

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 23-34

INTRODUCED BY: Krejci, Barath, Marnecheck

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF NORTH ROYALTON AND HINCKLEY TOWNSHIP FOR THE RESURFACING AND REPAIR OF BOSTON ROAD EAST OF RIDGE ROAD, AND DECLARING AN EMERGENCY

WHEREAS: The Ohio Revised Code, including Section 9.482 provides that any political subdivision may enter into an agreement with another political subdivision to exercise any power, perform any function or render any service for the contracting subdivision; and

WHEREAS: The Parties agree that it is necessary to resurface and repair Boston Road east of Ridge Road that is the boundary line road between Hinckley Township and the City of North Royalton; and

WHEREAS: The Parties find and agree that it is in their best interest to jointly resurface and repair said portion of Boston Road and to proportionally share in the expense and they desire to complete the Project in a timely manner whereby the City will pay at the rate of 50% of the total cost of the project ("City Funds"), and Hinckley Township will pay 50% of the total cost of the project ("Township Funds") as more fully defined below and in the exhibits attached hereto and incorporated herein by reference. The Township will construct the repair and resurfacing in compliance with all laws of the Township and the State of Ohio applicable to public improvements; and

WHEREAS: Council desires to authorize the Mayor to enter into an agreement with the City of North Royalton and Hinckley Township for the resurfacing and repair of Boston Road east of Ridge Road.

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 authorizes the Mayor to enter into an agreement with the City of North Royalton and Hinckley Township for the resurfacing and repair of Boston Road east of Ridge Road, 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 enter into an agreement with the City of North Royalton and Hinckley Township for the resurfacing and repair of Boston Road east of Ridge Road so that work can commence.

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/ Paul F. Marnecheck  
PRESIDENT OF COUNCIL

APPROVED: /s/ Larry Antoskiewicz  
MAYOR

DATE PASSED: March 7, 2023

DATE APPROVED: March 8, 2023

ATTEST: /s/ Dana A. Schroeder  
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended  
Second reading suspended  
Third reading March 7, 2023

YEAS: Marnecheck, Nickell, Barath, Krejci,  
Dietrich, Wos

NAYS: none