

ORDINANCE NO. 30-20

**AN ORDINANCE REPEALING ORDINANCE NO. 127-19 WHICH AUTHORIZED THE
MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR REAL ESTATE
LOCATED AT 2251 CENTER ROAD, PERMANENT PARCEL NO. 04-00-015-110-281
AND DECLARING AN EMERGENCY**

WHEREAS, Ordinance No. 127-19 passed on December 19, 2019, authorized the Mayor to enter into a Purchase Agreement with Dennis R. Draudt, Jr. (Seller) to acquire a parcel of real property for municipal use located at 2251 Center Road in the City of Avon, being Permanent Parcel No. 04-00-015-110-281 (1.1473 acres) together with all items of personal property located on the premises; and

WHEREAS, prior to the Mayor signing the Purchase Agreement, it became clear that the owner would not be able to transfer title to the property lien free as per said Agreement; and

WHEREAS, the Administration has decided not to move forward with further negotiations and desires that Council repeal Ordinance No. 127-19; and

WHEREAS, after discussion, review and further consideration, Council deems it in the best interest of the health, safety and welfare of the citizens of Avon to repeal Ordinance No. 127-19 and thereby withdrawing its permission to enter into a Purchase Agreement with the Seller.

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

Section 1 – That Ordinance No. 127-19, passed on December 19, 2019, which authorized the Mayor to enter into a Purchase Agreement with Dennis R. Draudt, Jr. for property he owns at 2251 Center Road in the City of Avon, being Permanent Parcel No. 04-00-015-110-281 (1.1473 acres) is hereby repealed.

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 repeal Ordinance No. 127-19 and not move forward with the purchase of real estate at 2251 Center Road, Permanent Parcel No. 04-00-015-110-281; 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 Brooks, Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director, City of Avon