



Legislation Details (With Text)

File #: 0510-2019 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 2/8/2019 **In control:** Finance Committee

On agenda: 3/11/2019 **Final action:** 3/13/2019

Title: To authorize the conversion of approximately 0.133 acres of right-of-way to be combined with Franklin County Tax Parcel 010-187793 and to authorize the Mayor to enter into an Addendum 2 to Master Lease Agreement between the City and The Franklin County Convention Facilities Authority to include the 0.133 acre tract of land; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Legal Description of 0.133 acres to be converted from right-of-way

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|----------|--------|
| 3/13/2019 | 1 | CITY CLERK | Attest | |
| 3/12/2019 | 1 | MAYOR | Signed | |
| 3/11/2019 | 1 | COUNCIL PRESIDENT | Signed | |
| 3/11/2019 | 1 | Columbus City Council | Approved | Pass |

BACKGROUND: This legislation authorizes the conversion of approximately 0.133 acres, more or less, of right-of-way to be combined with City owned property, being Franklin County Tax parcel 010-187793, which is currently leased to the Franklin County Convention Facilities Authority (FCCFA). This legislation further authorizes the Mayor to enter into an Addendum 2 to Master Lease Agreement between the City and the FCCFA, dated November 27, 1996, to include the 0.133 acre, more or less, tract of former right-of-way. The conversion of this right-of-way and its inclusion in the Master Lease Agreement will help facilitate the construction of a new parking garage at the Greater Columbus Convention Center. The Department of Public Service has determined that the conversion of this property from right-of-way is in the City's best interest.

CONTRACT COMPLIANCE: Not applicable.

FISCAL IMPACT: Not Applicable

EMERGENCY JUSTIFICATION: Emergency action is requested to allow construction of the FCCFA parking garage to proceed in a timely manner and meet project deadlines.

To authorize the conversion of approximately 0.133 acres of right-of-way to be combined with Franklin County Tax Parcel 010-187793 and to authorize the Mayor to enter into an Addendum 2 to Master Lease Agreement between the City and The Franklin County Convention Facilities Authority to include the 0.133 acre tract of land; and to declare an emergency. (\$0.00)

WHEREAS, the City currently owns right-of-way abutting Franklin County Tax Parcels 010-187793 and consisting of 0.133 acres, more or less; and

WHEREAS, the City desires to convert this property from right-of-way and combine it with Franklin County Tax Parcel 010-187793; and

WHEREAS, the City and the Franklin County Convention Facilities Authority (FCCFA) entered into a Master Lease Agreement for the Franklin County Convention Center dated November 27, 1996 and recorded in Official Records Volume 33707, Page A01, Recorder's Office, Franklin County, Ohio; and

WHEREAS, the City and the FCCFA amended the Master Lease Agreement pursuant to the Recognition Agreement and Addendum No. 1 to Master Lease Agreement dated as of February 2, 2001 and recorded November 6, 2006 as Instrument 200611060222333, Recorder's Office, Franklin County, Ohio; and

WHEREAS, the City and FCCFA desire to amend the Master Lease Agreement, to include the 0.133 acre tract of former right-of-way; and

WHEREAS, the City's best interests are served by amending the Master Lease Agreement as it will facilitate the construction of a new parking garage at the Greater Columbus Convention Center; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary convert the 0.133, more or less, tract of right-of-way and combine it with Franklin County Tax Parcel 010-187793 and to authorize the Mayor to execute of those documents, as approved by the City Attorney's Office, necessary to amend the Master Lease Agreement between the City and FCCFA, which will preserve the public peace, property, health, welfare and safety; **now therefore**.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the 0.133 acre, more or less, tract of City right-of-way, which is fully described in the attached exhibit and incorporated into this ordinance for reference, be converted from right-of-way and combined with Franklin County Tax parcel 010-187793.

SECTION 2. That the Mayor, on the behalf of the City, be, and hereby is, authorized to execute those documents, as approved by the City Attorney's Office, necessary to enter into an Addendum 2 to Master Lease Agreement between the City and The Franklin County Convention Facilities Authority, dated November 27, 1996, to include the 0.133 acre, more or less, tract of land.

SECTION 3. 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.