ORDINANCE NO.

AN ORDINANCE TO MAKE APPROPRIATIONS FOR
THE CURRENT EXPENSES AND EXPENDITURES
OF THE CITY OF PAINESVILLE, STATE OF OHIO
FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024
AND ADOPTING THE OPERATING BUDGET,
AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That there be appropriated from the GENERAL FUND, FUND NO. 101:

GENERAL GOVERNMENT:
LEGISLATIVE:
COUNCIL:
FUNCTION NO. 1110:

PERSONNEL SERVICES		$	11,700.00
MATERIALS AND SUPPLIES		$	420.00
SERVICES AND CHARGES		$	3,700.00
TOTAL -	COUNCIL:	$	15,820.00

CLERK OF COUNCIL:
FUNCTION NO. 1120:

PERSONNEL SERVICES		$	8,150.00
MATERIALS AND SUPPLIES		$	330.00
SERVICES AND CHARGES		$	5,290.00
TOTAL -	CLERK OF COUNCIL:	$	13,770.00
TOTAL -	LEGISLATIVE:	$	29,590.00

JUDICIAL - MUNICIPAL COURT:
MUNICIPAL COURT:
FUNCTION NO. 1210:

PERSONNEL SERVICES		$	246,410.00
TOTAL -	MUNICIPAL COURT:	$	246,410.00

CLERK OF COURT:
FUNCTION NO. 1220:

PERSONNEL SERVICES		$	711,800.00
SERVICES AND CHARGES		$	28,610.00
TOTAL -	CLERK OF COURT:	$	740,410.00

PROBATION:
FUNCTION NO. 1230:

PERSONNEL SERVICES		$	234,270.00
TOTAL -	PROBATION:	$	234,270.00
TOTAL -	JUDICIAL - MUNICIPAL COURT:	$	1,221,090.00

EXECUTIVE:
CITY MANAGER:
FUNCTION NO. 1310:

PERSONNEL SERVICES		$	75,500.00
MATERIALS AND SUPPLIES		$	2,170.00
SERVICES AND CHARGES		$	38,030.00
TOTAL -	CITY MANAGER:	$	115,700.00

INFORMATION TECHNOLOGY:
FUNCTION NO. 1320:

SERVICES AND CHARGES		$	20,500.00
TOTAL -	INFORMATION TECHNOLOGY:	$	20,500.00

COMMUNICATIONS:
FUNCTION NO. 1330:

PERSONNEL SERVICES		$	13,870.00
MATERIALS AND SUPPLIES		$	850.00
SERVICES AND CHARGES		$	13,840.00
TOTAL -	COMMUNICATIONS:	$	28,560.00

GENERAL FUND (CONTINUED)
GENERAL GOVERNMENT (CONTINUED)

ECONOMIC DEVELOPMENT:
FUNCTION NO. 1340:

PERSONNEL SERVICES		$	34,790.00
MATERIALS AND SUPPLIES		$	960.00
SERVICES AND CHARGES		$	18,840.00
TOTAL -	ECONOMIC DEVELOPMENT:	$	54,590.00

HUMAN RESOURCES:
FUNCTION NO. 1350:

PERSONNEL SERVICES		$	49,330.00
MATERIALS AND SUPPLIES		$	3,480.00
SERVICES AND CHARGES		$	41,640.00
TOTAL -	HUMAN RESOURCES:	$	94,450.00
TOTAL -	EXECUTIVE:	$	313,800.00

FINANCE:
FINANCE DEPARTMENT:
FUNCTION NO. 1410:

PERSONNEL SERVICES		$	112,170.00
MATERIALS AND SUPPLIES		$	2,120.00
SERVICES AND CHARGES		$	47,780.00
TOTAL -	FINANCE DEPARTMENT:	$	162,070.00

INCOME TAX COLLECTION:
FUNCTION NO. 1420:

SERVICES AND CHARGES		$	266,000.00
TOTAL -	INCOME TAX COLLECTION:	$	266,000.00

CENTRAL WAREHOUSE
FUNCTION NO. 1430:

SERVICES AND CHARGES		$	1,170.00
TOTAL -	CENTRAL WAREHOUSE	$	1,170.00
TOTAL -	FINANCE:	$	429,240.00

LAW:
ADMINISTRATION:
FUNCTION NO. 1510:

PERSONNEL SERVICES		$	53,010.00
TOTAL -	LAW:	$	53,010.00

ENGINEERING:
ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

PERSONNEL SERVICES		$	88,780.00
MATERIALS AND SUPPLIES		$	4,010.00
SERVICES AND CHARGES		$	10,450.00
TOTAL -	ENGINEERING:	$	103,240.00

PUBLIC LANDS AND BUILDINGS:
BUILDING OPERATIONS:
FUNCTION NO. 1710:

PERSONNEL SERVICES		$	12,700.00
MATERIALS AND SUPPLIES		$	2,790.00
SERVICES AND CHARGES		$	53,560.00
TOTAL -	PUBLIC LANDS AND BUILDINGS:	$	69,050.00

MISCELLANEOUS:
INSURANCE:
FUNCTION NO. 1910:

SERVICES AND CHARGES		$	100,000.00
TOTAL -	INSURANCE:	$	100,000.00

GENERAL FUND (CONTINUED)
GENERAL GOVERNMENT (CONTINUED)

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	7,100.00
TOTAL -	TAX SETTLEMENT DEDUCTIONS:	$	7,100.00
TOTAL -	MISCELLANEOUS:	$	107,100.00
TOTAL -	GENERAL GOVERNMENT:	$	2,326,120.00

PUBLIC SAFETY :
POLICE:
POLICE DEPARTMENT
FUNCTION NO. 2110:

PERSONNEL SERVICES		$	3,750,550.00
TOTAL -	POLICE DEPARTMENT	$	3,750,550.00

POLICE DEPARTMENT - OTHER
FUNCTION NO. 2120:

PERSONNEL SERVICES		$	414,290.00
MATERIALS AND SUPPLIES		$	166,410.00
SERVICES AND CHARGES		$	141,080.00
TOTAL -	POLICE DEPARTMENT - OTHER	$	721,780.00
TOTAL -	POLICE:	$	4,472,330.00

FIRE:
FIRE DEPARTMENT:
FUNCTION NO. 2210:

PERSONNEL SERVICES		$	2,476,860.00
MATERIALS AND SUPPLIES		$	25,500.00
SERVICES AND CHARGES		$	59,280.00
TOTAL -	FIRE DEPARTMENT:	$	2,561,640.00

FIRE DEPARTMENT - OTHER:
FUNCTION NO. 2220:

PERSONNEL SERVICES		$	42,920.00
TOTAL -	FIRE DEPARTMENT - OTHER:	$	42,920.00
TOTAL -	FIRE:	$	2,604,560.00

POLICE AND FIRE COMMUNICATIONS:
DISPATCH:
FUNCTION NO. 2310:

SERVICES AND CHARGES		$	679,300.00
TOTAL -	DISPATCH:	$	679,300.00
TOTAL -	PUBLIC SAFETY :	$	7,756,190.00

HIGHWAYS AND STREETS:
PUBLIC WORKS:
PW STREET CONSTRUCTION REPAIR:
FUNCTION NO. 3110:

PERSONNEL SERVICES		$	92,000.00
MATERIALS AND SUPPLIES		$	40,550.00
SERVICES AND CHARGES		$	27,530.00
TOTAL -	PW STREET CONSTRUCTION REPAIR:	$	160,080.00

PW BLDG AND EQUIP MAINTENANCE:
FUNCTION NO. 3130:

PERSONNEL SERVICES		$	34,220.00
MATERIALS AND SUPPLIES		$	149,590.00
SERVICES AND CHARGES		$	36,500.00
TOTAL -	PW BLDG AND EQUIP MAINTENANCE:	$	220,310.00

PW MAINTENANCE WORKERS
FUNCTION NO. 3140:

PERSONNEL SERVICES		$	279,170.00
TOTAL -	PW MAINTENANCE WORKERS	$	279,170.00
TOTAL -	PUBLIC WORKS:	$	659,560.00

GENERAL FUND (CONTINUED)

TRAFFIC SIGNS SIGNALS:
FUNCTION NO. 3210:

PERSONNEL SERVICES		$	36,640.00
MATERIALS AND SUPPLIES		$	21,090.00
SERVICES AND CHARGES		$	6,250.00
TOTAL -	TRAFFIC SIGNS SIGNALS:	$	63,980.00

PARKING:
FUNCTION NO. 3310:

MATERIALS AND SUPPLIES		$	600.00
SERVICES AND CHARGES		$	13,600.00
TOTAL -	PARKING:	$	14,200.00
TOTAL -	HIGHWAYS AND STREETS:	$	737,740.00

PUBLIC HEALTH AND WELFARE:
ASSISTANCE TO NEEDY/AGED:
INDIGENT BURIALS:
FUNCTION NO: 4110:

SERVICES AND CHARGES		$	300.00
TOTAL -	INDIGENT BURIALS:	$	300.00
TOTAL -	ASSISTANCE TO NEEDY/AGED:	$	300.00

HEALTH DISTRICT:
FUNCTION NO. 4310:

SERVICES AND CHARGES		$	189,500.00
TOTAL -	HEALTH DISTRICT:	$	189,500.00

CULTURE-RECREATION:
PARKS:
PARKS OPERATIONS:
FUNCTION NO. 5110:

PERSONNEL SERVICES		$	435,770.00
MATERIALS AND SUPPLIES		$	56,690.00
SERVICES AND CHARGES		$	70,350.00
TOTAL -	PARKS OPERATIONS:	$	562,810.00

SIDEWALKS SNOW REMOVAL:
FUNCTION NO. 5120:

MATERIALS AND SUPPLIES		$	1,000.00
TOTAL -	SIDEWALKS SNOW REMOVAL:	$	1,000.00

MORSE AVE COMM CENTER:
FUNCTION NO. 5130:

SERVICES AND CHARGES		$	8,350.00
TOTAL -	MORSE AVE COMM CENTER:	$	8,350.00
TOTAL -	PARKS:	$	572,160.00

RECREATION DEPARTMENT:
FUNCTION NO. 5210:

PERSONNEL SERVICES		$	197,900.00
MATERIALS AND SUPPLIES		$	4,630.00
SERVICES AND CHARGES		$	8,850.00
TOTAL -	RECREATION DEPARTMENT:	$	211,380.00

LEISURE TIME ACTIVITIES:
COMMUNITY FUNCTIONS:
FUNCTION NO. 5320:

SERVICES AND CHARGES		$	28,000.00
TOTAL -	COMMUNITY FUNCTIONS:	$	28,000.00
TOTAL -	LEISURE TIME ACTIVITIES:	$	28,000.00
TOTAL -	CULTURE-RECREATION:	$	811,540.00

GENERAL FUND (CONTINUED)

COMMUNITY ENVIRONMENT:
PLANNING COMMISSION:
FUNCTION NO. 6110:

MATERIALS AND SUPPLIES		$	80.00
SERVICES AND CHARGES		$	1,190.00
TOTAL -	PLANNING COMMISSION:	$	1,270.00

DEMOLITION:
FUNCTION NO. 6210:

SERVICES AND CHARGES		$	3,100.00
TOTAL -	DEMOLITION:	$	3,100.00

PLANNING AND DEVELOPMENT:
FUNCTION NO. 6310:

PERSONNEL SERVICES		$	42,750.00
MATERIALS AND SUPPLIES		$	710.00
SERVICES AND CHARGES		$	17,510.00
TOTAL -	PLANNING AND DEVELOPMENT:	$	60,970.00

HOUSING AND BUILDING CODE ENFORCEMENT:
COMMUNITY DEVELOPMENT:
FUNCTION NO. 6410:

PERSONNEL SERVICES		$	46,450.00
MATERIALS AND SUPPLIES		$	2,730.00
SERVICES AND CHARGES		$	8,180.00
TOTAL -	COMMUNITY DEVELOPMENT:	$	57,360.00

WEED CONTROL:
FUNCTION NO. 6510:

SERVICES AND CHARGES		$	18,200.00
TOTAL -	WEED CONTROL:	$	18,200.00
TOTAL -	TREE CARE AND WEED CONTROL:	$	18,200.00
TOTAL -	COMMUNITY ENVIRONMENT:	$	140,900.00

TRANSFERS:
FUNCTION NO. 9100:

OPERATING TRANSFERS/RESERVES		$	21,000.00
TOTAL -	TRANSFERS:	$	21,000.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	3,038,210.00
SERVICES AND CHARGES		$	180,000.00
NON-OPERATING CHARGES		$	2,500.00
TOTAL -	NON-DEPARTMENTAL:	$	3,220,710.00

RESERVES:
FUNCTION NO. 9990:

RESERVES:		$	800,000.00
TOTAL -	RESERVES:	$	800,000.00
TOTAL -	GENERAL FUND	$	16,004,000.00

<u>SECTION II.</u> That there be appropriated from the <u>COMPENSATION BALANCE RESERVE, FUND NO. 154:</u>

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	201,310.00
TOTAL -	COMPENSATED BALANCE RESERVE	$	201,310.00

<u>SECTION III.</u> That there be appropriated from the <u>ST CONST, MAINT & REPAIR FUND, FUND NO. 201:</u>

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

CAPITAL OUTLAY		$	1,247,460.00
TOTAL -	ENGINEERING DEPARTMENT:	$	1,247,460.00

ST CONST, MAINT & REPAIR FUND (CONTINUED)

PUBLIC WORKS:
PW STREET CONSTRUCTION REPAIR:
FUNCTION NO. 3110:

PERSONNEL SERVICES		$	262,920.00
MATERIALS AND SUPPLIES		$	4,050.00
SERVICES AND CHARGES		$	3,500.00
TOTAL -	PW STREET CONSTRUCTION REPAIR:	$	270,470.00

PW SNOW REMOVAL:
FUNCTION NO. 3120:

MATERIALS AND SUPPLIES		$	103,720.00
SERVICES AND CHARGES		$	79,400.00
TOTAL -	PW SNOW REMOVAL:	$	183,120.00
TOTAL -	PUBLIC WORKS:	$	453,590.00

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$	104,120.00
TOTAL -	DEBT SERVICE	$	104,120.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	91,840.00
TOTAL -	NON-DEPARTMENTAL:	$	91,840.00
TOTAL -	ST CONST, MAINT & REPAIR FUND	$	1,897,010.00

SECTION IV. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND, FUND NO. 202:

PUBLIC WORKS:
STATE HIGHWAY MAINTENANCE:
FUNCTION NO. 3150:

SERVICES AND CHARGES		$	54,000.00
TOTAL -	STATE HIGHWAY IMPROVEMENT FUND	$	54,000.00

SECTION V. That there be appropriated from the CEMETERIES FUND, FUND NO. 204:

CEMETERIES:
CEMETERIES DEPARTMENT:
FUNCTION NO. 4210:

PERSONNEL SERVICES		$	384,940.00
MATERIALS AND SUPPLIES		$	26,570.00
SERVICES AND CHARGES		$	26,070.00
TOTAL -	CEMETERIES DEPARTMENT:	$	437,580.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	133,180.00
TOTAL -	NON-DEPARTMENTAL:	$	133,180.00
TOTAL -	CEMETERIES FUND	$	570,760.00

SECTION VI. That there be appropriated from the POLICE PENSION TRANSFER FUND, FUND NO. 208:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	1,000.00

POLICE DEPARTMENT
FUNCTION NO. 2110:

PERSONNEL SERVICES		$	100,000.00
TOTAL -	POLICE PENSION TRANSFER FUND	$	101,000.00

SECTION VII. That there be appropriated from the FIRE PENSION TRANSFER FUND, FUND NO. 209:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	1,000.00

FIRE DEPARTMENT:
FUNCTION NO. 2210:

PERSONNEL SERVICES		$	100,000.00
TOTAL -	FIRE PENSION TRANSFER FUND	$	101,000.00

SECTION VIII. That there be appropriated from the MUNICIPAL MOTOR VEHICLE LICENSE FUND, FUND NO. 215:

PW STREET CONSTRUCTION REPAIR:
TRANSFERS:
FUNCTION NO. 9100:

OPERATING TRANSFERS/RESERVES		$	35,000.00
TOTAL -	MUNICIPAL MOTOR VEHICLE LICENSE TAX FUND	$	35,000.00

SECTION IX. That there be appropriated from the INDIGENT DRIVRS ALCHL TRTMT FD, FUND NO. 217:

GENERAL GOVERNMENT:
MUNICIPAL COURT:
FUNCTION NO. 1210:

SERVICES AND CHARGES		$	25,000.00
TOTAL -	INDIGENT DRIVRS ALCHL TRTMT FD	$	25,000.00

SECTION X. That there be appropriated from the ENFORCEMENT AND EDUCATION FUND, FUND NO. 218:

POLICE DEPARTMENT - OTHER
FUNCTION NO. 2120:

MATERIALS AND SUPPLIES		$	3,000.00
SERVICES AND CHARGES		$	750.00
CAPITAL OUTLAY		$	9,200.00
TOTAL -	ENFORCEMENT AND EDUCATION FUND	$	12,950.00

SECTION XI. That there be appropriated from the CITY MOTOR VEH LICENSE TAX FD, FUND NO. 219:

TRANSFERS:
FUNCTION NO. 9100:

OPERATING TRANSFERS/RESERVES		$	67,000.00
TOTAL -	CITY MOTOR VEH LICENSE TAX FD	$	67,000.00

SECTION XII. That there be appropriated from the FIRE LEVY FUND, FUND NO. 220:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	1,500.00
TOTAL -	TAX SETTLEMENT DEDUCTIONS:	$	1,500.00

FIRE DEPARTMENT - OTHER:
FUNCTION NO. 2220:

MATERIALS AND SUPPLIES		$	12,000.00
SERVICES AND CHARGES		$	500.00
CAPITAL OUTLAY		$	61,000.00
TOTAL -	FIRE DEPARTMENT - OTHER:	$	73,500.00
TOTAL -	FIRE LEVY FUND	$	75,000.00

SECTION XIII. That there be appropriated from the PROBATION SERVICES FUND, FUND NO. 222:

JUDICIAL - MUNICIPAL COURT:
PROBATION:
FUNCTION NO. 1230:

PERSONNEL SERVICES		$	76,430.00
MATERIALS AND SUPPLIES		$	22,000.00
SERVICES AND CHARGES		$	32,300.00
TOTAL -	PROBATION:	$	130,730.00

PROBATION SERVICES FUND (CONTINUED)

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$ 23,460.00
TOTAL -	NON-DEPARTMENTAL:	$ 23,460.00
TOTAL -	PROBATION SERVICES FUND	$ 154,190.00

SECTION XIV. That there be appropriated from the FIRE SPECIAL REVENUE FUND, FUND NO. 227:

FIRE:
FIRE DEPARTMENT - OTHER:
FUNCTION NO. 2220:

MATERIALS AND SUPPLIES		$ 8,000.00
TOTAL -	FIRE DEPARTMENT - OTHER:	$ 8,000.00
TOTAL -	FIRE SPECIAL REVENUE FUND	$ 8,000.00

SECTION XV. That there be appropriated from the EMERGENCY MEDICAL SERVICES FUND, FUND NO. 229:

FIRE DEPARTMENT:
FUNCTION NO. 2210:

PERSONNEL SERVICES		$ 537,040.00
MATERIALS AND SUPPLIES		$ 13,000.00
SERVICES AND CHARGES		$ 52,830.00
TOTAL -	FIRE DEPARTMENT:	$ 602,870.00

FIRE DEPARTMENT - OTHER:
FUNCTION NO. 2220:

PERSONNEL SERVICES		$ 37,310.00
TOTAL -	FIRE DEPARTMENT - OTHER:	$ 37,310.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$ 133,620.00
TOTAL -	NON-DEPARTMENTAL:	$ 133,620.00
TOTAL -	EMERGENCY MEDICAL SERVICES FD	$ 773,800.00

SECTION XVI. That there be appropriated from the MUNICIPAL COURT COMPUTERIZATION FUND, FUND NO. 230:

CLERK OF COURT:
FUNCTION NO. 1220:

PERSONNEL SERVICES		$ 65,990.00
MATERIALS AND SUPPLIES		$ 9,000.00
SERVICES AND CHARGES		$ 26,400.00
TOTAL -	CLERK OF COURT:	$ 101,390.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$ 27,060.00
TOTAL -	NON-DEPARTMENTAL:	$ 27,060.00
TOTAL -	MUNICIPAL COURT COMPUTERIZATION FUND	$ 128,450.00

SECTION XVII. That there be appropriated from the SHAMROCK BUSINESS CENTER TIF, FUND NO. 231:

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$ 549,380.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

SERVICES AND CHARGES		$ 300,000.00
CAPITAL OUTLAY		$ 300,000.00
		$ 600,000.00
TOTAL -	SHAMROCK BUSINESS CENTER TIF	$ 1,149,380.00

SECTION XVIII. That there be appropriated from the BROWNFIELD GRANT FUND, FUND NO. 233:

ECONOMIC DEVELOPMENT GRANT:
FUNCTION NO. 1370:

SERVICES AND CHARGES		$ 413,740.00
TOTAL -	BROWNFIELD GRANT FUND	$ 413,740.00

SECTION XIX. That there be appropriated from the VICTIM'S ADVOCATE GRANT FUND, FUND NO. 234:

CLERK OF COURT:
FUNCTION NO. 1220:

PERSONNEL SERVICES		$	30,140.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	300.00
TOTAL -	VICTIM'S ADVOCATE GRANT FUND	$	30,440.00

SECTION XX. That there be appropriated from the FIRE IMPROVEMENT LEVY FUND, FUND NO. 236:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	4,500.00

FIRE DEPARTMENT - OTHER:
FUNCTION NO. 2220:

MATERIALS AND SUPPLIES		$	80,000.00
SERVICES AND CHARGES		$	103,500.00
DEBT SERVICE		$	67,260.00
TOTAL -	FIRE DEPARTMENT - OTHER:	$	250,760.00
TOTAL -	FIRE IMPROVEMENT LEVY FUND	$	255,260.00

SECTION XXI. That there be appropriated from the ROAD IMPROVEMENT LEVY FUND, FUND NO. 237:

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

CAPITAL OUTLAY		$	346,560.00

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	9,000.00
TOTAL -	ROAD IMPROVEMENT LEVY FUND	$	355,560.00

SECTION XXII. That there be appropriated from the POLICE LEVY FUND, FUND NO. 238:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	8,700.00
TOTAL -	TAX SETTLEMENT DEDUCTIONS:		

POLICE DEPARTMENT
FUNCTION NO. 2110:

PERSONNEL SERVICES		$	317,750.00
CAPITAL OUTLAY		$	236,320.00
TOTAL -	POLICE DEPARTMENT	$	554,070.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	13,600.00
TOTAL -	POLICE LEVY FUND	$	576,370.00

SECTION XXIII. That there be appropriated from the LAKE ERIE COLLEGE TUITION ASSISTANCE FUND, FUND NO. 240:

LEC TUITION PROGRAM:
FUNCTION NO. 1130:

SERVICES AND CHARGES		$	10,000.00
TOTAL -	LAKE ERIE COLLEGE TUITION ASSISTANCE FUND	$	10,000.00

SECTION XXIV. That there be appropriated from the AMERICAN RESCUE PLAN FUND, FUND NO. 242:

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

SERVICES AND CHARGES		$	162,900.00
CAPITAL OUTLAY		$	1,204,400.00
TOTAL -	AMERICAN RESCUE PLAN FUND	$	1,367,300.00

SECTION XXV. That there be appropriated from the IDIAM FUND, FUND NO. 243:

PROBATION:
FUNCTION NO. 1230:

SERVICES AND CHARGES		$	6,000.00
TOTAL -	IDIAM FUND	$	6,000.00

SECTION XXVI. That there be appropriated from the ARPA LAW ENFORCEMENT FUND, FUND 246:

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

SERVICES AND CHARGES		$	45,000.00
TOTAL -	ARPA LAW ENFORCEMENT FUND	$	45,000.00

SECTION XXVII. That there be appropriated from the GENERAL BOND RETIREMENT FUND, FUND NO. 301:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	800.00
TOTAL -	GENERAL BOND RETIREMENT FUND	$	800.00

SECTION XXVIII. That there be appropriated from the SPECIAL ASSMNT BOND RET FUND, FUND NO. 303:

TAX SETTLEMENT DEDUCTIONS:
FUNCTION NO. 1920:

SERVICES AND CHARGES		$	3,000.00

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$	51,500.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

SERVICES AND CHARGES		$	18,200.00
TOTAL -	SPECIAL ASSMNT BOND RET FUND	$	72,700.00

SECTION XXIX. That there be appropriated from the MUNI COURT CAPITAL PROJECTS FUND, FUND NO. 415:

GENERAL GOVERNMENT:
MUNICIPAL COURT:
FUNCTION NO. 1210:

CAPITAL OUTLAY		$	30,000.00
TOTAL -	MUNICIPAL COURT:	$	30,000.00
TOTAL -	MUNI COURT CAPITAL PROJECTS FD	$	30,000.00

SECTION XXX. That there be appropriated from the CAPITAL IMPROVEMENT FUND, FUND NO. 424:

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

CAPITAL OUTLAY		$	1,832,000.00
TOTAL -	ENGINEERING DEPARTMENT:	$	1,832,000.00

BUILDING OPERATIONS:
FUNCTION NO. 1710:

CAPITAL OUTLAY		$	62,000.00
TOTAL -	BUILDING OPERATIONS:	$	62,000.00

CEMETERIES DEPARTMENT:
FUNCTION NO. 4210:

CAPITAL OUTLAY		$	50,000.00
TOTAL -	CEMETERIES DEPARTMENT:	$	50,000.00

PARKS OPERATIONS:
FUNCTION NO. 5110:

CAPITAL OUTLAY		$	28,000.00
TOTAL -	PARKS OPERATIONS:	$	28,000.00

CAPITAL IMPROVEMENT FUND (CONTINUED)

FINANCING SOURCES - GOVT:
FUNCTION NO. 9010:

DEBT SERVICE		$	101,250.00
TOTAL -	FINANCING SOURCES - GOVT:	$	101,250.00
TOTAL -	CAPITAL IMPROVEMENT FUND	$	2,073,250.00

SECTION XXXI. That there be appropriated from the INDUSTRIAL PARK PROJECT FUND, FUND NO. 428:

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$	21,000.00
TOTAL -	INDUSTRIAL PARK PROJECT FUND	$	21,000.00

SECTION XXXII. That there be appropriated from the MUNI COURT SPECIAL PROJECTS FD, FUND NO. 429:

GENERAL GOVERNMENT:
MUNICIPAL COURT:
FUNCTION NO. 1210:

PERSONNEL SERVICES		$	79,060.00
MATERIALS AND SUPPLIES		$	10,500.00
SERVICES AND CHARGES		$	23,500.00
TOTAL -	MUNICIPAL COURT:	$	113,060.00

CLERK OF COURT:
FUNCTION NO. 1220:

PERSONNEL SERVICES		$	25,500.00
MATERIALS AND SUPPLIES		$	30,000.00
SERVICES AND CHARGES		$	49,200.00
CAPITAL OUTLAY		$	50,000.00
TOTAL -	CLERK OF COURT:	$	154,700.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	18,750.00
TOTAL -	NON-DEPARTMENTAL:	$	18,750.00
TOTAL -	MUNI COURT SPECIAL PROJECTS FD	$	286,510.00

SECTION XXXIII. That there be appropriated from the CAPITAL EQUIPMENT FUND, FUND NO. 430:

POLICE DEPARTMENT - OTHER
FUNCTION NO. 2120:

CAPITAL OUTLAY		$	239,580.00
TOTAL -	POLICE DEPARTMENT - OTHER	$	239,580.00

PW STREET CONSTRUCTION REPAIR:
FUNCTION NO. 3110:

CAPITAL OUTLAY		$	225,000.00
TOTAL -	PW STREET CONSTRUCTION REPAIR:	$	225,000.00

PARKS OPERATIONS:
FUNCTION NO. 5110:

CAPITAL OUTLAY		$	74,000.00
TOTAL -	PARKS OPERATIONS:	$	74,000.00
TOTAL -	CAPITAL EQUIPMENT FUND	$	538,580.00

SECTION XXXIV. That there be appropriated from the DEPOSIT TRUST FUND, FUND NO. 601:

ECONOMIC DEVELOPMENT:
FUNCTION NO. 1340:

NON-OPERATING CHARGES		$	2,500.00
TOTAL -	ECONOMIC DEVELOPMENT:	$	2,500.00

CEMETERIES DEPARTMENT:
FUNCTION NO. 4210:

SERVICES AND CHARGES		$	10,000.00
TOTAL -	CEMETERIES DEPARTMENT:	$	10,000.00

DEPOSIT TRUST FUND (CONTINUED)

COMMUNITY DEVELOPMENT:
FUNCTION NO. 6410:

NON-OPERATING CHARGES		$	3,000.00
TOTAL -	COMMUNITY DEVELOPMENT:	$	3,000.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

SERVICES AND CHARGES		$	6,880.00
TOTAL -	NON-DEPARTMENTAL:	$	6,880.00
TOTAL -	DEPOSIT TRUST FUND	$	22,380.00

SECTION XXXV. That there be appropriated from the ZONING APPLICATION TRUST FUND, FUND NO. 603:

COMMUNITY ENVIRONMENT:
ZONING APPLICATION:
FUNCTION NO. 6120:

SERVICES AND CHARGES		$	380.00
TOTAL -	ZONING APPLICATION TRUST FUND	$	380.00

SECTION XXXVI. That there be appropriated from the CEMETERY TRUST - OPERATIONS FUND, FUND NO. 605:

CEMETERIES:
CEMETERIES DEPARTMENT:
FUNCTION NO. 4210:

SERVICES AND CHARGES		$	100.00
TOTAL -	CEMETERIES DEPARTMENT:	$	100.00
TOTAL -	CEMETERY TRUST - OPERATIONS FUND	$	100.00

SECTION XXXVII. That there be appropriated from the SPECIAL ENDOWMENT-OPERS FUND, FUND NO. 606:

CEMETERIES DEPARTMENT:
FUNCTION NO. 4210:

SERVICES AND CHARGES		$	100.00
TOTAL -	SPECIAL ENDOWMENT - OPERS FUND	$	100.00

SECTION XXXVIII. That there be appropriated from the LAW ENFORCEMENT TRUST FUND, FUND NO. 613:

PUBLIC SAFETY :
POLICE:
POLICE DEPARTMENT - OTHER
FUNCTION NO. 2120:

MATERIALS AND SUPPLIES		$	19,000.00
TOTAL -	LAW ENFORCEMENT TRUST FUND	$	19,000.00

SECTION XXXIX. That there be appropriated from the WATER OPERATING FUND, FUND NO. 710:

WATER SERVICE:
POLICE DEPARTMENT
FUNCTION NO. 2110:

PERSONNEL SERVICES		$	41,820.00
TOTAL -	POLICE DEPARTMENT	$	41,820.00

PW STREET CONSTRUCTION REPAIR:
FUNCTION NO. 3110:

MATERIALS AND SUPPLIES		$	10,450.00
TOTAL -	PW STREET CONSTRUCTION REPAIR:	$	10,450.00

PW SNOW REMOVAL:
FUNCTION NO. 3120:

MATERIALS AND SUPPLIES		$	13,590.00
TOTAL -	PW SNOW REMOVAL:	$	13,590.00

WATER ADMINISTRATION:
FUNCTION NO. 7110:

PERSONNEL SERVICES		$	992,400.00
MATERIALS AND SUPPLIES		$	26,000.00
SERVICES AND CHARGES		$	352,800.00
TOTAL -	WATER ADMINISTRATION:	$	1,371,200.00

WATER OPERATING FUND (CONTINUED)

WATER UTILITIES OFFICE:
FUNCTION NO. 7120:

PERSONNEL SERVICES		$	157,780.00
MATERIALS AND SUPPLIES		$	5,680.00
SERVICES AND CHARGES		$	33,990.00
TOTAL -	WATER UTILITIES OFFICE:	$	197,450.00

WATER PLANT OPERATIONS:
FUNCTION NO. 7130:

PERSONNEL SERVICES		$	775,690.00
MATERIALS AND SUPPLIES		$	216,000.00
SERVICES AND CHARGES		$	536,680.00
TOTAL -	WATER PLANT OPERATIONS:	$	1,528,370.00

WATER DISTRIBUTION:
FUNCTION NO. 7140:

PERSONNEL SERVICES		$	897,320.00
MATERIALS AND SUPPLIES		$	187,730.00
SERVICES AND CHARGES		$	435,870.00
TOTAL -	WATER DISTRIBUTION:	$	1,520,920.00
TOTAL -	WATER SERVICE:	$	4,683,800.00

FINANCING SOURCES - PROP
FUNCTION NO. 9020:

DEBT SERVICE		$	283,410.00
TOTAL -	FINANCING SOURCES - PROP	$	283,410.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	794,860.00
SERVICES AND CHARGES		$	155,500.00
TOTAL -	NON-DEPARTMENTAL:	$	950,360.00

RESERVES:
FUNCTION NO. 9990:

RESERVES		$	120,000.00
TOTAL -	WATER OPERTING FUND	$	6,037,570.00

SECTION XXXVII. That there be appropriated from the WATER DEPOSIT FUND, FUND NO. 711:

FINANCING SOURCES - PROP
FUNCTION NO. 9020:

NON-OPERATING CHARGES		$	30,000.00
TOTAL -	WATER DEPOSIT FUND	$	30,000.00

SECTION XLI. That there be appropriated from the WATER CONSTRUCTION FUND, FUND NO. 712:

WATER PLANT OPERATIONS:
FUNCTION NO. 7130:

CAPITAL OUTLAY		$	158,300.00
TOTAL -	WATER PLANT OPERATIONS:	$	158,300.00

WATER DISTRIBUTION:
FUNCTION NO. 7140:

CAPITAL OUTLAY		$	1,443,000.00
TOTAL -	WATER DISTRIBUTION:	$	1,443,000.00

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$	3,004,900.00
TOTAL -	DEBT SERVICE-UNVOTED:	$	3,004,900.00
TOTAL -	WATER CONSTRUCTION FUND	$	4,606,200.00

SECTION XLII. That there be appropriated from the SEWER OPERATING FUND, FUND NO. 720:

SANITARY SEWER SERVICE:
POLICE DEPARTMENT
FUNCTION NO. 2110:

PERSONNEL SERVICES		$	125,210.00
TOTAL -	POLICE DEPARTMENT	$	125,210.00

SEWER OPERATING FUND (CONTINUED)

PW SNOW REMOVAL:
FUNCTION NO. 3120:

MATERIALS AND SUPPLIES		$	4,530.00
TOTAL -	PW SNOW REMOVAL:	$	4,530.00

SEWER ADMINISTRATION:
FUNCTION NO. 7210:

PERSONNEL SERVICES		$	771,370.00
MATERIALS AND SUPPLIES		$	21,900.00
SERVICES AND CHARGES		$	282,150.00
TOTAL -	SEWER ADMINISTRATION:	$	1,075,420.00

SEWER UTILITIES OFFICE:
FUNCTION NO. 7220:

PERSONNEL SERVICES		$	157,780.00
MATERIALS AND SUPPLIES		$	5,680.00
SERVICES AND CHARGES		$	33,990.00
TOTAL -	SEWER UTILITIES OFFICE:	$	197,450.00

WPCP OPERATIONS:
FUNCTION NO. 7230:

PERSONNEL SERVICES		$	97,250.00
MATERIALS AND SUPPLIES		$	7,700.00
SERVICES AND CHARGES		$	5,150.00
TOTAL -	WPCP OPERATIONS:	$	110,100.00

WPCP COLLECTIONS:
FUNCTION NO. 7240:

PERSONNEL SERVICES		$	998,210.00
MATERIALS AND SUPPLIES		$	251,500.00
SERVICES AND CHARGES		$	595,530.00
TOTAL -	WPCP COLLECTIONS:	$	1,845,240.00

PW SANITARY SEWER
FUNCTION NO. 7250:

PERSONNEL SERVICES		$	202,600.00
MATERIALS AND SUPPLIES		$	8,500.00
SERVICES AND CHARGES		$	20,900.00
TOTAL -	PW SANITARY SEWER	$	232,000.00
TOTAL -	SANITARY SEWER SERVICE:	$	3,589,950.00

FINANCING SOURCES - PROP
FUNCTION NO. 9020:

DEBT SERVICE		$	18,900.00
TOTAL -	FINANCING SOURCES - PROP	$	18,900.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	772,450.00
SERVICES AND CHARGES		$	141,730.00
TOTAL -	NON-DEPARTMENTAL:	$	914,180.00

RESERVES:
FUNCTION NO. 9990:

RESERVES		$	110,000.00
TOTAL -	RESERVES:	$	110,000.00
TOTAL -	SEWER OPERATING FUND	$	4,633,030.00

SECTION XLIII. That there be appropriated from the SEWER CONSTRUCTION FUND, FUND NO. 722:

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

CAPITAL OUTLAY	$	470,000.00

WPCP COLLECTIONS:
FUNCTION NO. 7240:

CAPITAL OUTLAY	$	435,000.00

SEWER CONSTRUCTION FUND (CONTINUED)

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$	242,290.00
TOTAL -	SEWER CONSTRUCTION FUND	$	1,147,290.00

SECTION XLIV. That there be appropriated from the ELECTRIC OPERATING FUND, FUND NO. 730:

ELECTRIC SERVICE:
ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

SERVICES AND CHARGES		$	4,700.00
TOTAL -	ENGINEERING DEPARTMENT:	$	4,700.00

ELECTRIC SERVICE:
POLICE DEPARTMENT
FUNCTION NO. 2110:

PERSONNEL SERVICES		$	250,220.00
TOTAL -	POLICE DEPARTMENT	$	250,220.00

FIRE DEPARTMENT:
FUNCTION NO. 2210:

PERSONNEL SERVICES		$	160,770.00
TOTAL -	FIRE DEPARTMENT:	$	160,770.00

PW SNOW REMOVAL:
FUNCTION NO. 3120:

MATERIALS AND SUPPLIES		$	21,140.00
TOTAL -	PW SNOW REMOVAL:	$	21,140.00

TRAFFIC SIGNS SIGNALS:
FUNCTION NO. 3210:

PERSONNEL SERVICES		$	134,550.00
MATERIALS AND SUPPLIES		$	3,300.00
SERVICES AND CHARGES		$	46,350.00
TOTAL -	TRAFFIC SIGNS SIGNALS:	$	184,200.00

ELECTRIC ADMINISTRATION:
FUNCTION NO. 7310:

PERSONNEL SERVICES		$	1,332,450.00
MATERIALS AND SUPPLIES		$	37,600.00
SERVICES AND CHARGES		$	493,750.00
TOTAL -	ELECTRIC ADMINISTRATION:	$	1,863,800.00

ELECTRIC UTILITIES OFFICE:
FUNCTION NO. 7320:

PERSONNEL SERVICES		$	473,300.00
MATERIALS AND SUPPLIES		$	17,040.00
SERVICES AND CHARGES		$	101,970.00
TOTAL -	ELECTRIC UTILITIES OFFICE:	$	592,310.00

ELECTRIC PLANT OPERATIONS:
FUNCTION NO. 7330:

PERSONNEL SERVICES		$	1,750,170.00
MATERIALS AND SUPPLIES		$	250,210.00
SERVICES AND CHARGES		$	890,680.00
NON-OPERATING CHARGES		$	763,000.00
TOTAL -	ELECTRIC PLANT OPERATIONS:	$	3,654,060.00

FUEL AND PURCHASED POWER:
FUNCTION NO. 7340:

MATERIALS AND SUPPLIES		$	225,000.00
SERVICES AND CHARGES		$	19,730,000.00
TOTAL -	FUEL AND PURCHASED POWER:	$	19,955,000.00

ELECTRIC OPERATING FUND (CONTINUED)

ELECTRIC DISTRIBUTION:
FUNCTION NO. 7350:

PERSONNEL SERVICES		$	1,847,390.00
MATERIALS AND SUPPLIES		$	740,900.00
SERVICES AND CHARGES		$	153,920.00
TOTAL -	ELECTRIC DISTRIBUTION:	$	2,742,210.00
TOTAL -	ELECTRIC SERVICE:	$	29,428,410.00

FINANCING SOURCES - PROP
FUNCTION NO. 9020:

DEBT SERVICE		$	12,590.00
TOTAL -	FINANCING SOURCES - PROP	$	12,590.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	2,255,540.00
SERVICES AND CHARGES		$	420,550.00
TOTAL -	NON-DEPARTMENTAL:	$	2,676,090.00
TOTAL -	ELECTRIC OPERATING FUND	$	32,117,090.00

SECTION XLV. That there be appropriated from the ELECTRIC DEPOSIT FUND, FUND NO. 731:

FINANCING SOURCES - PROP
FUNCTION NO. 9020:

NON-OPERATING CHARGES		$	20,000.00
TOTAL -	ELECTRIC DEPOSIT FUND	$	20,000.00

SECTION XLVI. That there be appropriated from the ELECTRIC CONSTRUCTION FUND, FUND NO. 732:

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

CAPITAL OUTLAY		$	500,000.00
TOTAL -	ENGINEERING DEPARTMENT:	$	500,000.00

ELECTRIC PLANT OPERATIONS:
FUNCTION NO. 7330:

CAPITAL OUTLAY		$	1,945,000.00
TOTAL -	ELECTRIC PLANT OPERATIONS:	$	1,945,000.00

ELECTRIC DISTRIBUTION:
FUNCTION NO. 7350:

CAPITAL OUTLAY		$	740,000.00
TOTAL -	ELECTRIC DISTRIBUTION:	$	740,000.00
TOTAL -	ELECTRIC CONSTRUCTION FUND	$	3,185,000.00

SECTION XLVII. That there be appropriated from the REFUSE FUND, FUND NO. 740:

REFUSE UTILITY OFFICE:
FUNCTION NO. 7420:

SERVICES AND CHARGES		$	1,200.00
TOTAL -	REFUSE UTILITY OFFICE:	$	1,200.00
TOTAL -	REFUSE FUND	$	1,200.00

SECTION XLVIII. That there be appropriated from the PARKING GARAGE FUND, FUND NO. 750:

PARKING:
FUNCTION NO. 3310:

SERVICES AND CHARGES		$	8,500.00
TOTAL -	PARKING:	$	8,500.00
TOTAL -	PARKING GARAGE FUND	$	8,500.00

SECTION XLIX. That there be appropriated from the PARKING GARAGE DEPOSITS FUND, FUND 752:

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

NON-OPERATING CHARGES		$	100.00
TOTAL -	NON-DEPARTMENTAL:	$	100.00
TOTAL -	PARKING GARAGE DEPOSITS FUND	$	100.00

SECTION L. That there be appropriated from the STORM WATER UTILITY FUND, FUND NO. 760:

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

CAPITAL OUTLAY		$	780,000.00

STORM WATER UTILITY SERVICE:
STORM WATER OPERATIONS:
FUNCTION NO. 7610:

PERSONNEL SERVICES		$	110,470.00
MATERIALS AND SUPPLIES		$	7,100.00
SERVICES AND CHARGES		$	16,850.00
CAPITAL OUTLAY		$	350,000.00
TOTAL -	STORM WATER OPERATIONS:	$	484,420.00

DEBT SERVICE-UNVOTED:
FUNCTION NO. 8010:

DEBT SERVICE		$	135,340.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	47,190.00
TOTAL -	NON-DEPARTMENTAL:	$	47,190.00

RESERVES:
FUNCTION NO. 9990:

RESERVES:		$	15,000.00
TOTAL -	STORM WATER UTILITY FUND	$	1,461,950.00

SECTION LI. That there be appropriated from the RECREATION FUND, FUND NO. 770:

RECREATION CAMP:
FUNCTION NO. 7710:

PERSONNEL SERVICES		$	34,790.00
MATERIALS AND SUPPLIES		$	3,500.00
SERVICES AND CHARGES		$	17,900.00
TOTAL -	RECREATION CAMP:	$	56,190.00

RECREATION SPECIAL EVENTS:
FUNCTION NO. 7720:

MATERIALS AND SUPPLIES		$	4,000.00
SERVICES AND CHARGES		$	14,500.00
TOTAL -	RECREATION SPECIAL EVENTS:	$	18,500.00

DOG PARK:
FUNCTION NO. 7730:

SERVICES AND CHARGES		$	13,000.00
TOTAL -	DOG PARK:	$	13,000.00

FARMERS MARKET
FUNCTION NO. 7740:

MATERIALS AND SUPPLIES		$	5,000.00
TOTAL -	FARMERS MARKET	$	5,000.00

NON-DEPARTMENTAL:
FUNCTION NO. 9700:

PERSONNEL SERVICES		$	1,060.00
TOTAL -	NON-DEPARTMENTAL:	$	1,060.00
TOTAL -	RECREATION FUND	$	93,750.00

SECTION LII. That there be appropriated from the SUPPLIES ROTARY FUND, FUND NO. 802:

ROTARY SUPPLIES:
FUNCTION NO. 7820:

MATERIALS AND SUPPLIES		$	27,000.00
TOTAL -	SUPPLIES ROTARY FUND	$	27,000.00

SECTION LIII. That there be appropriated from the HEALTH INSURANCE FUND, FUND NO. 803:

ROTARY CONTRACT SERVICES:
FUNCTION NO. 7810:

PERSONNEL SERVICES		$	4,879,000.00
SERVICES AND CHARGES		$	1,071,000.00
TOTAL -	HEALTH INSURANCE FUND	$	5,950,000.00

SECTION LIV. That there be appropriated from the WORKERS COMPENSATION FUND, FUND NO. 805:

ROTARY CONTRACT SERVICES:
FUNCTION NO. 7810:

PERSONNEL SERVICES		$	275,000.00
SERVICES AND CHARGES		$	225,000.00
TOTAL -	WORKERS COMPENSATION FUND	$	500,000.00

SECTION LV. That there be appropriated from the PAYROLL WITHHOLDING FUND, FUND NO. 806:

ROTARY PAYROLL
FUNCTION NO. 7840

SERVICES AND CHARGES		$	6,566,000.00
TOTAL -	PAYROLL WITHHOLDING FUND	$	6,566,000.00

SECTION LVI. That there be appropriated from the P-CARD ROTARY FUND, FUND NO. 810:

ROTARY PURCHASE CARD
FUNCTION NO. 7830:

SERVICES AND CHARGES		$	2,200,000.00
TOTAL -	P-CARD ROTARY FUND	$	2,200,000.00

SECTION LVII. That there be appropriated from the STATE PATROL TRANSFER FUND, FUND NO. 952:

FINANCING SOURCES - GOVT:
FUNCTION NO. 9010:

NON-OPERATING CHARGES		$	45,000.00
TOTAL -	STATE PATROL TRANSFER FUND	$	45,000.00

SECTION LVIII. That there be appropriated from the J.E.D.D. FUND, FUND 954:

JEDD:
FUNCTION NO. 9710:

SERVICES AND CHARGES		$	1,290,000.00
NON-OPERATING CHARGES		$	30,000.00
TOTAL -	J.E.D.D. FUND	$	1,320,000.00

SECTION LIX. That there be appropriated from the C.D.B.G. FUND, FUND NO. 955:

ENGINEERING DEPARTMENT:
FUNCTION NO. 1610:

SERVICES AND CHARGES		$	50,000.00
CAPITAL OUTLAY		$	210,000.00
TOTAL -	ENGINEERING DEPARTMENT:	$	260,000.00

PLANNING AND DEVELOPMENT:
FUNCTION NO. 6310:

SERVICES AND CHARGES		$	140,000.00
TOTAL -	PLANNING AND DEVELOPMENT:	$	140,000.00

COMMUNITY DEVELOPMENT:
FUNCTION NO. 6410:

SERVICES AND CHARGES		$	75,000.00
TOTAL -	COMMUNITY DEVELOPMENT:	$	75,000.00
TOTAL -	C.D.B.G. FUND	$	475,000.00
***GRAND TOTAL - ALL FUNDS		$	97,907,000.00

SECTION LX. That the Director of Finance is hereby instructed to transmit a certified copy of this ordinance to the Lake County Auditor, and to obtain a Certificate of County Auditor that the total appropriations from each fund do not exceed the Official Estimate of Resources from the County Auditor, in accordance with applicable provisions of the Ohio Revised Code.

SECTION LXI. That the Operating Budget for the City of Painesville, Ohio for the period beginning January 1, 2024 hereto filed with the City Council in preliminary form, and which has been reviewed by this Council, and upon which all of the appropriations contained herein have been based, be and the same hereby is adopted, in accordance with the applicable provisions of Article V, Section I, of the Charter of the City of Painesville, Ohio.

SECTION LXII. That the Director of Finance is hereby authorized to establish line item appropriation accounting records with the Accounting Division of the Department of Finance, in accordance with the line item expenditure/expense accounts contained in the 2024 Operating Budget of the City of Painesville, Ohio.

SECTION LXIII. That the City Manager is hereby authorized to transfer appropriations among expenditure accounts, within activity account appropriation totals, in order to better meet the operating needs of the activity accounts during the year. Such transfers of personnel service appropriation amounts shall be only to or from other personnel service accounts. Such transfers shall not exceed the total appropriated for the specific activity account purpose.

SECTION LXIV. That the City Manager is hereby authorized to transfer appropriations among capital expenditures within the same fund to meet the capital improvement demands of the fund during the year. Such transfers shall not exceed the total appropriated for the capital activities of the fund.

SECTION LXV. That the Director of Finance is hereby authorized to draw his/her checks upon the City treasury for payment from any of the foregoing appropriations upon receiving proper certificates and vouchers approved by officers authorized by law to approve, or authority of Council to make expenditures, provided no checks shall be drawn for salaries or wages except to persons employed by authority of law or ordinance.

SECTION LXVI. That, in addition to expenses for travel and attendance at conferences, seminars and meetings of recognized public interest groups and meetings directly concerned with City business, expenses for the following are deemed to be a public purpose and, subject to appropriation, documentation by invoices or receipts, and approval by the City Manager or President of Council as the appropriate approving authority, may legally be paid from City funds; receptions deemed beneficial to the City, including refreshments, but excluding alcoholic beverages; advertisements in programs, magazines and newspapers; meals and expenses to promote the City; honorariums for service; attendant expenses for official celebrations; and expenses of individuals appointed by Council to City Boards, Commissions and Committees.

SECTION LXVII. That this ordinance is hereby declared to be and is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being that it is necessary that an appropriations ordinance be immediately passed in order to maintain the finances of said City, and therefore, this ordinance shall become effective immediately upon its passage.

PASSED:

Christine Shoop
President of Council

ATTEST:

Samantha Danielson
Clerk of Council

ORDINANCE NO. _______-23

AN ORDINANCE AMENDING THE DISTRICT MAP AND THE SETBACK MAP REFERRED TO IN SECTION 1113.03 OF THE PAINESVILLE CODE OF 1998 REZONING PERMANENT PARCEL NUMBER 15-B-002-0-00-037-0, LOCATED AT 160 S. ST. CLAIR STREET FROM R-2, MULTI-FAMILY DISTRICT TO DD, DOWNTOWN DEVELOPMENT DISTRICT.

WHEREAS, an application has been received from the City of Painesville, on behalf of property owner, The Lake County Land Reutilization Corporation to rezone the property at 160 S. St. Clair Street from R-2 Multi-Family District to DD, Downtown Development District; and

WHEREAS, a public hearing was held by the Planning Commission on November 9, 2023 to hear the application for rezoning; and

WHEREAS, the Planning Commission made a favorable recommendation to City Council to rezone the property by a vote of 4-0; and

WHEREAS, Section 1111.11 of the Unified Development Code requires City Council to consider the Planning Commission's recommendation and vote on the amendment after holding a public hearing.

NOW, THERFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY OHIO:

SECTION I. That the District Map referred to in Section 1113.03 of the Painesville Code of 1998 is hereby amended to rezone the property located at 160 S. St. Clair Street, Permanent Parcel Number,15-B-002-0-00-037-0 From R-2, Multi-Family District To DD, Downtown Development District.

SECTION II. That this ordinance is passed and adopted for the protection and preservation of the peace, health, safety, and general welfare of the inhabitants of the City of Painesville, the necessity being to provide the highest and best use of the land described herein and therefore, this ordinance shall be effective at the earliest date allowed by law.

PASSED:

EFFECTIVE DATE:

____
CHRISTINE SHOOP
PRESIDENT OF COUNCIL

ATTEST:

____
SAMANTHA DANIELSON
CLERK OF COUNCIL

ORDINANCE NO. ___________________

AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 192 IN ORDER TO UPDATE THE CITY INCOME TAXES ORDINANCES SO THAT THEY ARE IN COMPLIANCE WITH OHIO HOUSE BILL 33 AND DECLARING AN EMERGENCY

WHEREAS, Ohio House Bill 33 was passed by the Ohio General Assembly with an effective date of October 3, 2023. Included in that bill were requirements to update City income taxes codes so that they are in compliance with Chapter 718 of the Ohio Revised Code. The amendments to various sections of the City income tax code are set forth below.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Painesville, County of Lake and State of Ohio, as follows:

Section 1. That Codified Ordinance Section 192.02(c)(12)(O) – Exempt Income is amended so that it now reads:

(O) For tax years 2024 and after, the income of individuals under 18 years of age.

Section 2.

That Codified Ordinance Section 192.03(d) is amended and by enacting new section 192.03(e) which shall read as follows:

(d) Businesses. This division applies to any taxpayer engaged in a business or profession in the City, unless the taxpayer is an individual who resides in the City, or the taxpayer is an electric company, combined company, or telephone company that is subject to and required to file reports under Ohio R.C. Chapter 5745.

(1) Except as otherwise provided in division (d)(2) of this section, net profit from a business or profession conducted both within and without the boundaries of the City shall be considered as having a taxable situs in the City for purposes of municipal income taxation in the same proportion as the average ratio of the following:

A. The average original cost of the real property and tangible personal property owned or used by the taxpayer in the business or profession in the City during the taxable period to the average original cost of all of the real and tangible personal property owned or used by the taxpayer in the business or profession during the same period, wherever situated.

As used in the preceding paragraph, tangible personal or real property shall include property rented or leased by the taxpayer and the value of such property shall be determined by multiplying the annual rental thereon by eight;

B. Wages, salaries, and other compensation paid during the taxable period to individuals employed in the business or profession for services performed in the City to wages, salaries, and other compensation paid during the same period to individuals employed in the business or profession, wherever the individual's services are performed, excluding compensation from which taxes are not required to be withheld under Section 192.04(b);

C. Total gross receipts of the business or profession from sales and rentals made and services performed during the taxable period in the City to total gross receipts of the business or profession during the same period from sales, rentals, and services, wherever made or performed.

(2) A. If the apportionment factors described in division (d)(1) of this section do not fairly represent the extent of a taxpayer's business activity in the City, the taxpayer may request, or the Tax Administrator of the City may require, that the taxpayer use, with respect to all or any portion of the income of the taxpayer, an alternative apportionment method involving one or more of the following:

1. Separate accounting;

2. The exclusion of one or more of the factors;

3. The inclusion of one or more additional factors that would provide for a more fair apportionment of the income of the taxpayer to the municipal corporation;

4. A modification of one or more of the factors.

B. A taxpayer request to use an alternative apportionment method shall be in writing and shall accompany a tax return, timely filed appeal of an assessment, or timely filed amended tax return. The taxpayer may use the requested alternative method unless the Tax Administrator denies the request in an assessment issued within the period prescribed by Section 192.12(a).

C. The Tax Administrator may require a taxpayer to use an alternative apportionment method as described in division (d)(2)A. of this section, but only by issuing an assessment to the taxpayer within the period prescribed by Section 192.12(a).

D. Nothing in division (d)(2) of this section nullifies or otherwise affects any alternative apportionment arrangement approved by the Tax Administrator or otherwise agreed upon by both the Tax Administrator and taxpayer before January 1, 2016.

(3) As used in division (d)(1)B. of this section, "wages, salaries, and other compensation" includes only wages, salaries, or other compensation paid to an employee for services performed at any of the following locations:

A. A location that is owned, controlled, or used by, rented to, or under the possession of one of the following:
1. The employer;
2. A vendor, customer, client, or patient of the employer, or a related member of such a vendor, customer, client, or patient;
3. A vendor, customer, client, or patient of a person described in division (d)(3)A.2. of this section, or a related member of such a vendor, customer, client, or patient.

B. Any location at which a trial, appeal, hearing, investigation, inquiry, review, court-martial, or similar administrative, judicial, or legislative matter or proceeding is being conducted, provided that the compensation is paid for services performed for, or on behalf of, the employer or that the employee's presence at the location directly or indirectly benefits the employer;

C. Any other location, if the Tax Administrator determines that the employer directed the employee to perform the services at the other location in lieu of a location described in division (d)(3)A. or B. of this section solely in order to avoid or reduce the employer's municipal income tax liability. If the Tax Administrator makes such a determination, the employer may dispute the determination by establishing, by a preponderance of the evidence, that the Tax Administrator's determination was unreasonable.

(4) For the purposes of division (d)(1)C. of this section, <u>and except as provided in division (e) of this section</u>, receipts from sales and rentals made and services performed shall be sitused to a municipal corporation as follows:

A. Gross receipts from the sale of tangible personal property shall be sitused to the municipal corporation only if, regardless of where title passes, the property meets either of the following criteria:

1. The property is shipped to or delivered within the City from a stock of goods located within the City.
2. The property is delivered within the City from a location outside the City, provided the taxpayer is regularly engaged through its own employees in the solicitation or promotion of sales within the City and the sales result from such solicitation or promotion.

B. Gross receipts from the sale of services shall be sitused to the City to the extent that such services are performed in the City.

C. To the extent included in income, gross receipts from the sale of real property located in the City shall be sitused to the City.

D. To the extent included in income, gross receipts from rents and royalties from real property located in the City shall be sitused to the City.

E. Gross receipts from rents and royalties from tangible personal property shall be sitused to the City based upon the extent to which the tangible personal property is used in the City.

(5) The net profit received by an individual taxpayer from the rental of real estate owned directly by the individual, or by a disregarded entity owned by the individual, shall be subject to the City's tax only if the property generating the net profit is located in the City or if the individual taxpayer that receives the net profit is a resident of the City. The City shall allow such taxpayers to elect to use separate accounting for the purpose of calculating net profit sitused under this division to the municipal corporation in which the property is located.

(6) A. Commissions received by a real estate agent or broker relating to the sale, purchase, or lease of real estate shall be sitused to the municipal corporation in which the real estate is located. Net profit reported by the real estate agent or broker shall be allocated to the City, if applicable, based upon the ratio of the commissions the agent or broker received from the sale, purchase, or lease of real estate located in the City to the commissions received from the sale, purchase, or lease of real estate everywhere in the taxable year.

B. An individual who is a resident of the City shall report the individual's net profit from all real estate activity on the individual's annual tax return for the City. The individual may claim a credit for taxes the individual paid on such net profit to another municipal corporation to the extent that such a credit is allowed under the City's income tax ordinance.

(7) When calculating the ratios described in division (d)(1) of this section for the purposes of that division or division (d)(2) of this section, the owner of a disregarded entity shall include in the owner's ratios the property, payroll, and gross receipts of such disregarded entity.

(8) Left intentionally blank.

(9) Intentionally left blank.

(e) (1) As used in this division:

(A) "Qualifying remote employee or owner" means an individual who is an employee of a taxpayer or who is a partner or member holding an ownership interest in a taxpayer that is treated as a partnership for federal income tax purposes, provided that the individual meets both of the following criteria:

(i) The taxpayer has assigned the individual to a qualifying reporting location.
(ii) The individual is permitted or required to perform services for the taxpayer at a qualifying remote work location.

(B) "Qualifying remote work location" means a permanent or temporary location at which an employee or owner chooses or is required to perform services for the taxpayer, other than a reporting location of the taxpayer or any other location owned or controlled by a customer or client of the taxpayer. "Qualifying remote work location" may include the residence of an employee or owner and may be located outside of a municipal corporation that imposes an income tax in accordance with this chapter. An employee or owner may have more than one qualifying remote work location during a taxable year.

(C) "Reporting location" means either of the following:

(i) A permanent or temporary place of doing business, such as an office, warehouse, storefront, construction site, or similar location, that is owned or controlled directly or indirectly by the taxpayer;

(ii) Any location in this state owned or controlled by a customer or client of the taxpayer, provided that the taxpayer is required to withhold taxes under this Chapter 192 on qualifying wages paid to an employee for the performance of personal services at that location.

(D) "Qualifying reporting location" means one of the following:

(i) The reporting location in this state at which an employee or owner performs services for the taxpayer on a regular or periodic basis during the taxable year;

(ii) If no reporting location exists in this state for an employee or owner under division (e)(l)(d)(i) of this section, the reporting location in this state at which the employee's or owner's supervisor regularly or periodically reports during the taxable year;

(iii) If no reporting location exists in this state for an employee or owner under division (e)(l)(d)(i) or (ii) of this section, the location that the taxpayer otherwise assigns as the employee's or owner's qualifying reporting location, provided the assignment is made in good faith and is recorded and maintained in the taxpayer's business records. A taxpayer may change the qualifying reporting location designated for an employee or owner under this division at any time.

(2) For tax years ending on or after December 31, 2023, a taxpayer may elect to apply the provisions of this division to the apportionment of its net profit from a business or profession. For taxpayers that make this election, the provisions of division (d) of this section apply to such apportionment except as otherwise provided in this division.

A taxpayer shall make the election allowed under this division in writing on or with the taxpayer's net profit return or, if applicable, a timely filed amended net profit return or a timely filed appeal of an assessment. The election applies to the taxable year for which that return or appeal is filed and for all subsequent taxable years, until the taxpayer revokes the election.

The taxpayer shall make the initial election with the tax administrator of each municipal corporation with which, after applying the apportionment provisions authorized in this division, the taxpayer is required to file a net profit tax return for that taxable year. A taxpayer shall not be required to notify the tax administrator of a municipal corporation in which a qualifying remote employee's or owner's qualifying remote work location is located, unless the taxpayer is otherwise required to tile a net profit return with that municipal corporation due to business operations that are unrelated to the employee's or owner's activity at the qualifying remote work location.

After the taxpayer makes the initial election, the election applies to every municipal corporation in which the taxpayer conducts business. The taxpayer shall not be required to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in such municipal corporation.

Nothing in this division prohibits a taxpayer from making a new election under this division after properly revoking a prior election.

(3) For the purpose of calculating the ratios described in division (d)(1) of Ordinance 192.03, all of the following apply to a taxpayer that has made the election described in division (e)(2):

(a) For the purpose of division (d)(l)(a) of this section, the average original cost of any tangible personal property used by a qualifying remote employee or owner at that individual's qualifying remote work location shall be sitused to that individual's qualifying reporting location.

(b) For the purpose of division (d)(l)(b) of this section, any wages, salaries, and other compensation paid during the taxable period to a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be sitused to that individual's qualifying reporting location.

(c) For the purpose of division (d)(1)(c) of this section, and notwithstanding division (d)(4) of this section, any gross receipts of the business or profession from services performed during the taxable period by a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be sitused to that individual's qualifying reporting location.

(4) Nothing in this division prevents a taxpayer from requesting, or a tax administrator from requiring, that the taxpayer use, with respect to all or a portion of the income of the taxpayer, an alternative apportionment method as described in division (d)(2) of this section. However, a tax administrator shall not require an alternative apportionment method in such a manner that it would require a taxpayer to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in that municipal corporation.

(5) Except as otherwise provided in this division, nothing in this division is intended to affect the withholding of taxes on qualifying wages pursuant to Chapter 192 of the Codified Ordinances.

<u>Section 3</u>. That Codified Ordinance Section 192.05(a)(1) and (7) are amended and as amended reads as follows:

192.05(a) (1) An annual City income tax return shall be completed and filed by every taxpayer for each taxable year for which the taxpayer is subject to the tax, whether or not a tax is due thereon.

192.05(a)(7) A. 1. Except as otherwise provided in this chapter, each individual income tax return required to be filed under this section shall be completed and filed as required by the Tax Administrator on or before the date prescribed for the filing of State individual income tax returns under division (G) of Ohio R.C. 5747.08. The taxpayer shall complete and file the return or notice on forms prescribed by the Tax Administrator or on generic forms, together with remittance made payable to the City. No remittance is required if the net amount due is ten dollars ($10.00) or less.

2. Except as otherwise provided in this chapter, each annual net profit return required to be filed under this section by a taxpayer that is not an individual shall be completed and filed as required by the Tax Administrator on or before the fifteenth day of the fourth month following the end of the taxpayer's taxable year. The taxpayer shall complete and file the return or notice on forms prescribed by the Tax Administrator or on generic forms, together with remittance made payable to the City. No remittance is required if the net amount due is ten dollars ($10.00) or less.

B. Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's Federal income tax return shall automatically receive an extension for the filing of the City's income tax return. The extended due date of the City's income tax return shall be the fifteenth day of the tenth month after the last day of the taxable year to which the return relates. For tax years ending on or after January 1, 2023, the extended due date of the City's income tax return for a taxpayer that is not an individual shall be the 15th day of the eleventh month after the last day of the taxable year to which the return relates. An extension of time to file under this division is not an extension of the time to pay any tax due unless the Tax Administrator grants an extension of that date.

1. A copy of the Federal extension request shall be included with the filing of the City's income tax return.

2. A taxpayer that has not requested or received a six-month extension for filing the taxpayer's Federal income tax return may submit a written request that the Tax Administrator grant the taxpayer a six-month extension of the date for filing the taxpayer's City income tax return. If the request is received by the Tax Administrator on or before the date the City income tax return is due, the Tax Administrator shall grant the taxpayer's requested extension.

C. If the Tax Commissioner extends for all taxpayers the date for filing State income tax returns under Ohio R.C. 5747.08, a taxpayer shall automatically receive an extension for the filing of City's income tax return. The extended due date of the City's income tax return shall be the same as the extended due date of the State income tax return.

D. If the Tax Administrator considers it necessary in order to ensure the payment of the tax imposed by the City, the Tax Administrator may require taxpayers to file returns and make payments otherwise than as provided in this division, including taxpayers not otherwise required to file annual returns.

E. If a taxpayer receives an extension for the filing of a municipal income tax return under division (B), (C), or (D) of this section, the tax administrator shall not make any inquiry or send any notice to the taxpayer with regard to the return on or before the date the taxpayer files the return or on or before the extended due date to file the return, whichever occurs first.

If a tax administrator violates division (E) of this section, the municipal corporation shall reimburse the taxpayer for any reasonable costs incurred to respond to such inquiry or notice, up to $150.00.

Division (E) of this section does not apply to an extension received under division (B) of this section if the tax administrator has actual knowledge that the taxpayer failed to file for a federal extension as required to receive the extension under division (B) of this section or failed to file for an extension under division (B)(2) of this section.

(F) To the extent that any provision in this division (a)(7) of this section conflicts with any provision in divisions (c)(1), (2), (3), or (4) of this section, the provisions in divisions (c)(1), (2), (3), or (4) prevail.

Section 4.

That Codified Ordinance Section 192.18(C) is amended and as amended reads as follows:

(c) Should any taxpayer, employer, agent of the employer, or other payer for any reason fail, in whole or in part, to make timely and full payment or remittance of income tax, estimated income tax, or withholding tax or to file timely with the City any return required to be filed, the following penalties and interest shall apply:

(1) Interest shall be imposed at the rate described in division (a) of this section, per annum, on all unpaid income tax, unpaid estimated income tax, and unpaid withholding tax.

(2) A. With respect to unpaid income tax and unpaid estimated income tax, City may impose a penalty equal to fifteen percent (15%) of the amount not timely paid.

B. With respect to any unpaid withholding tax, City may impose a penalty not exceeding fifty percent (50%) of the amount not timely paid.

(3) A. For tax years ending on or before December 31, 2022, with respect to returns other than estimated income tax returns, the City may impose a penalty of $25 for each failure to timely file each return, regardless of the liability shown thereon for each month, or any fraction thereof, during which the return remains unfiled regardless of the liability shown thereon. The penalty shall not exceed $150 for each failure.

B. For tax years ending on or after January 1,2023, with respect to returns other than estimated income tax returns, the City may impose a penalty not exceeding $25 for each failure to timely file each return, regardless of the liability shown thereon, except that the City shall abate or refund the penalty assessed on a taxpayer's first failure to timely file a return after the taxpayer files that return.

Section 5. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to incorporate the changes required by HB 33 into the City Income Ordinances. Said Ordinance is necessary for the immediate preservation of the public health, safety and welfare of the inhabitants of the City of Painesville, Ohio

PASSED:

____
Christine Shoop
President of Council

ATTEST:

____
Samantha Danielson
Clerk of Council

RESOLUTION NO. ____-23

RESOLUTION APPROVING THE AMENDED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE FORMER HOSPITAL SITE KNOWN AS PERMENANT PARCELS 15-B-002-0-00-002-0, AND 15-B-002-0-00-005-0, AND 160 S. ST. CLAIR STREET KNOWN AS PERMANENT PARCEL 15-B-002-0-00-037-0 AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO RECORD SAID AMENDED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AS A DEED RESTRICTIONS ON THE PROPERTY AND DECLARING AN EMERGENCY

WHEREAS, the City of Painesville owns property known as the former Hospital site and 160 S. St. Clair and further described as Permanent Parcels 15-B-002-0-00-002-0, 15-B-002-0-00-005-0 AND 15-B-002-0-00-037-0; and

WHEREAS, the City desires to redevelop the property for a variety of uses including residential single family and townhomes; and

WHEREAS, the City zoning of the property the Downtown Development District which requires the recording a Covenants, Conditions and Restrictions which regulated the type, intensity, architectural design and development of the property were filed with the Lake County Recorder's Office on March 21, 2016 and assigned Document No. 2016R006747; and

WHEREAS, the City desires to amend the existing Covenants, Conditions and Restrictions pursuant Article IX Modification and Appeal of the recorded Covenants, Conditions and Restrictions.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Painesville, Lake County, Ohio:

SECTION I: The Amended Covenants, Conditions and Restrictions attached herein as Exhibit A for Permanent Parcels 15-B-002-0-00-002-0, 15-B-002-0-00-005-0 AND 15-B-002-0-00-037-0 are hereby adopted.

SECTION II: That the Painesville City Council hereby authorizes and directs the City Manager to record said Amended Covenants, Conditions and Restrictions with the Lake County Recorders Office as a deed restriction on the property.

SECTION III: That this Resolution is hereby declared to be an emergency measure for the immediate preservation of the public peace, health, and/or safety and for the welfare of the citizens of the City of Painesville and for further reason find that is necessary that this measure becomes effective to enable the development of the property formerly known as the Hospital site and, therefore, this Resolution shall be in full force and effect immediately upon passage by the City Council.

PASSED:

EFFECTIVE:

____
Christine Shoop
President of Council

ATTEST:

____
Samantha Danielson
Clerk of Council

RESOLUTION NO. ________-23

A RESOLUTION AUTHORIZING THE TRANSFER OF PROPERTY LOCATED ON EAST SOUTH STREET TO PAYNE AND PAYNE HOMES, INC. AND AUTHORIZING THE CITY MANAGER TO SIGN THE CONTRACT WITH PAYNE AND PAYNE AND TO SIGN A LIMITED WARRANTY DEED TO THEM, AND DECLARING AN EMERGENCY

WHEREAS, the City of Painesville is interested in developing the former Hospital Site in the City and as part of this process Payne & Payne Homes, Inc. has expressed an interest in the site. Payne & Payne Homes, Inc. wishes to construct two new homes on the site at the East South Street location; and

WHEREAS, in order to move forward with this proposal it is necessary for the City to sign a Contract with Payne & Payne Homes, Inc. and to issue a deed to Payne & Payne Homes, Inc. A copy of the proposed Contract is attached as Exhibit A.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PAINESVILLE, COUNTY OF LAKE, STATE OF OHIO:

SECTION I. That Council hereby authorizes the City Manager to sign the attached Contract and to sign the necessary deed and other documents in order to proceed with this limited development and to transfer the property to Payne & Payne Homes, Inc.

SECTION II. That all formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting, and all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22, of the Ohio Revised

SECTION II. That this Resolution is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the need to acquire this property in order to further development activities at the former hospital site, and therefore, this Resolution shall be effective immediately upon its passage.

PASSED:

EFFECTIVE:

____
CHRISTINE SHOOP
President of Council

ATTEST:

____
SAMANTHA DANIELSON
Clerk of Council

CONTRACT OF SALE FOR RESIDENTIAL LOTS

THIS AGREEMENT (the "Agreement") made the ____ day of _________, 20___, by and between the City of Painesville (hereinafter referred to as "Seller" or "City") and Payne & Payne Homes, Inc. (hereinafter referred to as "Purchaser").

W I T N E S S E T H:

1. **Property to be Sold.** For and in consideration of the sum of money set forth hereunder to be paid by Purchaser to Seller and in further consideration of the mutual promises and covenants and subject to the terms and conditions herein granted, Seller hereby agrees to sell and Purchaser hereby agrees to purchase the lots described in Exhibits A & B and easement rights in part of the Block A that is attached as Exhibit C all located in the City of Painesville, Lake County, Ohio (hereinafter Exhibits A & B are referred to as the "Property" and Block A is referred to as Block A),

All upon the terms and conditions hereinafter set forth.

2. **Purchase Price.** The sales price for the Property is $1.00 (the "Purchase Price"). Upon execution of this Agreement, Purchaser shall deposit the sum of $1.00, which amount shall be deposited with the escrow agent and thereafter applied toward the Purchase Price at Closing. The balance of the Purchase Price shall be paid at Closing.

3. **Time of Closing.** Closing of the purchase of the Property shall be on _________, 20__, (the "Closing"). Possession and occupancy of the Property shall be delivered to Purchaser at Closing.

4. **Terms at Closing.** At Closing, Purchaser shall deliver the balance of all funds due Seller in relation to the Purchase Price set forth above along with such sums as are due Seller pursuant to Sections 7 and 8 hereunder plus or minus prorations. All amounts due from Purchaser shall be delivered to the Escrow Agent in the form of a wire transfer or cashier's or certified check prior to Closing and paid to Seller at Closing.

5. **Conditions to Closing.** This sale is conditioned on the following occurring:

a. The City of Painesville creating Lot Splits for the property described in Exhibits A & B and a lot Split for the Property described in Block A.

b. An Easement being placed on the Block A Property that gives the Purchaser the right to access the Exhibit A & B properties off of East South Street. The Easement shall terminate if and when the property that is north of the Exhibit A & B properties and the Block A property (the "Development Property") is developed for a use by the City of Painesville and this Block A property at that time shall at the option of the City become either a dedicated road or a private drive that accesses the remaining property from which Exhibits A & B were split out of. The Easement shall include language that the Purchaser shall install any access improvements to the Block A property according to requirements that are established by the City. The City requirements shall include standards that will allow the driveway or roadway that will be installed on the Block A easement to be converted into a dedicated road that will allow the development of the Development Property. The language in the Easement will also allow the City to use the Block A property to access the Development Property in any manner that is determined necessary by the City. All maintenance of the Block A property shall be paid for by the Seller and/or its assigns.

c. The City and the Purchaser shall agree to all of the terms and conditions of the Easement prior to the transfer of the Properties to the Purchaser.

d. The Limited Warranty Deed shall include a reversionary clause to the City that will cause the Exhibit A and/or Exhibit B property to revert to the City if construction of a single family dwelling is not completed on the lot(s) on or before December 31, 2024. If a single family dwelling is not constructed on either the Exhibit A property or the Exhibit B property by December 31, 2024, then the easement to the Purchaser on the Block A property shall terminate on that date.

e. The Exhibit A & B property shall include Covenants, Conditions and Restrictions that are satisfactory to the City and to the Purchaser and these CCRs shall be in place prior to the transfer of the Property to the Purchaser.

f. This Agreement is conditioned on the Painesville City Council approving this Agreement.

6. **<u>Closing Escrow</u>.** Conway Title of Painesville, Ohio, shall act as escrow agent for the transactions contemplated hereby and shall hereinafter be referred to as "Escrow Agent". The Closing shall be effected through an Escrow with the Escrow Agent. This Agreement shall serve as Escrow Instructions to the Escrow Agent. The Escrow Agent is hereby authorized to attach to this Agreement its standard conditions of acceptance of Escrow, provided, however, that in the event of an inconsistency between the terms of this Agreement and such standard conditions of acceptance of escrow, the terms of this Agreement shall govern. The Escrow shall be established on or before the date of Closing that is designated in this Agreement. Purchaser agrees that on or before the Closing, Purchaser shall execute and deliver all documents, including the Escrow Agent's standard conditions of acceptance of escrow, to the Escrow Agent's Painesville, Ohio, offices and shall deposit all funds and documents necessary to consummate the transaction contemplated by this Agreement in Escrow. Payment of funds due and delivery of all documents required for Closing hereunder shall be made through the Escrow.

7. **<u>Title</u>.** At Closing, Seller shall convey to Purchaser good and marketable title to the property by Limited Warranty Deed, free and clear of all liens, exceptions and encumbrances except the following:

(a) Applicable zoning and building laws, together with other applicable laws, regulations and ordinances;

(b) Covenants, conditions, agreements, building lines and restrictions of record as of the Closing;
(c) Drainage, utility easements, and other easements recorded prior to Closing, including any easements established by or implied by the Declaration as herein defined;
(d) The lien for current taxes and assessments, both general and special;
(e) The Reversionary Clause that is set forth in Paragraph 5(d) above;
(f) Other exceptions that Purchaser shall agree to or waive.

In the event there are any title defects, Seller shall have thirty (30) days from the date such defects are made known to Seller to cure such title defects and show good and marketable title, and Closing shall be delayed, if necessary, for such period. It is agreed that Seller shall have the right, but not the obligation, to cure any such defects, and Seller shall not be required to incur any expense in connection therewith. In the event Seller elects not to or is unable to cure such defects, Purchaser may, at Purchaser's option, either (i) terminate this Agreement by written notice by Purchaser to Seller within ten (10) days of the expiration of said 30-day cure period of Seller, in which case this Agreement shall become null, void and of no further force or effect and the parties shall thereafter have no further obligation each to the other, except that Purchaser shall be entitled to the return of any funds deposited by Purchaser with the Escrow Agent without interest thereon, which reimbursement shall be made by Escrow Agent within fifteen (15) days of Purchaser's notice to Seller of Purchaser's election to terminate this Agreement, or (ii) waive such defects and proceed to Closing. In the event Purchaser fails to terminate this Agreement in accordance with the provisions of item (i) herein, Purchaser shall be deemed to have waived such defects. The foregoing shall be Purchaser's sole and exclusive remedy in the event Seller fails or is unable to cure such defects.

8. **Prorations.** Real estate taxes and assessments, both general and special, shall **NOT** be prorated at Closing, effective as of the Closing date because the City is transferring the Property and Easement rights to the Purchaser at no cost.

9. **Closing Costs.** Purchaser shall pay all costs at Closing, including the following: premium for an Owner's Fee Policy of title insurance, the escrow fee, the cost of the title examination and title commitment, (there is no conveyance fee because the City is exempt), and the cost to record the Deed and Mortgage and any other costs including any costs to survey the Property and Block A and/or the costs to split the Property and Block A.

10. **Notice.** Any notice required or permitted hereunder shall be deemed to be delivered, whether actually received or not, when deposited in the United States mail, postage prepaid by certified mail, return receipt requested, addressed to the address of the respective party as set forth on the signature page hereof.

11. **Commissions.** It is agreed by the parties that no person or entity is or shall become entitled to any commission or fee as the result of this Agreement or the exercise of any option hereunder. Each party shall indemnify and hold the other harmless from any other claim asserted by anyone for such commission or fee, including the costs of defense of such claim, whether such claim be for real estate commission, finder's fee, or any other payment whatsoever.

12. **Right of Inspection.** Purchaser shall have the right to enter onto the Property prior to Closing for the sole purpose of, and at its sole expense, conducting tests and inspections of the Property so long as Purchaser returns the property to its original condition immediately after such test or inspection and holds Seller harmless from any lien, claim, loss, damage or expense including attorneys' fees and costs of Seller defending such claims. EXCEPT AS OTHERWISE EXPRESSLY SET FORTH IN THIS CONTRACT, THERE ARE NO REPRESENTATIONS, PROMISES, OR EXPRESS, ORAL OR IMPLIED WARRANTIES OF ANY KIND, INCLUDING, BUT NOT LIMITED TO, IMPLIED WARRANTIES FOR HABITABILITY, FITNESS, MERCHANTABILITY, WORKMANSHIP OR CONSTRUCTION COVERING THE LOT, OR ANY OTHER PROPERTY SOLD PURSUANT TO THIS CONTRACT. PURCHASER IS BUYING AND SHALL ACCEPT POSSESSION OF THE LOT, AND ALL APPURTENANCES TO THE LOT AND ANY OTHER PROPERTY BEING SOLD UNDER THIS CONTRACT "AS IS". PURCHASER ACKNOWLEDGES AND AGREES THAT SELLER HAS NOT MADE ANY WARRANTIES, REPRESENTATIONS OR PROMISES THAT COULD BE CONSTRUED TO COVER THE PRESENCE OF RADON, ENVIRONMENTAL QUALITY (INCLUDING, WITHOUT LIMITATION, MOLD, SPORES, OR FUNGI), OR OTHER ENVIRONMENTAL POLLUTANTS. PURCHASER HEREBY WAIVES, RELEASES, AND AGREES NOT TO ASSERT ANY CLAIM AGAINST SELLER FOR DAMAGES FOR EMOTIONAL DISTRESS ARISING OUT OF OR IN CONNECTION WITH SELLER'S OBLIGATIONS UNDER THIS CONTRACT. THE PROVISIONS OF THIS SECTION SHALL SURVIVE THE CLOSING. PURCHASER ACKNOWLEDGES, REPRESENTS AND WARRANTS TO SELLER THAT PURCHASER HAS NOT RELIED ON ANY REPRESENTATIONS, NEWSPAPER, RADIO OR TELEVISION ADVERTISEMENTS, WARRANTIES, STATEMENTS, OR ESTIMATES OF ANY NATURE WHATSOEVER, WHETHER WRITTEN OR ORAL, MADE BY SELLER, SALES PERSONS, AGENTS, OFFICERS, EMPLOYEES, COOPERATING BROKERS (IF ANY) OR OTHERWISE EXCEPT AS HEREIN AND IN THE PROPERTY DOCUMENTS SPECIFICALLY SET FORTH. PURCHASER HAS BASED PURCHASER'S DECISION TO PURCHASE THE LOT SOLELY ON THE REPRESENTATIONS DESCRIBED HEREIN, PERSONAL INVESTIGATION, OBSERVATION AND THE PROPERTY DOCUMENTS.

13. **Assignment.** This Agreement and its rights and obligations are not assignable by Purchaser. Seller may assign its interest in the Property and its rights and duties under this Agreement at any time prior to Closing.

14. **Miscellaneous.**

(a) Binding Effect. This Agreement is binding upon Seller's and Purchaser's heirs, personal representatives, successors and permitted assigns, and is performable and enforceable in the State of Ohio.

(b) Entire Agreement. This instrument contains the entire agreement of the parties with respect to its subject matter, supersedes any prior understandings or agreements of the parties, is performable in Lake County, Ohio, and shall be construed in accordance with the laws of the State of Ohio.

(c) Survival of Covenants. Any of the representations, warranties, covenants and agreements of the parties, pertaining to a period of time following the Closing of the purchase and sale contemplated herein shall survive the Closing and shall not be merged therein.

(d) Amendment. The terms, provisions, conditions, representations, or covenants herein contained may not be modified, changed, terminated, amended, superseded or waived except by a written instrument executed by the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

Seller:

____
The City of Painesville
By: Douglas Lewis, City Manager
7 Richmond Street
Painesville, Ohio 44077
440-392-5801

Purchaser:

____
Payne & Payne Homes, Inc.
By: _________________________________
Current Address:
10750 Mayfield Road
Chardon, OH 44024

Phone:
440-286-9758

POLARIS ENGINEERING & SURVEYING INC. – 34600 CHARDON ROAD – WILLOUGHBY HILLS - OHIO

LEGAL DESCRIPTION
PARCEL 1

SITUATED IN THE CITY OF PAINESVILLE, COUNTY OF LAKE, AND STATE OF OHIO, AND FURTHER KNOWN AS BEING PART OF TRACT 3, ORIGINAL PAINESVILLE TOWNSHIP, BEING TOWNSHIP NUMBER 11 NORTH IN THE 8TH RANGE WEST OF TOWNSHIPS IN THE CONNECTICUT WESTERN RESERVE;

BEGINNING AT THE INTERSECTION OF THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SOUTH SAINT CLAIR STREET (60 FEET WIDE) WITH THE NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET (60 FEET WIDE);

THENCE **SOUTH 56°34’14” WEST** ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET, **380.86 FEET** TO AN IRON PIN SET AT THE PRINCIPAL PLACE OF BEGINNING;

COURSE 1: THENCE CONTINUING **SOUTH 56°34’14” WEST** ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET, **59.54 FEET** TO AN IRON PIN SET AT THE SOUTHEASTERLY CORNER OF LAND CONVEYED TO CHARLES B. MCDONALD BY DOCUMENT NUMBER 2017R014975 OF LAKE COUNTY RECORDS (PPN: 15-B-002-0-00-027-0);

COURSE 2: THENCE **NORTH 33°14’19” WEST** ALONG THE NORTHEASTERLY LINE OF SAID MCDONALD, **161.00 FEET** TO AN IRON PIN SET;

COURSE 3: THENCE **NORTH 56°34’14” EAST, 59.00 FEET** TO AN IRON PIN SET;

COURSE 4: THENCE **SOUTH 33°25’46” EAST, 161.00 FEET** TO THE PRINCIPAL PLACE OF BEGINNING AND CONTAINING 0.2191 ACRES OF LAND, BE THE SAME MORE OR LESS, BUT SUBJECT TO ALL LEGAL HIGHWAYS AND EASEMENTS OF RECORD. DESCRIBED IN NOVEMBER, 2023 BY POLARIS ENGINEERING AND SURVEYING INC. ALL IRON PINS SET ARE 5/8 INCH DIAMETER BY 30-INCH-LONG REBAR WITH IDENTIFICATION CAP POLARIS “7388”.

PRIOR INSTRUMENT REFERENCE: DOCUMENT NUMBER 2010R002410 OF LAKE COUNTY RECORDS (PPN: 15-B-002-0-00-005-0).

THE INTENT OF THIS DESCRIPTION IS TO DESCRIBE 0.2191 ACRES SPLIT FROM PPN: 15-B-002-0-00-005-0.

Exhibit A

11/1/2023

LEGAL DESCRIPTION
PARCEL 2

SITUATED IN THE CITY OF PAINESVILLE, COUNTY OF LAKE, AND STATE OF OHIO, AND FURTHER KNOWN AS BEING PART OF TRACT 3, ORIGINAL PAINESVILLE TOWNSHIP, BEING TOWNSHIP NUMBER 11 NORTH IN THE 8TH RANGE WEST OF TOWNSHIPS IN THE CONNECTICUT WESTERN RESERVE;

BEGINNING AT THE INTERSECTION OF THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SOUTH SAINT CLAIR STREET (60 FEET WIDE) WITH THE NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET (60 FEET WIDE);

THENCE **SOUTH 56°34’14” WEST** ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET, **308.86 FEET** TO AN IRON PIN SET AT THE SOUTHWESTERLY CORNER OF LAND CONVEYED TO DILLON M. SERRAGLIO BY DOCUMENT NUMBER 2021R031561 OF LAKE COUNTY RECORDS (PPN: 15-B-002-0-00-031-0) AND THE PRINCIPAL PLACE OF BEGINNING;

COURSE 1: THENCE CONTINUING **SOUTH 56°34’14” WEST** ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET, **48.00** TO AN IRON PIN SET;

COURSE 2: THENCE **NORTH 33°25’46” WEST, 161.00 FEET** TO AN IRON PIN SET;

COURSE 3: THENCE **NORTH 56°34’14” EAST, 49.05 FEET** TO AN IRON PIN SET;

COURSE 4: THENCE **SOUTH 33°03’19” EAST** ALONG THE SOUTHWESTERLY LINE OF SAID SERRAGLIO, **161.00 FEET** TO THE PRINCIPAL PLACE OF BEGINNING AND CONTAINING 0.1794 ACRES OF LAND, BE THE SAME MORE OR LESS, BUT SUBJECT TO ALL LEGAL HIGHWAYS AND EASEMENTS OF RECORD. DESCRIBED IN NOVEMBER, 2023 BY POLARIS ENGINEERING AND SURVEYING INC. ALL IRON PINS SET ARE 5/8 INCH DIAMETER BY 30-INCH-LONG REBAR WITH IDENTIFICATION CAP POLARIS “7388”.

PRIOR INSTRUMENT REFERENCE: DOCUMENT NUMBER 2010R002410 OF LAKE COUNTY RECORDS (PPN: 15-B-002-0-00-005-0).

THE INTENT OF THIS DESCRIPTION IS TO DESCRIBE 0.1794 ACRES SPLIT FROM PPN: 15-B-002-0-00-005-0.

Exhibit B

LEGAL DESCRIPTION
BLOCK A

SITUATED IN THE CITY OF PAINESVILLE, COUNTY OF LAKE, AND STATE OF OHIO, AND FURTHER KNOWN AS BEING PART OF TRACT 3, ORIGINAL PAINESVILLE TOWNSHIP, BEING TOWNSHIP NUMBER 11 NORTH IN THE 8TH RANGE WEST OF TOWNSHIPS IN THE CONNECTICUT WESTERN RESERVE;

BEGINNING AT THE INTERSECTION OF THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SOUTH SAINT CLAIR STREET (60 FEET WIDE) WITH THE NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET (60 FEET WIDE);

THENCE **SOUTH 56°34’14” WEST** ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET, **356.86 FEET** TO AN IRON PIN SET AND THE PRINCIPAL PLACE OF BEGINNING;

COURSE 1: THENCE CONTINUING **SOUTH 56°34’14” WEST** ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF EAST SOUTH STREET, **24.00** TO AN IRON PIN SET;

COURSE 2: THENCE **NORTH 33°25’46” WEST, 136.00 FEET** TO AN IRON PIN SET;

COURSE 3: THENCE **NORTH 56°34’14” EAST, 24.00 FEET** TO AN IRON PIN SET;

COURSE 4: THENCE **SOUTH 33°25’46” EAST, 136.00 FEET** TO THE PRINCIPAL PLACE OF BEGINNING AND CONTAINING 0.0749 ACRES OF LAND, BE THE SAME MORE OR LESS, BUT SUBJECT TO ALL LEGAL HIGHWAYS AND EASEMENTS OF RECORD. DESCRIBED IN NOVEMBER, 2023 BY POLARIS ENGINEERING AND SURVEYING INC. ALL IRON PINS SET ARE 5/8 INCH DIAMETER BY 30-INCH-LONG REBAR WITH IDENTIFICATION CAP POLARIS “7388”.

PRIOR INSTRUMENT REFERENCE: DOCUMENT NUMBER 2010R002410 OF LAKE COUNTY RECORDS (PPN: 15-B-002-0-00-005-0).

THE INTENT OF THIS DESCRIPTION IS TO DESCRIBE 0.0749 ACRES SPLIT FROM PPN: 15-B-002-0-00-005-0.

Exhibit C

Plat of Lot Split

P.P.N. 15-B-002-0-00-005-0 ~ 154 South St. Clair Street
Situated in the City of Painesville, County of Lake, and State of Ohio,
and further known as being part of Tract 3, Original Painesville Township, Being
Township No. 11 in the 8th Range of Townships in the Connecticut Western Reserve.
November, 2023 Scale 1"=30'

Survey Abbreviations:

(A.F.N.) = AUTOMATIC FILE NUMBER
(ACT.) = ACTUAL DISTANCE
(CALC.) = CALCULATED DISTANCE
(CL) = CENTERLINE
(C.S.R.) = CITY SURVEY RECORDS
(Dd.) = DEED DISTANCE
(D.R.) = DEED RECORD
(Doc.) = DOCUMENT NUMBER
(Encr.) = ENCROACHMENT
(Fd.) = FOUND
(Inst.) = INSTRUMENT NUMBER
(Ms.) = MEASURED DISTANCE
(Mon.Box) = MONUMENT BOX ASSEMBLY
(Obs.) = OBSERVED DISTANCE
(O.L.) = ORIGINAL LOT LINE
(O.R.) = OFFICIAL RECORD
(PL) = PROPERTY LINE
(P.P.N.) = PERMANENT PARCEL NUMBER
(P.C.) = POINT OF CURVATURE
(P.T.) = POINT OF TANGENCY
(POB) = PLACE OF BEGINNING
(PPOB) = PRINCIPAL PLACE OF BEGINNING
(Rec.) = RECORD DISTANCE
(R.P.) = RECORDED PLAT
(RW) = RIGHT-OF-WAY
(Trn.) = TURNED ANGLE
(S/L) = SUBLOT

Survey References:

COUNTY TAX MAPS (AS NOTED)
COUNTY RECORD DEEDS (AS NOTED)
COUNTY RECORD PLATS (AS NOTED)
COUNTY ROAD RECORDS(AS NOTED)
SURVEY PERFORMED BY(AS NOTED)

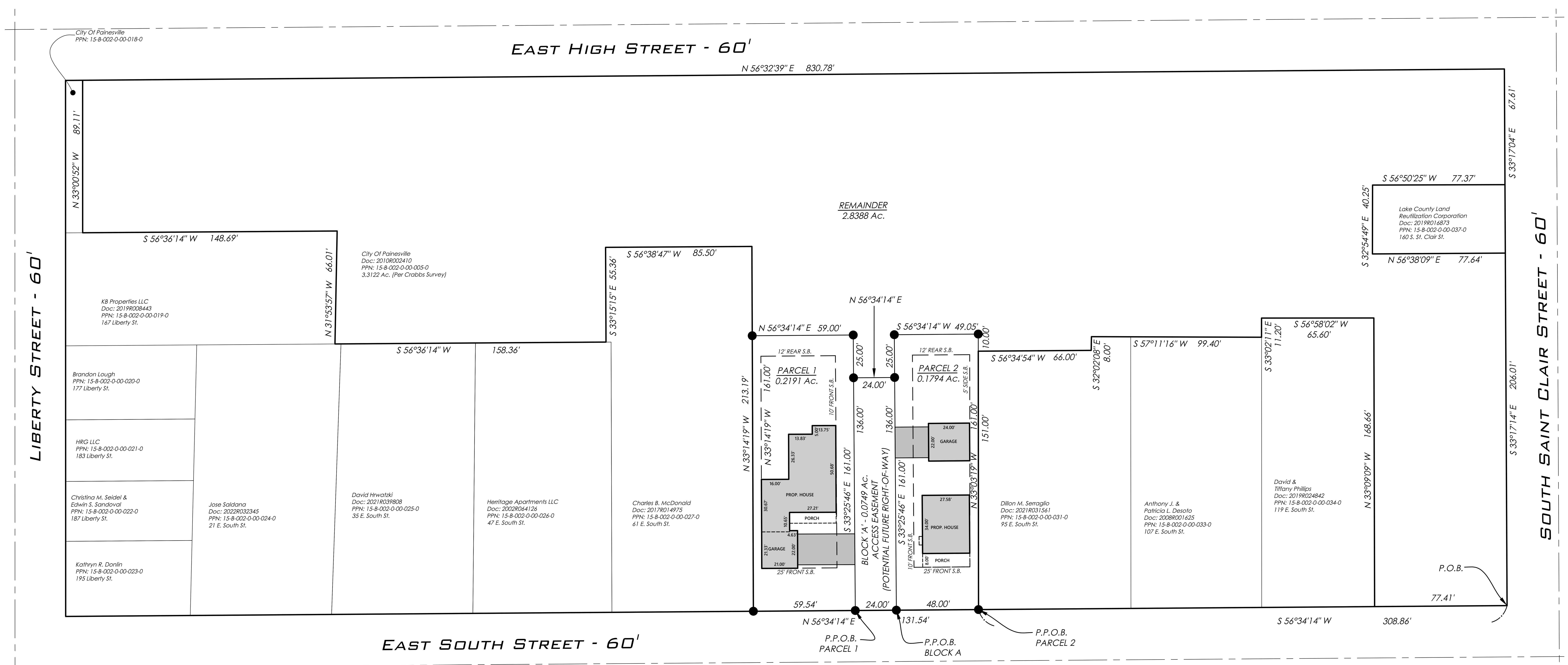
GRAPHIC SCALE
30 0 15 30
1 INCH = 30 FEET

Zoning Summary:

SUBJECT PROPERTY = D-D
MINIMUM SETBACK = 20'
MINIMUM SIDEYARD = 5'

Monument Legend:

MON. BOX ASSEMBLY FOUND (AS NOTED)
EMPTY MON. BOX ASSEMBLY FOUND (AS NOTED)
STONE FOUND (AS NOTED)
IRON PIPE FOUND (AS NOTED)
IRON PIN FOUND (AS NOTED)
5/8" IRON PIN FOUND I.D. CAP POLARIS #7388
5/8" x 30" IRON PIN SET W/I.D. CAP POLARIS "7388"
DRILL HOLE FOUND (AS NOTED)
DRILL HOLE SET (AS NOTED)
P.K. NAIL FOUND (AS NOTED)
P.K. NAIL SET (AS NOTED)



DATE:	11/1/2023
SCALE: HOR.	1"=30'
VERT.	N/A
FOLDER:	Survey Base
FILENAME:	Lot Split
TAB:	01-Plat

polaris Engineering & Surveying

POLARIS ENGINEERING and SURVEYING, INC.
34600 CHARDON ROAD - SUITE D
WILLOUGHBY HILLS, OHIO 44094
(440) 944-4433 (440) 944-3722 (Fax)
www.polaris-es.com

CONTRACT No. 23061

SHEET 01 OF 01

RESOLUTION NO. _____-23

RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, WITH THE LOWEST AND BEST BIDDER FOR FILTER REPAIRS AND REPLACEMENT, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That the City Manager be and is hereby authorized and directed to advertise for bids and enter into a contract, including any and all ensuing change orders with the lowest bidder for filter repairs, underdrain and media replacement, in accordance with specifications in the filter engineering plans and on file in the Clerk of Council's Office.

SECTION II. That this Resolution is hereby declared to be and is passed as an emergency measure for the immediate preservation of the public peace, health, safety and general welfare of the citizens of the City of Painesville, the emergency being that the immediate passage is necessary so as to bid out the project in a timely manner; and therefore, this Resolution shall become effective immediately upon its passage.

PASSED:

EFFECTIVE:

____
CHRISTINE SHOOP
President of Council

ATTEST:

____
SAMANTHA DANIELSON
Clerk of Council

RESOLUTION NO.______-23

RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPLY FOR AND ACCEPT FUNDING FROM THE OHIO STATE FIRE MARSHAL'S OFFICE EQUIPMENT GRANT, FOR THE PURPOSE OF PURCHASING PORTABLE RADIOS, BATTERIES AND CHARGERS, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio State Fire Marshal's Office administers financial assistance to address equipment needs for Fire Departments through their Equipment Grant Program; and

WHEREAS, the Ohio State Fire Marshal's Office is currently accepting applications for the 2023 Equipment Grant Program; and

WHEREAS, funding through the 2024 Equipment Grant Program will enable the City of Painesville to continue meet the equipment needs of the Firefighter/Paramedic staff within the Fire Department; and

WHEREAS, it is planned to purchase one portable 800MhZ radio, forty-eight batteries, and sufficient battery charging units, so that we can continue to use the portable 800MhZ radios we currently have on hand.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION 1. That the City Council hereby authorizes and directs the City Manager to execute and file an application with the Ohio State Fire Marshal's Office and to provide all information and necessary documentation required to become eligible for possible funding assistance through the 2024 Equipment Grant Program.

SECTION 2. That the City Council hereby authorizes the City Manager to accept the 2024 Equipment Grant funding awarded by the Ohio State Fire Marshal's Office to the City of Painesville, Ohio.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the protection and preservation of the peace, health, safety, and general welfare of the inhabitants of the City of Painesville, and for the further need to submit the application as soon as possible; and therefore this Resolution shall be effective immediately upon its passage.

PASSED:

EFFECTIVE:

____
CHRISTINE SHOOP
President of Council

ATTEST:

____
SAMANTHA DANIELSON
Clerk of Council

RESOLUTION NO. _______-23

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE ASPHALT RESURFACING OF LIBERTY STREET FROM SR84 TO WASHINGTON STREET, AND DECLARING AN EMERGENCY.

WHEREAS, the public interest demands that the roadway be resurfaced, be improved; and

WHEREAS, on the 2nd day of October, 2023, the City of Painesville (LPA) enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of improvements to Liberty Street (C.R. 360) from Ridge Road (S.R. 84) to the City of Painesville corporation line with Painesville Township, Lake County continuing from the City of Painesville corporation line to Washington Street, including pavement planing, pavement repair, resurfacing, and pavement marking, along with curb, curb ramp, and signage upgrades, lying within the City of Painesville and Painesville Township, Lake County; and

WHEREAS, the City of Painesville shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of Five Hundred Twenty-Four Thousand Two Hundred Ninety and ----00/100 Dollars, ($524,290.00), but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That the estimated sum of Five Hundred Twenty-Four Thousand Two Hundred Ninety and ----00/100 Dollars ($524,290.00) is hereby appropriated for the improvement described above and the City Manager is hereby authorized and directed to issue an order on the Finance Director for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

SECTION II. The City of Painesville (LPA) hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

SECTION III. The City of Painesville (LPA) enter into a contract with the State, and that City Manager be, and is hereby authorized to execute said contract; providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

SECTION IV. The City of Painesville (LPA) transmit to the Director of Transportation a fully executed copy of this Resolution.

SECTION V. That this Resolution is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being to expedite the highway project and to promote highway safety immediate passage is necessary so as to meet filing deadlines; and therefore, this Resolution shall become effective immediately upon its passage.

PASSED:

EFFECTIVE:

CHRISTINE SHOOP
President of Council

ATTEST:

SAMANTHA DANIELSON
Clerk of Council

RESOLUTION NO. _______-23

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, WITH THE LOWEST AND BEST BIDDER FOR THE REHABILITATION OF SANITARY AND STORM SEWERS ON LIBERTY STREET, AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That the City Manager is hereby authorized and directed to advertise for bids and enter into a contract, including any and all ensuing change orders, with the lowest and best bidder for the Rehabilitation of Sanitary and Storm Sewers on Liberty Street, in accordance with specifications on file in the office of the City Manager, for the Engineering Department.

SECTION II. That this Resolution is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to repair and rehabilitate the sanitary and storm lines that are included in this project within the City in order to improve safety and health and decrease the costs of maintenance and repair along with associated labor costs and, therefore, this Resolution shall become effective immediately upon its passage.

PASSED:

EFFECTIVE:

____
CHRISTINE SHOOP
President of Council

ATTEST:

____
SAMANTHA DANIELSON
Clerk of Council

RESOLUTION NO. _______-23

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, WITH THE LOWEST AND BEST BIDDER FOR THE RECONSTRUCTION OF REED AVENUE, AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That the City Manager be and he is hereby authorized and directed to advertise for bids and enter into a contract, including any and all ensuing change orders, with the lowest and best bidder for the Reconstruction of Reed Avenue, in accordance with specifications on file in the office of the City Manager, for the Engineering Department. The Reconstruction of Reed Avenue includes the installation of a new storm sewer, curbs, cement stabilization, and asphalt pavement.

SECTION II. That this Resolution is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to repave various streets within the City in order to improve safety and decrease the costs of maintenance and repair along with associated labor costs and, therefore, this Resolution shall become effective immediately upon its passage.

PASSED:

EFFECTIVE:

____
CHRISTINE SHOOP
President of Council

ATTEST:

____
SAMANTHA DANIELSON
Clerk of Council

RESOLUTION NO.______-23

RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPLY FOR AND ACCEPT FUNDING FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FORESTRY, FOR THE PURPOSE OF PURCHASING AND INSTALLING STREET TREES ALONG THE CITY'S PUBLIC RIGHT OF WAY, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Department of Natural Resources, Division of Forestry, administers financial assistance to address Urban Forestry Programs throughout Ohio; and

WHEREAS, the Division of Forestry is currently accepting applications for their Emerging Programs Grant Program; and

WHEREAS, funding through the said Grant Program will enable the City of Painesville to initiate the purchase and installation of appropriate tree species along our public lands and rights of way; and

WHEREAS, once the City has established such a tree planting program, it will be eligible for additional grant awards in the future.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION 1. That the City Council hereby authorizes and directs the City Manager to execute and file an application with the Division of Forestry and to provide all information and necessary documentation required to become eligible for possible funding assistance through the upcoming Grant Program Cycle.

SECTION 2. That the City Council hereby authorizes the City Manager to accept any Grant funding awarded by the Division of Forestry to the City of Painesville, Ohio.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the protection and preservation of the peace, health, safety, and general welfare of the inhabitants of the City of Painesville, and for the further need to submit the application as soon as possible; and therefore this Resolution shall be effective immediately upon its passage.

PASSED:

EFFECTIVE:

____
CHRISTINE SHOOP
President of Council

ATTEST:

____
SAMANTHA DANIELSON
Clerk of Council