

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 15-31

INTRODUCED BY: Mayor Stefanik, Langshaw, Marnecheck

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE BUNKER ROAD STREAM BANK STABILIZATION REIMBURSEMENT PROJECT, AND DECLARING AN EMERGENCY

WHEREAS: The State of Ohio, Department of Public Safety, Emergency Management Agency (“EMA”) has authorized the provision of funds to North Royalton through the State Disaster Relief Program (“SDRP”) for the storm event that occurred within North Royalton on May 12-13, 2014, in accordance with the letter dated October 6, 2014; and

WHEREAS: North Royalton intends to utilize a portion of the funding from the EMA to perform stream bank stabilization work at two (2) locations along an unnamed tributary to Big Creek at the residences of 6400 and 6373 Bunker Road in North Royalton (the “Bunker Road Project”); and

WHEREAS: The Bunker Road Project will involve the protection of an exposed sanitary sewer lateral and building structures through stabilization of eroding stream banks and removal of accumulated sediment and a failed retaining wall structure; and

WHEREAS: North Royalton has requested the District provide engineering and construction services for the Bunker Road Project on behalf of North Royalton, and has agreed to reimburse the District its costs from the funding provided under the SDRP; and

WHEREAS: The District has agreed to provide North Royalton such engineering and construction services for the Bunker Road Project, as further set forth in this Agreement.

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Northeast Ohio Regional Sewer District for the Bunker Road Stream Bank Stabilization Reimbursement Project pursuant to terms and conditions approved by the Director of Law and substantially similar to a copy of which is attached hereto as Exhibit I and incorporated 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 authorize the Mayor to enter into an agreement with the Northeast Ohio Regional Sewer District for the Bunker Road Stream Bank Stabilization Reimbursement Project so that work can commence on this project.

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/ Larry Antoskiewicz
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert Stefanik
MAYOR

DATE PASSED: March 3, 2015

DATE APPROVED: March 3, 2015

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

First reading suspended
Second reading suspended
Third reading March 3, 2015

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

NAYS: none