

ORDINANCE NO. 2020-91

AN ORDINANCE AMENDING ORDINANCE 2010-70 AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO CHANGE THE LICENSEE FROM R.P.S. 1, LLC (dba CAJUN DAVE'S) TO MIKE BEDER AND WATER STREET TAVERN, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent entered into a License Agreement with R.P.S. 1, LLC (DBA Cajun Dave's) in 2010 for the purpose of food preparation with a trailer mounted charcoal cooker (a smoker) in front of 138 S. Water Street; and

WHEREAS, as of today's date, R.P.S. 1, LLC (DBA Cajun Dave's) is no longer a tenant at 138 S. Water Street, but the smoker is actually owned by the Water Street Tavern; and

WHEREAS, the License Agreement needs to be amended to remove R.P.S. 1, LLC (DBA Cajun Dave's) and replace it with Mike Beder and the Water Street Tavern, the owner of the smoker, as the new Licensee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to amend the License Agreement with R.P.S. 1, LLC (dba Cajun Dave's) and add Mike Beder and the Water Street Tavern as the new Licensee for the purpose of food preparation with a trailer mounted charcoal cooker (a smoker) in front of 138 S. Water Street; in substantial compliance with Exhibit "A" attached hereto and incorporated herein.

SECTION 2. That 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 of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: September 14, 2020
Date

EFFECTIVE: September 14, 2020
Date

ATTEST: Amy Wilkens
Amy Wilkens
Clerk of Council

J. Fiala
Jerry T. Fiala
Mayor and President of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL
(SEAL)