

11/2/2020

## PRELIMINARY LEGISLATION

(LPA-ODOT-Let Project Agreement)

(CONSENT)

Ordinance # : 2020-106

PID No. : 111006

County/Route/Section : CUY-S.R. 175-08.59 Safety

The following is an **ordinance** enacted by the **City of Lyndhurst** of **Cuyahoga** County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

### SECTION I – Project Description

WHEREAS, the STATE has determined the need for the described project:

**Signal and pedestrian access improvements to the Richmond Road/Mayfield Road intersection in the City of Lyndhurst.**

NOW THEREFORE, be it ordained by the City of Lyndhurst of **Cuyahoga** County, Ohio,  
(LPA)

### SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

### SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project and shall enter into a LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

*The State shall assume and bear 100% of all of the costs of the improvement.*

*The LPA agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.*

**SECTION IV Authority to Sign**

The LPA hereby authorizes \_\_\_\_\_ of said \_\_\_\_\_ to  
(Signature authority) (LPA-or its division, department or agency)

enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

Upon request of ODOT, the \_\_\_\_\_ is also empowered to execute any appropriate documents to  
(Signature authority)

affect the assignment of all rights, title, and interests of the City of Lyndhurst to ODOT arising from any  
(LPA)  
agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

**SECTION V – Utilities and Right-of-Way Statement**

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

**SECTION VI – Maintenance**

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

11/2/2020

PID No.: 111006

**SECTION VII-Emergency measure**  
(as applicable)

The **ordinance** is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_, 2020.  
(Date)

Attested: \_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Contractual Agent of LPA – title)

\_\_\_\_\_

\_\_\_\_\_

Proposed

11/2/2020

PID No.: 111006

**CERTIFICATE OF COPY  
STATE OF OHIO**

**City of Lyndhurst** of Cuyahoga County, Ohio  
(LPA)

I, \_\_\_\_\_, as Clerk of the **City of Lyndhurst**  
(LPA)  
of **Cuyahoga** County, Ohio, do hereby certify that the foregoing is a true and correct copy of  
**ordinance** adopted by the legislative Authority of the said

**City of Lyndhurst** on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.  
(LPA)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,  
this \_\_\_\_\_ day of \_\_\_\_\_ 2020.

**SEAL**

\_\_\_\_\_  
(Clerk)

**City of Lyndhurst** of Cuyahoga County, Ohio  
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.)

**PRELIMINARY LEGISLATION**

(LPA-ODOT-Let Project Agreement)

(CONSENT)

**Ordinance # :** 2020-107

**PID No. :** 114164

**County/Route/Section :** CUY-SR 175-07.30 Safety

The following is an **ordinance** enacted by the **City of Lyndhurst** of **Cuyahoga** County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

**SECTION I – Project Description**

WHEREAS, the STATE has determined the need for the described project:

**Signal and striping improvements to the Richmond Road/Cedar Road intersection in the Cities of Beachwood and Lyndhurst.**

NOW THEREFORE, be it ordained by the City of Lyndhurst of **Cuyahoga** County, Ohio.  
(LPA)

**SECTION II – Consent Statement**

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

**SECTION III – Cooperation Statement**

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project and shall enter into a LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

*The State shall assume and bear 100% of all of the costs of the improvement.*

*The LPA agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.*

**SECTION IV Authority to Sign**

The LPA hereby authorizes \_\_\_\_\_ of said \_\_\_\_\_ to  
(Signature authority) (LPA-or its division, department or agency)

enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

Upon request of ODOT, the \_\_\_\_\_ is also empowered to execute any appropriate documents to  
(Signature authority)

affect the assignment of all rights, title, and interests of the City of Lyndhurst to ODOT arising from any  
(LPA)  
agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

**SECTION V – Utilities and Right-of-Way Statement**

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

**SECTION VI – Maintenance**

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

11/2/2020

PID No.: 114164

**SECTION VII-Emergency measure**  
(as applicable)

The **ordinance** is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_, 2020.  
(Date)

Attested: \_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Contractual Agent of LPA – title)

\_\_\_\_\_

\_\_\_\_\_

Proposed

11/2/2020

PID No.: 114164

**CERTIFICATE OF COPY  
STATE OF OHIO**

**City of Lyndhurst** of Cuyahoga County, Ohio  
(LPA)

I, \_\_\_\_\_, as Clerk of the **City of Lyndhurst**  
(LPA)  
of **Cuyahoga** County, Ohio, do hereby certify that the foregoing is a true and correct copy of  
**ordinance** adopted by the legislative Authority of the said

**City of Lyndhurst** on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.  
(LPA)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,  
this \_\_\_\_\_ day of \_\_\_\_\_ 2020.

**SEAL**

\_\_\_\_\_  
(Clerk)

**City of Lyndhurst** of Cuyahoga County, Ohio  
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.)



**ORDINANCE NO. 2020-108  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH WEATHERPROOFING TECHNOLOGIES, INC., FOR THE LYNDHURST FIRE STATION ROOF REPLACEMENT PROJECT AND DECLARING AN EMERGENCY**

**WHEREAS**, the City has previously entered into a Contract with Weatherproofing Technologies, Inc., for the Lyndhurst Fire Station Roof Replacement 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 Four Thousand Nine Dollars and 52/100 (\$4,009.52), in addition to the Contract heretofore authorized by the Board of Control of this Council, to reconcile unused inspection days, all as more fully set forth in Change Order No. 1, dated October 27, 2020, 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 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 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: \_\_\_\_\_

Proposed

**ORDINANCE NO. 2020-109**  
**Introduced By: Administration**

**TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES  
AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST  
FOR THE PERIOD BEGINNING JANUARY 1, 2021  
AND ENDING MARCH 31, 2021  
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, 2021 and ending March 31, 2021, 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 SAFETY DIRECTOR**

Salaries & Wages	\$2,700	
Other Expenses	\$390	\$3,090

**1111 POLICE**

Salaries & Wages	\$959,250	
Other Expenses	\$261,115	\$1,220,365

**1114 ANIMAL CONTROL**

Salaries & Wages	\$0	
Other Expenses	\$10,000	\$10,000

**1116 SPO & AUXILIARY**

Salaries & Wages	\$46,100	
Other Expenses	\$8,222	\$54,322

**1118 PARKS & SCHOOL SECURITY**

Salaries & Wages	\$1,500	
Other Expenses	\$582	\$2,082

**1121 DISPATCH**

Salaries & Wages	\$132,350	
Other Expenses	\$41,698	\$174,048

**1131 FIRE DEPARTMENT**

Salaries & Wages	\$721,000	
Other Expenses	\$304,475	\$1,025,475

TOTAL SECURITY OF PERSONS AND PROPERTY		\$2,489,382
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**PUBLIC HEALTH AND WELFARE**

**2211 COUNTY HEALTH DEPARTMENT**

Other Expenses	\$38,153	\$38,153
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TOTAL PUBLIC HEALTH AND WELFARE		\$38,153
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**COMMUNITY ENVIRONMENT**

**3311 PLANNING COMMISSION**

Salaries & Wages	\$2,300	
Other Expenses	\$1,669	\$3,969

**3313 BOARD OF ZONING APPEALS**

Salaries & Wages	\$2,788	
Other Expenses	\$879	\$3,667

3315 ARCHITECTURAL BOARD OF REVIEW

Salaries & Wages	\$1,813	
Other Expenses	\$469	\$2,282

3323 BUILDING DEPARTMENT

Salaries & Wages	\$95,000	
Other Expenses	\$58,803	<u>\$153,803</u>

TOTAL COMMUNITY ENVIRONMENT \$163,721

LEISURE TIME ACTIVITIES

4419 PARKS

Salaries & Wages	\$53,000	
Other Expenses	\$20,639	\$73,639

4421 BRAINARD SPRAYGROUND

Salaries & Wages	\$2,350	
Other Expenses	\$5,400	\$7,750

4422 LYNDHURST POOL

Salaries & Wages	\$1,500	
Other Expenses	\$6,823	\$8,323

4432 SELREC

Other Expenses	\$0	\$0
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4433 HOME DAYS

Other Expenses	\$0	\$0
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4435 HOLIDAY LIGHTING

Other Expenses	\$500	\$500
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4436 OTHER CULTURAL EVENTS

Other Expenses	\$0	\$0
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4437 COMMISSION ON AGING

Other Expenses	\$75,000	<u>\$75,000</u>
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TOTAL LEISURE TIME ACTIVITIES \$165,212

BASIC UTILITIES

5561 REFUSE COLLECTION AND DISPOSAL

Salaries & Wages	\$73,815	
Other Expenses	\$139,554	\$213,369

5563 RECYCLING

Salaries & Wages	\$47,700	
Other Expenses	\$31,270	\$78,970

5565 LEAVES

Salaries & Wages	\$12,454	
Other Expenses	\$13,852	\$26,306

5567 TREES

Salaries & Wages	\$40,800	
Other Expenses	\$29,404	<u>\$70,204</u>

TOTAL BASIC UTILITIES \$388,849

GENERAL GOVERNMENT

7711 MAYOR

Salaries & Wages	\$50,000	
Other Expenses	\$31,800	\$81,800

7712 INCOME TAX ADMINISTRATION

Other Expenses	\$115,000	\$115,000
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7713 FINANCE DEPARTMENT

Salaries & Wages	\$102,000	
Other Expenses	\$55,559	\$157,559

7714 LAW DEPARTMENT

Salaries & Wages	\$25,000	
Other Expenses	\$39,688	\$64,688

7715 SERVICE DEPARTMENT

Salaries & Wages	\$133,200	
Other Expenses	\$58,529	\$191,729

7717 CIVIL SERVICE COMMISSION

Salaries & Wages	\$5,000	
Other Expenses	\$13,073	\$18,073

7721 COUNCIL

Salaries & Wages	\$28,750	
Other Expenses	\$10,792	\$39,542

7731 MUNICIPAL COURT

Salaries & Wages	\$228,000	
Other Expenses	\$131,026	\$359,026

7741 GENERAL ADMINISTRATION

Other Expenses	\$104,600	\$104,600
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7742 PUBLIC LANDS & BUILDINGS

Salaries & Wages	\$27,037	
Other Expenses	\$144,727	\$171,764

7744 STATUTORY

Other Expenses	\$115,525	\$115,525
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7746 ENGINEERING

Salaries & Wages	\$7,500	
Other Expenses	\$6,659	\$14,159

7761 UNCLAIMED

Other Expenses	\$3,000	<u>\$3,000</u>
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TOTAL GENERAL GOVERNMENT \$1,436,465

TOTAL OPERATIONS \$4,681,782

INTERFUND TRANSFERS

to Police Pension Fund	\$155,000	
to Fire Pension Fund	\$155,000	
to LV Permanent Impr Tax Inc Fund	\$275,000	
to Community Center Fund	\$200,000	
to Permanent Improvement Fund	<u>\$350,000</u>	

TOTAL INTERFUND TRANSFERS \$1,135,000

**GRAND TOTAL GENERAL FUND \$5,816,782**

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

**210 STATE HIGHWAY FUND**

Other Expenses	\$24,000	\$24,000	
TOTAL STATE HIGHWAY FUND			\$24,000

**220 COURT PROBATION SERVICES**

Salaries & Wages	\$9,100		
Other Expenses	\$4,581	\$13,681	
TOTAL COURT PROBATION SERVICES			\$13,681

**230 COURT SPECIAL PROJECTS FUND**

Salaries & Wages	\$35,300		
Other Expenses	\$54,954	\$90,254	
TOTAL COURT SPECIAL PROJECTS FUND			\$90,254

**231 COURT SPECIAL PROJECTS FUND IDIAMF**

Salaries & Wages	\$0		
Other Expenses	\$13,500	\$13,500	
TOTAL COURT SPECIAL PROJECTS FUND IDIAMF			\$13,500

**240 STREET CONSTRUCTION, MAINT. & REPAIR FUND**

**1141 TRAFFIC SAFETY**

Salaries & Wages	\$23,500		
Other Expenses	\$29,451	\$52,951	

**5552 STORM SEWERS**

Salaries & Wages	\$15,500		
Other Expenses	\$10,145	\$25,645	

**6611 STREETS**

Salaries & Wages	\$64,000		
Other Expenses	\$31,438	\$95,438	

**6621 SNOW REMOVAL**

Salaries & Wages	\$102,500		
Other Expenses	\$133,836	\$236,336	

TOTAL STREET CONSTRUCTION, MAINT & REPAIR FUND			\$410,370
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**250 COMMUNITY CENTER FUND**

Salaries & Wages	\$46,500		
Other Expenses	\$54,559	\$101,059	

TOTAL COMMUNITY CENTER FUND			\$101,059
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**260 COURT EDP FUND**

Salaries & Wages	\$4,500		
Other Expenses	\$72,070	\$76,570	

TOTAL COURT EDP FUND			\$76,570
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**271 COVID 19 RELIEF FUND**

Salaries & Wages	\$0		
Other Expenses	\$0	\$0	

TOTAL COVID 19 RELIEF FUND			\$0
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**272 COVID 19 RELIEF HHS**

Other Expenses	\$0	\$0	
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TOTAL COVID 19 HHS			\$0
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**280 DUI/INDIGENT FUND**

Other Expenses	\$30,000	\$30,000	
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TOTAL DUI/INDIGENT FUND			\$30,000
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**290 LAW ENFORCEMENT FUND**

Other Expenses	\$4,000	\$4,000	
TOTAL LAW ENFORCEMENT FUND			\$4,000

**291 LAW ENFORCEMENT ESA FUND**

Other Expenses	\$3,500	\$3,500	
TOTAL LAW ENFORCEMENT ESA FUND			\$3,500

**TOTAL SPECIAL REVENUE FUNDS** **\$766,934**

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

**310 GENERAL BOND RETIREMENT FUND**

Other Expenses	\$1,347,500		
TOTAL GENERAL BOND RETIREMENT FUND			\$1,347,500

**320 LV PUBLIC IMPROVEMENT FUND**

Other Expenses	\$275,000		
TOTAL LV PUBLIC IMPROVEMENT FUND			\$275,000

**TOTAL DEBT SERVICE FUNDS** **\$1,622,500**

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

**410 PERMANENT IMPROVEMENT FUND**

Capital Outlay	\$100,000		
TOTAL PERMANENT IMPROVEMENT FUND			\$100,000

**440 PARKS & RECREATION EQUIPMENT**

Capital Outlay	\$500		
TOTAL PARKS & RECREATION EQUIPMENT FUND			\$500

**450 STREET IMPROVEMENT FUND**

Capital Outlay	\$151,500		
TOTAL STREET IMPROVEMENT FUND			\$151,500

**470 CAPITAL RESERVE FUND**

Capital Outlay	\$350,000		
TOTAL CAPITAL RESERVE FUND			\$350,000

**TOTAL CAPITAL PROJECTS FUNDS** **\$602,000**

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

**810 STREET LIGHTING FUND**

Other Expenses	\$39,500		
TOTAL STREET LIGHTING FUND			\$39,500

**820 SEWER MAINTENANCE & REPAIR FUND**

Salaries & Wages	\$66,100		
Other Expenses	\$30,442		
Capital Outlay	\$0	\$96,542	
TOTAL SEWER MAINTENANCE & REPAIR FUND			\$96,542

**830 SIDEWALK FUND**

Other Expenses	\$9,500	\$9,500	
TOTAL SIDEWALK FUND			\$9,500

**840 SEWER CONSTRUCTION FUND**

Other Expenses	\$7,000		
Capital Outlay	\$170,000	\$177,000	
TOTAL SEWER CONSTRUCTION FUND			\$177,000

**850 SHADE TREE FUND**

Salaries & Wages \$9,038  
Other Expenses \$4,996 \$14,034

TOTAL SEWER MAINTENANCE & REPAIR FUND \$14,034

**TOTAL SPECIAL ASSESSMENT FUNDS \$336,576**

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

**710 OTHER TRUST & AGENCY**

Other Expenses \$102,000 \$102,000

TOTAL OTHER TRUST & AGENCY FUND \$102,000

**720 POLICE PENSION FUND**

Other Expenses \$151,000 \$151,000

TOTAL POLICE PENSION FUND \$151,000

**730 FIRE PENSION FUND**

Other Expenses \$166,000 \$166,000

TOTAL FIRE PENSION FUND \$166,000

**790 PETTY CASH FUND**

Other Expenses \$0 \$0

TOTAL PETTY CASH FUND \$0

**TOTAL TRUST & AGENCY FUNDS \$419,000**

**GRAND TOTAL ALL FUNDS \$9,563,792**

**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.** 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 10.** 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. 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

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. 2020-110  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND THE NORTHEAST OHIO REGIONAL SEWER DISTRICT TO PROVIDE TECHNICAL ASSISTANCE REGARDING PUBLIC INFORMATION AND PUBLIC EDUCATION**

**WHEREAS**, the City is required to annually provide for Public Involvement and Public Education (PIPE) pursuant to its Ohio EPA Municipal Separate Storm Sewer Systems (MS4) Discharge Permit; and

**WHEREAS**, the Cuyahoga Soil and Water Conservation District and the Northeast Ohio Regional Sewer District can provide such a public information program; and

**WHEREAS**, the cost of such a public information program for 2021-2025 is estimated to be Six Thousand Dollars (\$6,000.00) annually. Now, therefore,

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

**SECTION 1.** The Mayor is hereby authorized and directed to enter into a Memorandum of Understanding with the Cuyahoga Soil and Water Conservation District and the Northeast Ohio Regional Sewer District to provided technical assistance regarding public information and public education for the calendar year 2021-2025, a copy of said Memorandum of Understanding being attached hereto, marked Exhibit "A", and incorporated herein as if fully rewritten.

**SECTION 2.** The cost of said public information program shall not exceed Six Thousand Dollars (\$6,000.00) annually without further action by this Council.

**SECTION 3.** It is recognized that some or all of said cost may be reimbursed to the City by the Sewer District pursuant to the Stormwater Management Program.

**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 shall be in full force and effect at the earliest time allowed by law.

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

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**VICE MAYOR**

*ATTEST:* \_\_\_\_\_  
**Clerk of Council**

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

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

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

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

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

Proposed