

ORDINANCE NO. 99-16

**AN ORDINANCE AUTHORIZING THE CREATION OF
THE BEAUTIFICATION AND ARTS FUND NO. 280
AND DECLARING AN EMERGENCY**

WHEREAS, as the City continues to grow, the need to consider funding artworks and beautification projects to enhance the scenic and cultural aspects of Avon also grows; and

WHEREAS, the Finance Committee of Council met on August 8, 2016 and discussed the idea of funding beautification and arts initiatives for the community; and

WHEREAS, the City would purchase various items for display throughout the City, including landscape installations, outdoor sculpture works, monuments and other decorative assets; and

WHEREAS, the funds to purchase these items would come directly as a percentage (10%) of the City's annual bed tax revenues; and

WHEREAS, pursuant to Ohio Revised Code sections 5705.09 and 5705.12, the Finance Director is requesting Council pass an Ordinance authorizing the creation of a special revenue fund to receive these revenues; and

WHEREAS, Council finds that the establishment of such a special revenue fund and the expenditure of these funds exclusively for the acquisition of beautification and arts assets for the community is in the best interests of the health, safety and welfare of all residents and businesses in the City of Avon.

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

Section 1 - That Council hereby authorizes the creation of the Beautification and Arts Fund No. 280 to receive, among other sources of funds, ten percent (10%) of all revenues collected from the City's three percent (3%) lodging tax.

Section 2 - That the revenues generated in this fund shall be used exclusively for the acquisition and maintenance of beautification and arts assets located or to be located throughout the City.

Section 3 - 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 4 - 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 and desirability to authorize the creation of the Beautification and Arts Fund No. 280; therefore, this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: _____ DATE: _____

SIGNED BY: _____
Craig L. Witherspoon, President of Council

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara J. Brooks, Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

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