

ORDINANCE NO. 14-17

AN ORDINANCE AMENDING ORDINANCE NO. 101-01, PASSED JULY 9, 2001 RELATIVE TO SECTION 5.7 OF THE JOINT OPERATING AGREEMENT BY AND BETWEEN THE BOARD OF EDUCATION OF THE MEDINA CITY SCHOOL DISTRICT AND THE CITY OF MEDINA, OHIO FOR THE MEDINA RECREATION CENTER, PERTAINING TO SPONSORSHIP RIGHTS.

WHEREAS: Ordinance No. 101-01, passed July 9, 2001, authorized the execution of the Joint Operating Agreement and Lease Agreement by and between the Board of Education of the Medina City School District and City of Medina, Ohio for the Medina Recreation Center; and

WHEREAS: Ordinance No. 191-13, passed November 25, 2013 amended the Joint Operating Agreement and Lease Agreement to allow for the School District to catch up the One Hundred Ninety Thousand Dollar (\$190,000) arrearage by making payments for a period of five (5) years into the Capital Improvement Fund; and

WHEREAS: All parties have agreed to amend Section 5.7 “Naming Rights” of the Joint Operating Agreement and Lease Agreement to state that all revenues related to the sponsorship rights be changed to an allocation of 100% to the Recreation Center Capital Fund and that “Naming” Rights shall be amended in this section to read “Sponsorship” Rights.

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

SEC. 1: That Ordinance No. 101-01, passed July 9, 2001, Section 5.7 of the Joint Operating Agreement and Lease Agreement is hereby amended to read as follows:

5.7 Naming Sponsorship Rights. The parties agree that there are three (3) categories of “**naming sponsorship** rights” with regard to the recreation center.

1. Exterior of the recreation center
2. Interior rooms of the recreation center
3. Mutually exclusive programs

The procedure for **naming sponsorship** rights should be that a request for proposals for categories 1 and 2 will be presented to the Advisory Committee then to the city/schools to be mutually agreed upon, then to the Board of Education/City Council for their final approval.

It is anticipated that further revenues will be generated by **naming sponsorship** rights in association with the Recreation Center. The parties are agreed that any revenue so generated will be distributed as follows:

~~30% into each party’s Capital Improvement Fund~~
~~20% for the School Board’s use~~
~~20% for the City’s use~~
100% into the Joint Capital Improvement Fund

Whichever party secures the sponsor/donor for the ~~naming~~ **sponsorship** rights of *mutually exclusive* programs would retain 100% of the benefits of such proposals. Each party must notify the Advisory Committee and the other entity that they are accepting proposals to be sure that conflicts are eliminated.

SEC 2: That the JOA “TABLE OF CONTENTS” ARTICLE V, Section 5.7 shall now read “Sponsorship” Rights in place of “Naming” Rights.

SEC. 3: 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 any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: February 13, 2017

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: February 14, 2017

SIGNED: Dennis Hanwell
Mayor