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ORDINANCE NO: 2015-108
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AMENDING ORDINANCE NO. 2015-107 WHICH ESTABLISHED THE SALARY, COMPENSATION, AND HOURLY RATES OF PAY FOR BARGAINING EMPLOYEES IN THE VARIOUS OFFICES AND DEPARTMENTS, AND WHICH CONFIRMED LONGEVITY COMPENSATION, VACATIONS, HOLIDAYS AND OTHER BENEFITS, IN THE CITY OF LYNDHURST, OHIO, REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 2015-107 INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY

WHEREAS, Council previously enacted Ordinance No. 2015-107 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 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 12:

A. SAFETY FORCES

SUBSECTION 1. POLICE DEPARTMENT:

a.	Lieutenants	\$91,676.95 per annum
	Sergeants	\$81,854.59 per annum
	Patrolman with two years or more service in the Department	\$73,084.12 per annum
	Patrolman with more than one year but less than two years service in the Department	\$66,992.80 per annum
	Patrolman with more than six months but less than one year service in the Department	\$60,897.95 per annum
	Patrolman with less than six months service in the Department	\$56,983.35 per annum
	Members of the Police Department assigned to Detective Duties (in addition to regular salary)	\$150 per month
	Members of the Police Department assigned as Detective Bureau Commander and Traffic Bureau Commander (in addition to regular salary)	\$150 per month
b.	Dispatch Supervisor	\$24.46 to \$26.46 per hour
	Dispatch Coordinator (effective 05/03/13)	\$23.24 to \$25.24 per hour
	Community Relation Liaison	\$26.20 to \$28.20 per hour
	Animal Warden	\$22.67 to \$24.67 per hour
	Police Secretary (Full – Time)	\$21.05 to \$23.05 per hour
	Police Secretary (Part – Time)	\$18.88 to \$20.88 per hour
c.	Police Radio Dispatcher	\$21.82 to \$23.82 per hour

- d. Shift differentials, overtime, uniform allowance vacations and holidays, sick leave, emergency pay leave, on-the-job injury leave, jury duty compensation, education premium, 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.

Captain - Fire Prevention Officer	\$87,731 per annum
Captains	\$87,308 per annum
Lieutenants	\$77,955 per annum
Firefighter with two years or more service in Dept. (Class A)	\$69,602 per annum
Firefighter with more than one year but less than two years service in Dept.	\$63,780 per annum
Firefighter with more than six months but less than one year service in Dept.	\$57,985 per annum
Firefighter with less than six months service in Dept.	\$54,258 per annum
Collective Bargaining Unit Members of the Fire Department certified as paramedics and assigned to paramedic duty (in addition to regular salary as stated in the Collective Bargaining Unit Agreements	
	5% annual base pay
- b. Overtime for members of the Fire Department, Uniform Allowances Tours of Duty, Vacations and Holidays, Sick Leave, Sick Leave Conversion, Longevity, Emergency Paid Leave, and other benefits shall be as provided in the collective bargaining agreement.

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

SECTION 2. That salary, compensation and hourly rates of pay for 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 12:

A. BUILDING DEPARTMENT.

SUBSECTION 1.

- | | |
|------------------------|--------------------------------|
| Building Inspector | \$39,095 to \$61,361 per annum |
| Housing Inspector | \$37,000 to \$51,158 per annum |
| Clerk/Secretary | \$27,646 to \$48,674 per annum |
| Custodians (full-time) | |
| | \$13.00 - \$28.54 per hour |

SUBSECTION 2.

- a. The Inspectors (full-time) shall be reimbursed for dry cleaning upon presentation of invoices up to \$100.00 per person per year. Reimbursement upon presentation of invoices up to \$300.00 per person per year shall be given for work shirts, pants, or safety shoes.

- b. For the employees in the Building Department wages, overtime, remedial cash adjustment, longevity, certification adjustments, hospitalization, union standard premium, holidays, vacations, sick leave, sick leave conversion, and such other provisions shall be as provided in the Respective Collective Bargaining Agreement.

B. SERVICE DEPARTMENT

SUBSECTION 1. 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.

SUBSECTION 2. SERVICE DEPARTMENT EMPLOYEES

- a. All employees in Department covered by collective bargaining agreement \$20.00 to \$33.11 per hour
- b. General Foreman \$28.80 to \$39.00 per hour
- c. All Hospitalization, Shoe Allowance, Protective Eye Glasses, Remedial Salary Adjustment, Crew Leader Premium, General Foreman Premium, Commercial Driver's License Allowance and Sick Leave Conversion shall be as provided in the respective collective bargaining agreement.

SUBSECTION 3. Overtime for employees in the Service Department, Uniform Allowance, Vacations and Holidays, Sick Leave, Call Back, and Emergency Paid Leave shall be as provided in the collective bargaining agreement.

C. CLERICAL EMPLOYEES IN THE VARIOUS DEPARTMENTS

SUBSECTION 1. FULL-TIME CLERKS / ACCOUNTANTS

- a. Full time Clerks \$10.00 to \$23.17 per hour
- b. Full time Accountants \$10.15 to \$28.66 per hour
- c. For the employees in the Finance Department, wages, overtime, remedial cash adjustment, longevity, certification adjustments, hospitalization, education premium, union steward, holidays, vacations, sick leave, sick leave conversion, and such other provisions shall be as provided in the Respective Collective Bargaining Agreement.

SUBSECTION 2. PART-TIME CLERKS

- a. Part time clerks \$8.00 to \$20.77 per hour

SECTION 3. 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 4. LONGEVITY:

Longevity compensation shall be as provided in Codified Ord. 159.08

SECTION 5. 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 6. VACATIONS AND HOLIDAYS:

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

SECTION 7. 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 8. 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 9. EMERGENCY PAID LEAVE:

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

SECTION 10. 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 11. COMPENSATION DURING JURY SERVICE:

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

SECTION 12. 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 13. 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 bargaining unit persons who are employees of the City of Lyndhurst on and after the date of passage of this ordinance.

SECTION 14. REPEAL OF PRIOR ORDINANCES:

Any and all ordinances, or parts thereof, inconsistent herewith, and specifically Ordinance No. 2015-107 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 15. 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 16. 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: 2015-109
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AMENDING ORDINANCE NO. 2015-108 WHICH ESTABLISHED THE SALARY, COMPENSATION, AND HOURLY RATES OF PAY FOR BARGAINING EMPLOYEES IN THE VARIOUS OFFICES AND DEPARTMENTS, AND WHICH CONFIRMED LONGEVITY COMPENSATION, VACATIONS, HOLIDAYS AND OTHER BENEFITS, IN THE CITY OF LYNDHURST, OHIO, REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 2015-108 INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY

WHEREAS, Council previously enacted Ordinance No. 2015-108 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, 2016 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 bargaining unit employees of various offices and departments of the City of Lyndhurst are hereby fixed effective January 1, 2016, unless otherwise specified, as follows, subject to the method of payment provided for in Section 12:

A. SAFETY FORCES

SUBSECTION 1. POLICE DEPARTMENT:

a.	Lieutenants	\$94,198.07 per annum
	Sergeants	\$84,105.59 per annum
	Patrolman with two years or more service in the Department	\$75,093.93 per annum
	Patrolman with more than one year but less than two years service in the Department	\$68,835.10 per annum
	Patrolman with more than six months but less than one year service in the Department	\$62,572.64 per annum
	Patrolman with less than six months service in the Department	\$58,550.39 per annum
	Members of the Police Department assigned to Detective Duties (in addition to regular salary)	\$150 per month
	Members of the Police Department assigned as Detective Bureau Commander and Traffic Bureau Commander (in addition to regular salary)	\$150 per month
b.	Dispatch Supervisor	\$25.19 to \$27.19 per hour
	Dispatch Coordinator	\$23.93 to \$25.93 per hour
	Community Relation Liaison	\$27.98 to \$28.98 per hour
	Police Secretary (Full – Time)	\$21.68 to \$23.68 per hour
	Police Secretary (Part – Time)	\$19.45 to \$21.45 per hour
c.	Police Radio Dispatcher	\$21.82 to \$23.82 per hour

- d. Shift differentials, overtime, uniform allowance vacations and holidays, sick leave, emergency pay leave, on-the-job injury leave, jury duty compensation, education premium, 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. Captain - Fire Prevention Officer	\$90,143 per annum
Captains	\$89,709 per annum
Lieutenants	\$80,099 per annum
Firefighter with two years or more service in Dept. (Class A)	\$71,516 per annum
Firefighter with more than one year but less than two years service in Dept.	\$65,534 per annum
Firefighter with more than six months but less than one year service in Dept.	\$59,580 per annum
Firefighter with less than six months service in Dept.	\$55,750 per annum
Collective Bargaining Unit Members of the Fire Department certified as paramedics and assigned to paramedic duty (in addition to regular salary as stated in the Collective Bargaining Unit Agreements	5% annual base pay

- b. Overtime for members of the Fire Department, Uniform Allowances Tours of Duty, Vacations and Holidays, Sick Leave, Sick Leave Conversion, Longevity, Emergency Paid Leave, and other benefits shall be as provided in the collective bargaining agreement.

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

SECTION 2. That salary, compensation and hourly rates of pay for bargaining unit employees of various offices and departments of the City of Lyndhurst are hereby fixed effective January 1, 2016, unless otherwise specified, as follows, subject to the method of payment provided for in Section 12:

A. BUILDING DEPARTMENT.

SUBSECTION 1.

Building Inspector	\$40,170 to \$63,048 per annum
Housing Inspector	\$38,018 to \$52,565 per annum
Clerk/Secretary	\$28,406 to \$50,013 per annum
Custodians (full-time)	\$13.36 - \$29.32 per hour

SUBSECTION 2.

- a. The Inspectors (full-time) shall be reimbursed for dry cleaning upon presentation of invoices up to \$100.00 per person per year. Reimbursement upon presentation of invoices up to \$300.00 per person per year shall be given for work shirts, pants, or safety shoes.

- b. For the employees in the Building Department wages, overtime, remedial cash adjustment, longevity, certification adjustments, hospitalization, union standard premium, holidays, vacations, sick leave, sick leave conversion, and such other provisions shall be as provided in the Respective Collective Bargaining Agreement.

B. SERVICE DEPARTMENT

SUBSECTION 1. 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.

SUBSECTION 2. SERVICE DEPARTMENT EMPLOYEES

- a. All employees in Department covered by collective bargaining agreement \$20.00 to \$34.02 per hour
- b. General Foreman \$29.59 to \$40.07 per hour
- c. All Hospitalization, Shoe Allowance, Protective Eye Glasses, Remedial Salary Adjustment, Crew Leader Premium, General Foreman Premium, Commercial Driver's License Allowance and Sick Leave Conversion shall be as provided in the respective collective bargaining agreement.

SUBSECTION 3. Overtime for employees in the Service Department, Uniform Allowance, Vacations and Holidays, Sick Leave, Call Back, and Emergency Paid Leave shall be as provided in the collective bargaining agreement.

C. CLERICAL EMPLOYEES IN THE VARIOUS DEPARTMENTS

SUBSECTION 1. FULL-TIME CLERKS / ACCOUNTANTS

- a. Full time Clerks \$10.00 to \$23.81 per hour
- b. Full time Accountants \$10.15 to \$29.45 per hour
- c. For the employees in the Finance Department, wages, overtime, remedial cash adjustment, longevity, certification adjustments, hospitalization, education premium, union steward, holidays, vacations, sick leave, sick leave conversion, and such other provisions shall be as provided in the Respective Collective Bargaining Agreement.

SUBSECTION 2. PART-TIME CLERKS

- a. Part time clerks \$8.22 to \$21.34 per hour

SECTION 3. 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 4. LONGEVITY:

Longevity compensation shall be as provided in Codified Ord. 159.08

SECTION 5. 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 6. VACATIONS AND HOLIDAYS:

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

SECTION 7. 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 8. 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 9. EMERGENCY PAID LEAVE:

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

SECTION 10. 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 11. COMPENSATION DURING JURY SERVICE:

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

SECTION 12. 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 13. 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, 2016 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 bargaining unit persons who are employees of the City of Lyndhurst on and after the date of passage of this ordinance.

SECTION 14. REPEAL OF PRIOR ORDINANCES:

Any and all ordinances, or parts thereof, inconsistent herewith, and specifically Ordinance No. 2015-108 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 15. 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 16. 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, 2016 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: 2015-110
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AMENDING ORDINANCE NO. 2015-82 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 LYNDBURST, OHIO, REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 2015-82 INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY

WHEREAS, Council previously enacted Ordinance No. 2015-82 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, 2016 unless otherwise specified; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDBURST, 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, 2016, 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 | \$69,993 to \$102,782 per annum |
| | Executive Officer | \$98,308 per annum |
| b. | Police Radio Dispatcher (Part-Time) | \$20.40 to \$23.40 per hour |
| | bb. Part Time Dispatchers who serve as matrons will be paid a premium of \$25.00 per search | |
| | Confidential Secretary | \$16.38 to \$28.93 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 \$24.24 per hour |

Jailer (Part-Time) \$16.63 to \$21.03 per hour
Court Officer (Part-Time) \$ 9.29 to \$12.19 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 \$65,185 to \$102,782 per annum

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

B. DEPARTMENT OF LAW

SUBSECTION 1.

DIRECTOR OF LAW \$50,013 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 \$14,714 to \$33,077 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 \$47,992 to \$102,782 per annum

SUBSECTION 1.
Assistant Finance Director \$31,339 to \$75,581 per annum

SUBSECTION 2.
Payroll/HR Generalist \$35,963 to \$62,866 per annum

D. **BUILDING DEPARTMENT.**
BUILDING COMMISSIONER \$47,992 to \$102,782 per annum
SUBSECTION 1.

Part-time Inspector \$8.69 – \$12.57 per hour
Custodians (part-time) \$9.25 – \$18.68 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 \$47,992 to \$102,782 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 \$9.18 to \$26.74 per hour

SUBSECTION 3. SEASONAL EMPLOYEES – SERVICE

First Year \$11.07 per hour
Second Year \$11.47 per hour

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

SUBSECTION 1(a). EXECUTIVE SECRETARY

Secretary to Mayor \$25,000 to \$64,357 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

\$10.28 to \$27.65 per hour

SUBSECTION 3. PART-TIME CLERKS

\$ 8.22 to \$21.56 per hour

SUBSECTION 4. PART-TIME ASSISTANT CLERK COUNCIL - CERTIFIED

\$14.39 to \$25.50 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 \$79,764 per annum
Chief Bailiff	\$10,000 to \$48,222 per annum
Magistrate	\$10,000 to \$51,000 per annum

SUBSECTION 2.

Administrative Assistant	\$24,331 to \$56,100 per annum
Magistrate	\$10,000 to \$51,000 per annum
Special Projects & Tech Coordinator	\$35,000 to \$71,400 per annum
Deputy Bailiff (Full-Time)	\$24,822 to \$58,801 per annum
Deputy Bailiff (Part-Time)	\$11.26 to \$27.41 per hour
Probation Officer	\$14.00 to \$28.99 per hour
Law Clerk	\$ 15.00 to \$20.40 per hour
Deputy Clerk (Full-Time)	\$ 13.00 to \$30.27 per hour
Deputy Clerk (Part-Time)	\$ 13.00 to \$21.42 per hour
Seasonal (Part-time)	\$ 10.00 to \$20.40 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	\$10.79 - \$19.66 per hour
Part-time Assistant to Coordinator	\$ 8.94 - \$17.09 per hour
Part-time Program Assistant	\$ 7.45 - \$ 11.60 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, 2016 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. 2015-82 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, 2016 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. 2015-111
INTRODUCED BY: COUNCILMEMBER PATRICK A. WARD

AN ORDINANCE MODIFYING ORDINANCE NO. 2015-93
REGARDING THE TEMPORARY MORATORIUM ON
THE GRANTING OF PERMITS FOR FENCES, AND
DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 2015-93, enacted October 19, 2015, placed a temporary moratorium on the granting of any permits for fences in excess of four (4) feet in height in the City; and

WHEREAS, Council wishes to modify said Ordinance to permit the construction of fences in excess of four (4) feet in height in the City under certain circumstances. Now, therefore,

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

SECTION 1. Council hereby modifies Ordinance No. 2015-93, enacted October 19, 2015, to allow fences in excess of four (4) feet in height, and six (6) feet high or less, provided said fence is at least fifty percent open/board-on-board construction.

SECTION 2. The Building Department is hereby directed to refrain from granting any permit for a fence in excess of four (4) feet in height, and six (6) feet in height or less, during the effective period of the moratorium which does not meet the board-on-board standard.

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 modify the moratorium immediately so as not to mislead any potential permit applicants. 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. 2015-112
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE RATIFYING THE AUTHORIZATION
BY THE LYNDHURST CHIEF OF POLICE TO USE
THE SOLON DETENTION FACILITY TO HOUSE
INMATES INCARCERATED IN THE CITY OF
LYNDHURST**

WHEREAS, the City of Lyndhurst has inadequate facilities for confining and supporting all inmates which the City is required by law to confine and support by reason of sentence imposed upon them as a result of convictions or guilty pleas to charges of violations of any ordinance or statutes, or while awaiting hearing for such alleged violations, or while awaiting trial for any such alleged violations; and

WHEREAS, Solon owns and operates a full service minimum security detention facility, and presently has arrangements for the confinement and support of prisoners with other municipal corporations; and

WHEREAS, the City desires to make use of the Solon Detention Facility; and

WHEREAS, Solon has requested that the City acknowledge certain requirements to be met regarding use of the Solon Detention Facility by the City; and

WHEREAS, the Lyndhurst Chief of Police has made such acknowledgement; and

WHEREAS, the Council of the City of Lyndhurst wishes to ratify such acknowledgement. Now, therefore,

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

SECTION 1. The acknowledgement provided by the Lyndhurst Chief of Police providing for use by the City of the Solon Detention Facility, generally in the form attached hereto and made a part hereof as Exhibit "A", is hereby ratified.

SECTION 2. The cost for the use of said Detention Facility shall be \$85.00 per prisoner per day as stated in the Acknowledgement.

SECTION 3. The Lyndhurst Chief of Police is hereby authorized, at his discretion, to continue to house inmates at the Solon Detention Facility in accordance with Exhibit A.

SECTION 4. 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 5. 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 because provision must be made for housing City inmates immediately. 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. 2015-113
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH
SPECIALIZED CONSTRUCTION FOR THE 2015 ASPHALT
PROGRAM AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered into a Contract with Specialized Construction for the 2015 Asphalt 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 Specialized Construction for the additional amount of Twenty-Three Thousand Dollars (\$23,000.00), in addition to the Contract heretofore authorized by the Board of Control of this Council, to repair pavement damaged by a large water main break on Haverston Road, not included in the contract specifications, all as more fully set forth in Change Order No. 1, dated November 25, 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. 2015-114
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 2 WITH
SPECIALIZED CONSTRUCTION FOR THE 2015 ASPHALT
PROGRAM, AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered into a Contract with Specialized Construction for the 2015 Asphalt 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 Specialized Construction for the additional amount of Two Thousand Three Hundred Dollars (\$2,300.00), in addition to the Contract heretofore authorized by the Board of Control of this Council, to repair cracks in concrete, and to provide proper transition from driveway to roadway on Haverston Road, not included in the contract specifications, all as more fully set forth in Change Order No. 2, dated November 25, 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. 2015-115
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 3 WITH
SPECIALIZED CONSTRUCTION FOR THE 2015 ASPHALT
PROGRAM, AUTHORIZING THE CLOSEOUT OF SAID
CONTRACT, AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered into a Contract with Specialized Construction for the 2015 Asphalt Program; and

WHEREAS, Specialized Construction 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 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 Specialized Construction for the additional amount of Sixty-Two Thousand One Hundred Eighty-Seven Dollars and 25/100 (\$62,187.25), 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. 3, dated November 25, 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 Specialized Construction 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 Five Hundred Eighty-Six Thousand Sixty-Nine Dollars and 25/100 (\$586,069.25). 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. 2015-116
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH UNITED SURVEY, INC. FOR THE 2014 SEWER REHABILITATION PROGRAM, AUTHORIZING THE CLOSEOUT OF SAID CONTRACT, AND DECLARING AN EMERGENCY

WHEREAS, the City has previously entered into a Contract with United Survey, Inc., for the 2014 Sewer Rehabilitation Program; and

WHEREAS, United Survey, 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 United Survey, Inc. for the credit amount of Thirty-Seven Thousand Six Hundred Forty-Nine Dollars and 70/100 (\$37,649.70) 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 December 1, 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 credit 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 United Survey, 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 Two Hundred Eighty-Nine Thousand Six Hundred Fifty Dollars and 30/100 (\$289,650.30). 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. 2015-117
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH WEATHERPROOFING TECHNOLOGIES, INC., FOR THE LYNDHURST COMMUNITY CENTER ROOF REPAIR PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, the City has previously entered into a Contract with Weatherproofing Technologies, Inc., for the Lyndhurst Community Center Roof Repair Project; 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. 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 Weatherproofing Technologies, Inc., for the credit amount of One Thousand Two Hundred Sixty-Nine Dollars and 47/100 (\$1,269.47), in addition to the Contract heretofore authorized by the Board of Control of this Council, to eliminate the installation of the roof hip vents, all as more fully set forth in Change Order No. 1 dated October 27, 2015, which is fully incorporated herein. The City's Consultant has approved the aforesaid Change Order.

SECTION 2. The Director of Finance be and is hereby authorized and directed to credit 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, and final payment to the Contractor. 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. 2015-118
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 2 WITH WEATHERPROOFING TECHNOLOGIES, INC., FOR THE LYNDHURST COMMUNITY CENTER ROOF REPAIR PROJECT, AUTHORIZING THE CLOSEOUT OF SAID CONTRACT, AND DECLARING AN EMERGENCY

WHEREAS, the City has previously entered into a Contract with Weatherproofing Technologies, Inc., for the Lyndhurst Community Center Roof Repair Project; and

WHEREAS, Weatherproofing Technologies, 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 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 Weatherproofing Technologies, Inc., for the additional amount of Three Thousand Five Hundred Thirty-Two Dollars and 41/100 (\$3,532.41), in addition to the Contract heretofore authorized by the Board of Control of this Council, to repair 800 square feet of roof deck, all as more fully set forth in Change Order No. 2, dated November 22, 2015, which is fully incorporated herein. The City's Consultant 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 Weatherproofing Technologies, 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 Eighty-Seven Thousand Nine Hundred Thirteen Dollars and 93/100 (\$87,913.93). This final payment amount has been approved by the City's Consultant.

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, and final payment to the Contractor. 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. 2015-119
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AUTHORIZING CONTRACTS FOR THE
DEPOSIT OF INTERIM AND ACTIVE FUNDS OF THE CITY OF
LYNDHURST, AND DECLARING AN EMERGENCY**

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

SECTION 1. PNC BANK; KEY BANK; FIRST MERIT BANK; JP MORGAN CHASE BANK; HUNTINGTON BANK; FIFTH THIRD BANK; STAR OHIO, STAR PLUS and U.S. BANK have submitted applications to act as depositories for the active funds and/or interim funds of the City of Lyndhurst. The Council desires to authorize contracts with all nine institutions.

The Mayor be and he is hereby authorized and directed to enter into contracts with PNC BANK; KEY BANK; FIRST MERIT BANK; JP MORGAN CHASE BANK; HUNTINGTON BANK; FIFTH THIRD BANK; STAR OHIO, STAR PLUS and U.S. BANK to act as depositories for the active funds and/or interim funds of the City of Lyndhurst on the terms, conditions and remedies provided in Sections 135.01 - 135.54, inclusive, Ohio Revised Code, (Uniform Depository Act) except as modified by this Council in its bidding procedure in accordance with its authority under its Charter.

SECTION 2. Substitution of securities shall be permitted in accordance with Section 135.18 Revised Code and pooling of securities shall be permitted in accordance with Section 135.181 Revised Code.

SECTION 3. All actions taken by the Director of Finance in utilizing the above named institutions as depositories to date are hereby ratified and approved.

SECTION 4. 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 5. 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 it is necessary to authorize and execute the contracts in order to continue to receive the best interest rate as soon as possible. Wherefore, this Ordinance shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval 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

**RESOLUTION NO. 2015-120
INTRODUCED BY: ADMINISTRATION**

**A RESOLUTION RESCINDING RESOLUTION NUMBER 2015-105,
ADOPTED NOVEMBER 16, 2015, AND DECLARING AN
EMERGENCY**

WHEREAS, Resolution No. 2015-105 ratified and adopted the Collective Bargaining Agreement negotiated between the City of Lyndhurst, Ohio, and the Ohio Patrolmen's Benevolent Association (Full-Time Disptachers), and ratified and approved the execution of said Agreement by the Mayor, and declared an emergency; and

WHEREAS, subsequent communications have evidenced there was no meeting of the minds between the parties, thereby rendering the previously negotiated Agreement null and void, and requiring rescission of Resolution No. 2015-105. Now, therefore,

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

SECTION 1. Resolution Number 2015-105, adopted November 16, 2015, is hereby rescinded.

SECTION 2. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meetings of this Council, and that deliberations of this Council and 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 3. This Resolution shall hereby be declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Lyndhurst for the reason that the action taken herein is necessary to accurately set out the compensation and other benefits for essential employees of the city. It shall therefore take effect immediately upon the affirmative vote of not less than five (5) members elected to Council and approval 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 Resolution 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: _____