

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 23-116

INTRODUCED BY: Mayor Antoskiewicz

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ENGINEER TO ENTER INTO AN EASEMENT AND SEWER MAINTENANCE AGREEMENT WITH THE CITY OF BROADVIEW HEIGHTS, OHIO FOR THE VALLEY VISTA SANITARY SEWER PROJECT, AND DECLARING AN EMERGENCY

WHEREAS: The City of North Royalton operates a waste water utility and ancillary sewer support systems; and

WHEREAS: The City of North Royalton is currently engaged in the construction of the Valley Vista Sanitary Sewer Improvement Project; and

WHEREAS: The Valley Vista Project includes the construction of a sewer line, including a force main style sewer, along Perl Court partially in the Broadview Heights Public Right of Way; and

WHEREAS: The City of Broadview Heights is willing to grant to the City of North Royalton the necessary easement to allow for the construction of the sewer line upon the understanding that the City of North Royalton shall assume all responsibility for the maintenance and repair of the sewer in perpetuity; and

WHEREAS: Council desires to authorize the Mayor and City Engineer to enter into such 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 authorizes the Mayor and City Engineer to enter into an easement and sewer maintenance agreement with the City of Broadview Heights for the Valley Vista Sanitary Sewer project pursuant to terms and conditions approved by the Law Director 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 and City Engineer to enter into this easement and sewer maintenance agreement to ensure North Royalton's participation in the Valley Vista Sanitary Sewer project with the City of Broadview Hts., Ohio.

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: October 3, 2023

DATE APPROVED: October 4, 2023

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

First reading suspended  
Second reading suspended  
Third reading October 3, 2023

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

NAYS: none