

ORDINANCE NO. 75-20

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE AVON BRANCH OF THE LORAIN PUBLIC LIBRARY AND DECLARING AN EMERGENCY

WHEREAS, at the March 17, 2020 election, voters of the City of Avon (the “City”) approved an additional 2.00-mill tax levy (the “Tax Levy”) for current expenses of the Avon Branch of the Lorain Public Library system, including the construction and operation thereof; and

WHEREAS, this Council desires to enter into an agreement relating to the operation of the Avon Branch of the Library and to use the proceeds of the Levy and finds said agreement to be in the best interests of the health, safety and general welfare of the citizens of Avon.

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

Section 1 – That pursuant to Ohio Revised Code Section 3375.42, this Council hereby finds and determines it to be necessary to enter into an agreement (the “Agreement”) with the Library relating to the operation of the Avon Branch of the Library and to the use of the proceeds of the Tax Levy and of other funds available for the operation of the Avon Branch of the Library.

Section 2 – That the Agreement is hereby approved in substantially the form attached hereto as **Exhibit A**, with such changes therein as are not inconsistent with this ordinance and not substantially adverse to the Council as shall be approved by the officers executing the Agreement; provided, that the approval of those changes by those officers, and their character as not being substantially adverse to the Council, shall be evidenced conclusively by their execution of that Agreement.

Section 3 – That the Mayor and the Finance Director of the City are hereby authorized and directed, for and in the name and on behalf of the City, to execute and deliver the Agreement in substantially the form attached hereto as **Exhibit A**.

Section 4 – 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 Ordinance were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those 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 immediately necessary for the preservation of the public health, safety and welfare of the City of Avon, the immediate emergency being the necessity to authorize the proceeds of the Tax Levy to be used for the purpose of paying the current operating expenses of the Library, including construction and operation; 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