

ORDINANCE NO. 77-25

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A GRANT AWARD AGREEMENT TO PARTICIPATE IN THE STATE CAPITAL BUDGET GRANT PROGRAM FOR FUNDS TOWARD THE CONSTRUCTION OF VARIOUS ASPECTS OF THE FRENCH CREEK SPORTS COMPLEX GREENWAY AND DECLARING AN EMERGENCY

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources (“ODNR”), provides financial assistance via the State Capital Budget process to political subdivisions who apply and are selected by the Ohio House, the Ohio Senate and the Ohio Governor for the purpose of undertaking projects of lasting benefit to the subject community; and

WHEREAS, Avon City Administration worked cooperatively with local state legislators to make an application for funding related to the desired improvements to French Creek Sports Complex which includes the construction of a 10-foot wide multi-purpose asphalt path along a portion of French Creek Road known as the French Creek Greenway Phase 1 project; and

WHEREAS, the Avon City Administration submitted in January of 2024 a State Capital Budget funding application seeking a grant of \$7,000,000.00 toward a \$18,333,095.00 project which included plans for baseball fields, soccer fields, parking lots, utilities, restrooms, concession stands, play areas, earthwork, landscaping, a maintenance facility, internal multi-purpose paths, the French Creek Greenway multi-purpose path, and other miscellaneous improvements; and

WHEREAS, upon evaluation of the various grant funding requests submitted from around the state, an award to Avon in the amount of \$1,075,000.00 was provided in the 2024 state capital budget to be administered by the Ohio Department of Natural Resources to put towards the construction of the French Creek Greenway multi purpose path various aspects of the above identified French Creek Sports Complex Project; and

WHEREAS, the \$1,075,000.00 budget award will be i s administered by the Ohio Department of Natural Resources which requires the contract document attached hereto and noted as Exhibit “A” to be executed by the City of Avon.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 – That this Council hereby authorizes the Avon Mayor to execute the attached contract document which will accept a partial 2024 State Capital Budget award in the amount of \$1,075,000.00.

Section 2 – The City of Avon does agree to obligate the funds required to satisfactorily complete a portion of the proposed project and become eligible for reimbursement under the terms of the program contract.

Section 3 – That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City’s Council and

Ordinance No. 77-25 (Con't)

any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

Section 4 – That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to execute said grant contract and substantially complete the noted project within the time limitations of the grant contract so that reimbursement of expended funds can be obtained.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places, as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director