

RESOLUTION NO. R-13-25

**A RESOLUTION DECLARING IT NECESSARY TO CONSTRUCT
CONCRETE SIDEWALKS TO COMPLETE THE 2025 SIDEWALK PROGRAM
AND DECLARING AN EMERGENCY**

WHEREAS, City Council, its Service Committee and the Administration have determined it is necessary to construct sidewalks on arterial, collector and local streets to promote safer pedestrian travel within the community; and

WHEREAS, pursuant Ohio Revised Code §729.02 and City Codified Ordinance §1246.05 (a)(4), Council may require the installation of sidewalks; and

WHEREAS, two (2) areas have been identified by the Service Committee of Council, the City Engineer, the Zoning Enforcement Officer and the Planning Coordinator for the 2025 City Sidewalk Program. These locations are listed in Exhibit A; and

WHEREAS, the City Engineer will provide an estimate of costs for the construction of said sidewalks at a later date and file it with the office of the Clerk of Council; and

WHEREAS, the Service Committee met on March 24, 2025 and unanimously voted to send their final 2025 Sidewalk Program recommendations to City Council; and

WHEREAS, Council, based upon the recommendations of Service Committee and the Administration, declares it necessary for the health, safety, and welfare of the community that the City's 2025 sidewalk program move forward as soon as practicable to insure safer pedestrian travel throughout the city.

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

Section 1 – That pursuant to Ohio Revised Code §729.02 and §1246.05 (a) of the Avon Codified Ordinances, Council declares it necessary to construct certain sidewalks in the City of Avon, Ohio by implementing the 2025 Sidewalk Program and requiring the installation of sidewalks at the locations listed in Exhibit A, which is attached hereto and incorporated herein by this reference.

Section 2 – That the plans, specifications and estimate of costs* for the construction of said sidewalks pursuant to City design standards will, upon completion, be filed with the Clerk of Council and made a part of this Resolution as if set forth herein and are hereby deemed approved. The Service Director is authorized to enter into a contract, not to exceed the statutory competitive bid threshold, for the construction of said sidewalks pursuant to the Engineer's estimate of cost for that portion of the sidewalk that involves City property and/or for those portions of the sidewalk that remain uninstalled after the deadline passes for installation by

*Market price (to be determined)

abutting property owners as set forth in this resolution. Payment is to be made from the Master Sidewalk Program Fund, being Fund No. 412, pursuant to the directives of the Finance Director.

Section 3 – The owners of each lot and parcel of land bounding and abutting on the proposed sidewalk shall construct that portion of the sidewalk which abuts their property, in accordance with the plans and specifications filed in the office of the Clerk, within thirty (30) days of receipt of notification of the passage of this Resolution by the Clerk of City Council or on or before October 1, 2025, whichever time date is later.

Section 4 – In the event any such abutting property owner does not complete the construction of that portion of such sidewalk which abuts their property in accordance with the plans and specifications and within the time prescribed, Council will cause the work to be done and the entire cost assessed to the property of the abutting owner pursuant to procedures set forth in Chapter 729 of Ohio Revised Code.

Section 5 – The Clerk of Council is hereby directed to serve notice of the passage of this Resolution on the owners of the lots and lands abutting on the sidewalks as provided by law by certified mail with return receipt or as otherwise provided in Section 729.03 of the Ohio Revised Code.

Section 6 – That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken 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 7 – That this Resolution 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 move forward with sidewalk installation as soon as possible to promote safer pedestrian travel throughout the City; therefore, this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: April 14, 2025 DATE SIGNED: April 14, 2025

BY: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: April 15, 2025

Bryan K. Jensen
Bryan K. Jensen, Mayor

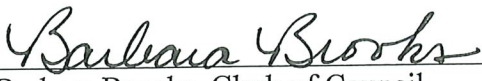
Resolution No. R-13-25 (Con't.)

APPROVED AS TO FORM:



John A. Gasior, Law Director

ATTEST:



Barbara Brooks, Clerk of Council

POSTED: April 14, 2025
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-13-25, passed by the Council of said City on April 14, 2025.

IN WITNESS WHEREOF, I have on this 15th day of April 2025, affixed my signature and official seal.



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

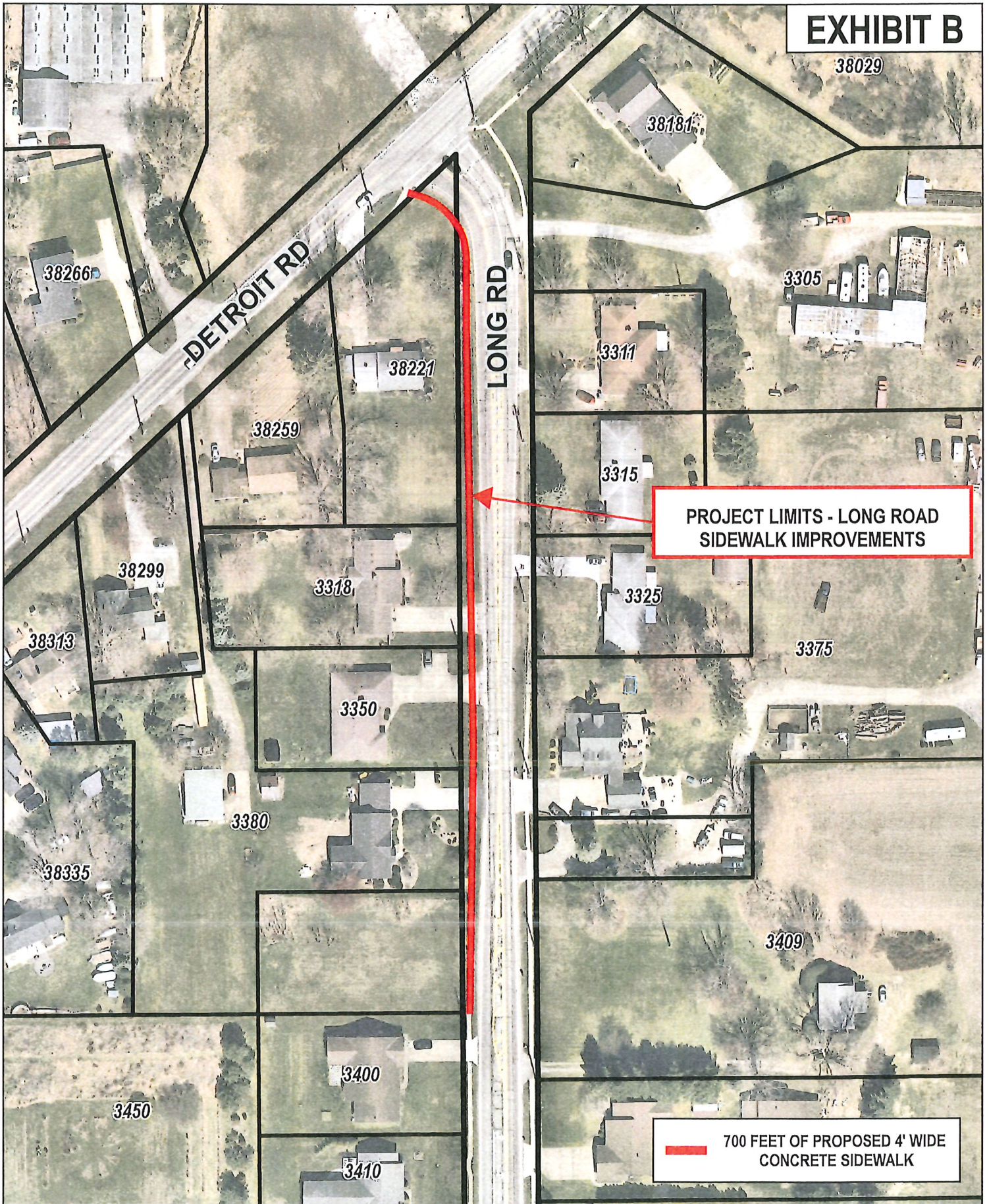
EXHIBIT A**EXHIBIT A TO RESOLUTION NO. R-13-25**

Long Road Resident List			
Parcel Number	Address	Tax Mailing Address	Owner
*04-00-002-103-079	*38221 DETROIT RD	*38221 DETROIT RD	*MERTZ, BRYAN J.
04-00-002-103-078	3318 LONG RD	3318 LONG RD	MANGAN, MICHAEL F. & LINDA M.
04-00-002-103-043	3350 LONG RD	3350 LONG RD	JONES, LAURENCE R.
04-00-002-103-070	3380 LONG RD	3380 LONG RD	BADT, DAVID A. & LINDA M.
04-00-002-103-045	LONG RD	17321 FRIES AVE, LAKEWOOD, OH 44107	FREEMAN, ROBERT J. & MARION J.

Jaycox Road Resident List			
04-00-022-103-015	35015 DETROIT RD	2725 JAYCOX RD, AVON, OH 44011	NAKOTAI LLC
04-00-022-103-013	JAYCOX RD	36527 MILLS RD, N RIDGEVILLE, OH 44039	LINDEN, DONALD
04-00-022-103-021	2566 JAYCOX RD	3046 HATTERAS WAY, AVON, OH 44011	REYNOLDS, JEFFREY S.
04-00-022-103-022	2570 JAYCOX RD	2570 JAYCOX ROAD	MANERI, ROBERT R.
04-00-022-103-017	JAYCOX RD	2590 JAYCOX RD, AVON, OH 44011	USZAK, ROBERT J. & MARGARET R.
04-00-022-103-018	2590 JAYCOX RD	2590 JAYCOX RD	USZAK, ROBERT J. & MARGARET R.
04-00-022-103-019	2600 JAYCOX RD	P O BOX 2629, ADDISON, TX 75001	CENTURYTEL INC
04-00-022-103-053	2608 JAYCOX RD	9156 STONEBRIAR LN, N RIDGEVILLE, OH 44039	MADI, FRANK J. & SIMMONS, SUSAN M.
04-00-022-103-054	2664 JAYCOX RD	6538 PITTS BLVD, N RIDGEVILLE, OH 44039	FLEISCHER, URIAH
04-00-022-103-048	JAYCOX RD	2700 JAYCOX RD, AVON, OH 44011	SAMOSON, ERIK H. & DEBORAH A.
04-00-022-10-3049	2700 JAYCOX RD	2700 JAYCOX RD	SAMOSON, ERIK H. & DEBORAH A.

* The only work is along the sideyard along Long Road which is to be paid for by the City.

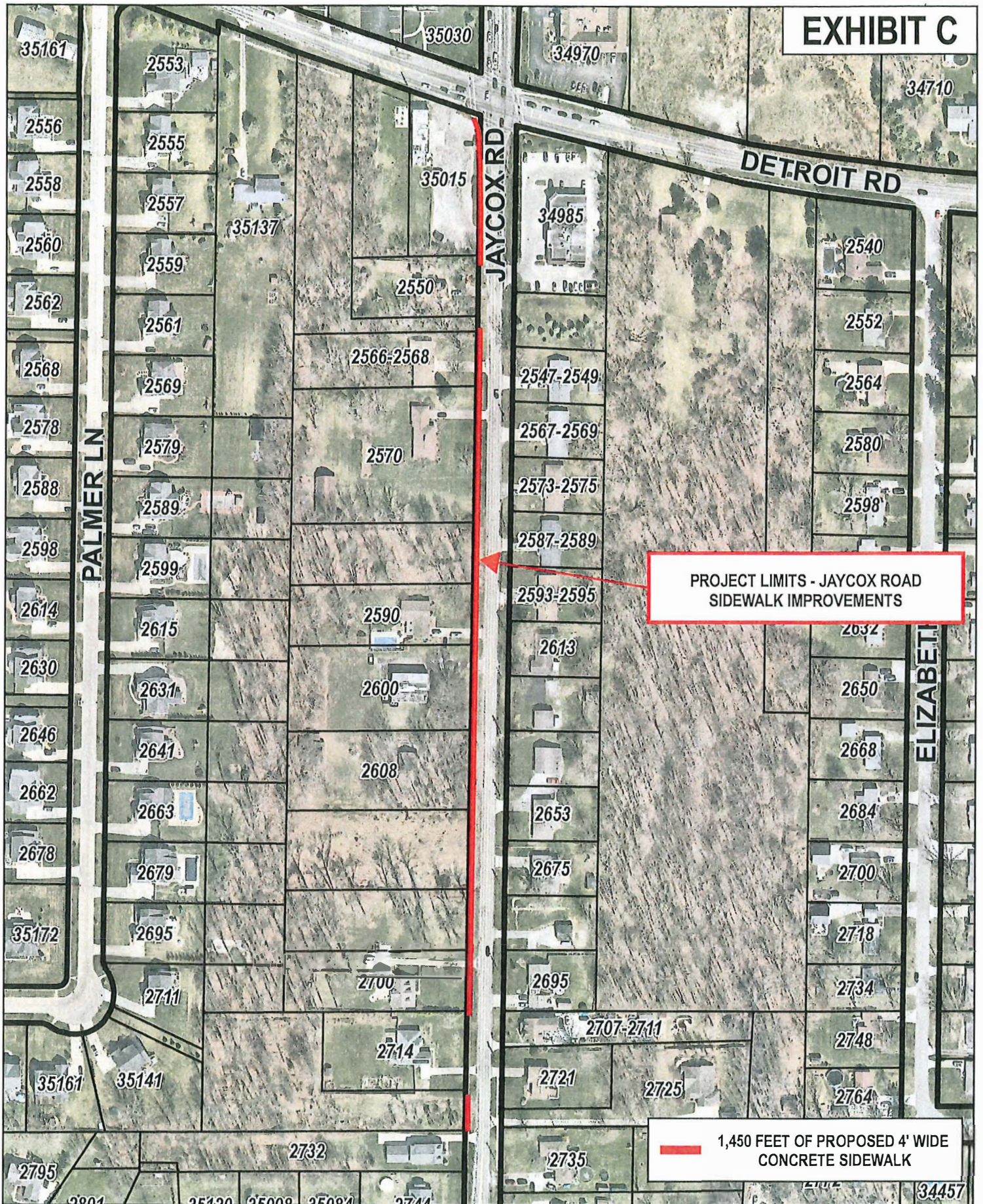
EXHIBIT B



2025 AVON SIDEWALK PROGRAM LONG ROAD



EXHIBIT C



2025 AVON SIDEWALK PROGRAM
JAYCOX ROAD

