

ORDINANCE NO. 6-19

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE WITH MARY ANN BROWN FOR APPROXIMATELY 1.5716 ACRES OF CITY PROPERTY LOCATED AT 36675 DETROIT ROAD (a.k.a. THE JAMESON HOUSE) AND DECLARING AN EMERGENCY

WHEREAS, the City acquired property known as the Jameson House at 36675 Detroit Road on January 3, 2018; and

WHEREAS, the acquisition required the City to assume a lease between the Sellers (Gardenland Development Corporation) and Mary Ann Brown, d.b.a. The Antique Center; and

WHEREAS, that lease expired on September 30, 2018 and the tenant has remained in possession of the premises on a month to month basis; and

WHEREAS, the City would like to utilize this property for a future Visitors Bureau but has no immediate plans to do so and therefore desires to enter into a new three (3) year lease with Mary Ann Brown to allow her to continue to operate The Antique Center on the 1.5716 acres of land; and

WHEREAS, Council has had an opportunity to consider the City's future plans for the property and concurs with the Administration that a new three (3) year lease would give the City additional time to develop a more permanent plan for the property while at the same time allow a long-standing antique business to remain open for a few more years in the historic French Creek District; and

WHEREAS, after thoroughly considering all the alternatives, Council supports the Administration in extending a new three (3) year lease to the tenant, Mary Ann Brown, finding the lease extension to be in the best interests of the health, safety and welfare of the citizens of this community.

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

Section 1 – That the City, through the Office of the Mayor, is hereby authorized to execute a new three (3) year lease with Mary Ann Brown (d.b.a. The Antique Center) for approximately 1.5716 acres of land and appurtenances thereto located at 36675 Detroit Road, a.k.a. the Jameson House, the terms of which are substantially the same as those set forth in the attached lease agreement marked as Exhibit "A" and incorporated herein by reference.

Section 2 – 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 3 – 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 enter into a lease with Mary Ann Brown for the City owned property located at 36675 Detroit Road; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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