

**ORDINANCE NO. 2016-15
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING TRANSFERS AND ADVANCES
AND DECLARING AN EMERGENCY.**

WHEREAS, it is necessary from time to time to make transfers and advances from various funds to various funds in order to provide for essential governmental operations; now, therefore,

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

SECTION 1. The following transfers are hereby authorized and approved in the amounts not to exceed:

<u>TRANSFER FROM FUND</u>	<u>TO FUND</u>	<u>AMOUNT</u>
General Fund	Police Pension Fund	\$332,412.00
General Fund	Fire Pension Fund	\$378,257.00
General Fund	Community Center	\$222,000.00

SECTION 2. The following advances are hereby authorized and approved in the amounts not to exceed:

<u>ADVANCE FROM FUND</u>	<u>TO FUND</u>	<u>AMOUNT</u>
General Fund	LV Perm Improv Tax Inc Fund	\$567,938.00

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 health, safety and welfare of the residents of the City of Lyndhurst for the reason that it affects the day to day financial operations of the municipality and is necessary to maintain accurate and proper records. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five 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. 2016-16
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH WEATHERPROOFING TECHNOLOGIES, INC., FOR THE LYNDHURST SERVICE GARAGE 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 Service Garage 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 credit amount of Four Thousand Four Hundred Sixteen Dollars and 59/100 (\$4,416.59), in addition to the Contract heretofore authorized by the Board of Control of this Council, to reconcile unused quantities, all as more fully set forth in Change Order No. 1, dated March 17, 2016, 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. 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 Four Hundred Thirty Nine Thousand, Seven Hundred Thirty-Three Dollars and 41/100 (\$439,733.41). 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