

RESOLUTION NO. R-35-23

A RESOLUTION IN SUPPORT OF AN APPLICATION SEEKING GRANT FUNDING FROM THE OHIO URBAN FORESTRY GRANT PROGRAM (OHIO DEPARTMENT OF NATURAL RESOURCES) TO PROVIDE MONETARY SUPPORT FOR ACTIVITIES SPONSORED BY THE AVON TREE COMMISSION AND DECLARING AN EMERGENCY

WHEREAS, the Avon Tree Commission was created pursuant to Ordinance No. 70-21, passed on September 13, 2021, to aid in the preservation, replacement, removal and planting of trees, to lessen air pollution, intercept airborne matter, increase and support biodiversity, reduce noise and light glare, moderate air temperature and storm water runoff, reduce erosion and sedimentation, maintain wildlife habitats, provide visual screening, provide natural shading, protect property values and to enhance the natural beauty of the community; and

WHEREAS, pursuant to Ordinance No. 71-21, passed on September 13, 2021, the City of Avon authorized the Mayor to enter into an option to purchase approximately 37.50 acres of land owned by the Traxler family, which sale was completed and the deed recorded with the Lorain County Recorder's Office on August 25, 2023, and

WHEREAS, Council, on September 13, 2021, passed Resolution R-25-21 in support of an application from the Clean Ohio Fund, Green Space Conservation Program administered by the Ohio Public Works Commission (OPWC) to defray the cost of purchasing said property; and

WHEREAS, the City of Avon was designated a "Tree City, USA" in 2022 and now desires to seek financial assistance from Ohio's Urban Forestry Grant Program (Ohio Department of Natural Resources) to aid in achieving grant program goals by creating the Traxler Family Arboretum; and

WHEREAS, Council finds that supporting an Application Seeking Grant Funding from The Ohio Urban Forestry Grant Program (Ohio Department of Natural Resources) will significantly further the health, safety, and welfare of the citizens of Avon and the surrounding communities by providing monetary support to the City of Avon parkland to be known as Traxler Family Arboretum.

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

Section 1 - That the Mayor of the City of Avon is authorized to file an application with the Ohio Urban Forestry Grant Program (Ohio Department of Natural Resources) seeking grant funds to aid in the creation of the Traxler Family Arboretum. Creation of the Traxler Family Arboretum would enable the Tree Commission to, i.e., document, preserve, maintain and plant trees of large stature to increase the tree canopy, lessen air pollution, intercept airborne matter, increase and support biodiversity and enhance the natural beauty of Avon and surrounding communities.

Section 2 - The City of Avon further agrees to obligate funds necessary to complete this project and seek reimbursement from Ohio Urban Forestry Grant Program (Ohio Department of Natural Resources) if this project is awarded funding from the Urban Forestry Grant Program.

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 seeking grant funding from the Ohio Urban Forestry Grant Program (Ohio Department of Natural Resources) for creating the Traxler Family Arboretum prior to a predetermined ODNR deadline of December 29, 2023; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: December 18, 2023 DATE SIGNED: December 18, 2023

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: December 19, 2023

Bryan K. Jensen
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Barbara Brooks, Clerk of Council

Resolution No. R-35-23 (Con't.)

Posted:

December 20, 2023

Electronically and at City Hall as
Provided by Council

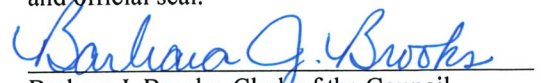
Prepared By:

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-35-23, passed by the Council of said City on December 18, 2023.

IN WITNESS WHEREOF, I have on this 19th day of December, 2023, affixed my signature and official seal.



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