THE CITY COUNCIL OF
NORTH ROYALTON, OHIO

ORDINANCE NO. 09-15
INTRODUCED BY: Mayor Stefanik

AN ORDINANCE AMENDING ORDINANCE 08-223 BY AMENDING EXHIBIT A,
AND DECLARING AN EMERGENCY

WHEREAS: Ordinance 08-223 authorizes the Mayor to execute an oil and gas lease agreement on behalf of
the City of North Royalton and Cutter Oil Company; and

WHEREAS: The oil and gas lease agreement with Cutter Oil Company was incorporated into this legislation
as Exhibit A; and

WHEREAS: It has been determined necessary to amend Exhibit A of Ordinance 08-223 to allow for the
amendment regarding the required bond and terms; and

WHEREAS: Council desires to provide for this amendment.

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 08-223, Exhibit A, is hereby amended in part as follows:

14. … Lessee further agrees to provide, at its sole cost, a cash bond, performance bond or
escrow account in the amount of $80,000.00 which shall be filed with the
Building Commissioner for the access roadway easement repair ten days prior to
commencement of drilling. The bond shall be renewed yearly for a period of five (5) years. At
the end of the five year period, the City, at its sole discretion, shall determine whether
or not the bond shall terminate or continue for additional five (5) year periods, as
necessary until the lease is terminated. Lessee agrees that the roadway access shall be restored
to its prior and useable condition no later than March 1, 2009, failure of which shall result in the
property being determined unusable for recreational purposes pursuant to paragraph 5.

Section 2. Ordinance 08-223, Exhibit A is hereby amended as provided for herein and all other provisions of
Ordinance 08-223 and the incorporated Exhibit A shall remain in full force and effect.

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 Exhibit A of Ordinance 08-223 to allow for the
amendment regarding the required bond and terms.

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/ Vincent A. Gentile                  APPROVED:  /s/ Robert A. Stefanik
PRESIDENT OF COUNCIL                              MAYOR

DATE PASSED: February 5, 2009                    DATE APPROVED: February 6, 2009

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

YEAS: Petrusky, Willey, Farrell,
Antoskiewicz, Kasaris

NAYS: none

ABSTAIN: Gentile