

EMERGENCY

JRS

18/11

**City of Cincinnati**

**An Ordinance No. 208**

- 2020

**APPROVING** a \$4,974,320 operations and maintenance budget for the Cincinnati Bell Connector for fiscal year 2021; **AUTHORIZING** the transfer and return to source of \$934,000 from existing capital improvement program project no. 980x233x172378, "Streetcar System Maintenance and Repair," to Fund 455, "Streetcar Operations" for the purpose of providing operating budget resources to operate and maintain the Cincinnati Bell Connector; **AUTHORIZING** the transfer of \$260,000 from the unappropriated surplus of General Fund 050 to the unappropriated surplus of Fund 455 "Streetcar Operations" for the purpose of providing operating budget resources to operate and maintain the Cincinnati Bell Connector; and **AUTHORIZING** the appropriation of \$3,474,320 from Fund 455, "Streetcar Operations," and the appropriation of \$1,500,000 from Fund 759, "Income Tax-Transit" for the Cincinnati Bell Connector requirements including, for fiscal year 2021, the City of Cincinnati's direct contribution toward the Cincinnati Bell Connector's operating shortfall.

WHEREAS, the estimated total budget to operate and maintain the Cincinnati Bell Connector and underlying capital assets in good working order during fiscal year 2021 ("FY 2021") is approximately \$4,974,320, inclusive of direct City costs; and

WHEREAS, the proposed total budget includes a transfer and return to source in the amount of \$934,000 from the existing capital improvement program project account no. 980x233x172378, "Streetcar System Maintenance and Repair," for use to operate and maintain the Cincinnati Bell Connector; and

WHEREAS, the City of Cincinnati's agreement with FC Cincinnati guarantees Admission Tax revenue of at least \$400,000 to the City's General Fund in FY 2021; and

WHEREAS, \$140,000 of the Admission Tax guarantee from FC Cincinnati for FY 2021 will remain in the General Fund, but the remaining \$260,000 will be transferred to the Streetcar Operations Fund; and

WHEREAS, due to Cincinnati Bell Connector operating shortfalls, the Carol Ann and Ralph V. Haile, Jr. U.S. Bank Foundation will donate to the City an estimated \$900,000 in FY 2021 according to the terms of the Haile Streetcar Funding Agreement; and

WHEREAS, the combined total of the City's contribution, Federal Transit Administration Formula Funds, CARES Act Funding, streetcar revenue (fares, naming rights, and advertising revenue), the Haile Foundation Guaranty payment, and Voluntary Tax Incentive Contribution Agreement payments is anticipated to be sufficient to cover the total estimated cost of the Cincinnati Bell Connector Budget for FY 2021; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Council authorizes a total streetcar budget of \$4,974,320 for fiscal year 2021 (“FY 2021”) set forth in Exhibit A to this ordinance.

Section 2. That Council hereby authorizes the transfer and return to source of \$934,000 from existing capital improvement program project account no. 980x233x172378, “Streetcar System Maintenance and Repair,” to the Streetcar Operations Fund 455 for the purpose of providing resources to use to operate and maintain the Cincinnati Bell Connector.

Section 3. That Council hereby authorizes the transfer of \$260,000 from the unappropriated surplus of General Fund 050 to the unappropriated surplus of Streetcar Operations Fund 455 for the purpose of providing resources to operate and maintain the Cincinnati Bell Connector.

Section 4. That Council hereby authorizes the appropriation for the current expenses and other expenditures of the City in the total amount of the sum of \$3,474,320 from Fund 455, “Streetcar Operations,” in accordance with the transfer schedule attached as Exhibit B to this ordinance, for the costs of operating and maintaining the Cincinnati Bell Connector during FY 2021.

Section 5. That Council hereby authorizes the appropriation for the current expenses and other expenditures of the City in the total amount of the sum of \$1,500,000 from Fund 759, “Income Tax-Transit,” in accordance with the transfer schedule attached as Exhibit B to this ordinance, for the costs of operating and maintaining the Cincinnati Bell Connector during FY 2021.

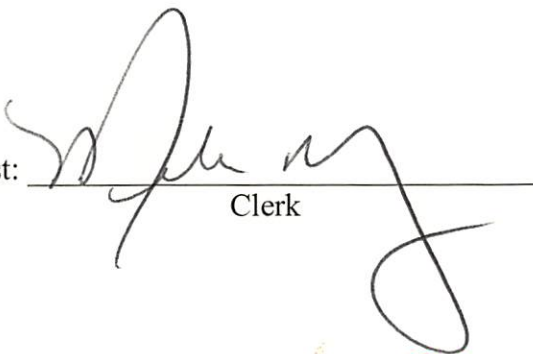
Section 6. That the proper City officials are hereby authorized to take all appropriate actions to carry out this ordinance including, but not limited to, the appropriations and transfers authorized herein, which transfers shall occur no later than July 1, 2020. The City Manager is further authorized to amend or otherwise modify streetcar contracts to the extent needed to provide

for the maintenance and operation of the streetcar system within the approved budget during FY 2021.

Section 7. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to authorize streetcar funding in FY 2021 to operate and maintain the Cincinnati Bell Connector.

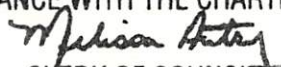
Passed: June 24, 2020

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John Cranley, Mayor

Attest:   
Clerk

**VETO**  
MAYOR   
DATE 6/24/2020

I HEREBY CERTIFY THAT ORDINANCE NO 209-2020  
WAS PUBLISHED IN THE CITY BULLETIN  
IN ACCORDANCE WITH THE CHARTER ON 7-7-2020

  
CLERK OF COUNCIL



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