

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE 07-9

INTRODUCED BY: Mayor Luks

AN ORDINANCE AMENDING ORDINANCE 01-71 AUTHORIZING AN AGREEMENT WITH THE CITY OF STRONGSVILLE PERTAINING TO BILLING, COLLECTING AND DISTRIBUTION OF SANITARY SEWER TREATMENT CHARGES FOR CERTAIN STRONGSVILLE USERS OF THE NORTH ROYALTON CONSOLIDATED SEWER DISTRICT BY ACCEPTING AN ADDENDUM TO THE AGREEMENT, AND DECLARING AN EMERGENCY

WHEREAS: On or about July 5, 2001, the Cities of Strongsville and North Royalton entered into an agreement concerning the billing, collection and payment of sanitary sewage treatment charges from Strongsville Service Area users of the North Royalton Sanitary Sewer System, (the "Agreement"); and

WHEREAS: Through this agreement the City of Strongsville had authorized its Director of Finance to act as the billing and collection agent for the billing and collection of all sanitary sewage treatment charges from Strongsville service area users of the North Royalton sanitary sewer system, and authorized the payment of sewer usage fees to the City of North Royalton; and

WHEREAS: The City of Strongsville now has authorized and entered into an agreement with the City of Cleveland for the billing and collection by the City of Cleveland of all sanitary sewage treatment charges from Strongsville users; and

WHEREAS: It is necessary through this Addendum to adjust and amend the aforesaid Agreement between the Cities of Strongsville and North Royalton; and

WHEREAS: It is therefore necessary to amend Ordinance 01-71 by accepting this addendum.

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

Section 1. Ordinance 01-71 is hereby amended by accepting the Addendum to Agreement, which is attached hereto as Exhibit A and incorporated as if fully rewritten.

Section 2. In all other respects, the terms, provisions, conditions and covenants of Ordinance 01-71 and the Agreement shall fully remain in effect as originally written and agreed to by the parties.

Section 3. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 4. 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 5. 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 Council has determined that it is immediately necessary to amend Ordinance 01-71 by accepting this addendum to adjust and amend the aforesaid Agreement between the Cities of Strongsville and North Royalton.

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: February 6, 2007

DATE APPROVED: February 7, 2007

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

First reading suspended
Second reading suspended
Third reading February 6, 2007

YEAS: Stefanik, Bobulsky, Gentile, Willey,
McKee, Antoskiewicz, Uffman-Kirsch

NAYS: none