

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE SAFETY/SERVICE DIRECTOR OF THE CITY OF LORAIN TO ENTER INTO A DISPOSITION AGREEMENT FOR THE TRANSFER OF THE REAL PROPERTY DESCRIBED ON EXHIBIT A TO THE LORAIN COUNTY PORT AUTHORITY AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Section 4582.22 of the Ohio Revised Code, the Lorain County Port Authority, an instrumentality of the State of Ohio conferred with powers considered to be essential governmental functions, authorized pursuant to Chapter 4582 of the Ohio Revised Code, has been designated by the City of Lorain as its agency for development within the jurisdiction of the City of Lorain by Ordinance No. 8706 of the Council of the City of Lorain, adopted May 4, 1964; and

WHEREAS, pursuant to Ohio Revised Code Section 4502.38, the City of Lorain is authorized to convey real property to the Lorain County Port Authority upon terms that are mutually agreeable; and

WHEREAS, pursuant to Ohio Revised Code Section 4582.38, the City of Lorain has determined that the real property described in Exhibit A, that is attached hereto and incorporated herein by reference, is not needed for municipal purposes; and

WHEREAS, the Lorain County Port Authority desires to have the real property described in Exhibit A for the purpose of transferring the property to the Lorain County Community Action Agency for the continued operations of a licensed Head Start day care and administrative offices; and

WHEREAS, the City of Lorain desires to convey the real property described in Exhibit A to the Lorain County Port Authority upon the terms and conditions set forth in the Disposition Agreement that has been marked as Exhibit B, is attached hereto and incorporated herein by reference (the "Disposition Agreement"); and

WHEREAS, the Lorain County Community Action Agency has been in a longstanding lease with the City of Lorain, and the transfer will result in the continued use of the real property described in Exhibit A, for the benefit of the citizens of Lorain.

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

SECTION I. That the Council of the City of Lorain hereby finds and determines that the real property referred to herein as 1050 Reid Avenue, Lorain, Ohio 44052, owned by the City of Lorain, identified as Lorain County Permanent Parcel Nos.: 02-01-004-113-009, 02-01-003-122-010, 02-01-003-122-011, 02-01-003-122-012, 02-01-003-122-013, 02-01-003-122-014, 02-01-003-122-099 and 016, and 02-01-003-122-015 and more fully described in Exhibit A, that is attached hereto and incorporated herein by reference, are not needed or required by the City of Lorain for its purposes, except for the rights of possession, use and cancellation as hereinafter set forth.

SECTION II. It is hereby determined that the purpose, maintenance and operation of the Property shall be in accordance with the terms and conditions of the disposition agreement between the City of Lorain and the Lorain County Port Authority as set forth in Exhibit B, attached hereto and incorporated herein by reference. The Safety Service Director being authorized to amend the terms and conditions of the Disposition Agreement provided the amendments are made with the consent and approval of the Lorain Law Director (the “Disposition Agreement”).

SECTION III. That the City approves, confirms, and continues the designation of the Lorain County Port Authority as the agency of the City of Lorain in order to carry out the polity of the City of Lorain to promote the health, safety, morals and general welfare of the inhabitants of the City of Lorain through the designation of the Lorain County Port Authority as the agency of the City of Lorain.

SECTION IV. That the Safety Service Director of the City of Lorain is hereby authorized to enter into the Disposition Agreement, (subject to such changes and amendments as he may request, subject to the consent and approval of the Lorain Law Director) with the Lorain County Port Authority for the transfer of Permanent Parcel Nos.: 02-01-004-113-009, 02-01-003-122-010, 02-01-003-122-011, 02-01-003-122-012, 02-01-003-122-013, 02-01-003-122-014, 02-01-003-122-099 and 016, and 02-01-003-122-015 to the Lorain County Port Authority,

SECTION V. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION VI. That this ordinance is declared to be an emergency, the emergency being the immediate need to transfer the real property to the Lorain County Community Action Agency in order to prevent any interruption of services and programs. Therefore this ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor, providing it meets the statutory requirements for passage, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2026

PRESIDENT OF COUNCIL

ATTEST: _____, CLERK

MAYOR

APPROVED: _____, 2026