

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 13-114

INTRODUCED BY: Mayor Stefanik

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE YMCA OF GREATER CLEVELAND, AND DECLARING AN EMERGENCY

WHEREAS: The city and the YMCA have agreements relative to the improvements to and operation of the North Royalton Family YMCA; and

WHEREAS: Certain disputes have arisen between the parties which they mutually desire to resolve; and

WHEREAS: It is necessary to come to a resolution to close out the construction of the project; and

WHEREAS: The parties have reached accord and desire to set forth the terms of their understanding and thereby make clear the respective duties and obligations under existing agreements.

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 a Memorandum of Agreement with the YMCA of Greater Cleveland pursuant to terms and conditions approved by the Director of Law and substantially similar to a copy of which is attached hereto as Exhibit A and incorporated as if fully rewritten.

Section 2. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 3. 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 4. 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 enter into a Memorandum of Agreement with the YMCA of Greater Cleveland in order to set forth the terms of their understanding and thereby make clear the respective duties and obligations under existing agreements.

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 A. Stefanik
MAYOR

DATE PASSED: September 3, 2013

DATE APPROVED: September 4, 2013

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

First reading suspended
Second reading suspended
Third reading September 3, 2013

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

NAYS: none