

RESOLUTION NO. R-31-22

A RESOLUTION SUPPORTING THE SUBMISSION OF A CLEAN OHIO GREEN SPACE CONSERVATION PROGRAM FUNDING APPLICATION FOR THE PURCHASE OF LAND WITH THE INTENDED PURPOSES OF THE PRESERVATION OF OPEN SPACE, PRESERVATION OF SENSITIVE ECOLOGICAL AREAS, AND LOCATION OF FUTURE PUBLIC INFRASTRUCTURE SYSTEMS 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, and sensitive ecological areas; 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 maximizes 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, the City of Avon has designated future transportation corridors on its current "Overview Map" which are meant to provide general locations for future roadways that will promote the distribution of vehicular and pedestrian traffic throughout the city to promote safe transportation alternatives to its residents and the general public; and

WHEREAS, the acquisition of the parcels identified by the Lorain County Auditor as Parcel Identification Numbers (PINs) 0400027101176 (partial property acquisition) and 0400027101012 (full parcel acquisition) would provide opportunities for the City of Avon to both protect sensitive ecological areas and maintain options for placement of future public infrastructure systems such as road rights-of-way, utility corridors, stormwater management areas, and associated appurtenances; and

WHEREAS, Council finds that the partial acquisition of lands owned by Koosh Enterprises, LLC. (PIN 0400027101176) and the full acquisition of lands owned by Amy Johnson, Trustee (PIN 0400027101012) will significantly further the health, safety, and welfare of the citizens of Avon and the community by preserving a sensitive ecological area in perpetuity, enhancing the public recreation opportunities for its citizens, and providing for future road rights-of-way, utility corridors, stormwater management areas, and associated appurtenances.

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 is hereby authorized to apply for grant funding from the Clean Ohio Green Space Conservation Program for the purpose of acquiring certain real property in the City of Avon, Lorain County Ohio, and/or enhancing said real property.

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Section 2 - That the Mayor is hereby authorized to execute contracts with OPWC on behalf of the City of Avon 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 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 2022, prior to its predetermined deadlines; therefore, this Resolution 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