

Mayor and Council Communication

DATE: 02/14/23

M&C FILE NUMBER: M&C 23-0070

LOG NAME: 17REALLOCATION TIF 12 FUNDS E BERRY ST STUDY

SUBJECT

(CD 5, CD 8, and CD 9 / Future CD 5, CD 8, and CD 11) Authorize Appropriation of Funds to Tax Increment Reinvestment Zone Number Twelve-East Berry Renaissance for an Amount of \$200,000.00 in Accordance with the Tax Increment Financing Development Agreement for the East Berry Corridor Study, Adopt Appropriation Ordinances and Amend the Fiscal Years 2023-2027 Capital Improvement Program

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached appropriation ordinance decreasing the estimated receipts and appropriations in the Tax Increment Reinvestment Zone - General Capital Fund in the amount of \$200,000.00 for transferring to the Tax Increment Reinvestment Zone Number Twelve-East Berry Renaissance Fund;
2. Adopt the attached appropriation ordinance increasing the estimated receipts and appropriations in the Tax Increment Reinvestment Zone Number Twelve-East Berry Renaissance Fund in the amount of \$200,000.00 transferred from the Tax Increment Reinvestment Zone-General Capital Fund for the purpose of fulfilling prior contractual obligations; and
3. Amend the Fiscal Years 2023-2027 Capital Improvement Program.

DISCUSSION:

On June 1, 2022, the Board of Directors for Tax Increment Financing Reinvestment Zone Number Twelve - East Berry Renaissance (TIF) approved the expenditure of up to \$200,000.00 to fund a design and planning study along the East Berry Street Corridor. The City and the Board of Directors for the TIF agreed to enter into a financing agreement whereby the City will be reimbursed for the study with TIF funds (TIF 12 Resolution 12-2022-01).

On September 13, 2022, Mayor and Council Communication 22-0689, City Council approved the execution of a TIF Financing Agreement with East Berry Renaissance TIF for an amount up to \$200,000.00, and the adoption of an appropriation ordinance increasing the estimated receipts and appropriations in the Tax Increment Reinvestment Zone - General Capital Fund (TIRZ General Capital Fund) in the amount of \$200,000.00 transferred from the East Berry Renaissance TIF fund, for the purpose of funding the Berry Street Corridor project (City Project No. 104214).

On September 21, 2022, the City of Fort Worth transferred \$200,000.00 from East Berry Renaissance TIF Fund to TIRZ General Capital Fund.

On January 6, 2023, the TIF Financing Agreement was executed by City of Fort Worth and TIF.

In order for East Berry Renaissance TIF to fulfill current contractual obligations to a developer, the \$200,000.00 is to be reallocated back to the East Berry Renaissance TIF. Upon completion of the terms of the TIF Financing Agreement and the TIF's availability of funds, an additional M&C will authorize the transfer of funds in the amount up to \$200,000.00 to the TIRZ General Capital Fund for reimbursement of East Berry Street Corridor Study. East Berry Renaissance TIF funds are projected to be available in Fiscal Year 2024.

This will not impact the timing of the East Berry Corridor Study.

Upon approval of this Mayor and Council Communication (M&C), all appropriations and funding will be as summarized in the table below:

Fund	Entity	Appropriation Amount
28612	TIRZ #12 - East Berry Renaissance	\$200,000.00
30286	TIRZ-General Capital	(\$200,000.00)

Funding for this project was not included in the Fiscal Years 2023-2027 Capital Improvement Program (CIP) because the project and funding sources were unknown at the time of its development. This action in this M&C will amend the Fiscal Years 2023-2027 Capital Improvement Program as approved in connection with Ordinance 25573-09-2022.

The East Berry Street Corridor is located in COUNCIL DISTRICTS 5, 8, AND 9 and FUTURE COUNCIL DISTRICTS 5, 8, and 11.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available in the Berry Street Corridor Plan project within the TIRZ-General Capital Fund and upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the TIRZ #12-East Berry Renaissance Fund. Prior to an expenditure being incurred, the Transportation & Public Works and Economic Development Departments have the responsibility of verifying the availability of funds.

Submitted for City Manager's Office by: William Johnson 5806

Originating Business Unit Head: Robert Sturns 2663

Additional Information Contact: Martha Collins 2610

Expedited