



Legislation Details (With Text)

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Title: To authorize the Director of the Department of Development to enter into, on behalf of the City of Columbus, a First Amendment to the Intergovernmental Cooperation Agreement with the Central College Community Development Authority for the purpose of continuing to provide for the placement and use of community development charge revenues in a cooperative manner best designed to support the public infrastructure commitments; and to declare an emergency.

Sponsors:

Indexes:

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Date	Ver.	Action By	Action	Result
7/16/2015	1	CITY CLERK	Attest	
7/15/2015	1	MAYOR	Signed	
7/13/2015	1	COUNCIL PRESIDENT	Signed	
7/13/2015	1	Columbus City Council	Approved	Pass

BACKGROUND: This ordinance authorizes the Director of Development to enter into a First Amendment (“First Amendment”) to the Intergovernmental Cooperation Agreement (“Agreement”) with the Central College Community Development Authority (“Authority”) regarding the placement and use of community development charge revenues held by and expected to come to the Authority two times per year from the Franklin County Auditor. The City and the Authority desire to enter into a First Amendment to the Agreement to allow for the construction of additional Community Facilities in the Northeast Pay As We Grow area and of benefit to the Authority’s District, and the levying and collecting annually the Community Development Charges sufficient to compensate the City for constructing those new Community Facilities and any appurtenant costs therefor.

Columbus City Council Ordinance 1271-2008 approved the establishment of the Authority and the Central College Community Development District (“District”) as provided under Chapter 349 of the Ohio Revised Code, and Ordinance 2305-2013 authorized the Agreement. The District encompasses various neighborhoods in northeast Columbus generally to be developed as part of an area characterized by well-balanced and diversified land use patterns to provide facilities for the conduct of commercial, residential, cultural, educational, and recreational activities under the City’s program to Pay as We Grow and Grow with a Plan (“Pay As We Grow”).

FISCAL IMPACT: No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into, on behalf of the City of Columbus, a First Amendment to the Intergovernmental Cooperation Agreement with the Central College Community Development Authority for the purpose of continuing to provide for the placement and use of community development charge revenues in a cooperative manner best designed to support the public infrastructure commitments; and to declare an emergency.

WHEREAS, the Central College Community Development Authority (“Authority”) has heretofore been duly created pursuant to the authority contained in Chapter 349 of the Ohio Revised Code (“Chapter 349”) to govern the Central College Community Development District (“District”), following the filing of a petition in the office of Clerk of the Columbus City Council and the passage by the Columbus City Council of legislation approving the petition and establishing the Authority; and

WHEREAS, the City of Columbus (the “City”) and the Authority entered into an Intergovernmental Cooperation Agreement (the “Agreement”) in order to enable the construction of certain Community Facilities (the “Community Facilities”) as permitted under Chapter 349, and the collection and assignment of community development charges (the “Community Development Charges”), which Agreement was authorized by City Council Ordinance 2305-2013; and

WHEREAS, pursuant to the Agreement the City has agreed to construct the Community Facilities for the Authority in exchange for the Authority’s levying and collecting annually the Community Development Charges sufficient to compensate the City for constructing those Community Facilities and any appurtenant costs therefor; and

WHEREAS, to encourage the developers of residential and commercial properties within the Northeast Pay As We Grow area to petition to place such properties into the Authority’s District, the City and the Authority desire to enter into a First Amendment to the Agreement (“First Amendment”) to allow for the construction of additional Community Facilities in the Northeast Pay As We Grow area and of benefit to the Authority’s District, and the levying and collecting annually the Community Development Charges sufficient to compensate the City for constructing those new Community Facilities and any appurtenant costs therefor ; and

WHEREAS, the Board of the Central College Community Development Authority on June 17, 2015 passed Resolution 2015-3 approving the First Amendment; and

WHEREAS, an emergency exists in that it is immediately necessary to authorize the Director of Development to enter into the aforementioned First Amendment so that the Central College Community Development Authority may proceed expeditiously to dispose of the community development charge funds cooperatively in order to facilitate the development of the City’s northeast quadrant and to provide for infrastructure improvements and public services based upon the Pay As We Grow and Grow with a Plan initiative and the Northeast Memorandum of Understanding, as amended, said immediate action being in the interest of the City in order to preserve, enhance and protect public health, peace, property and safety, **NOW THEREFORE**,

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

SECTION 1. That the Director of the Department of Development be and hereby is authorized to enter into on behalf of the City of Columbus a First Amendment to the Intergovernmental Cooperation Agreement with the Central College Community Development Authority for the purpose of continuing to provide for the placement and use of community development charge revenues in a cooperative manner best designed to support the public infrastructure commitments.

SECTION 2. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is 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 this Ordinance.