

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 19-24

INTRODUCED BY: Hannan, Antoskiewicz, Nickell,
Langshaw

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ENERGY SAVINGS PERFORMANCE CONTRACT WITH LEOPARDO, AND DECLARING AN EMERGENCY

WHEREAS: The City of North Royalton desires to implement energy conservation measures pursuant to Section 717.02 of the Ohio Revised Code and adopted Ordinance 18-123 which selected Leopardo as the vendor to prepare an energy conservation report in accordance with Section 717.02(B); and

WHEREAS: Leopardo has presented their energy conservation report (the Report) to the City; and

WHEREAS: Council desires to enter into a contract with Leopardo to implement those energy conservation measures that are most likely to result in the greatest energy savings considering the cost of the project and the City's ability to pay for the improvements with current revenues or by financing (Energy Conservation Measures).

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 finds that the amount of money spent on the Energy Conservation Measures is not likely to exceed the amount of money the City would save in energy, operating, maintenance, and avoided capital costs over the average system life of the Energy Conservation Measures as specified in the Report. Based upon this finding, Council hereby authorizes the Mayor to enter into a contract with Leopardo to implement the Energy Conservation Measures in accordance with Ohio Revised Code 717.02 (C)(2)(b) and pursuant to terms and conditions approved by the Director of Law and substantially in the form on files in the office of the Director of Legislative Services, with such changes as shall not be materially adverse to the City and as approved by the Director of Law, all of which shall be conclusively evidenced by the execution thereof.

Section 2. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that it is immediately necessary to enter into a contract with Leopardo to implement the energy conservation measures at the earliest possible date in order to begin realizing the cost savings therefrom for the financial benefit of the City.

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: April 16, 2019

DATE APPROVED: April 16, 2019

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

First reading March 5, 2019
Second reading March 19, 2019
Third reading April 16, 2019

YEAS: Antoskiewicz, Nickell, Langshaw,
Marnecheck, Hannan, Kasaris

NAYS: none

ABSENT: Petrusky