

BILL #22-025

RESOLUTION # 22-025

BY: MS. BURNS

Approving appointments by the Mayor to the Board of Utility Appeals.


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

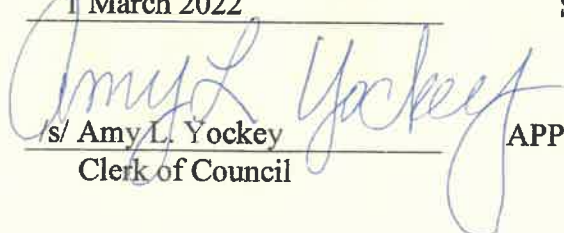
SECTION 1. That pursuant to §169.01 of the Codified Ordinance of Mansfield, this Council does hereby approve the following appointments to serve a term of two years by the Mayor to the Board of Utility Appeals:

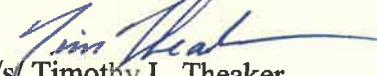
	<u>Term</u> <u>Expiring</u>
Jon Van Harlingen	12/31/23
Sam Dunn	12/31/23

SECTION 2. That this Resolution shall take effect immediately upon its passage.

Caucus 1 March 2022
 1st Reading 1 March 2022
 2nd Reading _____
 PASSED 1 March 2022

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

BY: MR. DIAZ

Amending Section 339.08 of the Mansfield Codified Ordinances of 1997 concerning depositing snow and other debris into roads and other places of public travel, and declaring an emergency.

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

SECTION 1. That Section 339.08 of the Mansfield Codified Ordinances of 1997, be, and the same is hereby, amended to read as follows:


"339.08 LOADS DROPPING OR LEAKING; REMOVAL REQUIRED; TRACKING MUD.

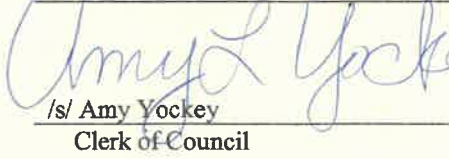
- (a) No vehicle shall be driven or moved on a street, highway or other public place for a distance of over one quarter mile unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom, and securely and completely covered with a tarp, canvas, duck or other substantial material if the load contains materials which may be blown away or bounced from the vehicle, except that sand or other substances may be dropped for the purpose of securing traction, or water or other substances may be sprinkled on a roadway in cleaning or maintaining such roadway.
- (b) No person shall operate any vehicle so as to track or drop mud, stones, gravel or other similar material **or plow and/or deposit snow from a driveway or parking lot** on any street, highway or other public place **subject to public travel.**
- (c) It shall be the duty of the driver of a vehicle who unlawfully drops or deposits mud, stones, gravel, litter, **snow,** or other similar materials or permits the load or any portion thereof to be dropped, spilled or deposited upon any street, highway or other public place to immediately remove the same or cause it to be removed.
- (d) That portion of subsection (a) hereof which requires covered loads shall not apply to farm vehicles while engaged in or returning from harvesting operations or to construction vehicles.
- (e) Whoever violates this section is guilty of a minor misdemeanor."

SECTION 2. That by reason of the immediate necessity for addressing the depositing of snow into roads and other places of public travel, 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 1 March 2022
 1st Reading 1 March 2022
 2nd Reading _____
 PASSED 1 March 2022

SIGNED


 /s/ David Falquette
 President of Council

ATTEST 
 /s/ Amy Yockey
 Clerk of Council

APPROVED


 /s/ Timothy L. Theaker
 Mayor

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

*Publication Required.

22-027

BILL #22-027

ORDINANCE # _____

BY: MR. DAVENPORT

Authorizing the Interim Safety-Service Director to purchase, according to STS pricing contract criteria, from Jim Shorkey Auto Group, three (3) 2022 Ford Explorers for the Police Department, and declaring an emergency.


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

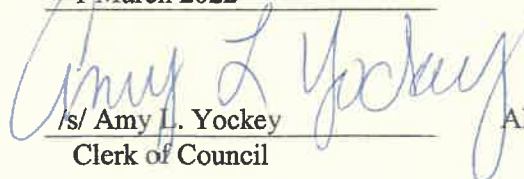
SECTION 1. That the Interim Safety-Service Director be, and he is hereby, authorized to purchase, without competitive bidding, from Jim Shorkey Auto Group, 1339 Route 30 North Huntingdon, PA 15642, three (3) 2022 Ford Explorers, for the Police Department, at a cost not to exceed two hundred thirty-two thousand, seven hundred seventy-two and 07/100 dollars (\$232,772.07).

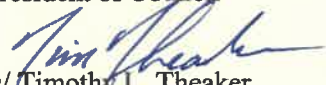
SECTION 2. That the amount authorized under Section 1, not to exceed two hundred thirty-two thousand, seven hundred seventy-two and 07/100 dollars (\$232,772.07), shall be paid from the American Rescue Plan Act (ARPA) Fund (#221) revenue replacement dollars, hereby appropriated from the unappropriated ARPA Fund (#221) to the ARPA non-departmental expenditures (221.99.99) other charges classification.

SECTION 3. That by reason of the immediate necessity for purchasing this equipment as quickly as possible to perform necessary police operations, 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 1 March 2022
1st Reading 1 March 2022
2nd Reading _____
PASSED 1 March 2022

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

**City of Mansfield, Ohio
American Rescue Plan Act of 2021 (Revenue Replacement)**

Description	Ordinance	Date	Approved Expenditures	Remaining Balance
ARPA Revenue Replacement Appropriation	21-206	10.05.2021		\$ 5,013,194.55
MPD Mobile Security Unit (3 year lease)	21-224	11.03.2021	(70,200.00)	4,942,994.55
Airport Taxiway/Taxilane Drawings and Cost Estimates	21-243	12.07.2021	(15,000.00)	4,927,994.55
Five (5) Police Cruisers - 2022 Dodge Chargers	21-274	12.21.2021	(375,836.15)	4,552,158.40
Installation of Six (6) New Servers - Information Technology	22-005	01.18.2022	(352,318.72)	4,199,839.68
Four (4) LIFEPAK 15 V4 Monitor/Defibrillators	22-010	01.18.2022	(77,098.52)	4,122,741.16
Three (3) Police Cruisers - 2022 Ford Explorers	Pending		(232,772.07)	3,889,969.09

BILL #22-028

22-028

ORDINANCE # _____

BY: MR. DAVENPORT

Authorizing the Mayor and Safety-Service Director to accept funding from the Ohio Office of Criminal Justice Services under the Paul Coverdell Forensic Science Improvement Grant (FY2021) in the amount of thirty-one thousand, seven hundred seventy-two and 09/100 dollars (\$31,772.09), and declaring an emergency.

WHEREAS, Subgrant Number 2021-PC-NFS-7809, awarded to the City under the Paul Coverdell Forensic Science Improvement Grant Program, will provide funds to defray the costs of forensic science overtime, and equipment, with twenty-seven thousand, eight hundred, forty-eight and 14/100 dollars (\$27,848.14) designated for the opioid drug crisis, and

WHEREAS, it is in the best interest of the City of Mansfield, Ohio, to avail itself of the opportunities provided by this program and to participate with complete commitment.

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

SECTION 1. That the Mayor and Safety-Service Director be, and they are hereby, authorized to accept funding in the amount of thirty-one thousand, seven hundred seventy-two and 09/100 dollars (\$31,772.09) from the Ohio Office of Criminal Justice Services under the Paul Coverdell Forensic Science Improvement Grant (FY2021), and to execute all documents pertaining thereto.

SECTION 2. That by reason of the immediate necessity for accepting said Grant and authorizing their approved use from January 1, 2022 to December 31, 2022, 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 member 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 1 March 2022

1st Reading 1 March 2022

2nd Reading _____

PASSED 1 March 2022

ATTEST /s/ Amy L. Yockey
Clerk of Council

SIGNED /s/ David Falquette
President of Council

APPROVED /s/ Timothy L. Theaker
Mayor

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

BILL #22-029

ORDINANCE#

22-029

BY: MR. DAVENPORT

Authorizing the Mayor and Chief of Police to accept funding from the National Institute of Justice under the Forensic DNA Backlog Reduction Program (FY 2021) in the amount of two hundred fifty thousand dollars (\$250,000), and declaring an emergency.

WHEREAS, a primary purpose of the Forensic DNA Backlog Reduction Program is to assist in providing funds to local law enforcement agencies, specifically to address DNA Analysis, and

WHEREAS, the Forensic DNA Backlog Reduction Program provides funds to defray the cost of DNA personnel, contractual services, and supplies, and

WHEREAS, it is in the best interest of the City of Mansfield, Ohio, to avail itself of the opportunities provided by this program and to participate with complete commitment.

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

SECTION 1. That the Mayor and Chief of Police be, and they are hereby, authorized to accept funding in the amount of two hundred fifty thousand dollars (\$250,000) from the National Institute of Justice under the Forensic DNA Backlog Reduction Program (FY 2021), and to execute all documents pertaining thereto.

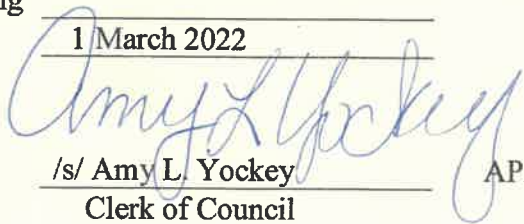
SECTION 2. That by reason of the immediate necessity to accept this funding for public safety, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield and its inhabitants and providing it receives 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 1 March 2022

1st Reading 1 March 2022

2nd Reading 1 March 2022

PASSED 1 March 2022



ATTEST /s/ Amy L. Yockey
Clerk of Council



SIGNED /s/ David Falquette
President of Council



APPROVED /s/ Timothy L. Theaker
Mayor

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

BILL #22-030

ORDINANCE # _____

BY: MS. MEIER

Authorizing the Mayor and Interim Safety-Service Director to accept a grant from the Ohio Department of Natural Resources in the amount of one hundred thousand and 00/100 dollars (\$100,000.00) to be used for the "Mansfield Newhope Inclusive Playground," a project to construct recreation facilities at Sterkel Park, and declaring an emergency.

WHEREAS, ninety-eight thousand and 00/100 dollars (\$98,000.00), via qualifying advance and reimbursement, will be used toward the total cost of the project at Sterkel Park with two thousand and 00/100 dollars (\$2,000.00) retained by ODNR to cover administrative cost, and

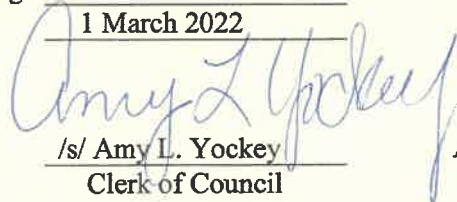
WHEREAS, it is in the best interest of the City of Mansfield, Ohio, to avail itself of the opportunities provided by this program and to participate with a complete commitment.


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

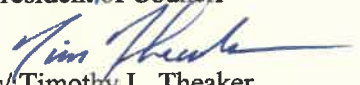
SECTION 1. That the Mayor and the Interim Safety-Service Director be, and they are hereby, authorized to accept funding from the Ohio Department of Natural Resources, per Capital Improvement Project ID# RICH-007C, in the amount of one hundred thousand and 00/100 dollars (\$100,000.00) to be used toward the total cost of the project at Sterkel Park, and to execute any and all documents pertaining to the receipt and use of said funds.

SECTION 2. That by reason of the immediate necessity to accept this funding for public safety, 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 1 March 2022
1st Reading 1 March 2022
2nd Reading _____
PASSED 1 March 2022


/s/ Amy L. Yockey
Clerk of Council


SIGNED /s/ David Falquette
President of Council


APPROVED /s/ Timothy L. Theaker
Mayor

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

22-031

BILL #22-032

ORDINANCE # _____

BY: MS. MOTON

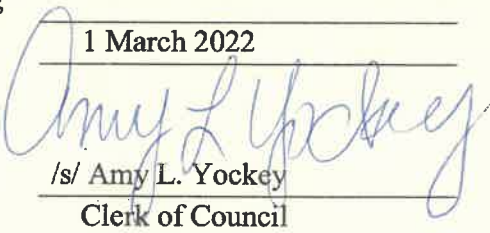
Authorizing the Interim Safety-Service Director and the Human Resources Director to enter into a Memorandum of Understanding with the Blue and Gold Units of the Fraternal Order of Police/Ohio Labor Council to settle the issue of wages, rates of pay, salaries, and other forms of compensation via the Memorandum and for the contract period August 1, 2022 through July 31, 2025, and declaring an emergency.

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

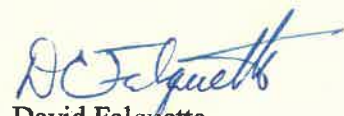
SECTION 1. That the Interim Safety-Service Director and the Human Resources Director be, and they are hereby, authorized on behalf of the City of Mansfield, Ohio, to enter into a Memorandum of Understanding with the Blue and Gold Units of the Fraternal Order of Police/Ohio Labor Council to settle the issue of wages, rates of pay, salaries, and other forms of compensation upon signing the Memorandum and for the contract period August 1, 2022 through July 31, 2025, a copy of said Memorandum shall be available in the Department of Human Resources upon execution.

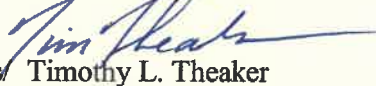
SECTION 2. That by reason of the immediate necessity for entering into said Agreement pursuant to negotiations and/or labor management discussions, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield 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 1 March 2022
1st Reading 1 March 2022
2nd Reading _____
PASSED 1 March 2022


/s/ Amy L. Yockey
Clerk of Council

ATTEST
/s/ Amy L. Yockey
Clerk of Council

SIGNED 
/s/ David Falquette
President of Council

APPROVED 
/s/ Timothy L. Theaker
Mayor

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

BILL #22-033

ORDINANCE # 22 - 032

BY: MS. MOTON

Amending Sections 13 and 21 of Ordinance #22-012 adopting personnel positions, pay grades and salaries for certain employees of the City of Mansfield 2022 payroll year, to create the position of Risk Manager/Procurement Officer, and to increase the salary ranges for the positions of Chief and Assistant Chief of Police and change the pay grades for Patrol Officers, and declaring an emergency.

WHEREAS, pursuant to Sections 1 through 38 of Ordinance #22-012, passed February 1, 2022, this Council adopted certain personnel positions, pay grades and salaries for certain employees of the City of Mansfield for the 2022 payroll year, and

WHEREAS, pursuant to Section 13 of said Ordinance, no changes were made to the positions listed in the Human Resources Division, however, such changes have become necessary to structure the workforce of the City, and

WHEREAS, the City has tentatively settled the issue of wages, rates of pay, salaries, and other forms of compensation for the FOP Blue and Gold Units for the contract period August of 2022 through July of 2025, and as such it is necessary to make changes to Section 21 of said Ordinance, Police Division-Safety Personnel.

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

SECTION 1. That Section 13 of Ordinance # 22-012, passed February 1, 2022, be, and the same is hereby amended to read and provide as follows:

SECTION 13. HUMAN RESOURCES DIVISION - PERSONNEL. The following personnel are authorized for appointment in the Human Resources Division in the Public Service-Safety Department shall be compensated in accordance with the salary range, pay grade or hourly rates indicated:

<u>POSITION</u>	<u>SALARY/GRADE/HOURLY</u>
a. Director + (Executive)	\$50,000-\$74,500
b. Human Resources Specialist (2) + (Administrative)	\$31,200-\$54,000
c. Risk Manager/Procurement Officer +	\$40,000 - \$62,000"

SECTION 2. That Section 21 of Ordinance #22-012, passed February 1, 2022, be, and the same is hereby amended to read and provide as follows:

“SECTION 21. POLICE DIVISION - SAFETY PERSONNEL. The following safety personnel are authorized for appointment in the Police Division in the Public Safety Department and shall be compensated in accordance with the salary range indicated:

<u>POSITION</u>	<u>SALARY/GRADE/HOURLY</u>
a. Chief of Police + (Executive)	\$65,000-\$103,000 \$105,000
b. Assistant Chief of Police + (Administrative)	\$58,000-\$95,000 \$99,000
c. Captain (2)	C
d. Lieutenant (7)	L
e. Sergeant (13)	S
f. Patrol Officer (78)	P.O. - (P-3) (P-2)

SECTION 3. That Section 1 of this Ordinance shall be effective at the earliest time allowed by law. That Section 2 of this Ordinance shall be effective upon the signing of a Memorandum of Understanding between the City of Mansfield and Fraternal Order of Police/Ohio Labor Council Blue and Gold Units to settle the issue of wages, rates of pay, salaries, and other forms of compensation.

SECTION 4. That by reason of the immediate necessity for adopting a comprehensive plan for personnel of the City of Mansfield which establishes the various authorized positions, pay grades, and salaries, therefore, 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, as provided in Section 3 of this Ordinance, 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 1 March 2022

1st Reading 1 March 2022

2nd Reading 1 March 2022

PASSED 1 March 2022

SIGNED


/s/ David Falquette

President of Council

ATTEST /s/ Amy L. Yockey

APPROVED


/s/ Timothy L. Theaker

Clerk of Council

Mayor

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