

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

RESOLUTION NO. 12-187

INTRODUCED BY: Mayor Stefanik, Kasaris

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF NORTH ROYALTON ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS FUND #442 (ISSUE 1 BENNETT ROAD FUND) FOR THE BENNETT ROAD, CR 109 IMPROVEMENTS (SR 82 TO S. AKINS RD)(OPWC PROJECT NUMBER CA140) WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY

WHEREAS: The City of North Royalton has previously declared its intent not to seek reimbursement for project costs related to the Bennett Road, CR 109 Improvements project; and

WHEREAS: The disbursements were to be paid to the vendor directly; and

WHEREAS: The City of North Royalton now desires to seek reimbursement for project costs related to the Bennett Road, CR 109 Improvements project.

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

Section 1. The City of North Royalton reasonably expects to receive a reimbursement for the Bennett Road, CR 109 Improvements project as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.

Section 2. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$1,000,000.00.

Section 3. The Director of Legislative Services of the City of North Royalton is hereby directed to file a copy of this Resolution with this Council for the inspection and examination of all persons interested therein and to deliver a copy of this Resolution to the Ohio Public Works Commission.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 Resolution 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 that the city seek reimbursement for project costs related to the Bennett Road, CR 109 Improvements project.

THEREFORE, provided this Resolution 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/ Larry Antoskiewicz  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: December 18, 2012

DATE APPROVED: December 19, 2012

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

First reading suspended  
Second reading suspended  
Third reading December 18, 2012

YEAS: Antoskiewicz, Nickell, Petrusky, Willey  
Marnecheck, Muller, Kasaris

NAYS: none