

ORDINANCE NO. 34-23

AN ORDINANCE GRANTING THE CITY'S CONSENT AND AUTHORIZING THE MAYOR TO ENTER INTO A SIGN INSTALLATION AND MAINTENANCE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR SIGNAGE TO IDENTIFY THE US BICYCLE ROUTE SYSTEM AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Ohio Revised Code 5501.11(A)(4), the Ohio Department of Transportation (ODOT) may cooperate with counties, municipal corporations, townships, and other subdivisions of the state in the improvement of public roads; and

WHEREAS, the legislative authority of the City of Avon consents and agrees to work with the Director of ODOT and ODOT in the furnishing and installation of certain signage for use within Avon's political subdivision limits, and

WHEREAS, in the interest and safety of the traveling public, and to manage public resources of ODOT and the City of Avon in an efficient manner, ODOT will furnish and install this signage on certain roads within the City which the City would thereafter maintain pursuant to an agreement approved by City Council; and

WHEREAS, Council, having reviewed said agreement, has determined that it is in the best interests of the health, safety, and welfare of the citizens of Avon and surrounding communities to enter into an agreement with the Director of the ODOT and consents to ODOT furnishing and installing US Bicycle Route System signage in various locations within the municipality.

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

Section 1 – That the Mayor is hereby authorized to execute an Agreement Between the State of Ohio, Department of Transportation and the City of Avon for Sign Installation and Maintenance in substantially the form as set forth in the attached [Exhibit A](#) which is incorporated herein. The execution of said agreement will facilitate the furnishing, installation and maintenance of US Bicycle Route System signage within the City limits along designated public thoroughfares.

Section 2 – Furthermore, City Council grants its consent to ODOT to furnish and install the signage pursuant to said Agreement. The Avon Clerk of Council will transmit to the Director of ODOT a fully executed copy of this Ordinance.

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 Ordinance 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.

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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 to enter into a sign installation and maintenance agreement with ODOT for US Bicycle Route System signage to be furnished and installed within the City limits during the early part of 2023; therefore, this Ordinance 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: _____
Electronically and at City Hall as
Provided by Council

Approved as to form:
John A. Gasior, Esq.
Law Director