

ORDINANCE NO. 76-26

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO MASTER DONATION AGREEMENTS WITH CHARITABLE ORGANIZATIONS UNDER THE CURRENT CONTRACT WITH ENCOMPASS MARKETING AND DECLARING AN EMERGENCY

WHEREAS, the City has long recognized that revenues can be achieved through the sale of corporate naming rights and advertising involving the City of Avon; and

WHEREAS, pursuant to Ordinance No. 39-24 which passed on March 25, 2024, the City contracted with Encompass Marketing and its Director, Paula M. Pitasky, to act as the City's exclusive agent in the marketing of corporate sponsorships and advertising plans specific to the City's aquatic facility; and

WHEREAS, pursuant to Ordinance No. 97-25, which passed on October 27, 2025, the City expanded that agreement for 36 months to authorize Encompass Marketing to act as the City's exclusive agent in the marketing of corporate sponsorships and advertising throughout the City; and

WHEREAS, Council now desires to authorize the Mayor to enter into Master Donation Agreements with charitable organizations to ensure that certain donations solicited by Encompass are and remain tax deductible; and

WHEREAS, Council, having reviewed the Master Donation Agreement to be utilized by Encompass (and executed by the Mayor), finds it to be fair and equitable and authorizes the Mayor to enter into said Agreements, where appropriate, and by doing so, serve the best interests of the health, safety, and welfare of the citizens of Avon as well as the entities that make charitable donations.

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

Section 1 - That the Mayor is hereby authorized to enter into Master Donation Agreements, in substantially the form as set forth in the attached [Exhibit A](#), which is incorporated herein by this reference, to further the planning, coordinating and implementing of a comprehensive program to promote and sell corporate sponsorships and, when possible, facilitate beneficial tax treatment for those donors.

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

Ordinance No. 76-26 (Con't.)

Avon, the immediate emergency being the necessity adopt and utilize a Master Donation Agreement which will be used by Encompass Marketing and which will clarify the handling of donations to the City through charitable organizations; 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: _____
Electronically and at City Hall as
Provided by Council

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