

Item #: 32

Moved by: JONES

Prepared by: Qur'an Folsom

Seconded by: FORD

Reviewed by: Marcy Ingram

RESOLUTION LIFTING THE FY 2018 BUDGET AMENDMENTS MORATORIUM TO AMEND THE FY 2018 OPERATING BUDGET FOR PURPOSES OF APPROPRIATING THE AMOUNT OF \$1,500,000.00 TO THE ECONOMIC DEVELOPMENT GROWTH ENGINE (EDGE) FOR THE PURPOSES OF BLIGHT REDUCTION AND ECONOMIC DEVELOPMENT AND REQUESTING THAT EDGE USE THESE FUNDS SPECIFICALLY FOR THE SOUTH BROOK MALL PROJECT. THIS ITEM REQUIRES AN EXPENDITURE OF FUNDS FROM THE FY 2018 ECONOMIC DEVELOPMENT FUND IN THE AMOUNT OF \$1,500,000.00. SPONSORED BY COMMISSIONER EDDIE S. JONES, JR.

WHEREAS, The Shelby County Board of Commissioners has determined that one of the principal challenges facing the economic and social advancement of our community is the presence of blighted properties; and

WHEREAS, The Shelby County Board of Commissioners recognizes that the problem of blighted properties is particularly acute in the core city area of Shelby County; and

WHEREAS, The Shelby County Board of Commissioners Strategic Priorities Agenda adopted on August 28, 2017, further demonstrates the body's commitment to take action against blight within urban communities as it negatively impacts economic equity and economic growth opportunities in those communities; and

WHEREAS, The reduction in the number of blighted properties will benefit the financial condition of all Shelby County residents by increasing the tax base that is critical to the County's financial well-being; and

WHEREAS, Tennessee Code Annotated, Section 5-9-101(26), authorizes the Shelby County Board of Commissioners to appropriate money for economic and community development; and

WHEREAS, The Shelby County Board of Commissioners desires to appropriate \$1,500,000.00 to EDGE from the Economic Development Fund for purposes related to reduction of urban blight and economic development in the following ways: equipment, construction and supplies, demolition of blighted structures, renovation of such structures or maintenance of such structures or property and specifically requests that EDGE utilize these funds for purposes of the South Brook Mall Project ("the Project").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the FY 2018 Operating Budget is hereby amended to appropriate funds from the FY 2018 Economic Development Fund in the amount of \$1,500,000.00 to EDGE for purposes related to reduction of urban blight and economic development: equipment, construction and supplies, demolition of blighted structures, renovation of such structures, subject to approval and acceptance by the EDGE Board for the Project.

BE IT FURTHER RESOLVED, That it is requested that EDGE enter into an agreement with the Developer of the Southbrook Mall renovation project satisfactory to the Developer and to EDGE which provides for disbursement and draw down of funds to the Developer on the Project.

BE IT FURTHER RESOLVED, That it is requested, subject to the execution of a development agreement, that EDGE approve an initial disbursement of \$500,000.00 for the Project and then make additional disbursements contingent upon submission of a

detailed quarterly report from the Developer, on-site visits by appropriate EDGE project management staff and corresponding receipts of all work conducted on the Project or such other safeguards as the EDGE Board deems appropriate.

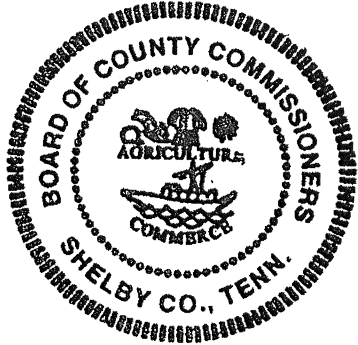
BE IT FURTHER RESOLVED, That it is requested that EDGE disburse the funds subject to its determination that good industry standards for the use of the funds on the Project have been met by the Developer.

BE IT FURTHER RESOLVED, That in the event that a satisfactory agreement cannot be executed between EDGE and the Developer, or in the event that disbursements cannot be made based on the Developer's failure to perform to the satisfaction of EDGE, that the funds, or such remaining undisbursed funds, shall be returned to the County.

BE IT FURTHER RESOLVED, That the Mayor and Director of Administration and Finance are authorized to issue their warrant or warrants to EDGE for the above mentioned purposes in an amount not to exceed \$1,500,000.00 for FY 2018.

BE IT FURTHER RESOLVED, That the 2018 Budget Amendments Moratorium is hereby lifted for the purposes stated in Exhibit A, "Budget Amendment Justification Form," attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED, That this Resolution shall become effective in accordance with the Shelby County Charter, Article II, Section 2.06(B).



Mark H. Luttrell, Jr.

Mark H. Luttrell, Jr.
County Mayor

Date: 5-23-18

ATTEST:

Rosalina Nichols

Clerk of County Commission

ADOPTED: May 14, 2018

CERTIFIED COPY

Rosalina Nichols

CLERK OF COUNTY COMMISSION

DATE 7/11/18

Budget Amendment Justification Form

This form should be completed for all items that require a formal budget amendment from the Shelby County Board of Commissioners. Please submit this form with all budget amendment resolutions requesting Commissioner sponsorship and please upload this form into the SIRE Agenda Management System as an exhibit with all supporting documents.

Dept./Div./Elected Official:	SHELBY COUNTY BOARD OF COMMISSIONERS		Date	4/13/2018
1. Why do you want to amend the approved budget? Attach additional sheet(s) if necessary		This is being brought forward as a budget amendment after it was found that there were no funds formally set aside for the South Brook Town Center Project during the FY2018 Budget Cycle.		
2. Does your Budget Amendment require over \$50,000? Yes or No		Yes.		
3. If your budget amendment involves a contract, have you consulted with the EOC Office on the applicability of the M/WBE ordinance? Yes or No		N/A		
4. If your budget amendment involves a contract, have you consulted with Purchasing on the applicability of the LOSB ordinance? Yes or No		N/A		
5. The proposed amendment will increase the budget by an additional \$ _____.		\$1,500,000.00		

Original Line Item(s)	Major Account Code	Amount	Amended Line Item(s):	Major Account Code	Amended Amount
Operations and Management	6664	\$1,500,000.00	EDGE	????	\$1,500,000.00
Department/Division Approval					

Name:

Title:

Board of Commissioners Approval: Pending

Approved: Yes

No

Date of Approval:

NOTE: Include the approved justification form with all requests for Sponsorship.