

VOTING ORDER

L. Meiners
M. O'Donnell
J. Shondel
D. Bucci
J. Fenderbosch
R. James
D. Kos

**CITY OF AVON LAKE
150 AVON BELDEN ROAD
AVON LAKE, OHIO**

The following business is to be considered at the regular meeting of the Avon Lake City Council on February 22, 2016 at 7:30 P.M. in the Council Chamber.

Pledge of Allegiance

Roll Call: Mr. Bucci, Mrs. Fenderbosch, Mr. James, Mr. Kos, Mr. Meiners, Mr. O'Donnell, Mr. Shondel, Mayor Zilka, Director of Law Lieberman, Director of Finance Presley, Public Works Director Reitz.

Approval of Minutes: February 8, 2016 Regular Council Meeting as amended.

Public Hearing: Upon an amendment to Planning & Zoning Code Section 1214.07(b) regarding the membership of the Zoning Board of Appeals.

Correspondence

Reports
Mayor
Council President
Public Works Director
Director of Law
Director of Finance
Standing Committees
Special Committees

Audience Participation

Motions

Reappointing Randy Bowling to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Rita George to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Erica Larson to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Erin McDevitt-Frantz to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Ray Nowak to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Marty Patton to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Christine Raymond to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Melinda Rutledge Golas to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Reappointing Kip Sekulic to the Environmental Affairs Advisory Board for a term expiring December 31, 2017 – J. Shondel.

Legislation

Third Reading:

Temporary Legislation #10621, adopting a job description for the position of City Prosecutor.

Second Readings:

Temporary Legislation #10618, amending Planning & Zoning Code Section 1214.07 (b) regarding membership of the Zoning Board of Appeals.→

Temporary Legislation #10631, adopting a job description for the position of Economic Development Director.

Temporary Legislation #10632, authorizing the Mayor to execute a personal services agreement for professional environmental consulting.→

Temporary Legislation #10633, amending Codified Ordinance Section 840.04 (d) regarding solicitation during certain hours.

Temporary Legislation #10636, approving a conditional use/change of use for a storage facility at 294 Avondale Avenue.

First Readings:

Temporary Legislation #10638, confirming the appointment Mike Bramhall, as Municipal Engineer. →

Temporary Legislation #10639, authorizing a donation to the Lorain County Office on Ageing. →

Temporary Legislation #10640, authorizing entering into a Water Pollution Control Loan Fund Agreement. →

Motion

Appointing Ken Sadd to the Zoning Board of Appeals effective February 23, 2015 for a term expiring December 31, 2020 – M. O'Donnell.

Miscellaneous Business and Announcements

Public Input

Adjournment

BY: Mr. Shondel

TEMP NO: 10621

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A JOB DESCRIPTION FOR THE POSITION OF CITY PROSECUTOR FOR THE AVON LAKE MUNICIPAL COURT, ESTABLISHING THE QUALIFICATIONS AND DUTIES FOR SAID POSITION, AND DECLARING AN EMERGENCY.

WHEREAS, it has been recommended by the administration and the Human Resources Committee that a job description for the position of City Prosecutor for the Avon Lake Municipal Court be adopted, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That the specifications, responsibilities, and duties applicable to the position of City Prosecutor for the Avon Lake Municipal Court shall be as shown on the job description, a copy of which is attached hereto and made a part hereof.

Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 3: That this Ordinance is hereby declared to be an emergency measure in order to adequately staff the Municipal Court, thus for the health, safety, and welfare of the public. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1st reading: 1/25/16
2nd reading: 2/08/16
3rd reading:

PASSED: _____
President of Council

POSTED: _____
Approved

ATTEST: _____
Clerk of Council Mayor

CITY OF AVON LAKE
Position Description

City Prosecutor
(Part-time)

January 2016

Job Title: City Prosecutor

Department: Law Department

Immediate Supervisor: Law Director

Positions Supervised: This position is not supervisory in nature

FLSA Status: Non-Exempt

Bargaining Unit: N/A

Civil Service Status: Non-Classified

General Responsibilities:

Under the direction of the Law Director, the City Prosecutor is primarily responsible for performing professional legal work in preparing and prosecuting criminal cases in the Avon Lake Municipal Court and appellate courts, this position has a high degree of autonomy and works directly with the Police Department and the courts. The position is on call, 24/7(at times) and is expected to assist law enforcement personnel, as needed at any time of the day. Work must be performed in a timely manner utilizing independent judgment and initiative. May need to be available occasionally for evening meetings.

General Qualifications:

- Graduation with a Juris Doctorate (or equivalent) from an accredited school of law;
- Active license to practice law in the State of Ohio; in good standing with no discipline;
- Must be a member in good standing of the bar of the State of Ohio;
- Demonstrated courtroom and trial experience and a minimum of three years' experience as a prosecuting or criminal defense attorney;

- Demonstrated adherence to appropriate rules of professional and ethical conduct as set forth in the Ohio Rules of Professional Conduct, or as otherwise prescribed by law or generally accepted professional standards;

SPECIFIC DUTIES

(Illustrative only: The listed functions may not include all of the tasks which may be performed).

- Makes charging decisions following review and evaluation of evidence in light of applicable law;
- Participates in pretrial hearings, and appeals;
- Prepares cases for trial and negotiates plea agreements. Interviews witnesses, victims, and law enforcement officers, and presents arguments in court; appears in the Avon Lake Municipal Court and appellate courts representing the State of Ohio and the City of Avon Lake, and presents evidence and arguments before a judge and/or jury; confers with defense attorneys and/or witnesses in disputed cases and negotiates plea agreements when it is appropriate to do so;
- Prepares written motions, pleadings, arguments, briefs, and other memoranda;
- Reviews evidence in preparing cases for trial;
- Defends and pursues appeals of trial decisions in the court of appeals and Supreme Court of Ohio as necessary;
- Provides training and education for the police or departments charged with the enforcement of laws;
- Participates in ongoing legal education to remain up-to-date on criminal law and to maintain law license;
- In consultation with the Law Director and Director of Public Safety, develops enforcement objectives and priorities for the City;
- Advises the Mayor, City Council, and the Board of Municipal Utilities on criminal matters;
- Assists City Council in drafting legislation relative to criminal laws;
- Prepares annually a report on City criminal prosecution for the Safety Committee of City Council;
- Performs other work as required or assigned.

Required Knowledge, Skills, & Abilities

- Ability to analyze, evaluate, and organize facts, evidence, and precedents in difficult and complex cases;
- Ability to persuasively present material in a clear and logical form, both orally and in writing;

- General knowledge of prosecutorial duties;
- General knowledge of criminal law and procedure; constitutional doctrines regarding the conduct of the Police under the First, Second, Fourth, Fifth, Sixth and Fourteenth Amendments to the United States Constitution; and under Article 1, Section 10 of the Ohio Constitution;
- General knowledge of the specific provisions of the Ohio Revised Code and the City's Codified Ordinances regarding criminal and traffic violations. General knowledge of the criminal and traffic ordinances/resolutions that the City Prosecutor is obligated to prosecute.
- General knowledge of federal, state, and local laws regarding the rights of crime victims in misdemeanor cases;
- General knowledge of state and local laws regarding OVI enforcement and procedures relating to administrative license suspensions;
- General knowledge of all stages of the criminal justice system, municipal government, court procedures, and applicable rules;
- Demonstrated ability to use computer software and hardware related to the performance of the essential functions of the job. This includes, without limitation, word processing and case management software and electronic presentation hardware AND SOFTWARE;
- General knowledge of judicial procedures, rules of evidence, and methods of legal research and writing;
- Ability to complete assignments on time with good time management and organizational skills;
- Ability to establish and maintain effective working relationships with other employees, co-workers, law enforcement members, judges, elected municipal officials, and the public.

The job description does not constitute an employment agreement between the City of Avon Lake and the employee, and is subject to change by the City as the needs of the City and the requirements of the job change.

BY: Mrs. Fenderbosch

TEMP NO: 10618

ORDINANCE NO. _____

AN ORDINANCE AMENDING PLANNING & ZONING CODE SECTION 1214.07(b) REGARDING THE MEMBERSHIP OF THE ZONING BOARD OF APPEALS, AND DECLARING AN EMERGENCY.

WHEREAS, Council referred an amendment to Section 1214.07 (b) to Planning Commission for consideration, and

WHEREAS, Planning Commission reviewed said amendment and recommended it at the January 5, 2016 Planning Commission meeting, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That Planning & Zoning Code Section 1214.07 (b) is hereby amended as follows:

1214.07 ZONING BOARD OF APPEALS

(b) Organization

(1) The Zoning Board of Appeals shall consist of five members. Two members shall be appointed by the Mayor and three members shall be appointed by Council, as hereinafter provided. The two members appointed by the Mayor are subject to confirmation and approval by Council. All members, at the date of their respective appointments and thereafter during their terms of office, shall be, and shall have been for the two years last past, qualified electors of the City who hold no other elective or appointive office or position **except for membership on the Citizens Tree Commission, the Cable Advisory Commission, the Environmental Affairs Advisory Board, the Income Tax Board of Review, the Community Reinvestment Area Housing Council, or the Affirmative Action Committee**, who are not otherwise employed within the Municipal Government.

Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 3: That this Ordinance is hereby declared to be an emergency measure to utilize the expertise of members of the Zoning Board of Appeals to serve on certain other

commissions/boards that are not in conflict with the duties of the Zoning Board of Appeals and enhance the duties of said boards/commission, thus for the public welfare. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1st reading: 01/11/16
2nd reading:
3rd reading:

PASSED: _____
President of Council

POSTED: _____
Approved

ATTEST: _____

BY: Mr. Bucci

TEMP NO: 10631

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A JOB DESCRIPTION FOR THE POSITION OF ECONOMIC DEVELOPMENT DIRECTOR FOR THE CITY OF AVON LAKE, ESTABLISHING THE QUALIFICATIONS AND DUTIES FOR SAID POSITION, AND DECLARING AN EMERGENCY.

WHEREAS, it has been recommended by the Economic Development Committee that a job description for the position of Economic Development Director for the City of the Avon Lake be adopted, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That the specifications, responsibilities, and duties applicable to the position of Economic Development Director for the City of Avon Lake shall be as shown on the job description, a copy of which is attached hereto and made a part hereof.

Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 3: That this Ordinance is hereby declared to be an emergency measure in order to move forward with the hiring of a full-time Economic Development Director to promote economic development in Avon Lake and bring revenue into the City and create jobs, thus for the health, safety, and welfare of the public. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1st reading: 2/08/16

2nd reading:

3rd reading:

PASSED: _____ President of Council

POSTED: _____ Approved

ATTEST: _____ Clerk of Council
_____ Mayor

CITY OF AVON LAKE

POSITION DESCRIPTION

ECONOMIC DEVELOPMENT DIRECTOR
(FULL-TIME)

Job Title: Economic Development Director

Department: Economic Development

Immediate
Supervisor: Mayor

Positions
Supervised: None

FLSA Status: Exempt

Bargaining Unit: None

Civil Service Status: Unclassified

GENERAL RESPONSIBILITIES:

This full-time position is responsible for initiating, directing, promoting, and facilitating economic development activities for the City of Avon Lake. The position is also responsible for achieving the goals and objectives outlined by the Mayor and City Council. The position shall implement economic development initiatives that are consistent with the City's Comprehensive Land Use Plan and the Master Thoroughfare Plan. The position shall consult with the West End Redevelopment Commission and other ad-hoc entities that may come into existence. The position performs other related duties as directed, and all other duties as described in the Avon Lake Codified Ordinances.

GENERAL QUALIFICATIONS:

- A Bachelor's Degree in public administration, urban planning, business administration, economics, marketing, finance or related field and at least five years, and preferably ten

years of experience in economic development, community development or redevelopment activities in the public or private sector; or,

- A Master's Degree in public administration, urban planning, business administration, economics, marketing, finance or related field and at least three years, and preferably five years of experience in economic development, community development or redevelopment activities in the public or private sector.
- Experience in the State of Ohio is preferred.
- It is preferred that the position possess the following personality traits: outgoing; self-motivated; organized; ambitious; enthusiastic; and be able to think strategically.
- The abilities to multi-task, work under pressure and deadlines and with the highest level of integrity is required.

KNOWLEDGE, SKILLS AND ABILITIES:

Position must possess knowledge of:

- Operational characteristics, services and activities of an economic development program;
- Management methods and techniques to analyze programs, policies and operational needs;
- Financing, market analysis and development;
- Public administration and local government operations; and,
- Pertinent Federal, State, and local laws, codes and regulations.

Position must have the ability to:

- Oversee and manage the operations, services and activities of the economic development program;
- Use sound judgment;
- Present written and oral reports, design technically complex visual aids such as maps, tables and charts;
- Prepare clear and concise reports;
- Analyze problems, identify alternative solutions, project consequences of proposed actions and implement recommendations;
- Research, analyze, and evaluate new service delivery methods and techniques;
- Apply laws and regulations; and,
- Communicate clearly and concisely both orally and in writing.

SPECIFIC DUTIES:

- Implements initiatives that creates an overall business environment that enables current employers can maintain and expand their business, and attracts new businesses to move into the City.
- Develops and administers a comprehensive economic development strategy – including business retention, expansion and recruitment – for the City.
- Administers a comprehensive outreach program to new and expanding businesses.
- Create and lead a rapid response team that can quickly address economic development leads.

- Develops a business visitation program and, along with the Mayor, conducts personal visits to City businesses to assess business climate issues and concerns.
- Manages the marketing efforts of the City to include developing and implementing promotional and marketing programs and materials.
- Develops and administers a small business development program.
- Promotes, monitors and evaluates the effectiveness of various economic development programs and efforts.
- Reviews and evaluates economic development proposals for feasibility and funding consideration.
- Establishes and maintains a database of existing City businesses, commercial property owners and vacant commercial property.
- Researches sources of possible federal, state, regional, or port authority funding affecting local goals and objectives.
- Develop strategies using local sources of revenue, including general fund or tax levy revenue, special improvement districts, and tax-increment financing.
- Develop strategies using municipal redevelopment tools including eminent domain, adaptive reuse ordinances, and enterprise zone agreements.
- Develops and maintains supportive relationships with other local, regional and state economic development organizations, existing City businesses, and real estate networks.
- Participate in local and regional committees and boards addressing business issues and concerns.
- Research and apply for appropriate governmental and private sector grants.
- Serves as a resource to, and works collaboratively with, the West End Redevelopment Commission, the Community Improvement Corporation and other entities that may come into existence with approval from the Mayor and Council;
- Prepares annual budget requests for the Economic Development Department; monitors expenditures to ensure expenses do not exceed budgetary constraints.
- Drafts policies/procedures, and makes presentations as needed.
- Maintains database of contacts and presentations including the number of contact hours per week.
- Prepares bi-weekly activity reports for the Mayor and Council.
- Attends weekly staff meetings.
- Other duties as assigned.

LICENSES AND CREDENTIALS:

- National Development Council certification as an Economic Development Financial Professional is preferred.
- A valid Ohio driver's license is required.

BY: Mr. James

TEMP NO: 10632

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE
A PERSONAL SERVICES AGREEMENT FOR PROFESSIONAL
ENVIRONMENTAL CONSULTING SERVICES, AND DECLARING
AN EMERGENCY.

WHEREAS, Section 59 of the Avon Lake City Charter, entitled Competitive Bidding, authorizes the expenditure of funds exceeding \$25,000 without public bidding for "personal services" as defined in the Charter, and

WHEREAS, the administration and Council desire to continue to retain the personal services of a professional environmental consulting firm to monitor the closed landfill at the Public Works Department, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That the Mayor is hereby authorized and directed to enter into an Agreement with HzW Environmental Consultants, LLC of Mentor, Ohio for the purpose of retaining personal, professional services to monitor the closed landfill.

Section No. 2: That said Agreement shall state among its terms that the cost of said personal, professional services shall not exceed \$53,000.00. Upon receipt of an itemized billing, in conformance with the guidelines and scope of work as set forth in said Agreement, to the satisfaction of the Public Works Director, the Director of Finance is hereby directed to deliver to HzW Environmental Consultants, LLC the warrant of this City in the amount due and payable and to cause said warrant to be paid.

Section No. 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 4: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity of providing for professional environmental consulting services to test samples for groundwater monitoring according to EPA requirements, thus for the health, safety, and welfare of the

public. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1st reading: 2/08/16
2nd reading:
3rd reading:

PASSED: _____
President of Council

POSTED: _____
Approved

ATTEST: _____
Clerk of Council Mayor

BY: Mr. Kos

TEMP NO: 10633

ORDINANCE NO. _____

AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTION 840.04 (d), AND DECLARING AN EMERGENCY.

WHEREAS, the Safety Committee recommended an amendment to Codified Ordinance Section 840.04 (d), now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That Codified Ordinance Section 840.04 (d) is hereby amended as follows:

840.04 SOLICITATIONS PERMITTED ONLY DURING CERTAIN HOURS

(d) In this section "sunset" means the time of day provided by the Astronomical Applications Department of the U.S. Naval Observatory ~~published on the weather page of the Cleveland Plain-Dealer~~ as the time for sunset on that day in the City.

Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 3: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity of clearly defining the time that solicitors are permitted to call on residents in evening hours to ensure their safety, thus for the public welfare. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1st reading: 2/08/16
2nd reading:
3rd reading:

PASSED: _____
President of Council

POSTED: _____
Approved

ATTEST: _____

BY: Mrs. Fenderbosch

TEMP NO: 10636

ORDINANCE NO. _____

AN ORDINANCE APPROVING A CONDITIONAL USE/CHANGE OF USE FOR A STORAGE FACILITY AT 294 AVONDALE AVENUE, AND DECLARING AN EMERGENCY.

WHEREAS, Planning Commission has at its meeting of February 2, 2016, recommended the approval of a Conditional Use/Change of Use of the former NAPA store located at 294 Avondale Avenue to a storage facility, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That after approval by Planning Commission and review by this Council, Council hereby confirms the recommendation of approval by Planning Commission of a Conditional Use Site/Change of Use of the former NAPA store located at 294 Avondale Avenue to a storage.

Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 3: That this Ordinance is hereby declared an emergency measure to expedite the transfer of property in order for the vacant building to be occupied thus for the health, safety, and welfare of the residents of Avon Lake. Therefore, this Ordinance shall go into immediate force and effect from and after its passage and approval by the Mayor.

1st reading: 2/08/16
2nd reading:
3rd reading:

PASSED: _____
President of Council

POSTED: _____
Approved

ATTEST: _____
Clerk of Council Mayor

BY: Mr. Shondel

TEMP NO: 10638

ORDINANCE NO. _____

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE
MAYOR OF MIKE BRAMHALL AS MUNICIPAL ENGINEER,
ESTABLISHING THE COMPENSATION FOR SAID
POSITION, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That Mike Bramhall, a qualified professional engineer in the State of Ohio, be and he is hereby appointed by the Mayor to serve as Municipal Engineer as provided by the Charter of the City of Avon Lake, Ohio, effective February 23, 2016.

Section No. 2: That the powers, duties, and responsibilities to be performed and undertaken by the Municipal Engineer shall be those provided in Section 38 of the Municipal Charter.

Section No. 3: That on the basis of Mr. Bramhall's experience and ability Council does hereby fix and establish a salary of \$100.00 per hour for the position, effective February 23, 2016.

Section No. 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 5: That this Ordinance is hereby declared to be an emergency measure to make immediate provisions for the performance of the duties entailed for such position as outlined in the Avon Lake Charter, thus for the health, safety, and welfare of the citizens of Avon Lake. Therefore, this Ordinance shall take effect and be in full force immediately after its passage and approval by the Mayor.

PASSED: _____
President of Council

POSTED: _____
Approved

ATTEST: _____
Clerk of Council Mayor

BY: Mr. Meiners

TEMP NO: 10639

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A DONATION TO THE
LORAIN COUNTY OFFICE ON AGEING, AND DECLARING
AN EMERGENCY.

WHEREAS, the Lorain County Office on Ageing has provided more than 6,726 home delivered meals to Avon Lake residents in 2015, year-to-date, and

WHEREAS, 156 low income Avon Lake residents have received emergency food pantry assistance between January 1 and November 30, 2015, and

WHEREAS, in order to continue to serve Avon Lake residents, the Lorain County Office on Ageing is requesting the City of Avon Lake for an amount not exceed \$41,731.00, and

WHEREAS, the administration has recommended the requested donation to Lorain County Office on Ageing, and

WHEREAS, said donation is for a public purpose, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That the Council of the City of Avon Lake hereby approves a donation for an amount not to exceed \$41,731.00 to Lorain County on Ageing.

Section No. 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which 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 No. 4: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity to provide funds to Lorain County Office on Ageing so that they can continue to provide meals to Avon Lake seniors to allow them to live healthier and more independent lives, thus for their health, safety, and welfare. Therefore, this Ordinance shall go into immediate force and effect from and after its passage and approval by the Mayor.

PASSED: _____ President of Council

POSTED: _____ Approved

ATTEST: _____ Clerk of Council
Mayor

BY: Mrs. Fenderbosch

TEMP NO: 10640

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING ENTERING INTO A
WATER POLLUTION CONTROL LOAN FUND AGREEMENT,
AND DECLARING AN EMERGENCY.

WHEREAS, the City of Avon Lake through its Board of
Municipal Utilities desires to upgrade its wastewater facilities,
and

WHEREAS, the City of Avon Lake through its Board of
Municipal Utilities intends to apply to the Water Pollution
Control Loan Fund (WPCLF) for the design and construction of the
facilities, and

WHEREAS, the Ohio Water Pollution Control Loan Fund requires
the government authority to pass legislation for application of a
loan and the execution of an agreement as well as designating a
dedicated repayment source, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That the Mayor and appropriate City staff
members are authorized to sign all documents related to a WPCLF
loan authorized by the Board of Municipal Utilities for design
and construction of wastewater improvements.

Section No. 2: That the Board of Municipal Utilities has
designated wastewater-related revenues as a source of repayment.

Section No. 3: That it is found and determined that all
formal actions of this Council concerning and relating to the
adoption of this Ordinance were adopted in an open meeting of
this Council and that all deliberations of this Council and any
of its committees which 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 No. 4: That this Ordinance is hereby declared to be
an emergency measure, the emergency being the necessity of filing
documents in a timely manner to secure funding to upgrade the
Avon Lake Regional Water wastewater system, thus for the public
health, safety, and welfare. Therefore, this Ordinance shall go
into immediate force and effect from and after its passage and
approval by the Mayor.

PASSED: _____ President of Council

POSTED: _____ Approved

ATTEST: _____ Clerk of Council
Mayor