

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO: 05-68

INTRODUCED BY: Koch, Gentile, Willey

AN ORDINANCE ACCEPTING A LICENSE BOND FROM OHIO FARMERS INSURANCE COMPANY IN THE AMOUNT OF \$52,000.00 AS A GUARANTEE FOR THE FUTURE INSTALLATION OF SIDEWALKS IN THE TIMBERLANE ESTATES SUBDIVISION, PHASE 4, AND DECLARING AN EMERGENCY

WHEREAS: The Codified Ordinances of the City of North Royalton, Subdivision Improvement Regulations, require that funds in an amount deemed sufficient by the City Engineer to pay the costs of all sidewalk improvements not installed shall be deposited in an escrow account, secured by a performance bond, or deposited with the Finance Director; and

WHEREAS: The City Engineer has determined that the sum of \$52,000.00 is sufficient to ensure the future installation of said improvements for Timberlane Estates Subdivision, Phase 4; and

WHEREAS: The Ohio Farmers Insurance Company has submitted a license bond in the amount of \$52,000.00 as a guarantee for the future installation of sidewalks in the Timberlane Estates Subdivision, Phase 4.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO THAT:

Section 1. Council hereby agrees to accept said performance bond from the Ohio Farmers Insurance Company in the amount of \$52,000.00 for the future installation of sidewalks in the Timberlane Estates Subdivision, Phase 4, a copy of which is attached hereto as Exhibit "A" and incorporated herein as if fully rewritten.

Section 2. 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 that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to comply with the requirements of the Subdivision Improvement Regulations.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Robert A. Stefanik  
PRESIDENT OF COUNCIL

APPROVED: /s/ Cathy Luks  
MAYOR

DATE PASSED: May 17, 2005

DATE APPROVED: May 19, 2005

First reading suspended  
Second reading suspended  
Third reading May 17, 2005

ATTEST: /s/ Laura J. Haller  
DIRECTOR OF LEGISLATIVE SERVICES

YEAS: Stefanik, Bobulsky, Gentile, Willey,  
Koch, Zaccardelli, Uffman-Kirsch

NAYS: none