

RESOLUTION NO. R-27-23

A RESOLUTION SUPPORTING THE SUBMISSION OF A CLEAN OHIO GREEN SPACE CONSERVATION PROGRAM FUNDING APPLICATION FOR THE PURCHASE OF LAND FOR THE PRESERVATION OF OPEN SPACE AND SENSITIVE ECOLOGICAL AREAS AND DECLARING AN EMERGENCY

WHEREAS, the Clean Ohio Fund Green Space Conservation Program administered by the Ohio Public Works Commission (OPWC) provides financial assistance to political subdivisions to fund preservation of open spaces, sensitive ecological areas, and stream corridors; and

WHEREAS, the City of Avon is responsible for promoting the health, safety and welfare of its residents and one of the ways that it meets that responsibility is by providing and maintaining a system of superior parks and open spaces that maximize the community's quality of life through conservation, education and recreation; and

WHEREAS, funding through the Clean Ohio Green Space Conservation Program will allow the City of Avon to acquire land and/or make improvements for the purposes of preserving natural green space and passive use public recreation; and

WHEREAS, Council finds that the acquisition of lands owned by Marilyn Mikulic, Successor Trustee of the John J. Mikulic Trust dated April 28, 2009, on Stoney Ridge Road will significantly further the health, safety and welfare of the citizens of Avon and the community by preserving sensitive ecological areas including wetlands, vernal pools, and stream corridors in perpetuity while enhancing the passive use public recreation opportunities for its citizens.

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

Section 1 – That the Mayor of the City of Avon is hereby authorized to submit an application seeking grant funding from the Clean Ohio Green Space Conservation Program for the purpose of acquiring certain real property (Mikulic) in the City of Avon, Lorain County Ohio and/or enhancing said real property.

Section 2 – That the Mayor of the City of Avon is hereby authorized to enter into contract with OPWC on behalf of the City should the requested grant funds be awarded.

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 Resolution 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 4 - That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens

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of the City of Avon, the immediate emergency being the necessity to support an application for OPWC Clean Ohio Green Space Conservation Program funds for the year 2023, prior to its predetermined deadlines in September, 2023; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: September 5, 2023 DATE SIGNED: September 5, 2023

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: September 5, 2023

[Signature]
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Barbara Brooks, Clerk of Council

Posted: September 6, 2023
Electronically and at City Hall as
Provided by Council

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

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Resolution No. R-27-23, passed by the Council of said City on September 5, 2023.

IN WITNESS WHEREOF, I have on this 6th day of September, 2023, affixed my signature and official seal.

Barbara J. Brooks
Barbara J. Brooks, Clerk of the Council
of the City of Avon, Ohio