

AN ORDINANCE PROVIDING CONTINUED LEGAL COUNSEL REGARDING ZONING MATTERS PURSUANT TO THE REDEVELOPMENT OF THE AVON LAKE POWER PLANT AND DECLARING AN EMERGENCY.

WHEREAS, the Administration and Council has authorized Berns, Ockner & Greenberger, LLC, to represent the City in the redevelopment of the Avon Lake Power Plant relating to zoning matters.

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

Section No. 1: That Berns, Ockner & Greenberg, LLC, be, and they are hereby authorized and directed to continue to provide legal services for the redevelopment of the Avon Lake Power Plant.

Section No. 2: That the necessary expenses for said representation be paid upon approval voucher submitted therefore in an amount not to exceed \$25,000.

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 taken 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 the continuation of legal services regarding zoning matters in the redevelopment of the Avon Lake Power Plant, 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: 4/22/2024

2nd reading:

3rd reading:

PASSED: 5/13/2024

/s/ Martin E. O'Donnell

President of Council

POSTED: 5/17/2024

APPROVED: 5/14/2024

ATTEST: /s/ Valerie E. Rosmarin
Clerk of Council

/s/ Mark A. Spaetzel
Mayor