

BILL #21-148 * Amended

ORDINANCE #

21-147

BY: MRS. MEIER

Authorizing the Public Works Director to enter into a contract with Penchura for the construction of two splashpads, one at North Lake Park and one at John's Park.


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

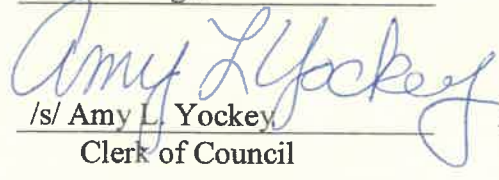
SECTION 1. That the Public Works Director be, and he is hereby authorized to enter into a contract with Penchura for the construction of two splashpads, one at North Lake Park and one at John's Park in the amount of one-hundred, seventy-four thousand, six-hundred, sixty-seven and 00/100 dollars **(\$192,112).**

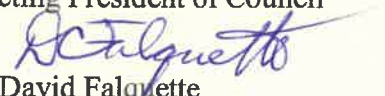
SECTION 2. That payment for the contractual services authorized in Section 1 herein shall be made from Parks and Recreation Operations (236.18.01) Capital Outlay Classification.

SECTION 3. That this measure shall take effect and be in force after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus	<u>20 July 2021</u>
1 st Reading	<u>3 August 2021</u>
2 nd Reading	<u> </u>
PASSED	<u>3 August 2021</u>

SIGNED 
 /s/ Phillip E. Scott
 Acting President of Council

ATTEST 
 /s/ Amy L. Yockey
 Clerk of Council

APPROVED 
 /s/ David Falquette
 Acting Mayor

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

BILL #21-149

21-148

ORDINANCE #

BY: MRS. MEIER

Authorizing the Public Works Director to accept and appropriate a donation from the Richland County Foundation in the amount of six thousand, six hundred sixty-seven and 00/100 dollars (\$6,667.00) to be used for the installation and maintenance of two (2) splash pads in the North End of Mansfield at Johns Park and North Lake Park, 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 accept a donation in the amount of six thousand, six hundred sixty-seven and 00/100 dollars (\$6,667.00) from the Richland County Foundation for the installation and maintenance of two (2) splash pads in the North End of Mansfield at Johns Park and North Lake Park.

SECTION 2. That the sum of six thousand, six hundred sixty-seven and 00/100 dollars (\$6,667.00) be, and the same is hereby, appropriated from the unappropriated Parks and Recreation Fund (#236) to the Parks and Recreation Operations (236.18.01) Capital Outlay Classification.

SECTION 3. That being an appropriation necessary for current expenses, this Ordinance shall take effect and be in full force immediately upon its passage and approval by the Mayor.

Caucus 20 July 2021
1st Reading 3 August 2021
2nd Reading
PASSED 3 August 2021

Amy L. Yockey

ATTEST /s/ Amy L. Yockey
Clerk of Council

Phillip E. Scott
SIGNED /s/ Phillip E. Scott
Acting President of Council

David Falquette
APPROVED /s/ David Falquette
Acting Mayor

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

21-149

BILL #21-150

ORDINANCE # _____

BY: MR. LAWERENCE

Authorizing payment of the claim of George Warne of 61 Ausdale Avenue Mansfield, Ohio 44906 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 Sewer Fund Account 503-99.99-5804 (Claims Against the City) in favor of George Warne in the sum of one hundred fifty and 00/100 dollars (\$150.00) which shall constitute a full and complete satisfaction for any and all claims and damages which said George Warne and his heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield for the damage to their property relating to an issue in which the City of Mansfield, for the damages caused by a sewer back-up at 61 Ausdale Avenue discovered on or about November 25, 2020.

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 3 August 2021
1st Reading 3 August 2021
2nd Reading
PASSED 3 August 2021

Amy L Yockey (handwritten signature)

ATTEST /s/ Amy L. Yockey Clerk of Council

SIGNED

Phillip E. Scott (handwritten signature)

/s/ Phillip E. Scott President of Council Pro-Temp.

David Falquette (handwritten signature) /s/ David Falquette Acting Mayor

APPROVED

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

BILL #21-151

ORDINANCE#

21-150

BY: MRS. MEIER

Amending Section 1 of Ordinance No. 21-082 authorizing the demolition of a two-story single-family, wood-sided, residential structure with severe structural damage located 53 Florence Avenue, Mansfield, Ohio, to also include an outbuilding located on the property in said demolition, and declaring an emergency.

WHEREAS, pursuant to Section 3 of said Ordinance the Bureau of Buildings, Inspections, Licenses and Permits was hereby authorized and directed to enter into a contract according to law with a competent and licensed contractor for the provision of labor, materials, and equipment for the demolition and removal of the building(s) or structure(s) described, including any fences, concrete stairs, retaining walls and all appurtenances thereto, together with the removal and leveling to grade in execution of the provisions of the Mansfield Codified Ordinances, 1997, and

WHEREAS, Section 4 of said Ordinance authorized the costs of said demolition to be paid from Community Development Operations, Contractual Services classification, (P.R.I.D.E. funding), and

WHEREAS, the purpose of this Ordinance is to demolish a two-story single-family, wood-sided, residential structure with severe structural damage and an outbuilding located 53 Florence Avenue, Mansfield, Ohio, Mansfield, Ohio, and

WHEREAS, the property owner and all interest holders have been notified as to the additional demolition of the outbuilding located on the property.

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

SECTION 1. That Section 1 of Ordinance No. 21-082, passed May 5, 2021, be, and the same is hereby amended to read and provide as follows:

"SECTION 1. That it is hereby determined and declared that a two-story single-family, wood-sided, residential structure with severe structural damage and an outbuilding located on the premises described in Section 2 hereinafter are insecure, unsafe, structurally defective and unsafe to life and other property by reason of their hazardous and unsound condition, unsound and unsafe walls, floors, foundation, and ceilings, and by reason of want of repair, age, and dilapidation; and it is hereby further determined and declared that by reason thereof said buildings or structures are beyond repair and are a nuisance."

SECTION 2. That by reason of the immediate necessity for the demolition of structure described herein above, 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 3 August 2021
1st Reading 3 August 2021
2nd Reading
PASSED 3 August 2021
ATTEST /s/ Amy L. Yockey Clerk of Council

SIGNED /s/ Phillip E. Scott President of Council Pro-Temp.
APPROVED /s/ David Falquette Acting Mayor

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

BY: MRS. MEIER

Amending Section 1 of Ordinance No. 21-107 authorizing the demolition of a two-story, single-family, vinyl-sided, residential structure with severe structural damage caused by fire located 461 Busch Place, Mansfield, Ohio, to also include an outbuilding located on the property in said demolition, and declaring an emergency.

WHEREAS, pursuant to Section 3 of said Ordinance the Bureau of Buildings, Inspections, Licenses and Permits was hereby authorized and directed to enter into a contract according to law with a competent and licensed contractor for the provision of labor, materials, and equipment for the demolition and removal of the building(s) or structure(s) described, including any fences, concrete stairs, retaining walls and all appurtenances thereto, together with the removal and leveling to grade in execution of the provisions of the Mansfield Codified Ordinances, 1997, and

WHEREAS, Section 4 of said Ordinance authorized the costs of said demolition to be paid from Community Development Operations, Contractual Services classification, (P.R.I.D.E. funding), and

WHEREAS, the purpose of this Ordinance is to demolish a two-story, single-family, vinyl-sided, residential structure with severe structural damage caused by fire and an outbuilding located 461 Busch Place, Mansfield, Ohio, Mansfield, Ohio, and

WHEREAS, the property owner and all interest holders have been notified as to the additional demolition of the outbuilding located on the property.

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

SECTION 1. That Section 1 of Ordinance No. 21-107, passed June 1, 2021, be, and the same is hereby amended to read and provide as follows:

SECTION 1. That it is hereby determined and declared that a two-story, single-family, vinyl-sided, residential structure and an outbuilding, with severe structural damage caused by fire, located on the premises described in Section 2 hereinafter are insecure, unsafe, structurally defective and unsafe to life and other property by reason of their hazardous and unsound condition, unsound and unsafe walls, floors, foundation, and ceilings, and by reason of want of repair, age, and dilapidation; and it is hereby further determined and declared that by reason thereof said buildings or structures are beyond repair and are a nuisance."

SECTION 2. That by reason of the immediate necessity for the demolition of structure described herein above, 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 3 August 2021
1st Reading 3 August 2021
2nd Reading
PASSED 3 August 2021

SIGNED /s/ Phillip B. Scott
President of Council Pro-Temp.

ATTEST /s/ Amy L. Yockey
Clerk of Council

APPROVED /s/ David Falquette
Acting Mayor

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

21-152

BILL #21-153

ORDINANCE # _____

BY: MRS. MEIER

Authorizing the City to accept a donation of park playground equipment and various improvements at Sterkel Park, and declaring an emergency.

WHEREAS, Richland County New Hope has graciously offered to donate park playground equipment and various improvements at Sterkel Park, and

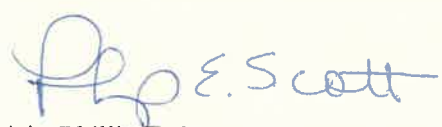
WHEREAS, this Council for itself and on behalf of the City of Mansfield gratefully appreciates the generosity and public interest reflected by their kind offer.

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

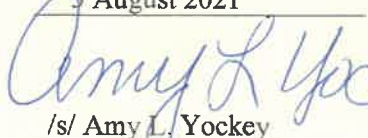
SECTION 1. That the Safety-Service Director on behalf of the City of Mansfield be, and she is hereby, authorized to accept a donation from Richland County New Hope for park playground equipment and various improvements at Sterkel Park.

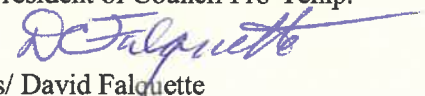
SECTION 2. That in order to permit such donation to be accepted for their its intended purpose without delay, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield and its inhabitants and providing 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 3 August 2021
1st Reading 3 August 2021
2nd Reading _____
PASSED 3 August 2021



SIGNED /s/ Phillip E. Scott
President of Council Pro-Temp.

ATTEST 
/s/ Amy L. Yockey
Clerk of Council

APPROVED 
/s/ David Falquette
Acting Mayor

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

21-153

BILL #21-154

ORDINANCE # _____

BY: MR. VAN HARLINGEN

Appropriating the sum of forty-seven thousand, six hundred twenty-six and 00/100 dollars (\$47,626.00) from the Downtown Improvement Fund (#425) for the purpose of installing a free public Wi-Fi system in a portion of downtown, and declaring an emergency.

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

SECTION 1. That the sum of forty-seven thousand, six hundred twenty-six and 00/100 dollars (\$47,626.00) be, and the same is hereby, appropriated from the unappropriated Downtown Improvements Fund (#425) to the Downtown Improvement Programs (425.28.25) Capital Outlay Classification.

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

Caucus 3 August 2021
1st Reading 3 August 2021
2nd Reading _____
PASSED 3 August 2021

Amy L. Yockey

/s/ Amy L. Yockey
Clerk of Council

Phillip E. Scott

SIGNED /s/ Phillip E. Scott
President of Council Pro-Temp.

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

David Falquette

APPROVED /s/ David Falquette
Acting Mayor

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

BILL #21-156

ORDINANCE# 21-154

BY: MR. VAN HARLINGEN

Authorizing payment to Utility Service Co. Inc. in the amount of one hundred fifty-seven thousand and 00/100 dollars (\$157,000.00) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

WHEREAS, the Utility Collections Department, contracted services with Utility Service Co. Inc. for annual Water Meter Maintenance Program prior to submission of a purchase order therefor to the Finance Department in the amount one hundred fifty-seven thousand and 00/100 dollars (\$157,000.00), and


WHEREAS, R.C. 5705.41(D)(1) provides that the payment of three thousand dollars or more on a contract or order made by a municipality without a certificate of available funds being attached at such time must be authorized by the legislative authority after the fiscal officer subsequently certifies that the funds were available at the time the contract or order was made and that such funds are still available.

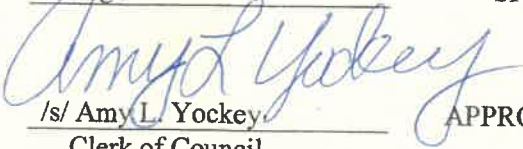
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:

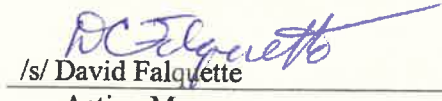
SECTION 1. That this Council does hereby affirm the Then and Now Certificate issued by the Finance Director relating to the request and receipt by Utility Service Co. Inc. in the amount of \$157,000.00 prior to a purchase order therefor being submitted to the Finance Department, and authorize the Finance Director to issue her warrant to Utility Service Co., Inc. in the amount of one hundred fifty-seven thousand and 00/100 dollars (\$157,000.00) from funds heretofore appropriated in the Utility Collections Fund (#603).

SECTION 2. That reason of the immediate need to authorize payment of this obligation within thirty days after receipt of the certificate of the Finance Director per R.C. 5705.41(D)(1), 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 after its passage, otherwise from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus 3 August 2021
1st Reading 3 August 2021
2nd Reading _____
PASSED 3 August 2021

SIGNED 
/s/ Phillip E. Scott
President of Council Pro-Temp.

ATTEST 
/s/ Amy L. Yockey
Clerk of Council

APPROVED 
/s/ David Falquette
Acting Mayor

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

BILL #21-157

ORDINANCE # 21-155

BY: MR. VAN HARLINGEN

Appropriating the sum of two hundred thousand dollars (\$200,000.00) from the unappropriated Parks & Recreation Fund (#236) for various purposes, including new playground equipment at Burton and Redwood Parks, the removal of old playground equipment, the demolition of Prospect Park pavilion, engineering & architectural services for Sterkel Park restrooms, one Ford F250 truck, and a trailer.

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

SECTION 1. That the sum of two hundred thousand and 00/100 dollars (\$200,000.00) be, and the same is hereby, appropriated from the unappropriated Parks & Recreation Fund (#236) to the following Parks & Recreation Operation (236.18.01) classifications:

Supplies and Materials	\$1,175.33
Contractual Services	\$71,935.00
Capital Outlay	<u>\$126,889.67</u>
Total	\$200,000.00

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

Caucus 3 August 2021
 1st Reading 3 August 2021
 2nd Reading 3 August 2021
 PASSED 3 August 2021

Amy L Yockey
 /s/ Amy L Yockey
 Clerk of Council

Phillip E. Scott
 SIGNED /s/ Phillip E. Scott
 President of Council Pro-Temp.

David Falquette
 APPROVED /s/ David Falquette
 Acting Mayor

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

21-156

BILL #21-158

ORDINANCE # _____

BY: MR. VAN HARLINGEN

Authorizing the Safety-Service Director to purchase, according to STS #233, pricing contract #800818, from Penn Care, Inc., one 2022 STS Ford E450 Braun Chief XL Ambulance, for the Fire Department, and declaring an emergency.

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

SECTION 1. That the Safety-Service Director be, and she is hereby, authorized to purchase, according to STS #233, pricing contract #800818, from Penn Care, Inc., 1317 North Road, Niles, Ohio 44446, one 2022 STS Ford E450 Braun Chief XL Ambulance, for the Fire Department, at a cost not to exceed \$201,300.00 (two hundred one thousand, three hundred and 00/100 dollars).

SECTION 2. That the Safety-Service Director be, and she is hereby, authorized to enter into a lease/purchase agreement, through Key Government Finance, for the ambulance totaling \$201,300.00 (two hundred one thousand, three hundred and 00/100 dollars).

SECTION 3. That the amount authorized by Section 2, plus interest, shall be paid in five (5) annual installment payments of \$42,380.81 (forty-two thousand, three hundred eighty and 81/100 dollars) from the Fire Capital Equipment Fund (#420), Fire Department Operations (420.16.01) Debt Service Classification, beginning January of 2022.

SECTION 4. That by reason of the immediate necessity for purchasing this ambulance for the Fire 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 3 August 2021
1st Reading 3 August 2021
2nd Reading _____
PASSED 3 August 2021

Phillip E. Scott

SIGNED /s/ Phillip E. Scott
President of Council Pro-Temp.

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

David Falquette

APPROVED /s/ David Falquette
Acting Mayor

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