

RESOLUTION NO. 2015-80
INTRODUCED BY: MAYOR CICERO AND ALL MEMBERS OF COUNCIL

**A RESOLUTION EXPRESSING COMMENDATION AND SINCERE APPRECIATION
TO DAVE HOLTZ FOR HIS LONG AND FAITHFUL SERVICE FOR AND ON
BEHALF OF THE CITIZENS OF THE CITY OF LYNDHURST AS A MEMBER OF
THE FIRE DEPARTMENT**

WHEREAS, Dave Holtz began his career as a firefighter with the City of Lyndhurst in 1986; and

WHEREAS, Dave Holtz was promoted to the rank of Lieutenant in 1998, and to the rank of Captain in 2011; and

WHEREAS, Dave Holtz was most recently in charge of the City's Fire Prevention Bureau; and

WHEREAS, Dave Holtz has served the City of Lyndhurst with dedication and enthusiasm in his varied duties as Firefighter, Lieutenant, and Captain; and

WHEREAS, Dave Holtz brought pride, integrity, and professionalism to the workplace everyday; and

WHEREAS, among his accomplishments, Dave Holtz assisted in initiating the Knox Box Program, the City Watch Program, the Fire Explorer Program, and the Smoke Detector Program; and

WHEREAS, Dave Holtz retired from his position in June, 2015, to spend more time with his family, to take long walks with his dogs, and to improve his golf game; and

WHEREAS, this Council, the Mayor and the entire Administration wish to acknowledge the dedication of Dave Holtz throughout almost 30 years of service as a member of the Lyndhurst Fire Department. Now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. The Council, the Mayor, and the entire Administration, on behalf of the citizens of the City of Lyndhurst, commend and acknowledge with extreme gratitude the dedicated public service of Dave Holtz upon his retirement from the Fire Department of the City of Lyndhurst, and wish him good health and God speed in his retirement.

SECTION 2. The Mayor, Joseph M. Cicero, Jr., be and he is hereby requested to cause a duplicate of this Resolution to be presented to Dave Holtz at an appropriate occasion, and the Clerk of Council be and she is hereby authorized and directed to file the original in the Journals of Council.

SECTION 3. This Resolution shall be in full force and effect from and after the earliest time allowed by law.

PASSED: _____ October 5, 2015 _____

MAYOR JOSEPH M. CICERO, JR.

ATTEST: _____
Clerk of Council

VICE-MAYOR LANE A. SCHLESSEL

DAVID A. FREY

JOSEPH A. GAMBATESE

JOSEPH A. MARKO

JEFF PRICE

CHARLES J. LOPRESTI

PATRICK A. WARD

**ORDINANCE NO. 2015-81
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH
ULLMAN ELECTRIC CO. FOR THE CITY HALL STANDBY
POWER SYSTEM, AUTHORIZING THE CLOSEOUT OF SAID
CONTRACT, AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered into a Contract with Ullman Electric Co. for the City Hall Standby Power System; and

WHEREAS, Ullman Electric Co. has successfully completed the Contract; and

WHEREAS, it is necessary to enter into a Change Order as set forth herein due to needed additions to the Contract or unforeseen circumstances associated with the contract in order to initiate and complete the close out procedure. Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDBURST,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. The Mayor be and he is hereby authorized to enter into a Change Order Contract with Ullman Electric Co. for the credit amount of Fifteen Thousand Five Dollars and 00/100 (\$15,005.00), in addition to the Contract heretofore authorized by the Board of Control of this Council, as and for final reconciliation of Contract quantities of said Contract, all as more fully set forth in Change Order No. 1, dated September 29, 2015, which is fully incorporated herein. The City Engineer has approved the aforesaid Change Order.

SECTION 2. The Director of Finance be and is hereby authorized and directed to pay the amount provided for in Section 1 of this Ordinance upon passage hereof and execution of the Change Order authorized herein and completion of the work.

SECTION 3. This Council determines that the work included in the Contract with Ullman Electric Co. has been completed, and the Contract may be closed out, and the retainage released, pursuant to the application and certificate for final payment, the final Contract price, including additions and deletions, being Two Hundred Twelve Thousand Six Hundred Seventy Dollars and 00/100 (\$212,670.00). This final payment amount has been approved by the City Engineer.

SECTION 4. The Mayor be and he is hereby authorized to execute all documents necessary to complete the closeout of this Contract in accordance with this Ordinance.

SECTION 5. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Lyndhurst and its residents for the reason that it is necessary to approve the aforesaid changes so as to not unnecessarily delay the completion of the aforesaid Project. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE-MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

Proposed

**ORDINANCE NO: 2015-82
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AMENDING ORDINANCE NO. 2015-15 WHICH ESTABLISHED THE SALARY, COMPENSATION, AND HOURLY RATES OF PAY FOR NON-BARGAINING EMPLOYEES IN THE VARIOUS OFFICES AND DEPARTMENTS, INCLUDING MEMBERS OF BOARDS AND COMMISSIONS, AND WHICH CONFIRMED LONGEVITY COMPENSATION, VACATIONS, HOLIDAYS AND OTHER BENEFITS, IN THE CITY OF LYNDHURST, OHIO, REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 2015-15 INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY

WHEREAS, Council previously enacted Ordinance No. 2015-15 establishing the salary, compensation, and hourly rates of pay for employees in the various offices and departments, including members of boards and commissions and confirming other specific matters related thereto effective January 1, 2015 unless otherwise specified; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO

SECTION 1. That salary, compensation and hourly rates of pay for non-bargaining unit employees of various offices and departments of the City of Lyndhurst are hereby fixed effective January 1, 2015, unless otherwise specified, as follows, subject to the method of payment provided for in Section 11:

A. SAFETY FORCES

SUBSECTION 1. POLICE DEPARTMENT

- | | | |
|----|---|---------------------------------|
| a. | Chief | \$68,120 to \$100,031 per annum |
| | Executive Officer | \$95,677 per annum |
| b. | Police Radio Dispatcher (Part-Time) | \$19.77 to \$22.77 per hour |
| | bb. Part Time Dispatchers who serve as matrons will be paid a premium of \$25.00 per search | |
| | Confidential Secretary | \$15.94 to \$28.16 per hour |
| | School Guards | \$ 7.50 to \$10.00 per hour |
| | (Deputy Police) | |
| | Park Guards (Seasonal) | \$ 7.75 to \$10.00 per hour |
| | Auxiliary Police, up to including 25 hours per year | \$1.25 per annum |
| | Auxiliary Police, who at year end have worked at least 26 hours, but less than 41 hours | \$187.50 per annum |
| | Auxiliary Police, who at year end have worked at least 41 hours, but less than 56 hours | \$375 per annum |
| | Auxiliary Police, who at year end have worked at least 56 hours, but less than 71 hours | \$625 per annum |
| | Auxiliary Police, who at year end have worked at least 71 hours, but less than 96 hours | \$875 per annum |
| | Auxiliary Police, who at year end have worked at least 96 hours | \$1,625 per annum |
| | Special Police, during periods of time assigned special duty by the Chief | \$12.00 to \$23.59 per hour |

Jailer (Part-Time) \$16.63 to \$20.47 per hour
Court Officer (Part-Time) \$ 9.29 to \$11.86 per hour

- c. Shift differentials, overtime, uniform allowance vacations and holidays, sick leave, emergency pay leave, on-the-job injury leave, jury duty compensation, tuition reimbursement, remedial salary adjustment, longevity, life insurance and sick leave conversion shall be as provided in the collective bargaining agreement.

SUBSECTION 2. FIRE DEPARTMENT:

a. Chief \$63,440 to \$100,031 per annum

SUBSECTION 3. DIRECTOR OF SAFETY \$0 per annum effective 1/23/02)

B. DEPARTMENT OF LAW

SUBSECTION 1.

DIRECTOR OF LAW \$48,674 per annum

The services to be performed by the Director of Law, as a part-time employee of the City (effective March 1, 1999) subject to all benefits of part-time employees of the City and further subject to all normal deductions, including PERS, and including health insurance coverage through the City's health insurance program (effective February 1, 2006) of which the full monthly premium is reimbursed to the City as a payroll deduction., and included in the annual compensation shall be: 1) Attendance and advice at all regular and special Council Meetings not to exceed 24 meetings per year; 2) Attendance and advice at all regular and special Planning Commission Meetings not to exceed 12 meetings per year; 3) Attendance and advice at all regular and special Board of Zoning Appeals Meetings not to exceed 12 meetings per year; 4) All regular legislation necessary for above meetings; 5) All meetings of the Civil Service Commission and regular business; and 6) Up to twelve hours of legal service per month.

All other matters requiring attention by the Law Director not included in 1 through 6 above shall, in addition to the base salary, be compensated for at the rate of \$130.00 per hour. Such other matters include but are not limited to special preparation and services required beyond the scope of 1 through 6 and litigation, court appearances, negotiations, preparations of covenants, zoning legislation and research, certificates, notes, bonds, assessments and other matters incidental to the foregoing special services.

Should any special representation be required beyond the normal scope of the regular or special duties outlined above, upon recommendation of the Mayor, approval of such representation and compensation for such services shall be subject to formal approval by Council in advance.

Upon the request of the Director of Finance, the Director of Law shall submit in writing a memo setting a value on the services performed in connection with any public project financed by special assessments. Such amount shall then be included in the cost of such project with a memo entry of credit to the General Fund in the same amount.

SUBSECTION 2.

PROSECUTOR \$14,320 to \$32,192 per annum

THE SERVICES TO BE PERFORMED BY THE CITY PROSECUTOR SHALL BE AS SET OUT IN SECTION 133.03 OF THE CODIFIED ORDINANCES. THE HOURLY RATE REFERRED TO IN SECTION 133.01(c) SHALL BE \$110.00.

C. **FINANCE DEPARTMENT.**
DIRECTOR OF FINANCE \$46,708 to \$100,031 per annum

SUBSECTION 1.
Assistant Finance Director \$30,500 to \$73,558 per annum

SUBSECTION 2.
Payroll/HR Generalist \$35,000 to \$61,183 per annum

D. **BUILDING DEPARTMENT.**
BUILDING COMMISSIONER \$46,708 to \$100,031 per annum
SUBSECTION 1.

Part-time Inspector \$8.46 – \$12.23 per hour
Custodians (part-time) \$9.00 – \$18.18 per hour

SUBSECTION 2. The Building Commissioner shall be reimbursed for dry cleaning upon presentation of invoices for such dry cleaning in the amount of \$10.00 with a maximum amount of \$100.00 per person per year.

E. **SERVICE DEPARTMENT**
DIR. OF PUBLIC SERVICE \$46,708 to \$100,031 per annum

SUBSECTION 1(a). The Director of Public Service shall be reimbursed for dry cleaning upon presentation of invoices for such dry cleaning in the amount of \$10.00 with a maximum amount of \$100.00 per year.

(b). The Director of Public Service shall serve in the capacity as either full or part time as determined by the Mayor.

SUBSECTION 2. SERVICE DEPARTMENT EMPLOYEES

a. Part-time Service \$8.93 to \$26.02 per hour

SUBSECTION 3. SEASONAL EMPLOYEES – SERVICE

First Year \$10.77 per hour
Second Year \$11.15 per hour

F. **CLERICAL EMPLOYEES IN THE VARIOUS DEPARTMENTS AND DEPUTY CLERKS**

SUBSECTION 1(a). EXECUTIVE SECRETARY

Secretary to Mayor \$24,331 to \$62,635 per annum

(b) Whenever the Secretary to Mayor is to attend meetings or work additional hours outside his/her regular work hours he/she shall be guaranteed at

least two (2) hours additional pay at one and a half (1-1/2) times the regular rate of pay and if on a holiday he/she shall be guaranteed four (4) hours pay at two (2) times their regular rate of pay.

SUBSECTION 2. FULL-TIME CLERKS

\$10.00 to \$26.91 per hour

SUBSECTION 3. PART-TIME CLERKS

\$ 8.00 to \$20.98 per hour

SUBSECTION 4. PART-TIME ASSISTANT CLERK COUNCIL - CERTIFIED

\$14.00 to \$24.82 per hour

SUBSECTION 5. SEASONAL CLERKS

First Year	\$10.50 per hour
Second Year	\$10.88 per hour

G. LYNDHURST MUNICIPAL COURT

Judge As established by State of Ohio

SUBSECTION 1.

To be paid: 60% by the City of Lyndhurst and 40% by Cuyahoga County (amounts are shown as combined 100% full salary)

Clerk of Court	\$46,708 to \$78,200 per annum
Chief Bailiff	\$10,000 to \$47,276 per annum
Magistrate	\$10,000 to \$50,000 per annum

SUBSECTION 2.

Administrative Assistant	\$24,331 to \$55,000 per annum
Magistrate	\$10,000 to \$50,000 per annum
Special Projects & Tech Coordinator	\$35,000 to \$70,000 per annum
Deputy Bailiff (Full-Time)	\$24,822 to \$57,648 per annum
Deputy Bailiff (Part-Time)	\$11.26 to \$26.87 per hour
Probation Officer	\$14.00 to \$28.42 per hour
Law Clerk	\$ 15.00 to \$20.00 per hour
Deputy Clerk (Full-Time)	\$ 13.00 to \$29.68 per hour
Deputy Clerk (Part-Time)	\$ 13.00 to \$21.00 per hour
Seasonal (Part-time)	\$ 10.00 to \$20.00 per hour

H. MEMBERS OF BOARDS AND COMMISSIONS: Appointed by the Mayor.

Board of Architectural Review	\$1,250 salary + \$ 75 per meeting not to exceed \$2,150 per annum
City Planning Commission	\$1,500 salary + \$75 per meeting not to exceed \$2,400 per annum
Civil Service Commission	\$1,250 salary + \$75 per meeting not to exceed \$2,500 per annum
Board of Zoning Appeals	

\$1,250 salary + \$75 per meeting not to exceed \$2,150 per annum

I. COMMUNITY CENTER STAFF:

Community Center Coordinator	\$10.50 - \$19.13 per hour
Part-time Assistant to Coordinator	\$ 8.70 - \$16.63 per hour
Part-time Program Assistant	\$ 7.25 - \$ 11.29 per hour

SECTION 2. DEFINITIONS:

A full-time employee is defined as one who is employed to work a minimum of 40 hours per week on an annual basis.

A part-time employee is defined as one who is employed to work less than 40 hours per week on a permanent basis and is scheduled to work regularly scheduled hours, each week, and 52 weeks per year.

A seasonal employee is defined as one who is employed to work for a specified limited period of time regardless of the number of hours worked in one week.

Retirement is defined as withdrawal from employment with the City of Lyndhurst pursuant to and through an established retirement plan of Police and Fire Pension, P.E.R.S., Disability Retirement, Death or any other lawful pension plan.

SECTION 3. LONGEVITY:

Longevity compensation shall be as provided in Codified Ord. 159.08

SECTION 4. HOSPITALIZATION:

Hospitalization shall be as provided in Codified Ord. 159.09 and in regard to any specific bargaining unit as provided in the Collective Bargaining Agreement entered into with said bargaining unit.

SECTION 5. VACATIONS AND HOLIDAYS:

Vacations and Holidays shall be as provided in Codified Ord.159.10 as amended to date.

SECTION 6. OTHER HOLIDAY PROVISIONS:

Other Holiday provisions shall be as provided in the respective collective bargaining agreements and Codified Ord. 159.10 as modified to accommodate the agreements.

SECTION 7. SICK LEAVE:

Sick Leave shall be as provided in Codified Ord. 159.11 as amended to date or as provided in the collective bargaining agreements.

SECTION 8. EMERGENCY PAID LEAVE:

Emergency Paid Leave shall be as provided in Codified Ord. 159.12, or as provided in the collective bargaining agreements.

SECTION 9. OVERTIME:

Overtime shall be as provided in Codified Ord.159.14 unless modified by a collective bargaining agreement approved by Council, at which time the terms and conditions of said collective bargaining agreement shall prevail.

SECTION 10. COMPENSATION DURING JURY SERVICE:

Jury Service Compensation shall be as provided in Codified Ord.159.07(c).

SECTION 11. PAYMENT OF SALARIES AND COMPENSATION:

Payment of Salaries and Compensation shall be as provided in Codified Ord. 159.07(a) as amended to date.

SECTION 12. EFFECTIVE DATE:

This Ordinance and provisions herein made with respect to compensation and other benefits shall be effective from and after such pay period that includes January 1, 2015 unless a different effective date as to specific provisions is stated herein, in which case such specific effective date shall prevail.

This Ordinance shall apply only to non-bargaining unit persons who are employees of the City of Lyndhurst on and after the date of passage of this ordinance.

SECTION 13. REPEAL OF PRIOR ORDINANCES:

Any and all ordinances, or parts thereof, inconsistent herewith, and specifically Ordinance No. 2015-15 to the extent it is inconsistent herewith, are hereby repealed, otherwise, any provisions of such Ordinance not inconsistent herewith shall remain in full force and effect.

SECTION 14. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City of Lyndhurst and its inhabitants for the reason that compensation of the officers and employees of the City must be determined and fixed in order to provide for the current operation of the City Government. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council and signature by the Mayor or otherwise at the earliest time allowed by law and its provisions shall be effective as of January 1, 2015 unless stated otherwise herein.

PASSED: _____

Mayor

Vice-Mayor

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

**ORDINANCE NO. 2015-83
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH DONALD J. SCHONHARDT & ASSOCIATES, INC., TO PROVIDE ASSISTANCE IN THE PREPARATION OF BASIC FINANCIAL STATEMENTS FOR THE CITY AND DECLARING AN EMERGENCY

WHEREAS, it is necessary for the City to enter into a contract to provide assistance in the preparation of its basic financial statements for fiscal years 2015, 2016 and 2017; and

WHEREAS, it is the recommendation of the Director of Finance that Donald J. Schonhardt & Associates, Inc., be retained to perform said services; and

WHEREAS, Council hereby accepts the recommendation that Donald J. Schonhardt & Associates, Inc., is the best firm to perform said services. Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDBURST,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. The Mayor is hereby authorized and directed to enter into a contract with Donald J. Schonhardt & Associates, Inc., in generally the form attached hereto, to provide assistance in the preparation of the City's basic financial statements for fiscal years 2015, 2016 and 2017 for a total contract price of Twenty-One Thousand Dollars (\$21,000.00), based generally on its proposal dated September 24, 2015, and all actions of the Director of Finance to date, relative to said contract, are hereby ratified.

SECTION 2. This contract is entered into without formal competitive bidding for the reason that the subject contract is for professional and personal services and as such is an exception to the formal bidding procedures required by law.

SECTION 3. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance shall take effect at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE-MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

Proposed

ORDINANCE NO. 2015-84
Introduced By: Administration

**TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES
AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST
FOR THE PERIOD ENDING DECEMBER 31, 2015
REPEALING ORDINANCE NO. 2015-75
AND DECLARING AN EMERGENCY**

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST, STATE OF OHIO:

Section 1. That to provide for the current expenses and other expenditures of the City of Lyndhurst for the period beginning January 1, 2015 and ending December 31, 2015, the following sums be appropriated as set forth in the following sections.

Section 2. That there be appropriated from the **General Fund** the following:

SECURITY OF PERSONS AND PROPERTY

1111 POLICE

Salaries & Wages	\$2,964,048	
Other Expenses	\$804,960	\$3,769,008

1114 ANIMAL CONTROL

Salaries & Wages	\$0	
Other Expenses	\$34,000	\$34,000

1116 SPO & AUXILIARY

Salaries & Wages	\$81,616	
Other Expenses	\$18,616	\$100,232

1118 PARKS & SCHOOL SECURITY

Salaries & Wages	\$7,800	
Other Expenses	\$1,299	\$9,099

1121 COMMUNICATIONS

Salaries & Wages	\$437,550	
Other Expenses	\$142,801	\$580,351

1131 FIRE DEPARTMENT

Salaries & Wages	\$2,451,073	
Other Expenses	\$670,822	\$3,121,895

<i>TOTAL SECURITY OF PERSONS AND PROPERTY</i>		<i>\$7,614,585</i>
---	--	--------------------

PUBLIC HEALTH AND WELFARE

2211 COUNTY HEALTH DEPARTMENT

Other Expenses	\$54,884	\$54,884
----------------	----------	----------

<i>TOTAL PUBLIC HEALTH AND WELFARE</i>		<i>\$54,884</i>
--	--	-----------------

COMMUNITY ENVIRONMENT

3311 PLANNING COMMISSION

Salaries & Wages	\$7,200	
Other Expenses	\$5,312	\$12,512

3313 BOARD OF ZONING APPEALS

Salaries & Wages	\$10,750	
Other Expenses	\$1,986	\$12,736

3315 ARCHITECTURAL BOARD OF REVIEW

Salaries & Wages	\$6,450	
Other Expenses	\$1,072	\$7,522

3323 BUILDING DEPARTMENT

Salaries & Wages	\$190,813	
Other Expenses	\$215,726	<u>\$406,539</u>

TOTAL COMMUNITY ENVIRONMENT

\$439,309

LEISURE TIME ACTIVITIES

4419 PARKS

Salaries & Wages	\$148,953	
Other Expenses	\$70,113	\$219,066

4421 BRAINARD SPRAYGROUND

Salaries & Wages	\$39,000	
Other Expenses	\$34,811	\$73,811

4422 LYNDHURST POOL

Salaries & Wages	\$160,500	
Other Expenses	\$118,647	\$279,147

4433 HOME DAYS

Other Expenses	\$15,000	\$15,000
----------------	----------	----------

4435 HOLIDAY LIGHTING

Other Expenses	\$2,000	\$2,000
----------------	---------	---------

4437 COMMUNITY PARTNERSHIP ON AGING

Other Expenses	\$149,885	<u>\$149,885</u>
----------------	-----------	------------------

TOTAL LEISURE TIME ACTIVITIES

\$738,909

BASIC UTILITIES

5561 REFUSE COLLECTION AND DISPOSAL

Salaries & Wages	\$188,150	
Other Expenses	\$523,393	\$711,543

5563 RECYCLING

Salaries & Wages	\$154,335	
Other Expenses	\$100,745	\$255,080

5565 LEAVES

Salaries & Wages	\$93,950	
Other Expenses	\$61,842	\$155,792

5567 TREES

Salaries & Wages	\$106,052	
Other Expenses	\$113,200	<u>\$219,252</u>

TOTAL BASIC UTILITIES

\$1,341,667

GENERAL GOVERNMENT

7711 MAYOR

Salaries & Wages	\$150,370	
Other Expenses	\$64,032	\$214,402

7712 INCOME TAX ADMINISTRATION

Other Expenses	\$287,000	\$287,000
----------------	-----------	-----------

7713 FINANCE DEPARTMENT

Salaries & Wages	\$345,494	
Other Expenses	\$137,782	\$483,276

7714 LAW DEPARTMENT

Salaries & Wages	\$85,505	
Other Expenses	\$188,461	\$273,966

7715 SERVICE DEPARTMENT

Salaries & Wages	\$332,007	
Other Expenses	\$194,806	\$526,813

7717 CIVIL SERVICE COMMISSION

Salaries & Wages	\$7,500	
Other Expenses	\$29,434	\$36,934

7721 COUNCIL

Salaries & Wages	\$87,553	
Other Expenses	\$45,127	\$132,680

7731 MUNICIPAL COURT

Salaries & Wages	\$779,900	
Other Expenses	\$464,968	\$1,244,868

7741 GENERAL ADMINISTRATION

Other Expenses	\$413,280	\$413,280
----------------	-----------	-----------

7742 PUBLIC LANDS & BUILDINGS

Salaries & Wages	\$86,350	
Other Expenses	\$404,015	\$490,365

7744 STATUTORY

Other Expenses	\$450,246	\$450,246
----------------	-----------	-----------

7746 ENGINEERING

Salaries & Wages	\$18,400	
Other Expenses	\$22,843	\$41,243

7761 UNCLAIMED

Other Expenses	\$5,000	<u>\$5,000</u>
----------------	---------	----------------

TOTAL GENERAL GOVERNMENT \$4,600,073

TOTAL OPERATIONS \$14,789,427

7745 INTERFUND TRANSFERS AND ADVANCES

to Police Pension Fund	\$344,906
to Fire Pension Fund	\$379,803
to LV Public Improv Tx Inc Equiv Fund	\$353,187
to Sidewalk Repair Fund	\$0
to Sewer Maintenance Fund	\$0
to Sewer Construction Fund	\$0
to Community Center Fund	\$230,000
to Petty Cash Fund	<u>\$0</u>

TOTAL INTERFUND TRANSFERS \$1,307,896

GRAND TOTAL GENERAL FUND **\$16,097,323**

Section 3. That there be appropriated from the **Special Revenue Fund Class** the following:

<u>210 STATE HIGHWAY FUND</u>			
Other Expenses	\$64,000	\$64,000	
TOTAL STATE HIGHWAY FUND			\$64,000
<u>220 COURT PROBATION SERVICES</u>			
Salaries & Wages	\$20,000		
Other Expenses	\$6,992	\$26,992	
TOTAL COURT PROBATION SERVICES			\$26,992
<u>230 COURT SPECIAL PROJECTS FUND</u>			
Salaries & Wages	\$138,810		
Other Expenses	\$123,682	\$262,492	
<u>231 COURT SPECIAL PROJECTS IDIAM FUND</u>			
Other Expenses	\$13,500	\$13,500	
TOTAL COURT SPECIAL PROJECTS FUND			\$275,992
<u>240 STREET CONSTRUCTION, MAINT. & REPAIR FUND</u>			
<u>1141 TRAFFIC SAFETY</u>			
Salaries & Wages	\$64,829		
Other Expenses	\$115,262	\$180,091	
<u>5552 STORM SEWERS</u>			
Salaries & Wages	\$11,500		
Other Expenses	\$99,377	\$110,877	
<u>6611 STREETS</u>			
Salaries & Wages	\$157,655		
Other Expenses	\$102,681	\$260,336	
<u>6621 SNOW REMOVAL</u>			
Salaries & Wages	\$127,500		
Other Expenses	\$282,600	\$410,100	
TOTAL STREET CONSTRUCTION, MAINT & REPAIR FUND			\$961,404
<u>250 COMMUNITY CENTER FUND</u>			
Salaries & Wages	\$145,040		
Other Expenses	\$142,239	\$287,279	
TOTAL COMMUNITY CENTER FUND			\$287,279
<u>260 COURT EDP FUND</u>			
Salaries & Wages	\$55,915		
Other Expenses	\$234,479	\$290,394	
TOTAL COURT EDP FUND			\$290,394
<u>280 DUI/INDIGENT FUND</u>			
Other Expenses	\$40,000	\$40,000	
TOTAL DUI/INDIGENT FUND			\$40,000
<u>290 LAW ENFORCEMENT FUND</u>			
Other Expenses	\$22,480	\$22,480	
TOTAL LAW ENFORCEMENT FUND			\$22,480
<u>291 LAW ENFORCEMENT ESA FUND</u>			
Other Expenses	\$10,000	\$10,000	
TOTAL LAW ENFORCEMENT ESA FUND			\$10,000
TOTAL SPECIAL REVENUE FUNDS			\$1,978,541

Section 4. That there be appropriated from the **Debt Service Fund Class** the following:

310 GENERAL BOND RETIREMENT FUND

Other Expenses	\$1,025,000	\$1,025,000	
TOTAL GENERAL BOND RETIREMENT FUND			\$1,025,000
TOTAL DEBT SERVICE FUNDS			\$1,025,000

Section 5. That there be appropriated from the **Capital Projects Fund Class** the following:

410 PERMANENT IMPROVEMENT FUND

Capital Outlay	\$1,627,198	\$1,627,198	
TOTAL PERMANENT IMPROVEMENT FUND			\$1,627,198

440 PARKS & RECREATION EQUIPMENT

Capital Outlay	\$20,000	\$20,000	
TOTAL PARKS & RECREATION EQUIPMENT FUND			\$20,000

450 STREET IMPROVEMENT FUND

Capital Outlay	\$1,089,939	\$1,089,939	
TOTAL STREET IMPROVEMENT FUND			\$1,089,939

470 CAPITAL RESERVE FUND

Capital Outlay	\$200,000	\$200,000	
TOTAL CAPITAL RESERVE FUND			\$200,000

TOTAL CAPITAL PROJECTS FUNDS **\$2,937,137**

Section 6. That there be appropriated from the **Special Assessment Fund Class** the following:

810 STREET LIGHTING FUND

Other Expenses	\$227,750	\$227,750	
TOTAL STREET LIGHTING FUND			\$227,750

820 SEWER MAINTENANCE & REPAIR FUND

Salaries & Wages	\$232,165		
Other Expenses	\$103,644		
Capital Outlay	\$257,850	\$593,659	
TOTAL SEWER MAINTENANCE & REPAIR FUND			\$593,659

830 SIDEWALK FUND

Other Expenses	\$136,100	\$136,100	
TOTAL SIDEWALK FUND			\$136,100

840 SEWER CONSTRUCTION FUND

Other Expenses	\$23,500		
Capital Outlay	\$527,150	\$550,650	
TOTAL SEWER CONSTRUCTION FUND			\$550,650

850 SHADE TREE FUND

Salaries & Wages	\$66,805		
Other Expenses	\$121,021	\$187,826	
TOTAL SEWER MAINTENANCE & REPAIR FUND			\$187,826

TOTAL SPECIAL ASSESSMENT FUNDS **\$1,695,985**

Section 7. That there be appropriated from the **Trust & Agency Fund Class** the following:

710 OTHER TRUST & AGENCY

Other Expenses	\$172,700	\$172,700	
TOTAL OTHER TRUST & AGENCY FUND			\$172,700

720 POLICE PENSION FUND

Other Expenses	\$496,906	\$496,906	
TOTAL POLICE PENSION FUND			\$496,906

730 FIRE PENSION FUND

Other Expenses	\$529,803	\$529,803	
TOTAL FIRE PENSION FUND			\$529,803

790 PETTY CASH FUND

Other Expenses	\$0	\$0	
TOTAL PETTY CASH FUND			\$0

TOTAL TRUST & AGENCY FUNDS **\$1,199,409**

GRAND TOTAL ALL FUNDS **\$24,933,395**

Section 8. The Director of Finance is hereby authorized to draw her warrant for payment of any of the foregoing appropriations upon receiving the proper certifications and voucher thereof, approved by the Council of the City of Lyndhurst, Ohio or officers authorized by law to approve the same, or by ordinance or resolution of Council to make expenditures, provided that no warrant be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance.

Section 9. REPEAL OF PRIOR ORDINANCES: Any and all ordinances, or parts thereof, inconsistent herewith, and specifically Ordinance No. 2015-75 to the extent it is inconsistent herewith, are hereby repealed; otherwise, any provisions of such Ordinance not inconsistent herewith shall remain in full force and effect.

Section 10. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

Section 11. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, for further reason that it is necessary to immediately make the appropriations herein in order that the City can properly function and meet its obligations currently. Wherefore, this Ordinance shall take effect immediately upon its passage by the affirmative vote of not less than five (5) members elected to council and approval by the Mayor; otherwise, from and after the earliest time allowed by law.

PASSED: _____

Mayor

ATTEST: _____

Vice- Mayor

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on _____ and _____

 Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

RESOLUTION NO. 2015-85
INTRODUCED BY: ADMINISTRATION

A RESOLUTION DECLARING THE REAL PROPERTY KNOWN AS CUYAHOGA COUNTY AUDITOR'S PERMANENT PARCEL NO. 711-16-060 TO BE A NUISANCE, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE WORK NECESSARY TO ABATE THE NUISANCE, AND DECLARING AN EMERGENCY

WHEREAS, the City Building Commissioner has determined that the real property known as Cuyahoga County Permanent Parcel No. 711-16-060, and also known as 1107 Churchill Road, Lyndhurst, Ohio, is in such disrepair that it constitutes a nuisance; and

WHEREAS, the City Building Commissioner has served a three (3) day notice, in accordance with Section 1355.09(b) of the Codified Ordinances, upon the owner, occupant, agent or operator to terminate the nuisance; and

WHEREAS, the owner, occupant, agent or operator has failed and neglected to comply with the notice to abate the nuisance; and

WHEREAS, Section 1355.09(c) of the Codified Ordinances provides authority to the Mayor or Building Commissioner to enter into a contract for the work necessary to abate the nuisance. Now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYN DHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. This Council determines the real property known as Cuyahoga County Auditor's Permanent Parcel No. 711-16-060, and also known as 1107 Churchill Road, Lyndhurst, Ohio, is in such a state of disrepair that it is declared to be a nuisance.

SECTION 2. This Council determines that the Building Commissioner has served a three day notice upon the owner, occupant, agent, or operator to abate that nuisance, and said owner, occupant, agent, or operator has failed and neglected to comply with said notice.

SECTION 3. This Council hereby authorizes and directs the Mayor to enter into a contract for the work necessary to abate the nuisance.

SECTION 4. The cost of said work shall not exceed Five Thousand Five Hundred Dollars (\$5,500.00) without further action by this Council.

SECTION 5. This Council further authorizes the Building Commissioner to invoice the owner of the premises for the costs of such nuisance abatement.

SECTION 6. This Council determines that if the costs of nuisance abatement are not paid within thirty (30) days of the date of the invoice, then the costs of nuisance abatement shall become a lien on the property, and shall be certified to the County Auditor and collected in the manner provided by law for assessments.

SECTION 7. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 8. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety of the City of Lyndhurst and its residents. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

RESOLUTION NO. 2015-86
INTRODUCED BY: ADMINISTRATION

A RESOLUTION DECLARING THE REAL PROPERTY KNOWN AS CUYAHOGA COUNTY AUDITOR'S PERMANENT PARCEL NO. 711-13-111 TO BE A NUISANCE, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE WORK NECESSARY TO ABATE THE NUISANCE, AND DECLARING AN EMERGENCY

WHEREAS, the City Building Commissioner has determined that the real property known as Cuyahoga County Permanent Parcel No. 711-13-111, and also known as 4839 Farnhurst Road, Lyndhurst, Ohio, is in such disrepair that it constitutes a nuisance; and

WHEREAS, the City Building Commissioner has served a three (3) day notice, in accordance with Section 1355.09(b) of the Codified Ordinances, upon the owner, occupant, agent or operator to terminate the nuisance; and

WHEREAS, the owner, occupant, agent or operator has failed and neglected to comply with the notice to abate the nuisance; and

WHEREAS, Section 1355.09(c) of the Codified Ordinances provides authority to the Mayor or Building Commissioner to enter into a contract for the work necessary to abate the nuisance. Now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYN DHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. This Council determines the real property known as Cuyahoga County Auditor's Permanent Parcel No. 711-13-111, and also known as 4839 Farnhurst Road, Lyndhurst, Ohio, is in such a state of disrepair that it is declared to be a nuisance.

SECTION 2. This Council determines that the Building Commissioner has served a three day notice upon the owner, occupant, agent, or operator to abate that nuisance, and said owner, occupant, agent, or operator has failed and neglected to comply with said notice.

SECTION 3. This Council hereby authorizes and directs the Mayor to enter into a contract for the work necessary to abate the nuisance.

SECTION 4. The cost of said work shall not exceed Five Thousand Five Hundred Dollars (\$5,500.00) without further action by this Council.

SECTION 5. This Council further authorizes the Building Commissioner to invoice the owner of the premises for the costs of such nuisance abatement.

SECTION 6. This Council determines that if the costs of nuisance abatement are not paid within thirty (30) days of the date of the invoice, then the costs of nuisance abatement shall become a lien on the property, and shall be certified to the County Auditor and collected in the manner provided by law for assessments.

SECTION 7. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 8. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety of the City of Lyndhurst and its residents. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

RESOLUTION NO. 2015-87
INTRODUCED BY: ADMINISTRATION

A RESOLUTION DECLARING THE REAL PROPERTY KNOWN AS CUYAHOGA COUNTY AUDITOR'S PERMANENT PARCEL NO 711-01-012 TO BE A NUISANCE, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE WORK NECESSARY TO ABATE THE NUISANCE, AND DECLARING AN EMERGENCY

WHEREAS, the City Building Commissioner has determined that the real property known as Cuyahoga County Permanent Parcel No. 711-01-012, and also known as 4807 Anderson Road, Lyndhurst, Ohio, is in such disrepair that it constitutes a nuisance; and

WHEREAS, the City Building Commissioner has served a three (3) day notice, in accordance with Section 1355.09(b) of the Codified Ordinances, upon the owner, occupant, agent or operator to terminate the nuisance; and

WHEREAS, the owner, occupant, agent or operator has failed and neglected to comply with the notice to abate the nuisance; and

WHEREAS, Section 1355.09(c) of the Codified Ordinances provides authority to the Mayor or Building Commissioner to enter into a contract for the work necessary to abate the nuisance. Now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. This Council determines the real property known as Cuyahoga County Auditor's Permanent Parcel No. 711-01-012, and also known as 4807 Anderson Road, Lyndhurst, Ohio, is in such a state of disrepair that it is declared to be a nuisance.

SECTION 2. This Council determines that the Building Commissioner has served a three day notice upon the owner, occupant, agent, or operator to abate that nuisance, and said owner, occupant, agent, or operator has failed and neglected to comply with said notice.

SECTION 3. This Council hereby authorizes and directs the Mayor to enter into a contract for the work necessary to abate the nuisance.

SECTION 4. The cost of said work shall not exceed Four Thousand Dollars (\$4,000.00) without further action by this Council.

SECTION 5. This Council further authorizes the Building Commissioner to invoice the owner of the premises for the costs of such nuisance abatement.

SECTION 6. This Council determines that if the costs of nuisance abatement are not paid within thirty (30) days of the date of the invoice, then the costs of nuisance abatement shall become a lien on the property, and shall be certified to the County Auditor and collected in the manner provided by law for assessments.

SECTION 7. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 8. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety of the City of Lyndhurst and its residents. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

**RESOLUTION NO. 2015-88
INTRODUCED BY: ADMINISTRATION**

**A RESOLUTION DECLARING THE REAL PROPERTY KNOWN AS
CUYAHOGA COUNTY AUDITOR'S PERMANENT PARCEL NO.
711-17-072 TO BE A NUISANCE, AUTHORIZING THE MAYOR TO
ENTER INTO A CONTRACT FOR THE WORK NECESSARY TO
ABATE THE NUISANCE, AND DECLARING AN EMERGENCY**

WHEREAS, the City Building Commissioner has determined that the real property known as Cuyahoga County Permanent Parcel No. 711-17-072, and also known as 1416 Cranover Road, Lyndhurst, Ohio, is in such disrepair that it constitutes a nuisance; and

WHEREAS, the City Building Commissioner has served a three (3) day notice, in accordance with Section 1355.09(b) of the Codified Ordinances, upon the owner, occupant, agent or operator to terminate the nuisance; and

WHEREAS, the owner, occupant, agent or operator has failed and neglected to comply with the notice to abate the nuisance; and

WHEREAS, Section 1355.09(c) of the Codified Ordinances provides authority to the Mayor or Building Commissioner to enter into a contract for the work necessary to abate the nuisance. Now, therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYN DHURST,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. This Council determines the real property known as Cuyahoga County Auditor's Permanent Parcel No. 711-17-072, and also known as 1416 Cranover Road, Lyndhurst, Ohio, is in such a state of disrepair that it is declared to be a nuisance.

SECTION 2. This Council determines that the Building Commissioner has served a three day notice upon the owner, occupant, agent, or operator to abate that nuisance, and said owner, occupant, agent, or operator has failed and neglected to comply with said notice.

SECTION 3. This Council hereby authorizes and directs the Mayor to enter into a contract for the work necessary to abate the nuisance.

SECTION 4. The cost of said work shall not exceed Three Thousand Five Hundred Dollars (\$3,500.00) without further action by this Council.

SECTION 5. This Council further authorizes the Building Commissioner to invoice the owner of the premises for the costs of such nuisance abatement.

SECTION 6. This Council determines that if the costs of nuisance abatement are not paid within thirty (30) days of the date of the invoice, then the costs of nuisance abatement shall become a lien on the property, and shall be certified to the County Auditor and collected in the manner provided by law for assessments.

SECTION 7. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 8. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety of the City of Lyndhurst and its residents. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

**ORDINANCE NO. 2015-89
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH
A&J CEMENT CONTRACTORS, INC., FOR THE 2015 CONCRETE
PROGRAM AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered into a Contract with A&J Cement Contractors, Inc., for the 2015 Concrete Program; and

WHEREAS, it is necessary to enter into a Change Order as set forth herein due to needed additions to the Program or unforeseen circumstances associated with the Program. Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. The Mayor be and he is hereby authorized to enter into a Change Order Contract with A&J Cement Contractors, Inc., for the additional amount of Two Thousand Four Hundred Dollars (\$2,400.00), in addition to the Contract heretofore authorized by the Board of Control of this Council, to install handicap accessible curb ramps along Professor Road, which installation was not included in the contract specifications, all as more fully set forth in Change Order No. 1, dated September 17, 2015, which is fully incorporated herein. The City Engineer has approved the aforesaid Change Order.

SECTION 2. The Director of Finance be and is hereby authorized and directed to pay the amount provided for in Section 1 of this Ordinance upon passage hereof and execution of the Change Order authorized herein and completion of the work.

SECTION 3. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Lyndhurst and its residents for the reason that it is necessary to approve the aforesaid changes so as to not unnecessarily delay the completion of the aforesaid Project. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE-MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

Proposed

**ORDINANCE NO. 2015-90
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 2 WITH
A&J CEMENT CONTRACTORS, INC., FOR THE 2015 CONCRETE
PROGRAM, AUTHORIZING THE CLOSEOUT OF SAID
CONTRACT, AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered into a Contract with A&J Cement Contractors, Inc., for the 2015 Concrete Program; and

WHEREAS, A&J Cement Contractors, Inc., has successfully completed the Contract; and

WHEREAS, it is necessary to enter into a Change Order as set forth herein due to needed additions to the Contract or unforeseen circumstances associated with the contract in order to initiate and complete the close out procedure. Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDBURST,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. The Mayor be and he is hereby authorized to enter into a Change Order Contract with A&J Cement Contractors, Inc., for the additional amount of Sixteen Thousand Seven Hundred Five Dollars and 90/100 (\$16,705.90), in addition to the Contract heretofore authorized by the Board of Control of this Council, as and for final reconciliation of Contract quantities of said Contract, all as more fully set forth in Change Order No. 2, dated September 18, 2015, which is fully incorporated herein. The City Engineer has approved the aforesaid Change Order.

SECTION 2. The Director of Finance be and is hereby authorized and directed to pay the amount provided for in Section 1 of this Ordinance upon passage hereof and execution of the Change Order authorized herein and completion of the work.

SECTION 3. This Council determines that the work included in the Contract with A&J Cement Contractors, Inc., has been completed, and the Contract may be closed out, and the retainage released, pursuant to the application and certificate for final payment, the final Contract price, including additions and deletions, being Three Hundred Fifty-Five Thousand Six Hundred Seventy-Eight Dollars and 90/100 (\$355,678.90). This final payment amount has been approved by the City Engineer.

SECTION 4. The Mayor be and he is hereby authorized to execute all documents necessary to complete the closeout of this Contract in accordance with this Ordinance.

SECTION 5. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Lyndhurst and its residents for the reason that it is necessary to approve the aforesaid changes so as to not unnecessarily delay the completion of the aforesaid Project. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

MAYOR

VICE-MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

Proposed