

ORDINANCE NO. 2020-99
Introduced By: Administration

**TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES
AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST
FOR THE PERIOD ENDING DECEMBER 31, 2020
REPEALING ORDINANCE NO. 2020-97
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, 2020 and ending December 31, 2020, 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

1110 PUBLIC SAFETY

Salaries & Wages	\$15,000	
Other Expenses	\$2,323	\$17,323

1111 POLICE

Salaries & Wages	\$3,378,566	
Other Expenses	\$879,092	\$4,257,658

1114 ANIMAL CONTROL

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

1116 SPO & AUXILIARY

Salaries & Wages	\$59,405	
Other Expenses	\$14,765	\$74,170

1118 PARKS & SCHOOL SECURITY

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

1121 COMMUNICATIONS

Salaries & Wages	\$476,171	
Other Expenses	\$148,384	\$624,555

1131 FIRE DEPARTMENT

Salaries & Wages	\$2,667,810	
Other Expenses	\$773,901	<u>\$3,441,711</u>

TOTAL SECURITY OF PERSONS AND PROPERTY

\$8,460,500.50

PUBLIC HEALTH AND WELFARE

2211 COUNTY HEALTH DEPARTMENT

Other Expenses \$76,305 \$76,305

2212 PUBLIC HEALTH

Other Expenses \$0 \$0

TOTAL PUBLIC HEALTH AND WELFARE \$76,305.00

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 \$333,591
Other Expenses \$198,725 \$532,316

TOTAL COMMUNITY ENVIRONMENT \$565,036.00

LEISURE TIME ACTIVITIES

4419 PARKS

Salaries & Wages \$171,158
Other Expenses \$77,015 \$248,173

4421 BRAINARD SPRAYGROUND

Salaries & Wages \$6,102
Other Expenses \$19,600 \$25,702

4422 LYNDHURST POOL

Salaries & Wages \$11,000
Other Expenses \$38,155 \$49,155

4433 HOME DAYS

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

4435 HOLIDAY LIGHTING

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

4437 COMMUNITY PARTNERSHIP ON AGING

Other Expenses \$142,817 \$142,817

TOTAL LEISURE TIME ACTIVITIES

\$482,847.00

BASIC UTILITIES

5561 REFUSE COLLECTION AND DISPOSAL

Salaries & Wages \$243,285
Other Expenses \$494,432 \$737,717

5563 RECYCLING

Salaries & Wages \$157,093
Other Expenses \$128,007 \$285,100

5565 LEAVES

Salaries & Wages \$96,450
Other Expenses \$60,863 \$157,313

5567 TREES

Salaries & Wages \$95,484
Other Expenses \$104,056 \$199,540

TOTAL BASIC UTILITIES

\$1,379,670.00

GENERAL GOVERNMENT

7711 MAYOR

Salaries & Wages \$164,080
Other Expenses \$93,985 \$258,065

7712 INCOME TAX ADMINISTRATION

Other Expenses \$365,000 \$365,000

7713 FINANCE DEPARTMENT

Salaries & Wages \$380,956
Other Expenses \$172,616 \$553,572

7714 LAW DEPARTMENT

Salaries & Wages \$90,271
Other Expenses \$124,197 \$214,468

7715 SERVICE DEPARTMENT

Salaries & Wages \$365,820
Other Expenses \$189,394 \$555,214

7717 CIVIL SERVICE COMMISSION

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

<u>7721 COUNCIL</u>		
Salaries & Wages	\$105,470	
Other Expenses	\$51,845	\$157,315
<u>7731 MUNICIPAL COURT</u>		
Salaries & Wages	\$795,350	
Other Expenses	\$492,419	\$1,287,769
<u>7741 GENERAL ADMINISTRATION</u>		
Other Expenses	\$412,515	\$412,515
<u>7742 PUBLIC LANDS & BUILDINGS</u>		
Salaries & Wages	\$161,464	
Other Expenses	\$411,111	\$572,575
<u>7744 STATUTORY</u>		
Other Expenses	\$440,025	\$440,025.34
<u>7746 ENGINEERING</u>		
Salaries & Wages	\$19,300	
Other Expenses	\$18,482	\$37,782
<u>7761 UNCLAIMED</u>		
Other Expenses	\$5,000	\$5,000
<i>TOTAL GENERAL GOVERNMENT</i>		\$4,896,233.89
<i>TOTAL OPERATIONS</i>		\$15,860,592.39
<u>INTERFUND TRANSFERS & ADVANCES</u>		
to Police Pension Fund	\$419,198	
to Fire Pension Fund	\$467,350	
to LV Perm Improv Tax Inc Fund	\$812,394	
to Permanent Improv Fund	\$350,000	
to Sewer Maintenance Fund	\$0	
to Sewer Construction Fund	\$0	
to Community Center Fund	\$275,000	
to Trust and Agency Fund	\$2,250	
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<i>TOTAL INTERFUND TRANSFERS AND ADVANCES</i>		\$2,326,192.00
 <i>GRAND TOTAL GENERAL FUND</i>		 <i>\$18,186,784.39</i>

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

<u>210 STATE HIGHWAY FUND</u>			
Other Expenses	\$75,000	\$75,000	
TOTAL STATE HIGHWAY FUND			\$75,000.00
<u>220 COURT PROBATION SERVICES</u>			
Salaries & Wages	\$26,800		
Other Expenses	\$10,641	\$37,441	
TOTAL COURT PROBATION SERVICES			\$37,441.00
<u>230 COURT SPECIAL PROJECTS FUND</u>			
Salaries & Wages	\$125,450		
Other Expenses	\$348,269	\$473,719	
<u>231 COURT SPECIAL PROJECTS IDIAM FUND</u>			
Other Expenses	\$21,000	\$21,000	
TOTAL COURT SPECIAL PROJECTS FUND			\$494,719.00
<u>240 STREET CONSTRUCTION, MAINT. & REPAIR FUND</u>			
<u>1141 TRAFFIC SAFETY</u>			
Salaries & Wages	\$67,892		
Other Expenses	\$147,740	\$215,632	
<u>5552 STORM SEWERS</u>			
Salaries & Wages	\$72,500		
Other Expenses	\$120,801	\$193,301	
<u>6611 STREETS</u>			
Salaries & Wages	\$215,100		
Other Expenses	\$237,556	\$452,656	
<u>6621 SNOW REMOVAL</u>			
Salaries & Wages	\$122,000		
Other Expenses	\$247,358	\$369,358	
TOTAL STREET CONSTRUCTION, MAINT & REPAIR FUND			\$1,230,947.00
<u>250 COMMUNITY CENTER FUND</u>			
Salaries & Wages	\$163,183		
Other Expenses	\$140,549	\$303,732	
TOTAL COMMUNITY CENTER FUND			\$303,731.82

260 COURT EDP FUND

Salaries & Wages	\$0		
Other Expenses	\$325,984	\$325,984	
TOTAL COURT EDP FUND			\$325,984.00

271 COVID 19 RELIEF FUND

Salaries & Wages	\$573,565.44		
Other Expenses	\$141,059.46		
Capital Outlay	\$279,479.30	\$994,104	
TOTAL COVID 19 RELIEF FUND			\$994,104.20

272 COVID 19 HHS RELIEF FUND

Other Expenses	\$12,567		
TOTAL COVID 19 HHS RELIEF FUND		\$12,567	\$12,566.58

280 DUI/INDIGENT FUND

Other Expenses	\$50,000	\$50,000	
TOTAL DUI/INDIGENT FUND			\$50,000.00

290 LAW ENFORCEMENT FUND

Other Expenses	\$11,000	\$11,000	
TOTAL LAW ENFORCEMENT FUND			\$11,000.00

291 LAW ENFORCEMENT ESA FUND

Other Expenses	\$18,650	\$18,650	
TOTAL LAW ENFORCEMENT ESA FUND			\$18,650.08

TOTAL SPECIAL REVENUE FUNDS **\$3,554,143.68**

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

310 GENERAL BOND RETIREMENT FUND

Other Expenses	\$2,567,060	\$2,567,060	
TOTAL GENERAL BOND RETIREMENT FUND			\$2,567,060.00

320 LV PUBLIC IMPROVEMENT FUND

Other Expenses	\$431,000	\$431,000	
TOTAL GENERAL LV PUBLIC IMPROV FUND			\$431,000.00

TOTAL DEBT SERVICE FUNDS **\$2,998,060.00**

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

410 PERMANENT IMPROVEMENT FUND

Capital Outlay	\$920,116	\$920,116	
TOTAL PERMANENT IMPROVEMENT FUND			\$920,115.69

440 PARKS & RECREATION EQUIPMENT

Capital Outlay	\$0	\$0	
TOTAL PARKS & RECREATION EQUIPMENT FUND			\$0.00

450 STREET IMPROVEMENT FUND

Capital Outlay	\$1,402,302	\$1,402,302	
TOTAL STREET IMPROVEMENT FUND			\$1,402,302.00

470 CAPITAL RESERVE FUND

Capital Outlay	\$2,268,800	\$2,268,800	
TOTAL CAPITAL RESERVE FUND			\$2,268,800.00

TOTAL CAPITAL PROJECTS FUNDS ***\$4,591,217.69***

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

810 STREET LIGHTING FUND

Other Expenses	\$240,250	\$240,250	
TOTAL STREET LIGHTING FUND			\$240,250.00

820 SEWER MAINTENANCE & REPAIR FUND

Salaries & Wages	\$187,290		
Other Expenses	\$108,891		
Capital Outlay	\$324,000	\$620,181	
TOTAL SEWER MAINTENANCE & REPAIR FUND			\$620,181.00

830 SIDEWALK FUND

Other Expenses	\$13,166	\$13,166	
TOTAL SIDEWALK FUND			\$13,166.00

840 SEWER CONSTRUCTION FUND

Other Expenses	\$18,500		
Capital Outlay	\$621,000	\$639,500	
TOTAL SEWER CONSTRUCTION FUND			\$639,500.00

850 SHADE TREE FUND

Salaries & Wages	\$44,800		
Other Expenses	\$51,919	\$96,719	
TOTAL SHADE TREE FUND			\$96,719.00

TOTAL SPECIAL ASSESSMENT FUNDS ***\$1,609,816.00***

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

710 OTHER TRUST & AGENCY

Other Expenses	\$167,750	\$167,750	
TOTAL OTHER TRUST & AGENCY FUND			\$167,750.00

720 POLICE PENSION FUND

Other Expenses	\$585,860	\$585,860	
TOTAL POLICE PENSION FUND			\$585,860.00

730 FIRE PENSION FUND

Other Expenses	\$591,171	\$591,171	
TOTAL FIRE PENSION FUND			\$591,171.00

790 PETTY CASH FUND

Other Expenses	\$0	\$0	
TOTAL PETTY CASH FUND			<u>\$0.00</u>

TOTAL TRUST & AGENCY FUNDS **\$1,344,781.00**

GRAND TOTAL ALL FUNDS **\$32,284,802.76**

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. 2020-97 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: _____

**ORDINANCE NO. 2020-100
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1
WITH MONTE CONSTRUCTION LLC, FOR THE 2020
DOGWOOD TRAIL WATERMAIN REPLACEMENT, AND
DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered a Contract with Monte Construction LLC, for the Dogwood Trail Watermain Replacement; and

WHEREAS, it is necessary to enter 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 Monte Construction, LLC, for Sanitary Sewer Lateral Repair for the additional amount of Two Thousand Six Hundred Dollars and Zero Cents (\$2,600.00), in addition to the Contract heretofore authorized by the Board of Control and this Council, as more fully set forth in Change Order No. 1, dated October 20, 2020, 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: 2020-101
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO ADVERTISE FOR BIDS FOR THE SALE BY NEWSPAPER PUBLICATION OR BY INTERNET AUCTION OF THREE SURPLUS MOTOR VEHICLES, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE HIGHEST BIDDER FOR SUCH MOTOR VEHICLES AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Section 721.15 of the Ohio Revised Code, personal property not needed for municipal purposes, the estimated value of which exceeds One Thousand Dollars (\$1,000.00), shall be sold by the City pursuant to Ordinance, and with approval of the Director having supervision or management of such property, by written contract with the highest and best bidder after advertisement for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the municipal corporation; and

WHEREAS, that Section also provides that such personal property may, at the discretion of the legislative authority, be sold by internet auction; and

WHEREAS, Council is desirous of selling three surplus vehicles to the highest and best bidder. Now, therefore,

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

SECTION 1. That the Clerk of Council is hereby authorized to advertise for bid for the sale of the following vehicles:

#	YEAR	DESCRIPTION	VIN	RESERVE BID
1	1999	FORD F4D DUMP TRUCK	1FDXF47F0XEC67856	\$3,000.00
2	2001	CHEVROLET S10 PICK-UP TRUCK	1GCCS14511K180730	\$1,000.00
3	2005	STERLING L8513 PLOW TRUCK	2FZAAWDJ25AV16690	\$9,000.00
4	2005	FORD F3S SRW SUPER DUTY	1FTWF31P25EC63851	\$1,200.00
5	2010	FORD CROWN VICTORIA	2FABP7BV0AX117575	\$1,000.00
6	2011	FORD CROWN VICTORIA	2FABP7BV8BX169103	\$1,500.00
7	2011	FORD CROWN VICTORIA	2FABP7BV2BX134590	\$1,500.00
8	2009	CHEVROLET MALIBU	1G1ZF57519F209318	\$4,500.00

for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the City, and all actions taken by the Clerk of Council to so advertise are hereby ratified.

SECTION 2. That the Clerk may, at her discretion, sell the vehicles described in Section 1 hereof by internet auction by permitting bidding for not less than ten (10) consecutive calendar days, provided notice of this procedure is published in a newspaper of general circulation within the City in accordance with Section 721.15 and 7.16 of the Ohio Revised Code. The minimum bid for each shall be as stated in Section 1, above.

SECTION 3. That notice of this sale and the required procedure shall be published in a designated place in the City as well as on the City’s website.

SECTION 4. That the Mayor is hereby authorized to enter into a written contract with the highest and best bidder for the items of personal property set forth in Section 1 after approval by the Director having supervision or management of such personal property, provided the minimum bid amounts specified in Section 1, above, have been reached.

SECTION 5. That 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. That 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 for the efficient operation of the City's business to advertise for the sale of the aforesaid property according to law and to consummate such sale as soon as possible and without delay. 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 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. 2020-102
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 45 WITH GREENSPACE CONSTRUCTION SERVICES (GCS) FOR THE FIRE DEPARTMENT EXPANSION AND RENOVATION PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, the City has previously entered a Contract with Greenspace Construction Services (GCS) for the Fire Department Expansion and Renovation Project; and

WHEREAS, it is necessary to enter 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 Greenspace Construction Services in an amount not to exceed Sixty Two Thousand Two Hundred Forty Four Dollars and Fifty Seven Cents (\$62,244.57), in addition to the Contract heretofore authorized by this Council, for Field Condition Items, all as more fully set forth in GCS Change Order No. PCCO#45, dated October 27, 2020, which is fully incorporated herein. The Design Architect 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. 2020-103
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 46 WITH GREENSPACE CONSTRUCTION SERVICES (GCS) FOR THE FIRE DEPARTMENT EXPANSION AND RENOVATION PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, the City has previously entered a Contract with Greenspace Construction Services (GCS) for the Fire Department Expansion and Renovation Project; and

WHEREAS, it is necessary to enter 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 Greenspace Construction Services in an amount not to exceed Twenty Eight Thousand Five Hundred Fifty Eight Dollars and Ninety Eight Cents (\$28,558.98), in addition to the Contract heretofore authorized by this Council, for Owner Request Items, all as more fully set forth in GCS Change Order No. PCCO#46, dated October 27, 2020, which is fully incorporated herein. The Design Architect 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. 2020-104
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 47 WITH GREENSPACE CONSTRUCTION SERVICES (GCS) FOR THE FIRE DEPARTMENT EXPANSION AND RENOVATION PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, the City has previously entered a Contract with Greenspace Construction Services (GCS) for the Fire Department Expansion and Renovation Project; and

WHEREAS, it is necessary to enter 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 Greenspace Construction Services for CMR Contingency Items, with no additional compensation, in addition to the Contract heretofore authorized by this Council, for Owner Request Items, all as more fully set forth in GCS Change Order No. PCCO#47, dated October 27, 2020, which is fully incorporated herein. The Design Architect 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. 2020-105
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 2
WITH MONTE CONSTRUCTION LLC, FOR THE 2020
DOGWOOD TRAIL WATERMAIN REPLACEMENT,
AUTHORIZING THE CLOSEOUT OF SAID CONTRACT
AND DECLARING AN EMERGENCY**

WHEREAS, the City has previously entered a Contract with Monte Construction LLC, for the Dogwood Trail Watermain Replacement; and

WHEREAS, Monte Construction, LLC has successfully completed the Contract: and,

WHEREAS, it is necessary to enter 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 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 Monte Construction, LLC, for the credit amount of Forty Eight Thousand Nine Hundred Forty Seven Dollars and Thirty Nine Cents (\$48,947.39), in addition to the Contract heretofore authorized by the Board of Control of this Council, as and for reconciliation of Contract quantities of said contract, as more fully set forth in Change Order No. 2, dated October 29, 2020, 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 Monte Construction, LLC 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 Six Hundred Sixty Four Thousand Three Hundred Ninety Nine Dollars and Eighty Five Cents (\$664,399.85.) This final payment amount has been approved by the City Engineer.

SECTION 4. The Mayor be and 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