

ORDINANCE NO. 7-26

**AN ORDINANCE AUTHORIZING THE CITY TO RETAIN TRUAX LAW GROUP
TO REPRESENT THE CITY IN ALL MATTERS RELATED TO
THE CONSTRUCTION OF A 2ND FIRE STATION
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Avon is considering the construction of a second fire station to be located at the corner of Middleton Road and Pendleton Court; and

WHEREAS, to fully protect the City's interests in connection with the engagement and contracting with the design professional for the design and engineering and with the construction manager for the actual construction of this station, the Law Director recommends the hiring of outside counsel with considerable contract experience in these areas to prepare, review, revise and otherwise represent the City's interests in these matters; and

WHEREAS, Council, upon recommendation of the Administration and the Law Director, deems it in the best interest of the health, safety, and welfare of the citizens of Avon that outside special counsel be retained as quickly as possible to assist the Law Director in representing the interests of the city as set forth herein.

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

Section 1 - Effective January 13, 2026 and going forward and pursuant to Article V, Section 2 of the Charter of the City of Avon, Council hereby authorizes the administration to retain the services of the Truax Law Group (hereinafter referred to as "Truax"), as special counsel to assist the Law Director in connection with the engagement and contracting with the design professional for the design and engineering and with the construction manager for the actual construction of this station

Section 2 - That the proposal for these services submitted by Truax is hereby accepted and marked as Exhibit A and made a part of this Ordinance by reference. Further, Truax, as special counsel, shall be compensated at the rates set forth therein.

Section 3 - Council hereby authorizes the Finance Director to appropriate the funds necessary to cover said legal fees through project completion.

Section 4 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to retain special counsel to represent the

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City in all matters pertaining to contracts for design and construction services related to the fire station no. 2 project; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

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 J. Brooks, Clerk of Council

Posted: _____
Electronically and at City Hall as
Provided by Council

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