

21-097

BILL #21-097

ORDINANCE # _____

BY: MR. LAWRENCE

Authorizing payment of the claim of Kayla Griggs, 236 Fairlawn Avenue Mansfield, Ohio 44903 and, declaring an emergency.

WHEREAS, upon investigation by City employees and others including discussions and negotiations with the claimants, the Claims Committee of City Council has recommended payment of the claimed loss upon the terms hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:

SECTION 1. That the Finance Director be, and she is hereby, authorized to draw her warrant on Fund Account 503-99.99-5804 (Claims Against the City) in favor of Kayla Griggs in the sum of three thousand eight hundred eighty-six and 25/100 dollars (\$3,886.25) which shall constitute a full and complete satisfaction for any and all claims and damages which said Kayla Griggs and her heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield for the damages caused by sewer back-ups at her property, 236 Fairlawn Avenue, Mansfield Ohio occurring between 2018 and 2021.

SECTION 2. That receipt of such draft of the City shall be conditioned upon execution of a full release from liability from any and all claims and damage which the claimants, their heirs, administrators, executors, successors and assigns ever had, now have, or may hereafter have against the City of Mansfield for damage, injury or loss to person or property caused as indicated in Section 1 above.

SECTION 3. That a copy of this Ordinance shall be served upon the claimant at the time of the delivery of said warrant.

SECTION 4. That by reason of the immediate need to expedite payment in order to complete settlement of this claim, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield and its inhabitants and providing it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its adoption, otherwise from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus 18 May 2021
1st Reading 18 May 2021
2nd Reading
PASSED 18 May 2021

SIGNED

[Signature of David Falquette]
/s/ David Falquette

President of Council

ATTEST

[Signature of Amy L. Yockey]
/s/ Amy L. Yockey

APPROVED

[Signature of Timothy L. Theaker]
/s/ Timothy L. Theaker

Mayor

Clerk of Council

APPROVED AS TO FORM:

John R. Spon
Law Director
City of Mansfield, Ohio

21-098

BILL #21-098

ORDINANCE #

BY: MR. LAWRENCE

Authorizing payment of the claim of Barbara A. Deal, 1276 Millsboro Road, Mansfield, Ohio and declaring an emergency.

WHEREAS, a claim has been filed against the City of Mansfield by Barbara A. Deal for damage to a mailbox caused by a city truck, and

WHEREAS, upon investigation by City employees and others and discussions and negotiations with the claimant, the Claims Committee of City Council has recommended payment of said claim upon the terms hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:

SECTION 1. That the Finance Director be, and she is hereby, authorized to draw her warrant on Fund Account 101-006-651.30-07 (Claims Against the City) in favor of Barbara A. Deal in the sum of ninety-one and 83/100 dollars (\$91.83) which shall constitute a full and complete satisfaction for any and all claims and damages which said Barbara A. Deal and her heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield for the damage to a mail box allegedly caused by a city truck on or about February 17, 2021.

SECTION 2. That receipt of such draft of the City shall be conditioned upon execution of a full release from liability from any and all claims and damage which the claimant, her heirs, administrators, executors, successors and assigns ever had, now have, or may hereafter have against the City of Mansfield for damage, injury or loss to person or property caused as indicated in Section 1 above.

SECTION 3. That a copy of this Ordinance shall be served upon the claimant at the time of the delivery of said warrant.

SECTION 4. That by reason of the immediate need to expedite payment in order to complete settlement of this claim, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield and its inhabitants and providing it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its adoption, otherwise from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus 18 May 2021
1st Reading
2nd Reading 18 May 2021
PASSED 18 May 2021

SIGNED /s/ David Falquette
President of Council

ATTEST /s/ Amy L. Yockey
Clerk of Council

APPROVED /s/ Timothy L. Theaker
Mayor

APPROVED AS TO FORM: John R. Spon
Law Director
City of Mansfield, Ohio

CONSENT LEGISLATION

Bill# 21-099
BY: MRS. MEIER

Ordinance/Resolution No.

21-099

PID No. 100079

Project Name RIC SR 0430 05.35

21-099

The following _____ enacted by the City of Mansfield of Richland County, Ohio,
(Ordinance/Resolution)
hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

To perform bridge repairs on State Route 0430 at SLM 05.35 over Ritter's Run in the City of Mansfield in Richland County.

This project is currently scheduled to be constructed in the summer of 2023.

NOW THEREFORE, be it ordained by the City of Mansfield of Richland County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the City gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation in the above described project as follows:

- 1) *The City gives consent for the above improvement.*
- 2) *No funds are required from the City except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) *Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;*
- 2) *Provide ample financial provisions, as necessary, for the maintenance of the described project;*
- 3) *Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.*

21-099

PID No. 100079
Project Name RIC SR 0430 05.35

SECTION V - Utilities and Right-of-Way Statement

If city owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the City will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION VI - Authority to Sign

The PUBLIC WORKS DIRECTOR of said City of Mansfield is hereby empowered on behalf
(Contractual Agent)

of the City of Mansfield to enter into contracts with the Director of Transportation necessary to complete the above described project.

Passed: May 18th, 2021.
(Date)

Attested: Amy L Yockey DC Falgoutto
(Clerk) (Official of City - title) PRESIDENT of Council

Attested: _____ Jim Reardon _____
(Title) (Mayor)

This 21-099 is hereby declared to be an emergency measure to expedite the highway
(Ordinance/Resolution)
project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PID No. 109079
Project Name RIC SR 0430 05.35

CERTIFICATE OF COPY
STATE OF OHIO
City of Mansfield of Richland County, Ohio

I, Amy L. Yockey, as Clerk of the City of Mansfield of Richland County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of 21-099 adopted by
(Ordinance/Resolution)
the legislative Authority of the said City of Mansfield on this ___ day of ___, 202__.

that the publication of such 21-099 has been made and certified of record according to
(Ordinance/Resolution)

law; that no proceedings looking to a referendum upon such 21-099 have been taken;
(Ordinance/Resolution)

and that such 21-099 and certificate of publication thereof are of record in
(Ordinance/Resolution)

21-099, Page _____
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 18 day of May, 2021.

(SEAL)
Of Applicant

Amy L. Yockey
Clerk Signature
City of Mansfield of Richland County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Mansfield of Richland County, Ohio

Attest: _____

Navid A. Kemp, Date 5-19-21
Contractual Officer PUBLIC WORKS DIRECTOR

BILL #21-100

ORDINANCE # 21-100

BY: MR. VAN HARLINGEN

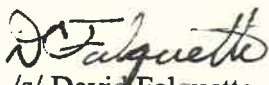
Transferring appropriations in the amount of one thousand four hundred seventy-five and 00/100 dollars (\$1,475.00) within the Water Fund (#502), for the purpose of issuing a campground refund, and declaring an emergency.

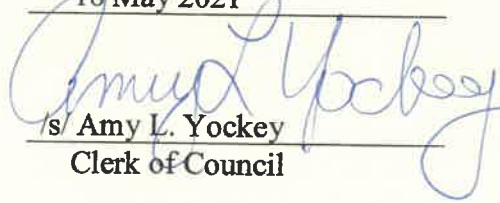
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:


SECTION 1. That appropriations in the amount of one thousand four hundred seventy-five and 00/100 dollars (\$1,475.00) be, and the same is hereby, transferred within the Water Fund (#502) from the Clear Fork Marina (502.36.40) Capital Outlay Classification to the Clear Fork Marina (502.36.40) Other Charges Classification.

SECTION 2. That being a transfer of funds necessary for current expenses, this Ordinance shall take effect and be in full force immediately upon its passage and approval by the Mayor.

Caucus 18 May 2021
1st Reading 18 May 2021
2nd Reading _____
PASSED 18 May 2021

SIGNED 
/s/ David Falquette
President of Council

ATTEST 
/s/ Amy L. Yockey
Clerk of Council

APPROVED 
/s/ Timothy L. Theaker
Mayor

APPROVED AS TO FORM: John R. Spon
Law Director
City of Mansfield, Ohio

BILL #21-101

ORDINANCE # 21-101

BY: MR. VAN HARLINGEN

Authorizing the Public Works Director to purchase, according to STS #800760 pricing contract, from MTech Company, one 2021 Johnston VT6652 Street Sweeper, for the Street Department, and declaring an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:

SECTION 1. That the Public Works Director be, and he is hereby, authorized to purchase, according to STS #800760 pricing contract, from MTech Company, 7401 First Place, Suite G, Cleveland, Ohio 44146, one 2021 Johnston VT6652 Street Sweeper, for the Street Department, at a cost not to exceed \$273,910.00 (two hundred seventy-three thousand, nine hundred ten and 00/100 dollars).

SECTION 2. That the Public Works Director be, and he is hereby, authorized to enter into a lease/purchase agreement, through Key Government Finance, for the 2021 Johnston VT6652 Street Sweeper totaling \$273,910.00 (two hundred seventy-three thousand, nine hundred ten and 00/100 dollars).

SECTION 3. That the amount authorized by Section 2, plus interest, shall be paid in seven (7) annual installment payments of \$41,549.43 (forty-one thousand, five hundred forty-nine and 43/100 dollars) from the Street Maintenance & Repair Fund (#202), Street Department Operations (202.53.01) Debt Service Classification, beginning June 1, of 2021.

SECTION 4. That by reason of the immediate necessity for purchasing this one 2021 Johnston VT6652 Street Sweeper for the Street Department, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield and its inhabitants and providing it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its adoption, otherwise from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus 18 May 2021
1st Reading 18 May 2021
2nd Reading 18 May 2021
PASSED 18 May 2021

SIGNED *David Falquette*
/s/ David Falquette
President of Council

ATTEST *Amy L. Yockey*
/s/ Amy L. Yockey
Clerk of Council

APPROVED *Timothy L. Theaker*
/s/ Timothy L. Theaker
Mayor

APPROVED AS TO FORM: John R. Spon
Law Director
City of Mansfield, Ohio