

ORDINANCE 2022-2

AN ORDINANCE OF THE CITY OF CRESCENT SPRINGS, IN KENTON COUNTY, APPROPRIATING AND RESERVING AN AMOUNT UP TO BUT NOT EXCEEDING \$1 MILLION DOLLARS TO BE APPLIED TO THE CONSTRUCTION EXPENSES IN CONNECTION WITH THE CONSTRUCTION OF A NEW FIRE HOUSE; AUTHORIZING PAYMENT OF MONIES TO THE CRESCENT -VILLA FIRE AUTHORITY TO APPLY TOWARDS CONSTRUCTION EXPENSES FOR THE NEW FIRE HOUSE; AND AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL COST SHARING AGREEMENT WITH THE CITY OF VILLA HILLS AND THE CRESCENT -VILLA FIRE AUTHORITY.

WHEREAS, there exists an Interlocal Agreement between the cities of Crescent Springs and Villa Hills, and the Crescent -Villa Fire Authority (CVFA) to provide fire protection services for the residents of the two cities; and

WHEREAS, as part of the implementation of this Interlocal Agreement the parties are responsible for the funding for the construction of a fire house; and

WHEREAS, due to market conditions, inflation, supply shortages all caused by the Pandemic, the construction costs for the fire house have increased beyond what the parties had originally anticipated, and there is a need for each city to address these additional construction costs and expenses; and,

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF CRESCENT SPRINGS, KENTUCKY, AS FOLLOWS:

SECTION I

The legislative body of the City of Crescent Springs authorizes the Mayor to negotiate and enter into an interlocal cost-sharing agreement with the City of Villa Hills and the Crescent -Villa Fire Authority to provide additional funding for the construction of the Fire House in accordance with the terms of this Ordinance. Should the parties fail to execute the cost-sharing agreement, then the obligations in this Ordinance shall become null and void.

SECTION II

The legislative body of the City of Crescent Springs states its commitment to approve the appropriation and reservation of up to but not exceeding \$1 million dollars in order to match the reservation and appropriation of up to but not exceeding \$1.5 million dollars from the City of Villa Hills for the construction of the fire house. The amounts committed are intended to represent each City's pro-rata share, based upon the 60-40 formula provided in the current Interlocal Agreement between the cities and the CVFA. This commitment shall be memorialized in an interlocal cost-sharing agreement.

SECTION III

The funds appropriated by the City of Crescent Springs and the City of Villa Hills described above shall be paid to the CVFA in a manner described in the cost-sharing interlocal agreement. Those monies shall be placed in a restricted account reserved for the payment of the construction costs for the firehouse **at any time prior to close of business on October 31, 2022**. The monies may be transferred at one time or in installments as long as the total appropriated amount is in the restricted account prior to October 31, 2022. Any monies remaining in this account after the completion of the fire house construction shall be returned to the cities in a pro rata manner, using the same 60-40 formula described in Section II. Completion of the fire house construction shall be determined by date of substantial completion as certified by the general contractor.

SECTION IV

Part of the construction costs may be offset by grant funding obtained by one or both cities and/or the CVFA. If such occurs then the commitments for each city, as described in Section I, shall be reduced on a pro rata basis using the same 60-40 formula described in Section II.

SECTION V

City staff, together with the Mayor and City Administrator, are hereby authorized to execute any and all documents, and take all necessary actions in order to implement this Ordinance, and upon execution of the cost-sharing agreement by all parties, to cause the monies to be transferred to the restricted account described in Section II. The CVFA shall provide regular monthly accountings to the City of all expenditures from the restricted account and the monthly balance of said account.

SECTION VI

This Ordinance shall take effect immediately upon adoption and passage by the City Council for the Cities of Crescent Springs, Kentucky, and Villa Hills, Kentucky.

CITY OF CRESCENT SPRINGS,
KENTUCKY

By: _____

Mike Daugherty, Mayor

ATTEST:

April C Robinson
April Robinson, City Clerk/Treasurer

Date of First Reading: March 14, 2022

Date of Second Reading and Enactment: March 28, 2022