

ORDINANCE NO. 147-22

**AN ORDINANCE TO AUTHORIZE THE MAYOR ON BEHALF OF THE
CITY OF AVON TO CONTRIBUTE UP TO THE SUM OF \$500,000.00
TO THE AVON LOCAL SCHOOL DISTRICT FOR A TURF FIELD
TO BE INSTALLED AT THE AVON MIDDLE SCHOOL
AND DECLARING AN EMERGENCY**

WHEREAS, the Avon Local School District was granted a Special Use Permit to operate a public middle school at 3445 Long Road within an R-1 Residential District pursuant to Ordinance No. 97-13 which passed on July 8, 2013; and

WHEREAS, over the years, Council has amended the Special Use Permit for the Avon Middle School to include the following: Ordinance No. 114-13 (construction and operation of the new Avon Middle School, including parking facilities and other campus amenities); Ordinance No. 91-14 (construction of an eight-lane running track and storage shed); and

WHEREAS, since the installation of the eight-lane running track, the City Recreation Department and the schools have shared in the use of the field located at the Avon Middle School; and

WHEREAS, the Avon Local School District would now like to replace the natural turf field with an artificial turf field at Avon Middle School which will benefit the school district, the City's Recreation Department and the residents of the City of Avon; and

WHEREAS, City Council and Administration agree that making a contribution towards the turf installation in an amount not to exceed Five Hundred Thousand and 00/100 Dollars, (\$500,000.00) would be in the best interest of the health, safety and welfare of the citizens of Avon, and an important symbol of cooperation between these two taxpayer supported entities.

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

Section 1 - That Council hereby accepts the recommendation of the Administration and authorizes the Mayor and the Finance Director to make a contribution in an amount not to exceed Five Hundred Thousand Dollars (\$500,000.00) to the Avon Local School District to go towards the construction and installation of an artificial turf field to be located on the Avon Middle School campus located at 3445 Long Road. Said field will be utilized from time to time by the Avon Recreation Department as well as by resident athletic groups. A brief summary of how the field will be so utilized is attached hereto as Exhibit A. The School District will be responsible for maintenance and upkeep of said field once it is installed. The Finance Director is authorized to appropriate funds for the payment of this obligation from accounts to be determined later subject to approval of City Council.

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 make a contribution of up to \$500,000.00 on behalf of the City of Avon to the Avon Local School District to defray the cost of constructing an artificial turf field at the Avon Middle School campus located at 3445 Long Road; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: December 27, 2022 DATE SIGNED: December 27, 2022

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR December 28, 2022

[Signature]
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

[Signature]
John A. Gasior, Law Director

ATTEST:

[Signature]
Barbara J. Brooks, Clerk of Council

POSTED: December 30, 2022
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 Ordinance No. 147-22, passed by the Council of said City on December 27, 2022.

IN WITNESS WHEREOF, I have on this 28th day of December, 2022, affixed my signature and official seal.

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

EXHIBIT A
(To Ordinance No. 147-22)

Below are some examples of City programming or programming conducted by independent organizations for the benefit of City residents that could utilize an artificial turf field at the Avon Middle School:

- Rec. Dept. Summer Camps (i.e. Track and Field, Ninja Warrior Camps)
- Misc. Rec. Programs (future planning of programs)
 - Track and Field
 - Multi-Sport Camps
 - Family Events
 - Adult Ultimate Frisbee?
 - Adult Soccer League?
 - Adaptive Programs
 - Multi-Sport Camp
 - Wheelchair events/programs
- Avon Youth Lacrosse Association
 - Avon residents Grades 3-8 – practices and games
- Avon Youth Football
 - Avon residents Grades K-8 (Flag and Tackle Football programs)- practices and host games
- Avon Soccer Association
 - Avon residents Ages 3-12 (misc. skill training)