

**ORDINANCE NO. 55-22**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT  
TO PURCHASE REAL ESTATE LOCATED AT 37079 DETROIT ROAD  
(STATE ROUTE 254) IN THE CITY OF AVON PERMANENT PARCEL  
NO. 04-00-010-115-008 FROM JOAN L. BUCK  
AND DECLARING AN EMERGENCY**

**WHEREAS**, as the City continues to grow so does its need to acquire additional lands for public use; and

**WHEREAS**, the Mayor seeks authorization from Council to enter into a Purchase Agreement with Joan L. Buck for the purchase of a parcel of land, approximately 0.28 acres located at 37079 Detroit Road in the City of Avon; and

**WHEREAS**, Council has had an opportunity to meet with the Mayor and discuss the purchase of the subject properties, including the terms of the transaction as set forth in the proposed Purchase Agreement; and

**WHEREAS**, Council deems it to be in the best interests of the health, safety and welfare of the community that the City acquire the land being offered for sale at 37079 Detroit Road for use as public property and authorize the Mayor to execute a purchase agreement to further said acquisition.

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

Section 1 - That the Mayor is hereby authorized to enter into a Purchase Agreement with Joan L. Buck to acquire a parcel of land located at 37079 Detroit Road in the City of Avon, Permanent Parcel No. 04-00-010-115-008 (0.28 acres). Said Agreement, in substantially the form set forth in [Exhibit A](#), is attached hereto and incorporated herein by reference.

Section 2 - Council hereby authorizes the payment of funds from the General Fund No. 101 in an amount equal to that set forth in the Purchase Agreement, together with any costs of closing. Payment is to be made pursuant to the directives of the Finance Director who is authorized to increase the appropriation by a reasonable amount to cover any engineering, legal and closing fees associated with this purchase.

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 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, or otherwise in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - 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 citizens of the City of Avon, the immediate emergency being the necessity for the City to acquire

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additional land for public use; 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