



Legislation Text

File #: 2790-2019, **Version:** 1

BACKGROUND: This legislation authorizes the Mayor to amend the Master Lease Agreement for the Convention Center ("Lease") between the City and the Franklin County Convention Facilities Authority ("FCCFA"), dated November 27, 1996, as amended, to remove a 0.572 acre, more or less, tract from the lease and extend the term of the lease from July 19, 2051 until December 31, 2071 ("Addendum 3"). Additionally, this legislation authorizes the Mayor to enter into a new lease with FCCFA for the 0.572 acre, more or less, tract ("Hilton 2.0 Lease") for a term running until December 31, 2071. Removing the 0.572 acre tract from the Lease and creating the Hilton 2.0 Lease will allow for the construction and financing of the Columbus Hilton Downtown Expansion ("Hilton 2.0").

CONTRACT COMPLIANCE: Not applicable.

FISCAL IMPACT: Not Applicable

EMERGENCY JUSTIFICATION: Emergency action is requested to allow the Hilton 2.0 project to proceed in a timely manner and meet project deadlines which will preserve the public peace, health, property, safety, and welfare.

To authorize the Mayor to execute Addendum 3 To Master Lease Agreement between the City and the Franklin County Convention Facilities Authority allowing for the release of approximately 0.572 acres and to extend the term of the lease to December 31, 2071; to authorize the Mayor to enter into a new lease with the Franklin County Convention Facilities Authority for the 0.572 acre tract with a term running until December 31, 2071 for the Columbus Hilton Downtown Expansion ("Hilton 2.0"); and to declare an emergency.

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 ("Lease"); and

WHEREAS, the City desires to amend Lease to remove a 0.572 acre, more or less, tract from the Lease; and

WHEREAS, the City desires to extend the term of the lease from July 19, 2051 until December 31, 2071; and

WHEREAS, the City and FCCFA desire to enter into a new lease for the 0.572 acre tract; and

WHEREAS, the City's best interests are served by amending the Lease and entering into the new lease as it will facilitate the construction of the new Columbus Hilton Downtown Expansion ("Hilton 2.0"); and

WHEREAS, this legislation authorizes the Mayor to execute those documents, as approved by the City Attorney's Office, Real Estate Division, as necessary to amend the Lease between the City and FCCFA and enter into a separate lease for the Columbus Hilton Downtown Expansion ("Hilton 2.0"); and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the

Lease and enter into the new lease so as to allow the Hilton 2.0 project to proceed in a timely manner and meet project deadlines 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 Mayor, on behalf of the City is hereby authorized to execute those documents, as approved by the City Attorney's Office, Real Estate Division, necessary to amend the Master Lease Agreement between the City and the Franklin County Convention Facilities Authority ("FCCFA"), dated November 27, 1996, as amended ("Lease"), to remove a 0.572 acre, more or less, tract, which is fully described in the attached Exhibit A and incorporated into this ordinance for reference, from the Lease and extend the term of the Lease from July 19, 2051 until December 31, 2071.

SECTION 2. That the Mayor, on the behalf of the City, is hereby authorized to execute those documents, as approved by the City Attorney's Office, Real Estate Division necessary to enter into a new lease with FCCFA for the 0.572 acre, more or less, tract that will have a term running until December 31, 2071 for the Columbus Hilton Downtown Expansion ("Hilton 2.0").

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.