

KEVIN D. MALECEK
President of Council

DAVID A. REICHEL
Vice President of Council

VICTORIA ANN SAVAGE, CMC
Clerk of Council

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
NANCY E. FELLOWS
DAVID M. FIEBIG
FRANK A. GERMANO
RAYMOND C. SOMICH

ORDINANCE NO. 2008-70

AN ORDINANCE ACCEPTING AND GRANTING APPROVAL OF THE PROPOSAL SUBMITTED FROM ERIC'S LANDSCAPE/DESIGN IN THE AMOUNT OF \$1,500.00 WITH SAID AMOUNT REPRESENTING ONLY LABOR WITH ALL MATERIALS BEING SUPPLIED BY OSBORNE CONCRETE AT A COST NOT TO EXCEED \$750.00 FOR THE IMPROVEMENT OF THE VETERAN'S MEMORIAL AND DECLARING AN EMERGENCY.

WHEREAS, Chapter 163 – Veterans Memorial Commission, Section 163.02 – Duties and Responsibilities, Subsection (a) General Powers states that the Commission shall have the power to maintain the Veterans' Memorial and to direct the trimming, planting, replanting, removal or disposition of flowers, trees, shrubs or plantings around the Veterans' Memorial, and to study, investigate, plan, advise, report and recommend to Council, for approval, any improvement of the Veterans' Memorial that exceeds ten percent (10%) of the dollar value of the Veterans' Memorial Fund; and

WHEREAS, the Mayor has submitted to Council a proposal received from Eric's Landscape/Design of 2728 Orchard Extension, Willoughby Hills, Ohio, to improve the Veteran's Memorial by forming and pouring a concrete pad and walk at a cost not to exceed \$1,500.00; said amount representing only labor with all materials being supplied by the City; and

WHEREAS, the City will purchase materials and supplies from Osborne Concrete at a cost not to exceed \$750.00; and

WHEREAS, Pursuant to Section 163.02(a) Council approves said improvement; and

WHEREAS, in order to provide and set aside funds for the above mentioned improvement, Council appropriated \$4,500.00 by and through the adoption of Ordinance No. 2008-69.

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

SECTION 1. Pursuant to Section 163.02 (a), Council hereby grants approval of the proposal submitted by the Mayor, (received from Eric's Landscape/Design of 2728 Orchard Extension, Willoughby Hills, Ohio), consisting of (1) page, attached hereto and incorporated herein as "Exhibit A", for the improvement of the Veteran's Memorial by forming and pouring a concrete pad and walk at a cost not to exceed \$1,500.00 with said amount representing only labor with all materials to be supplied by Osborne Concrete at a cost not to exceed \$750.00.

SECTION 2. All Ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

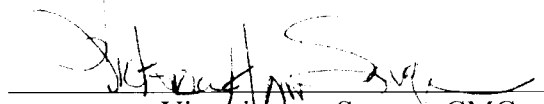
SECTION 3. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

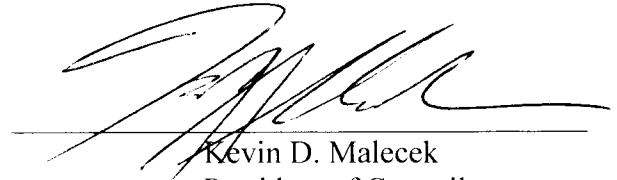
SECTION 4. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Finance Department and further reason being that it will immediately provide for said improvement to be completed before November 11th, Veteran's Day; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: September 25, 2008

Submitted to the Mayor for his approval
on this 25 day of September, 2008

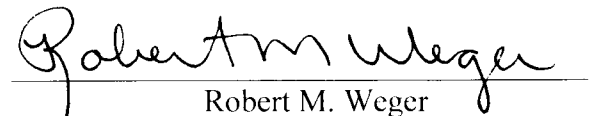
ATTEST:


Victoria Ann Savage, CMC
Clerk of Council


Kevin D. Malecek
President of Council

Approved by the Mayor

September 25, 2008


Robert M. Weger
Mayor

ORDINANCE NO. 2008-70

I, Victoria Ann Savage, Clerk of Council for the City of Willoughby Hills, Lake County, Ohio do hereby certify that the foregoing **Ordinance No. 2008-70** was duly and regularly passed by the Council of the City of Willoughby Hills, Lake County, Ohio at a meeting held on **September 25, 2008**.

That this legislation was posted according to law and duly advertised pursuant to Ordinance No. 2003-19 in the Lake County News-Herald on **October 1, 2008**. Effective date of Legislation: **September 25, 2008**.

Victoria Ann Savage, CMC
Clerk of Council