

RESOLUTION 11-2022
(AS SUBSTITUTED)

A RESOLUTION AUTHORIZING FARMERS' MARKETS ON CERTAIN VILLAGE-OWNED PROPERTY ON SATURDAY, MAY 21, 2022; SATURDAY, JUNE 25, 2022; SATURDAY, JULY 16, 2022; SATURDAY, AUGUST 27, 2022; AND SATURDAY, SEPTEMBER 10, 2022.

WHEREAS, the Village of Commercial Point is authorized by Ohio Revised Code Section 715.01 to hold, manage, and control property owned by the Village; and

WHEREAS, the Village of Commercial Point owns certain property located in the Old Town of Commercial Point, specifically, Pickaway County Auditor Parcel ID Nos. L28-0-003-00-024-00, L28-0-003-00-023-00, L28-0-003-00-022-00, and L28-0-003-00-019-01 ("Village Property"); and

WHEREAS, the Village Council wishes to authorize the use of the Village Property for farmers' markets to take place on said Village Property on the following dates: Saturday, May 21, 2022; Saturday, June 25, 2022; Saturday, July 16, 2022; Saturday, August 27, 2022; and Saturday, September 10, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, PICKAWAY COUNTY, OHIO THAT:

Section 1. Authorization for use of Village Property for Farmers' Markets. The Village Council hereby authorizes the use of the Village Property for a farmers' market to take place on the following dates: Saturday, May 21, 2022; Saturday, June 25, 2022; Saturday, July 16, 2022; Saturday, August 27, 2022; and Saturday, September 10, 2022 ("Farmers' Market Saturdays"). "Farmers' market" shall have the same definition as the definition of farmers' market in Ohio Administrative Code Rule 901:3-6-01(B)(6).

Section 2. Parks and Recreation Committee to Implement this Resolution. The Parks and Recreation Committee of the Village Council shall generally be responsible for the implementation of this Resolution, but the members of such Committee shall receive no additional compensation beyond the compensation established by Ordinance 2021-10 and Village of Commercial Point Codified Ordinances Section 220.14. The Parks and Recreation Committee is hereby authorized and directed to register each farmers' market with the Ohio Department of Agriculture on a form prescribed by the Director of the Ohio Department of Agriculture pursuant to Ohio Administrative Code Rule 901:3-6-01(A).

Section 3. Closure of Streets in the Vicinity of the Village Property. The Village Council hereby authorizes the closure of the public streets that abut or are adjacent to the Village Property on Farmers' Market Saturdays. The Mayor and Police Chief are authorized to take whatever actions they deem necessary and appropriate to ensure the safe closure of such public streets and shall, in cooperation with the Parks and Recreation Committee, determine the proper duration of such closures on Farmers' Market Saturdays.

Section 4. Waiver of Liability by Farmers' Market Participants Required. Each farmers' market participant shall be required to execute a waiver of liability form approved by the Village Solicitor, which generally shall hold the Village of Commercial Point harmless of any injuries or damages sustained as the result of any negligence of any farm market vendor or the Village on May 21, 2022, June 25, 2022, July 16, 2022, August 27, 2022, or September 10, 2022, as applicable. Each farmers' market participant shall be required to abide by the requirements of Ohio Revised Code Chapter 3717 and Ohio Administrative Code Chapter 901:3-6, as applicable.

Section 5. Open Meetings Certification. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 6. Effective Date. This Resolution shall take effect and be in force from the earliest date allowed by law.

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(AS SUBSTITUTED)

Vote on Substitution of Language:

Motion by: Ross Crego

2nd: Ryan Mitchem

Roll Call:

Yes Nancy Geiger

Yes Tracy Joiner

Yes Jason West

Yes Ross Crego

Yes Ryan Mitchem

N/A Laura Wolfe

Vote on Passage of the Resolution:

Motion by: Jason West

2nd: Tracy Joiner

Roll Call:

Yes Nancy Geiger

Yes Tracy Joiner

Yes Jason West

Yes Ross Crego

Yes Ryan Mitchem

N/A Laura Wolfe

Adopted this 4th day of April, 2022.


Allan D. Goldhardt, Mayor


Wendy L. Hastings, Fiscal Officer

Approved as to Form:


Joshua Cartee, Village Solicitor