

ORDINANCE NO. 15-13

By: Richard Sharp

An Ordinance to appropriate \$13,621.82 from the Tax Increment Financing Fund (36-170-51320) for the purpose of paying for expenses related to right-of-way improvements in the Main Street TIF District.

WHEREAS, the City of Bexley entered into a Main Street Incentive District Infrastructure Agreement with MRMJ LLC which requires the City to reimburse MMRJ LLC for public infrastructure improvements from the TIF fund in an amount which is the lesser of (i) 50% of the costs of the Public Improvements and (ii) 30% of the amount received in the TIF Fund in that year that is attributable to the Property; and

WHEREAS, MRMJ LLC’s Public Improvements totaled \$125,418.24 and the Project generated \$7,059.72 in TIF proceeds to the City in tax year 2011; and

WHEREAS, the lesser amount would be 30% of the amount received in the TIF Fund or \$2,117.92; and

WHEREAS, the Project generated \$841.45 more in TIF proceeds to the City in tax year 2010 than was accounted for by City ordinance 20-11, and the lesser amount of this difference would be 30% of the amount received in the TIF Fund or \$252.44; and

WHEREAS, to date, \$1,744.01 has been reimbursed to MRMJ LLC for public infrastructure improvements from the TIF fund, \$1,246.82 of which was applied to the Bexley Beautification Fund to offset the \$4,500 identified expense associated with damage to the City’s right-of-way trees by MRMJ’s contractors during construction; and

WHEREAS, MRMJ has agreed to reimburse the City for tree damage with the next \$4,500 of TIF funds they are to receive as reimbursements effective starting in tax year 2010 and going until the balance of the tree damage cost is reimbursed, and \$3,253.18 remains to be reimbursed for this purpose; and

WHEREAS, a history of TIF reimbursements for this project is summarized in the following table:

Tax Year	Eligible TIF Proceeds	Applied to MRMJ	Applied to BBF	Ordinance	TIF Reimbursement Remaining
					\$125,418.24
2009	\$497.19	\$497.19	\$0	29-10	\$124,921.05
2010	\$1,246.82	\$0	\$1,246.82	20-11	\$123,674.23
2010 – Adjustment	\$252.44	\$0	\$252.44	15-13	\$123,421.79
2011	\$2,117.92	\$0	\$2,117.92	15-13	\$121,303.88

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY:

Section 1.

That a sum of \$2,370.36 (\$252.44 for the tax year 2010 adjustment plus \$2,117.92 for tax year 2011) is hereby appropriated from the Tax Increment Financing Fund (Account 36-170-51320) to be spent as follows:

1. That a sum of \$2,370.36 be paid to the Bexley Beautification Fund (account 20-00047020) to reimburse MMRJ, LLC.

Section 2.

That this Ordinance shall go into effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2013

Rick Weber, President of Council

Attest: _____
Clerk of Council

Approved: _____, 2013

Ben Kessler, Mayor