



## Legislation Text

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**File #:** 0517-2018, **Version:** 1

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**BACKGROUND:** This ordinance authorizes the Finance and Management Director, on behalf of the Real Estate Management Office, to pay rent for four existing lease agreements for office space for the Departments of Development and Public Safety, and an internal Memorandum of Understanding with the Department of Public Utilities. Each of these agreements has automatic renewal options that are subject to appropriation and funding by Council for payment of the associated rents.

**Fiscal Impact:** This ordinance authorizes the appropriation and expenditure of \$1,233,581.00 from the Special Income Tax Fund for payment of rent associated with four leases and an internal Memorandum of Understanding for the 2018-2019 renewal term. The Real Estate Management Office budgeted \$1,233,581.00 within the 2018 Special Income Tax Fund for these expenditures.

**Emergency Action:** Emergency action is requested to allow for the timely payment of rent associated with the 2018 term for each lease and the Memorandum of Understanding.

To authorize the Finance and Management Director, on behalf of the Real Estate Management Office, to pay rent associated with existing lease agreements; to authorize the appropriation and expenditure of \$1,233,581.00 from the Special Income Tax Fund; and to declare an emergency (\$1,233,581.00)

**WHEREAS,** City Council previously authorized four lease agreements and a Memorandum of Understanding with automatic renewal terms with each renewal term being subject to the appropriation of rental funds and certification of funds availability by the City Auditor; and

**WHEREAS,** funding for the payment of the associated with these agreements is provided for within the 2018 Special Income Tax Fund; and

**WHEREAS,** the appropriation of funds for these lease agreements from the Special Income Tax Fund is necessary; and

**WHEREAS,** it is necessary to expend funds for the eleventh of twenty (20) one year lease terms of the lease with Columbus Downtown Development Corporation as originally authorized by City Council Ordinance 1121-2007; the eighth renewal of a lease with YDT Sinclair Road LLC authorized by City Council Ordinance 1334-2017; for two leases, each in the 13<sup>th</sup> year of a fifteen year lease, with King Lincoln Gateway LLC authorized by City Council Ordinances 2212-2004 and 0690-2006, and the sixth year of an internal Memorandum of Understanding with the Department of Public Utilities; and

**WHEREAS,** an emergency exists in the usual daily operations of the Finance and Management Department, Real Estate Management Office, in that it is immediately necessary to authorize the Director to expend funds for the payment of rent for the 2018-2019 renewal term for four (4) leases and a Memorandum of Understanding in order to allow for the timely payment of rents to ensure that City operations continue uninterrupted, 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 the Finance and Management Director, on behalf of the Real Estate Management Office, is hereby authorized to expend funds for the payment of rent for existing lease agreements with Columbus Downtown Development Corporation, King Lincoln Gateway LLC (2), YDT Sinclair Road LLC, and an internal Memorandum of Understanding with the Department of Public Utilities for the lease of office space.

**SECTION 2.** That from the unappropriated monies and from all monies estimated to come into said fund from any and all sources an unappropriated for any other purpose during the fiscal year ended December 31, 2018, the sum of \$1,233,581.00 is appropriated in Fund 4430 Special Income Tax Fund in Object Class 03, Lease and Rental of Property or Building, per the account codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$1,233,581.00, or so much thereof as may be needed, is hereby authorized in Fund 4430 Special Income Tax Fund in Object Class 03, Lease and Rental of Property or Building, per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the monies appropriated in SECTION 2 shall be paid upon order of the Finance and Management Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 5.** That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial record. The City Auditor is authorized to make any changes to revise the funding source for any contract or contract modification associated with this ordinance.

**SECTION 6.** 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 approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.