

ORDINANCE NO. 2003-24

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT AND RELATED AGREEMENTS AND MEMORANDA WITH MASON CITY SCHOOL DISTRICT FOR JOINT USE AND OPERATION OF THE MASON COMMUNITY CENTER AND DECLARING AN EMERGENCY

WHEREAS, the City of Mason owns the real estate upon which the Mason High School and Community Recreation Center have been recently built; and

WHEREAS, for over three years, the City of Mason has planned to continue promoting the health, safety, and general welfare of the Mason-area community by serving its recreational needs by jointly using the Mason Community Center with the Mason City School District; and

WHEREAS, pursuant to the City of Mason's planning, it has entered into an Agreement to Proceed with a Community Recreation Center, dated December 15, 1999, which explicitly contemplated further agreement between the City of Mason and the Mason City School District; and

WHEREAS, the City of Mason believes that this joint use and sharing of recreation facilities with the Mason City School District results in savings to taxpayers, resulting in building and operating only one recreation facility to serve the educational needs of students and the recreational needs of the community and of sharing the costs of operating that facility, rather than building two separate facilities;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, five members elected thereto concurring:

Section 1. That the City Manager is hereby authorized to enter into a long-term Joint Use and Operation Agreement with the Mason City School District, together with all Agreements to which it refers, including, but not limited to a Ground Lease, a Sublease, and a Restrictions and Easement Agreement, and Memoranda to be recorded substantially similar to the Agreements attached to this Ordinance;

Section 2. That the Finance Director is hereby authorized to pay any and all obligations of the City of Mason set forth in the Agreements referred to in Section 1.

Section 3. That this Ordinance is declared to be an emergency due to the need to proceed forthwith to implement the recreational plans and programming already scheduled by the City of Mason, including the dedication of the Community Center on March 1, 2003, and the opening of the Community Center for normal use on March 2, 2003, and shall take effect immediately upon its passage.

Passed this 24th day of February, 2003.

Attest 
Clerk of Council

2/21/03

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Mayor