



## Legislation Details (With Text)

**File #:** 0388-2019      **Version:** 1

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

**File created:** 1/28/2019      **In control:** Economic Development & Small and Minority Business Committee

**On agenda:** 2/25/2019      **Final action:** 2/28/2019

**Title:** To authorize the Director of the Department of Development, on behalf of the City of Columbus, to execute the Amended and Restated Madison Township Joint Economic Development District Contract; and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD0388-2019 Exhibit A JEDD, 2. ORD0388-2019 Exhibit B JEDD, 3. ORD0388-2019 Amended and Restated Madison JEDD

Date	Ver.	Action By	Action	Result
2/28/2019	1	ACTING CITY CLERK	Attest	
2/27/2019	1	MAYOR	Signed	
2/25/2019	1	COUNCIL PRESIDENT	Signed	
2/25/2019	1	Columbus City Council	Approved	Pass

**Background:** The City of Columbus, Village of Ashville and the Board of Trustees of Madison Township executed a Joint Economic Development Contract on June 30, 2010 known as the Madison Township Joint Economic Development District (the “JEDD”). The territory of the District is located entirely within Madison and does not include any “parcel of land”, as defined in R.C. 715.70(B)(1) that is owned in fee by or is leased to a municipal corporation or a township. Franklin County and Pickaway County are adjacent counties as required by R.C. 715.72(B) and the territory of each JEDD Party is contiguous to the territory of at least one other JEDD Party or contiguous to the territory of a township or municipal corporation that is contiguous to another JEDD Party, as required by R.C. 715.72(C)(1) (*Exhibit A*).

The City Council of the City of Columbus, Village Council of the Village of Ashville and the Board of Trustees of Madison Township, Pickaway County Ohio desires to enter into an Amended and Restated Madison Township Joint Economic Development District Contract (the “Amended and Restated JEDD Contract”) to make certain amendments to the contract and add area to the existing JEDD Territory. Property located within the territory generally defined as the area of Madison south of the Franklin County line and bounded by the township line to the west, the Walnut Creek to the east and Duval Road to the south (*Exhibit B*) (the “Northern Industrial Area”) shall be eligible to be added to the Madison Township JEDD.

The City Council of the City of Columbus, Village Council of the Village of Ashville and the Board of Trustees of Madison Township, Pickaway County Ohio desires to amend the Madison Township Joint Economic Development District Contract to include the Office of the City Auditor, instead of the Department of Finance, to assist the Treasurer with the duties of that office. The Tax Agreement shall provide that the City Auditor of the City of Columbus, shall be the Administrator of the income tax of the District, who shall be responsible for the receipt, safekeeping and investment of the income tax revenue collected within the District.

**Fiscal Impact:** This legislation does not have a fiscal impact.

To authorize the Director of the Department of Development, on behalf of the City of Columbus, to execute the Amended

and Restated Madison Township Joint Economic Development District Contract; and to declare an emergency.

**WHEREAS**, the City of Columbus, Village of Ashville and the Board of Trustees of Madison Township executed a Joint Economic Development Contract on June 30, 2010 known as the Madison Township Joint Economic Development District (the “JEDD”); and

**WHEREAS**, the territory of the District is located entirely within Madison and does not include any “parcel of land”, as defined in R.C. 715.70(B)(1), that is owned in fee by or is leased to a municipal corporation or a township; and

**WHEREAS**, Franklin County and Pickaway County are adjacent counties as required by R.C. 715.72(B) and the territory of each JEDD Party is contiguous to the territory of at least one other JEDD Party or contiguous to the territory of a township or municipal corporation that is contiguous to another JEDD Party, as required by R.C. 715.72(C)(1); and

**WHEREAS**, the City Council of the City of Columbus, Village Council of the Village of Ashville and the Township of Madison, Pickaway County, Ohio desires to enter into an Amended and Restated Madison Township Joint Economic Development District Contract (the “Amended and Restated JEDD Contract”) to make certain amendments to the contract and add area to the existing JEDD Territory. Property located within the territory generally defined as the area of Madison south of the Franklin County line and bounded by the township line to the west, the Walnut Creek to the east and Duval Road to the south (*Exhibit B*) shall be eligible to be added to the Madison Township JEDD; and

**WHEREAS**, the City Council of the City of Columbus, Village Council of the Village of Ashville and the Township of Madison, Pickaway County, Ohio desires to amend the Madison Township Joint Economic Development District Contract to include the Office of the City Auditor, instead of the Department of Finance, to assist the Treasurer with the duties of that office. The Tax Agreement shall provide that the City Auditor of the City of Columbus shall be the Administrator of the income tax of the District, who shall be responsible for the receipt, safekeeping and investment of the income tax revenue collected within the District; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize the second amendment to the Madison Township Joint Economic Development District Contract thereby preserving the public health, peace, property, safety and welfare; **Now, Therefore,**

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

**Section 1.** That this Council hereby finds and determines that the terms of the Amended and Restated Madison Township JEDD Contract are in the best interest of this City and its residents and will enhance economic development, create jobs and employment opportunities, and improve the economic welfare of the people in the City of Columbus, Village of Ashville, and Madison Township.

**Section 2.** That this Council hereby approves the execution of the Amended and Restated Madison Township Joint Economic Development District (JEDD) Contract and authorizes the Director of the Department of Development to execute the Amended and Restated Madison Township JEDD Contract on behalf of this City “substantially in the form attached hereto as with such non-material and/or non-adverse changes as may be deemed appropriate by the Director of Development and as approved by the City Attorney. Such execution of behalf of this City shall constitute conclusive evidence of this Council’s approval of any such changes. This Council further authorizes and directs the Department of Development to take any further actions, and to execute and deliver any further agreements, certificates or documents that are necessary, reasonable or appropriate to carry out the purpose of the Amended and Restated Madison Township JEDD Contract.

**Section 3.** That the City Clerk, or her designee, is hereby authorized and directed to file with the Director of the Ohio Development Services Agency, in conjunction with the Village and Township, all documents required to be filed under R.C. Sections 715.72 (O), including, without limitation, (i) a signed copy of the Amended and Restated Madison Township JEDD Contract, (ii) a description of the area to be added to the Original JEDD Area, including a map in sufficient detail to denote the specific boundaries of the area and to indicate any zoning restrictions applicable to the area,

(iii) a certified copy of this Ordinance, (iv) a certificate from this City that the public hearing required by R.C. Sections 715.72(L)(2) were held, the date of the hearings, and evidence of publication of the notice of the hearings (v) the petition signed by the Authority as the only owner of the JEDD Addition and (vi) the petition signed by Developers as the only owners of a business located within the JEDD Addition.

**Section 4.** That this Council hereby consents, pursuant to R.C. 715.72(U), to the granting of tax exemptions in the Expanded JEDD Area, including but not limited to exemptions under R.C. Section 3735.67, notwithstanding anything to the contrary in the JEDD Agreement.

**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.