

ORDINANCE NO. 80-15

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONCESSIONS AGREEMENT WITH THE BIG SHOW LTD. TO ACT AS THE CITY'S CONCESSIONAIRE FOR THE AVON MUNICIPAL AQUATIC FACILITY AND DECLARING AN EMERGENCY

WHEREAS, the City's Aquatic Facility will be opening this July, 2015; and

WHEREAS, the Administration sought proposals from various food concessionaires to operate a concessions stand at the aquatic facility for the convenience of the patrons; and

WHEREAS, The Big Show, Ltd., dba "A Big Show" was one of two respondents to the City's request and began to work with the City on bringing a professional concessions company into the swimming facility to service the needs of its patrons; and

WHEREAS, after months of preparation, development and negotiations, the Administration is prepared to move forward with The Big Show by entering into an Agreement to provide food and beverage service at the City's Aquatic Facility; and

WHEREAS, Council, having reviewed the concessions agreement with The Big Show, finds that entering into said agreement is in the best interests of the health, safety and welfare of the citizens of Avon.

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 a concessions agreement with The Big Show, Ltd., an Ohio Limited Liability Company, dba "A Big Show" in substantially the form set forth in the attached Exhibit A, which is incorporated herein and made a part of this ordinance, for the planning, coordinating and implementing of a comprehensive program of food and beverage service at the City's aquatic facility

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 Avon, the immediate emergency being the necessity to authorize the Mayor to enter into a Concessions Agreement with The Big Show, Ltd. to handle the food and beverage concession at the City's Aquatic Facility for the 2015 and 2016 seasons, scheduled to begin in early July, 2015; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

Ordinance No. 80-15 (Con't.)

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

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

ATTEST:

Ellen R. Young
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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