

CITY OF MACEDONIA, OHIO
ORDINANCE NO. - 2010

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER
INTO AN AGREEMENT WITH NORFOLK SOUTHERN RAILWAY COMPANY
TO IMPLEMENT A QUIET ZONE.

WHEREAS, pursuant to Ordinance No. 33-2009, the City of Macedonia acknowledged and accepted \$168,323.00 from the American Recovery and Reinvestment Act of 2009 (ARRA) to improve the grade crossing on Twinsburg Road; and

WHEREAS, in furtherance of the Quiet Zone, it is deemed in the best interest of the City to enter into an Agreement with Norfolk Southern Railway Company for the construction and installation of certain modifications for the Quiet Zone.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That the Mayor and Finance Director are hereby and herein authorized and directed to enter into the Agreement between Norfolk Southern Railway Company and the City of Macedonia as more fully set forth in Exhibit "A" attached hereto and incorporated herein by reference.

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 Council and of 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. WHEREFORE, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Macedonia and the inhabitants thereof, for the reason that it provides for the daily operation of a municipal department, and provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
_Donald Kuchta

ATTEST: _____
Josephine Arceci, Clerk of Council