

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 14-30

INTRODUCED BY: Mayor Stefanik, Marnecheck

AN ORDINANCE TO CONFIRM, ADOPT AND RATIFY A THIRD AMENDMENT TO THE OPERATING AGREEMENT WITH THE YMCA OF GREATER CLEVELAND FOR THE OPERATION OF A RECREATION FACILITY AT 11409 STATE ROAD, NORTH ROYALTON, OHIO, AND DECLARING AN EMERGENCY

WHEREAS: The City of North Royalton and the YMCA of Greater Cleveland (the Parties) entered into the Operating Agreement, dated as of June 3, 2010 with respect to the operation of the 40,000 - 60,000 square foot recreational center; and

WHEREAS: The parties have determined that it is necessary to further amend said Operating Agreement with respect to certain provisions regarding payment of the YMCA Bonds; and

WHEREAS: Council desires to confirm, adopt and ratify this Third Amendment to the Operating 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. Council hereby confirms, adopts and ratifies a Third Amendment to the Operating Agreement with the YMCA of Greater Cleveland for the operation of a recreation facility at 11409 State Road, North Royalton, Ohio as set forth in the Third Amendment 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. 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 adopt and ratify the Third Amendment to the Operating Agreement with the YMCA of Greater Cleveland with respect to certain provisions regarding payment of the YMCA Bonds.

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: March 4, 2014

DATE APPROVED: March 5, 2014

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

First reading suspended
Second reading suspended
Third reading March 4, 2014

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

NAYS: none