



Legislation Text

File #: 2091-2019, **Version:** 1

BACKGROUND:

The City, in cooperation and partnership with Franklin County and the Crew SC Stadium Company, LLC, a Delaware limited liability company, has or will have entered into an Economic Development Agreement as authorized by Ordinance Number 1730-2019, for the financing, development, construction, operation, and occupancy of a new multi-purpose sports, entertainment, cultural and recreation facility and the redevelopment of the MAPFRE Stadium into a Community Sports Park ("Project"). The Project involves a major redevelopment of existing City owned property and will require the City transfer various types of fee simple title and lesser real estate, and associated agreements and instruments, in order to complete the Project. Accordingly, authorizing the Director of the Department of Finance and Management to execute any documents, including but not limited to deeds, easements, license agreements, lease agreements, agreements, and any other type of instrument, necessary to transfer or release any fee simple title or lesser real estate and to enter into any agreements associated with the Project will allow for the timely and efficient completion of the Project.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Emergency action is requested in order to timely and efficiently complete the Project without unnecessary delay, which will preserve the public peace, health, property, safety, and welfare.

To authorize the Director of the Department of Finance and Management to execute and acknowledge any documents, as approved by the City Attorney's Office, necessary to transfer any real estate and to enter into any agreements associated with completing the Crew Stadium project in accordance with the Economic Development Agreement; to waive any Land Review Commission requirements; and to declare an emergency. (\$0.00)

WHEREAS, the City, in cooperation and partnership with Franklin County and the Crew SC Stadium Company, LLC, a Delaware limited liability company, has or will have entered into an Economic Development Agreement as authorized by Ordinance Number 1730-2019, for the financing, development, construction, operation, and occupancy of a new multi-purpose sports, entertainment, cultural and recreation facility and the redevelopment of the MAPFRE Stadium into a Community Sports Park ("Project"); and

WHEREAS, the Project involves a major redevelopment of existing City owned property and will require the City transfer various types of fee simple title and lesser real estate, and associated agreements and instruments, in order to complete the Project; and

WHEREAS, the Project will require the City acquire and transfer various types of fee simple title and lesser real estate

and enter into a number of agreements and instruments in order to complete the Project; and

WHEREAS, is it necessary to authorize the Director of the Department of Finance and Management to execute any documents, including but not limited to deeds, easements, license agreements, lease agreements, agreements, and any other type of instrument, necessary to transfer or release any fee simple title or lesser real estate and to enter into any agreements associated with the Project; and

WHEREAS, the City intends for the City Attorney to preapprove all documents authorized by this ordinance; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Finance and Management in that it is immediately necessary to authorize the transfer various types of fee simple title and lesser real estate for the timely and efficient completion of the Project without delay, 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 Director of the Department of Finance and Management is authorized to execute and acknowledge any documents necessary to transfer or release any fee simple title or lesser real estate as contemplated the Economic Development Agreement, as authorized by Ordinance Number 1730-2019, with Franklin County and the Crew SC Stadium Company, LLC, a Delaware limited liability company, including any transfers to Franklin County, the New Community Authority, and Crew Stadium Company, LLC, and affiliated or subsidiary entities thereof and provided such conveyances or agreements require subsequent transfers as contemplated in the Economic Development Agreement.

SECTION 2. That it is in the City's best interest to waive any Land Review Commission provisions of Columbus City Code.

SECTION 3. That this ordinance, for the reasons stated in the preamble of this ordinance, which are made a part of this ordinance and fully incorporated as if rewritten, is declared an emergency measure and shall take effect and be in force from and after this ordinance's passage and approval by the Mayor, or ten (10) days after this ordinance's passage if the Mayor neither approves nor vetoes this ordinance.