilities at the northwest corner of High Street and 2<sup>nd</sup> Avenue in the Short North area of Columbus.

Pursuant to Ordinance No. 1336-2016, the City and WC Partners, LLC entered into a Contribution Agreement on July 22, 2016 (the "Agreement"), through which the City agreed to contribute \$10,000 per parking space, in a total amount not-to-exceed \$1,000,000, for costs associated with constructing 104 public parking spaces and WC Partners, LLC agreed to make annual payments to the City through the form of a 30-Year special assessment totaling \$1,950,000.00.

On November 20, 2017, Council approved Resolution No. 0282X-2017 declaring the necessity of acquiring, constructing, installing, equipping, or improving off-street parking facilities at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus and levying a special assessment in order to fund a portion of the costs to construct a parking garage that will include 104 public parking spaces.

### 2. FISCAL IMPACT

No funding is required for this ordinance.

### 3. EMERGENCY DESIGNATION

Emergency legislation is requested in order to maintain the project schedule and meet community commitments.

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**WHEREAS**, this Council previously adopted Resolution 0282X-2017 (the "Resolution of Necessity") on November 20, 2017, which declared the necessity of acquiring, constructing, installing, equipping, and improving off-street parking facilities at the northwest corner of the intersection of High Street and 2<sup>nd</sup> Avenue in the Short North area of Columbus, and acquiring interests in the site thereof, together with all necessary and proper appurtenances, all as shown on the Plans and Specifications on file in the office of the Clerk of Council (the "Project"); and

**WHEREAS**, the Resolution of Necessity declared the necessity of levying Special Assessments on the Assessed Parcels in proportion to the front footage of each such Assessed Parcels from the Project in order to pay for a portion of the cost and expense of the Project; and

**WHEREAS**, pursuant to the Petition filed with this Council, WC Partners, LLC, as the one hundred percent (100%) owner of the Assessed Parcels has waived its rights to notice of the adoption of the Resolution of Necessity and the filing of the estimated Special Assessments as provided in Section 170 of the City Charter; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary for this Council to declare the determination to proceed with the Project in order to maintain the project schedule and meet community commitments. **NOW THEREFORE**,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS, THAT:**

**SECTION 1.** Capitalized terms not otherwise defined herein shall have the meaning assigned to each term in the Petition attached as Exhibit A to the Resolution of Necessity.

**SECTION 2.** This Council is determined to proceed with the acquisition, construction, installation, equipping and improving of the off-street parking facility located at the northwest corner of High Street and 2<sup>nd</sup> Avenue, as declared necessary within Resolution 0282X-2017 passed November 20, 2017, in accordance with the Plans and Specifications and Contribution Agreement on file in the office of the Clerk of Council (the "Project").

**SECTION 3.** The estimated Special Assessments totaling \$1,950,000.00 shall be assessed in accordance with the Resolution of Necessity, and such Special Assessments shall be assessed in the manner set forth in the Resolution of Necessity in proportion to the front footage of such Assessed Parcel.

**SECTION 4.** That the City's share in the cost of the improvement shall include the cost of the project's construction costs.

**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 its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.