

**ORDINANCE NO. 2019-75  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1  
WITH UNITED SURVEY, INC., FOR THE 2018 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 2018 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 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 United Survey, Inc., for the credit amount of Eight Thousand Two Hundred Forty-Two Dollars and 87/100 (\$8,242.87), 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 10, 2019, 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 One Hundred Thirty-Five Thousand Twenty-Nine Dollars and 13/100 (\$135,029.13). 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. 2019-76  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1  
WITH M. CAMPBELL CONTRACTING, LLC, FOR THE  
CHEROKEE DRIVE AND SHAWNEE DRIVE WATER  
MAIN REPLACEMENT, AND DECLARING AN  
EMERGENCY**

**WHEREAS**, the City has previously entered into a Contract with M. Campbell Contracting, LLC, for the Cherokee Drive and Shawnee Drive Water Main Replacement; 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 M. Campbell Contracting, LLC, for the ADDITIONAL amount of Four Thousand Two Hundred Fifty Dollars (\$4,250.00), in addition to the Contract heretofore authorized by the Board of Control of this Council, to replace 98 linear feet of existing lead pipe with copper pipe, work not included in the original Contract, all as more fully set forth in Change Order No. 1 dated October 1, 2019, which is fully incorporated herein. The City Engineer has approved the aforesaid Change Order, and has indicated the City of Cleveland Water Department will reimburse 100% of this cost.

**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 \_\_\_\_\_.

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*Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

Proposed

**ORDINANCE NO: 2019-77**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING CHAPTER 1176 OF THE  
ZONING CODE OF THE CITY TITLED “SUPPLEMENTARY  
REGULATIONS” BY AMENDING SECTION 1176.07  
REGARDING PROHIBITED USES**

**WHEREAS**, an amendment to the City’s Planning and Zoning Code with regard to Tattoo and Body Piercing Businesses been referred to the Planning Commission for review; and

**WHEREAS**, the Planning Commission reviewed the proposed amendment on May 16 and June 27, 2019, and unanimously approved this amendment to the City’s Planning and Zoning Code; and

**WHEREAS**, the same has been submitted to this Council for consideration, and for adoption upon the recommendation of the Lyndhurst Planning Commission; and

**WHEREAS**, all public hearings have been conducted, and all necessary public notices have been made and copies provided for public review; and

**WHEREAS**, since that amendment has been adopted it is necessary to amend Section 1176.07 of the Codified Ordinances to comport with said amendment. Now, therefore,

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

**SECTION 1.** Section 1176.07 of the Zoning Code of the Zoning Code of the City titled “SALVAGE, WRECKING AND JUNK YARDS; PROHIBITION OF HAZARDOUS WASTE” is hereby amended to read as follows (new material appears like THIS and deleted material appears like ~~this~~):

**SECTION 1176.07 SALVAGE, WRECKING AND JUNK YARDS;  
PROHIBITION OF HAZARDOUS WASTE.**

(a) Prohibited Uses; Violations; Declaration of Public Nuisance. The storage, processing or salvaging of discarded lumber or other building material, or any kind of material, including, but not limited to, hazardous waste, infectious wastes, or low-level radioactive waste, the wrecking or dismantling of motor vehicles, and junk yards of any description, are specifically prohibited within the City except as otherwise provided herein, and may not be authorized by the Board of Zoning Appeals. It is hereby declared to be a nuisance, and against the public peace, health, safety and general welfare of the City, to violate the provisions of this section.

(b) Definitions. As used in this section:

(1) "Hazardous waste" means any waste or combination of wastes in solid, liquid, semi-solid or contained gaseous form that, in the determination of the Director of the Ohio Environmental Protection Agency, because of its quantity, concentration or physical or chemical characteristics, may do either of the following:

A. Cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness; or

B. Pose a substantial present or potential hazard to human health or safety or to the environment when improperly stored, treated, transported, disposed of or otherwise managed.

"Hazardous waste" includes any substance identified by regulation as a hazardous waste under the Resource Conservation and Recovery Act of 1976, 90 Stat 2806, 42 U.S.C.A. 6921, as amended, and does not include any substance that is subject to the Atomic Energy Act of 1954, 68 Stat. 919, 42 U.S.C.A. 2011, as amended. "Hazardous waste" also includes all of the substances or categories of substances set forth in Ohio R.C. Chapter 3734.

(2) "Infectious wastes" includes all of the substances or categories of substances set forth in Ohio R.C. 3734.01(R).

(3) "Low-level radioactive waste" means radioactive waste not classified as high-level radioactive waste, transuranic waste, spent nuclear fuel, or by-product material as defined in Section 11(e)(2) of the Atomic Energy Act of 1954.

(c) Exceptions. Businesses which store infectious wastes incidental to their primary business, such as doctors' offices, laboratories, nursing homes and the like, shall be permitted to store infectious wastes, provided that they comply with the provisions of Ohio R.C. 3734.021.

Also excepted from the provisions of subsection (a) hereof are those materials which are stored pursuant to the provisions of Section 1355.09 of these Codified Ordinances and the Ohio Fire Code.

(d) Tents, Trailers and Dining Cars. No tents, camp cars, trailers, dining cars or similar facilities shall be placed on any lot or premises within the City or used for living, business or commercial purposes, or for accessory uses, and their use shall not be authorized by the Board of Zoning Appeals. Construction of shanties or trailers used in conjunction with construction activities may be permitted with the approval of the Building Commissioner.

(e) Cultivating, processing or dispensing medical marijuana in accordance with Chapter 3796 of the Ohio Revised Code is prohibited.

(f) Other Prohibited Uses. Crematories, ~~tattoo parlors~~, trailer parks, storage garages, and car washes not attached to an automotive fueling station as a conditional use are also prohibited in the City.

**SECTION 2.** Any and all provisions of Section 1176.07(f) inconsistent herewith are hereby repealed but all other provisions of Section 1176.07 of the Zoning Code of the City shall remain in full force and effect.

**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: \_\_\_\_\_

**RESOLUTION NO. 2019-78  
INTRODUCED BY: ADMINISTRATION**

**A RESOLUTION PROVIDING FOR HALLOWEEN OBSERVANCE  
UPON THE STREETS AND OUT-OF-DOORS FOR OCTOBER 31, 2019,  
BETWEEN THE HOURS OF 6:00 P.M. AND 8:00 P.M.**

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

**SECTION 1.** Halloween activities and observances in the City of Lyndhurst, Ohio, in the year 2019 shall take place on Thursday, October 31, 2019. The custom generally known as “trick or treating” shall be permitted only between the hours of 6:00 and 8:00 P.M., and the canvassing which is part of said custom shall be subject to parental supervision. Disorderly conduct and peace disturbances as provided for in Chapter 648 of the Codified Ordinances are prohibited.

**SECTION 2.** This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure necessary for the public health, peace, welfare, and safety of the City of Lyndhurst for the reason that most communities in and around Lyndhurst will observe Halloween on the same day, thereby eliminating the possibility of misunderstanding among children who may go from one community to another. Wherefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, from and after 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: \_\_\_\_\_

**ORDINANCE NO. 2019-73  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING SECTION 755.12 OF  
THE CODIFIED ORDINANCES OF THE CITY  
TITLED APPLICATION OF CHAPTER BY ADDING  
EXEMPTIONS TO THOSE LISTED IN THAT  
SECTION, AND DECLARING AN EMERGENCY**

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

**SECTION 1.** Section 755.12 of the Codified Ordinances titled APPLICATION OF CHAPTER is hereby amended to read as follows: (new material appears like THIS: deleted material appears like ~~this~~):

**755.12 APPLICATION OF CHAPTER.**

The provisions of Sections [755.02](#), [755.03](#) and [755.05](#) shall not apply to the following:

(a) Any person soliciting or peddling anything which such person has personally manufactured or produced or which is within the exemptions provided in Ohio R.C. 715.63 and 715.64; a person claiming the exemptions of this subsection as an agent shall provide an affidavit showing the following:

- (1) That withholding taxes and Social Security are deducted from his or her pay;
- (2) That such employee has the benefit of unemployment compensation and workmen's compensation coverage if he or she is one of three or more employees;
- (3) That he or she is not an independent contractor.

The police shall verify such affidavit with the employer, the Bureau of Workmen's Compensation and the Bureau of Unemployment Compensation.

(b) Any person soliciting or peddling for and on behalf of any charitable or religious institution in which such person receives no compensation therefor;

(c) Any person soliciting or peddling newspapers who at the time is a bona fide resident of the City and between the ages of eight and eighteen years;

(d) Any salesmen or agent for wholesale houses or firms who solicits orders from or sells to retail dealers for resale, to manufacturers for manufacturing purposes or to bidders for public works for supplies;

(e) ~~Milkmen, bakery delivery men and dry cleaners,~~ ALL PEDDLERS AND SPLICITORS who come upon the premises by invitation of the occupant.

**SECTION 2.** Any and all provisions of Section 755.12 of the Codified Ordinances of the City inconsistent herewith are hereby repealed, and all other provisions of Section 755.12 of the Codified Ordinances shall remain in full force and effect.

**SECTION 3.** This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**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 is necessary to institute the aforesaid amendments to the Codified Ordinances immediately and without delay to protect the health, welfare and safety of the residents of the City. 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. 2019-74  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1  
WITH F. P. ALLEGA CONCRETE CONSTRUCTION  
CORP. FOR THE 2019 SIDEWALK REPAIR PROGRAM,  
AUTHORIZING THE CLOSEOUT OF SAID CONTRACT,  
AND DECLARING AN EMERGENCY**

**WHEREAS**, the City has previously entered into a Contract with F. P. Allega Concrete Construction Corp. for the 2019 Sidewalk Repair Program; and

**WHEREAS**, F. P. Allega Concrete Construction Corp. has successfully completed the Contract; and

**WHEREAS**, it is necessary to enter into a Change Order as set forth herein in order to initiate and complete the close out procedure. Now, therefore,

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

**SECTION 1.** The Mayor be and he is hereby authorized to enter into a Change Order Contract with F. P. Allega Concrete Construction Corp. for the credit amount of Five Thousand Two Hundred Seventy-Four Dollars and 48/100 (\$5,274.48), 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 11, 2019, 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 F. P. Allega Concrete Construction Corp. 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 Thirty-Two Thousand Seven Hundred Fifty-Five Dollars and 28/100 (\$232,755.28). 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. 2019-72**  
**Introduced By: Administration**

**TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES  
AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST  
FOR THE PERIOD ENDING DECEMBER 31, 2019  
REPEALING ORDINANCE NO. 2019-48  
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, 2019 and ending December 31, 2019, 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	\$3,360,146	
Other Expenses	\$805,026	\$4,165,172

1114 ANIMAL CONTROL

Salaries & Wages	\$0	
Other Expenses	\$35,500	\$35,500

1116 SPO & AUXILIARY

Salaries & Wages	\$62,500	
Other Expenses	\$15,338	\$77,838

1118 PARKS & SCHOOL SECURITY

Salaries & Wages	\$8,085	
Other Expenses	\$1,499	\$9,584

1121 COMMUNICATIONS

Salaries & Wages	\$466,407	
Other Expenses	\$147,245	\$613,652

1131 FIRE DEPARTMENT

Salaries & Wages	\$2,607,651	
Other Expenses	\$704,359	\$3,312,010

<i>TOTAL SECURITY OF PERSONS AND PROPERTY</i>		<i>\$8,213,756</i>
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PUBLIC HEALTH AND WELFARE

2211 COUNTY HEALTH DEPARTMENT

Other Expenses	\$66,365	\$66,365
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<i>TOTAL PUBLIC HEALTH AND WELFARE</i>		<i>\$66,365</i>
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COMMUNITY ENVIRONMENT

3311 PLANNING COMMISSION

Salaries & Wages	\$7,200	
Other Expenses	\$5,262	\$12,462

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	\$325,485	
Other Expenses	\$201,544	<u>\$527,029</u>

*TOTAL COMMUNITY ENVIRONMENT* \$559,749

LEISURE TIME ACTIVITIES

4419 PARKS

Salaries & Wages	\$164,346	
Other Expenses	\$71,699	\$236,045

4421 BRAINARD SPRAYGROUND

Salaries & Wages	\$51,450	
Other Expenses	\$44,272	\$95,722

4422 LYNDHURST POOL

Salaries & Wages	\$193,547	
Other Expenses	\$136,208	\$329,755

4433 HOME DAYS

Other Expenses	\$15,000	\$15,000
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4435 HOLIDAY LIGHTING

Other Expenses	\$2,000	\$2,000
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4437 PUBLIC ASSIST

Other Expenses	\$155,242	<u>\$155,242</u>
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*TOTAL LEISURE TIME ACTIVITIES* \$833,764

BASIC UTILITIES

5561 REFUSE COLLECTION AND DISPOSAL

Salaries & Wages	\$242,785	
Other Expenses	\$486,531	\$729,316

5563 RECYCLING

Salaries & Wages	\$164,375	
Other Expenses	\$100,166	\$264,541

5565 LEAVES

Salaries & Wages	\$96,450	
Other Expenses	\$59,770	\$156,220

5567 TREES

Salaries & Wages	\$125,134	
Other Expenses	\$106,744	<u>\$231,878</u>

*TOTAL BASIC UTILITIES* \$1,381,955

GENERAL GOVERNMENT

7711 MAYOR

Salaries & Wages	\$160,242	
Other Expenses	\$86,357	\$246,599

7712 INCOME TAX ADMINISTRATION

Other Expenses	\$376,000	\$376,000
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7713 FINANCE DEPARTMENT

Salaries & Wages	\$375,247	
Other Expenses	\$164,966	\$540,213

7714 LAW DEPARTMENT

Salaries & Wages	\$88,000	
Other Expenses	\$123,846	\$211,846

7715 SERVICE DEPARTMENT

Salaries & Wages	\$366,413	
Other Expenses	\$174,701	\$541,114

7717 CIVIL SERVICE COMMISSION

Salaries & Wages	\$7,500	
Other Expenses	\$44,434	\$51,934

7721 COUNCIL

Salaries & Wages	\$96,440	
Other Expenses	\$50,450	\$146,890

7731 MUNICIPAL COURT

Salaries & Wages	\$794,640	
Other Expenses	\$430,057	\$1,224,697

7741 GENERAL ADMINISTRATION

Other Expenses	\$405,265	\$405,265
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7742 PUBLIC LANDS & BUILDINGS

Salaries & Wages	\$88,910	
Other Expenses	\$408,527	\$497,437

7744 STATUTORY

Other Expenses	\$359,250	\$359,250
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7746 ENGINEERING

Salaries & Wages	\$19,300	
Other Expenses	\$18,482	\$37,782

7761 UNCLAIMED

Other Expenses	\$5,000	<u>\$5,000</u>
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*TOTAL GENERAL GOVERNMENT* \$4,644,027

*TOTAL OPERATIONS* \$15,699,616

INTERFUND TRANSFERS & ADVANCES

to Police Pension Fund	\$438,918
to Fire Pension Fund	\$450,850
to LV Perm Improv Tax Inc Fund	\$810,694
to Permanent Improv Fund	\$645,000
to Sewer Maintenance Fund	\$0
to Sewer Construction Fund	\$0
to Community Center Fund	\$265,000
to Petty Cash Fund	<u>\$0</u>

*TOTAL INTERFUND TRANSFERS AND ADVANCES* \$2,610,462

***GRAND TOTAL GENERAL FUND*** ***\$18,310,078***

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

<b><u>210 STATE HIGHWAY FUND</u></b>			
Other Expenses	\$50,000	\$50,000	
TOTAL STATE HIGHWAY FUND			\$50,000
<b><u>220 COURT PROBATION SERVICES</u></b>			
Salaries & Wages	\$30,778		
Other Expenses	\$10,655	\$41,433	
TOTAL COURT PROBATION SERVICES			\$41,433
<b><u>230 COURT SPECIAL PROJECTS FUND</u></b>			
Salaries & Wages	\$129,395		
Other Expenses	\$393,142	\$522,537	
<b><u>231 COURT SPECIAL PROJECTS IDIAM FUND</u></b>			
Other Expenses	\$21,000	\$21,000	
TOTAL COURT SPECIAL PROJECTS FUND			\$543,537
<b><u>240 STREET CONSTRUCTION, MAINT. &amp; REPAIR FUND</u></b>			
<b><u>1141 TRAFFIC SAFETY</u></b>			
Salaries & Wages	\$68,776		
Other Expenses	\$117,876	\$186,652	
<b><u>5552 STORM SEWERS</u></b>			
Salaries & Wages	\$38,000		
Other Expenses	\$28,471	\$66,471	
<b><u>6611 STREETS</u></b>			
Salaries & Wages	\$187,555		
Other Expenses	\$174,003	\$361,558	
<b><u>6621 SNOW REMOVAL</u></b>			
Salaries & Wages	\$122,000		
Other Expenses	\$272,358	\$394,358	
TOTAL STREET CONSTRUCTION, MAINT & REPAIR FUND			\$1,009,039
<b><u>250 COMMUNITY CENTER FUND</u></b>			
Salaries & Wages	\$161,024		
Other Expenses	\$130,940	\$291,964	
TOTAL COMMUNITY CENTER FUND			\$291,964
<b><u>260 COURT EDP FUND</u></b>			
Salaries & Wages	\$0		
Other Expenses	\$350,000	\$350,000	
TOTAL COURT EDP FUND			\$350,000
<b><u>280 DUI/INDIGENT FUND</u></b>			
Other Expenses	\$50,000	\$50,000	
TOTAL DUI/INDIGENT FUND			\$50,000
<b><u>290 LAW ENFORCEMENT FUND</u></b>			
Other Expenses	\$11,000	\$11,000	
TOTAL LAW ENFORCEMENT FUND			\$11,000
<b><u>291 LAW ENFORCEMENT ESA FUND</u></b>			
Other Expenses	\$16,000	\$16,000	
TOTAL LAW ENFORCEMENT ESA FUND			\$16,000
<b><i>TOTAL SPECIAL REVENUE FUNDS</i></b>			<b>\$2,362,973</b>

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

**310 GENERAL BOND RETIREMENT FUND**

Other Expenses \$1,245,526 \$1,245,526

**INTERFUND TRANSFERS & ADVANCES**

to Capital Reserve Fund \$5,543,700 \$5,543,700

TOTAL GENERAL BOND RETIREMENT FUND \$6,789,226

**320 LV PUBLIC IMPROVEMENT FUND**

Other Expenses \$419,194 \$419,194

TOTAL GENERAL LV PUBLIC IMPROV FUND \$419,194

**TOTAL DEBT SERVICE FUNDS \$7,208,420**

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

**410 PERMANENT IMPROVEMENT FUND**

Capital Outlay \$1,297,513 \$1,297,513

TOTAL PERMANENT IMPROVEMENT FUND \$1,297,513

**440 PARKS & RECREATION EQUIPMENT**

Capital Outlay \$0 \$0

TOTAL PARKS & RECREATION EQUIPMENT FUND \$0

**450 STREET IMPROVEMENT FUND**

Capital Outlay \$1,388,600 \$1,388,600

TOTAL STREET IMPROVEMENT FUND \$1,388,600

**470 CAPITAL RESERVE FUND**

Capital Outlay \$6,270,300 \$6,270,300

TOTAL CAPITAL RESERVE FUND \$6,270,300

**TOTAL CAPITAL PROJECTS FUNDS \$8,956,413**

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

**810 STREET LIGHTING FUND**

Other Expenses \$229,750 \$229,750

TOTAL STREET LIGHTING FUND \$229,750

**820 SEWER MAINTENANCE & REPAIR FUND**

Salaries & Wages \$247,856

Other Expenses \$112,340

Capital Outlay \$381,500 \$741,696

TOTAL SEWER MAINTENANCE & REPAIR FUND \$741,696

**830 SIDEWALK FUND**

Other Expenses \$145,125 \$145,125

TOTAL SIDEWALK FUND \$145,125

**840 SEWER CONSTRUCTION FUND**

Other Expenses \$28,500

Capital Outlay \$512,500 \$541,000

TOTAL SEWER CONSTRUCTION FUND \$541,000



**850 SHADE TREE FUND**

Salaries & Wages	\$52,940	
Other Expenses	\$53,176	\$106,116
TOTAL SHADE TREE FUND		\$106,116
<b>TOTAL SPECIAL ASSESSMENT FUNDS</b>		<b>\$1,763,687</b>

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

**710 OTHER TRUST & AGENCY**

Other Expenses	\$165,500	\$165,500
TOTAL OTHER TRUST & AGENCY FUND		\$165,500

**720 POLICE PENSION FUND**

Other Expenses	\$560,496	\$560,496
TOTAL POLICE PENSION FUND		\$560,496

**730 FIRE PENSION FUND**

Other Expenses	\$595,191	\$595,191
TOTAL FIRE PENSION FUND		\$595,191

**790 PETTY CASH FUND**

Other Expenses	\$0	\$0
TOTAL PETTY CASH FUND		<u>\$0</u>

**TOTAL TRUST & AGENCY FUNDS** **\$1,321,187**

**GRAND TOTAL ALL FUNDS** **\$39,922,758**

**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. 2019-48 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: \_\_\_\_\_

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
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: \_\_\_\_\_

Proposed