23-108 ORDINANCE #

BY: MR. DAVENPORT

Authorizing the payment to Wallace & Pancher Inc. DBA WallacePancher Group in the amount of seventy-eight thousand, two hundred, twenty and 00/100 dollars (\$78,220.00) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

WHEREAS, the Maintenance Department obtained services with Wallace & Pancher Inc. DBA Wallace Pancher Group for a building upgrade evaluation prior to submitting a purchase order therefor to the Finance Department in the amount of seventy-eight thousand, two hundred, twenty and 00/100 dollars (\$78,220.00), 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 the Maintenance Department for a building upgrade evaluation prior to a purchase order therefor being submitted to the Finance Department, and authorize the Finance Director to issue her warrant to Wallace & Pancher Inc. DBA WallacePancher Group in the amount of seventy-eight thousand, two hundred, twenty and 00/100 dollars (\$78,220.00) from funds heretofore appropriated in the American Rescue Plan Act (ARPA) Fund (#221).

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 1st Reading 1 August 2023

2nd Reading

1 August 2023

PASSED

1 August 2023

SIGNED /s/ David Falquette

President of Council

ATTEST

Clerk of Council

APPROVED

Timothy L. Theaker

Mayor

APPROVED AS TO FORM:

John R. Spon

Law Director

2 3 - 1 0 9 ORDINANCE#

BILL #23-109*

BY: MR. DIAZ

Vacating a portion of a Leonard Avenue between McPherson Street and an unnamed alley, and between Lot Nos. 4746 and 4745, and retaining the utility rights and easements therein, and declaring an emergency.

WHEREAS, a petition by persons owning property abutting the portion of Leonard Avenue between McPherson Street and an unnamed alley, and between Lot Nos. 4746 and 4745 to be vacated therein was heretofore presented to Council praying that said dedicated portion of the street right-of-way adjacent thereto be vacated, and

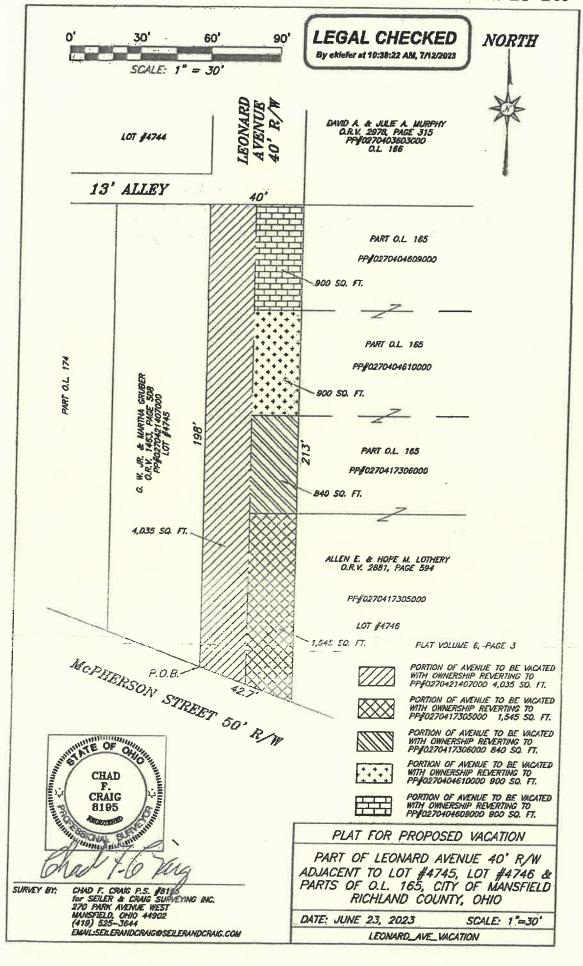
WHEREAS, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for, that it will not be detrimental to the general interest, and should be made.

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

SECTION 1. That a portion of Leonard Avenue between McPherson Street and an unnamed alley, and between Lot Nos. 4746 and 4745, of which is more particularly described and depicted on Exhibit "A," the Petition to Vacate, now available on file with the Clerk of Council, be, and the same is hereby vacated, saving and reserving all utility rights and easements therein.

SECTION 2. That by reason of the immediate necessity for vacating a portion of an Leonard Avenue between McPherson Street and an unnamed alley, 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 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 August 2023				
1st Reading	1 August 2023			0-10	
2 nd Reading				1 talgerette	
PASSED	1-August 2023		SIGNED	/s/ David Faquette	
		1 1		President of Council	-
	1 Mush L	for but		4. 11/1	
ATTEST	/s/ Amy L. Yockey	Crog	APPROVED	/s/ Timothy L. Theaker	
	Clerk of Council		ATROVED	Mayor	-
				1viay 01	
APPROVEI	AS TO FORM:	John R. Spon			
		Law Director			
		City of Mansfiel	d, Ohio		
* Publication	ı required				
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(Plat Volume	Page)			



DESCRIPTION FOR PROPOSED ALLEY VACATION

PROPOSED VACATION OF PART OF LEONARD AVENUE
40' WIDE AVEUE ADJACENT TO LOT #4745, LOT #4746 & PARTS OUT LOT 165
CITY OF MANSFIELD
RICHLAND COUNTY, OHIO

Being a 40' Avenue adjacent to Lot #4745, Lot #4746 and Parts Out Lot 165 (recorded in Plat Volume 6, Page 3) in the City of Mansfield, Richland County, Ohio and being more particularly described as follows:

Beginning for the same at the southeast corner of Lot #4745 and being a point on the northerly right of way of McPherson Street and being a point on the westerly right of way of Leonard Avenue, Thence, northerly with the east line of said lot and westerly right of way of Leonard Avenue 198.00 feet to a point marking the northeast corner of said lot;

Thence easterly 40.00 feet to a point on the easterly right of way of said avenue, the same as being a point on the westerly line of Out Lot 165;

Thence, southerly with the east right of way of said avenue and the westerly line of said out lot 213.00 feet to a point marking the southwest corner of Lot #4746 and being a point on the northerly right of way of Mcpherson Street;

Thence, northwesterly with the northerly right of way of said Mcpherson Street 42.70 feet to the place of beginning, containing 8,220 square feet, more or less, but subject to all easements, right of ways and highways of record.



LEGAL CHECKED
By ekiofer at 10:38:13 AM, 7/12/2023

Chad F. Craig P.S.#8195 for Seiler & Craig Surveying, Inc. BILL #23-110*

ORDINANCE # 2 3 - 1 1 0

BY: MS. BURNS

Authorizing the Public Works Director to advertise for bids and to enter into contracts for certain yearly needs of the City, and declaring an emergency.

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

<u>SECTION 1</u>. That the Public Works Director be, and is hereby, authorized to advertise for bids and enter into contracts, according to law and according to plans and specifications as now on file in the office of the City Engineer, with the lowest and best bidders for the furnishing of the City's yearly needs of fire hydrants, catch basin grates, gravel, concrete, bituminous cold mix, propane, and chemicals for the Water and Waste Water Treatment plants, to be paid from the proper funds.

SECTION 2. That by reason of the immediate need to bid and contract for supplies, etc. required for use after January 1, 2024, 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 August 2023

1st Reading
2nd Reading
PASSED

1 August 2023

SIGNED

S/S/ David Falquette
President of Council

ATTEST

S/ Amy Yockey
Clerk of Council

Mayor

APPROVED AS TO FORM:

John R. Spon Law Director

^{*} Publication required.

BILL #23-111

ORDINANCE # 2 3 - 1 1 1

BY: MR. DIAZ

Authorizing the Public Works Director to submit an application for funding the Main Street Improvement Project.

WHEREAS, the City of Mansfield is desirous of making application for a State Bond Issue No. 1 Grant for the sewer installation project.

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

SECTION 1. That the Public Works Director be, and is hereby, authorized on behalf of the City of Mansfield to submit an application and execute all documentation associated therewith for funding with a State Bond Issue No. 1 Grant the following public improvement project, all in accordance with proposed applications as now on file in the Office of the City Engineer:

Main Street Improvement Project

<u>SECTION 2</u>. That this measure shall take effect and be in force from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus

1 August 2023

1 August 2023

2nd Reading
PASSED

1 August 2023

SIGNED

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APPROVED AS TO FORM:

John R. Spon Law Director

ORDINANCE# 2 3 - 1 1 2

BY: MR. DAVENPORT

Authorizing the acceptance of funding from the Ohio Attorney General's Office in the amount of eighty thousand and 00/100 dollars (\$80,000.00) to assist with the Drug Abuse Response Team (DART) Project, and declaring an emergency.

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

SECTION 1. That funding from the Ohio Attorney General's Office in the amount of eighty thousand and 00/100 dollars (\$80,000.00) be, and the same is hereby, accepted, to assist with the Drug Abuse Response Team (DART) to positively impact and reduce overdoses within Richland County.

SECTION 2. That of the funds accepted by Section 1 hereof, the sum of eighty thousand and 00/100 dollars (\$80,000.00) shall currently be, and the same is hereby, appropriated from the unappropriated Grant Fund (#224) to the following Classifications:

224.15.30 Police Grants

Personal Services	\$	61,460.00
Contractual Services	\$	17,940.00
Supplies	_\$	600.00
Total	\$	80,000.00

SECTION 3. That by reason of the immediate necessity for ratifying the acceptance of said grant to assist the Mansfield Police Department in the operation of the Drug Abuse Response Team (DART) Project in accordance with grant requirements, 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 August 2023

1st Reading
2nd Reading
PASSED

1 August 2023

SIGNED

/s/ David Falquette

President of Council

APPROVED

/s/ Timothy L. Theaker

Mayor

APPROVED AS TO FORM:

John R. Spon Law Director



N/A

DEPARTMENT OF FINANCE STATEMENT OF FISCAL IMPACT

Attachment to Bill# 23-112

RE: _Drug Abuse Response Team	(DART) Grant	
Nature of Statement and Informat	ion Disclosed	
This is a statement of fiscal impact for Ohio Attorney General's Office	or the City of M	ansfield to accept funding from the:
Council on August 6, 2013 with ord and reporting the fiscal impact on the	inance #13-166. e City of Mansf tions as indica	lance with the City's revenue policy, adopted by City It is a statement solely for the purpose of analyzing field of either accepting or not accepting the proposed ted herein. No attempt is made to evaluate the on for suitability to City objectives.
Current Fiscal Impacts Impact on Revenue		
Grant/Other Funding: \$80,000. Funding Period: 7/1/23 - 6/30/2		
Impact on Expenditures		
PROJECT COSTS:		
MPD Overtime	\$61,460.00	
Other Agency Overtime	2,500.00	
Contractual Services	15,440.00	
Supplies	600.00	
Total Project Costs: \$	80,000.00	
The total project cost is estimated at	\$80,000.00_	Note: * Grant awarded annually. * No local cash match.
Match Required: \$0.00		* Previous award was \$80,000.00 (ord. #22-130).
Future Fiscal Impact Impact on Revenue		
N/A		
4 11 4 4		
Insurat on Compaditions		
Impact on Expenditures		



DEPARTMENT OF FINANCE STATEMENT OF FISCAL IMPACT

AT/A		
√A		
Disclosures of Possible N	laterial Future Events	
V/A		
N/A		
V/A		

General Assumptions

A fiscal impact statement constitutes a forward-looking statement on the acceptance of funds from sources other than City revenue such as grants and the proper execution of all requirements as set forth in any grant application, agreement, or other duly enforceable stipulations.

In any case where a reasonable expectation of a future condition or event has been disclosed or is already known to Finance Department personnel, that information has been used as an assumption in the fiscal impact statement. Expectations not known or not considered reasonably expected to occur have been excluded from the fiscal impact statement. If an event or condition may occur which would have a material and *direct* fiscal impact, but is not reasonably expected to occur, it is disclosed in the fiscal impact statement.

General assumptions are made in this fiscal impact statement that the City staff executing the grant program already possess the required knowledge to perform all of the requirements of the grant, and that the information provided to the Finance Department to prepare this impact statement is true and correct. It is also assumed that no outside events will create a positive or negative influence on the grant program, and that there will be no changes in the legal, operational, or economic environment in which the grant program and the City as a whole operates, except as disclosed herein.

BILL #23-113

ORDINANCE # 2 3 ~ 1 1 3

BY: MR. DAVENPORT

Authorizing the Public Works Director to accept a grant from the Richland County Foundation in the aggregate amount of two hundred thousand and 00/100 dollars (\$200,000.00) for construction of the B&O Connector Trail Safety Tunnel.

WHEREAS, this grant will be paid out over two years, with the first check released in 2024 in the amount of \$100,000.00, and the second and final check released in 2025 in the amount of \$100,000.00, and

WHEREAS, funds may only be used to support the building of the B&O Connector Trail Safety Tunnel that will connect the walking path along Trimble Road to the B&O Trail near Marion Avenue, creating a longer trail with an emphasis on safety for pedestrians and cyclists crossing Trimble Road via the tunnel.

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

<u>SECTION 1.</u> That the Public Works Director be, and is hereby, authorized to accept a grant in the aggregate amount of two hundred thousand and 00/100 dollars (\$200,000.00) from the Richland County Foundation to be used for construction of the B&O Connector Trail Safety Tunnel, and the City expresses its sincere appreciation to the Richland County Foundation and its donors for this charitable donation.

<u>SECTION 2.</u> That this measure shall take effect and be in force from and after the earliest time allowed by law, after its passage and approval by the Mayor.

1 August 2023		
1 August 2023		OUTO H
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TAugust 2023	SIGNED	/s/ David Falquette
011		President of Council
Imy I yorke	y	Tim Thenken
/s/ Amy I/. Yockey	APPROVED	/s/ Timothy L. Theaker
Clerk of Council		Mayor
	1 August 2023 F August 2023 /s/ Amy I Yockey	1 August 2023 F August 2023 SIGNED /s/ Amy I Yockey APPROVED

APPROVED AS TO FORM:

John R. Spon Law Director

BY: MR. DAVENPORT

Authorizing the Public Works Director to accept a grant from the Richland County Foundation in the aggregate amount of three hundred thousand and 00/100 dollars (\$300,000.00) for the Mansfield Rising Main Street Improvement Project.

WHEREAS, this grant will be paid out in June of 2024 in the full amount of \$300,000.00, and

WHEREAS, funds may only be used to support the Mansfield Rising Main Street Project which will improve the streetscape and traffic flow, and replace aging infrastructure.

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

SECTION 1. That the Public Works Director be, and is hereby, authorized to accept a grant in the aggregate amount of three hundred thousand and 00/100 dollars (\$300,000.00) from the Richland County Foundation to be used for the Mansfield Rising Main Street Improvement Project, and the City expresses its sincere appreciation to the Richland County Foundation and its donors for this charitable donation.

<u>SECTION 2.</u> That this measure shall take effect and be in force from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus	1 August 2023		
1st Reading	1 August 2023		Out of
2 nd Reading			Designello
PASSED	August 2023	SIGNED	/s/ David Falquette
/		1	President of Council
	my & yorkey		Tim Hehr
ATTEST	/s/ Amy L. Yockey	APPROVED	/s// Timothy L. Theaker
	Clerk of Council		Mayor

APPROVED AS TO FORM:

John R. Spon Law Director



RE: Mansfield Rising Main Street Improvement Grant

DEPARTMENT OF FINANCE STATEMENT OF FISCAL IMPACT

Attachment to Bill# 23-114

Nature of Statement and Information Disclosed	
This is a statement of fiscal impact for the City of Mansfi- Richland County Foundation	eld to accept funding from the:
This impact statement has been performed in accordance Council on August 6, 2013 with ordinance #13-166. It is and reporting the fiscal impact on the City of Mansfield of funding and using certain assumptions as indicated happlication, award documents or any special condition for	of either accepting or not accepting the proposed
Current Fiscal Impacts Impact on Revenue	
Grant/Other Funding: $\frac{$300,000.00}{6/15/23-12/31/25}$	
Impact on Expenditures	
PROJECT COSTS:	
Improvements \$300,000.00	
Total Project Costs: \$ 300,000.00	
The total project cost is estimated at \$_300,000.00 Note	* 1st time grant award
	* No local cash match.
Match Required: \$0.00	* To be used for improvements to streetscape and traff
Future Fiscal Impact Impact on Revenue	flow, and replace aging infrastructure.
N/A	
	*
Impact on Expenditures	
N/A	



DEPARTMENT OF FINANCE STATEMENT OF FISCAL IMPACT

Other Future Commitments	
N/A	
Disclosures of Possible Material Future Events	
Disclosures of Possible Material Future Events N/A	

General Assumptions

A fiscal impact statement constitutes a forward-looking statement on the acceptance of funds from sources other than City revenue such as grants and the proper execution of all requirements as set forth in any grant application, agreement, or other duly enforceable stipulations.

In any case where a reasonable expectation of a future condition or event has been disclosed or is already known to Finance Department personnel, that information has been used as an assumption in the fiscal impact statement. Expectations not known or not considered reasonably expected to occur have been excluded from the fiscal impact statement. If an event or condition may occur which would have a material and *direct* fiscal impact, but is not reasonably expected to occur, it is disclosed in the fiscal impact statement.

General assumptions are made in this fiscal impact statement that the City staff executing the grant program already possess the required knowledge to perform all of the requirements of the grant, and that the information provided to the Finance Department to prepare this impact statement is true and correct. It is also assumed that no outside events will create a positive or negative influence on the grant program, and that there will be no changes in the legal, operational, or economic environment in which the grant program and the City as a whole operates, except as disclosed herein.

ORDINANCE # 2 3 - 1 1 5

BY: MR. DAVENPORT

Authorizing the Public Works Director to accept a grant from the Richland County Foundation in the aggregate amount of five hundred thousand and 00/100 dollars (\$500,000.00) for improvements at Sterkel Park, and declaring an emergency.

WHEREAS, this grant will be paid out over three years, with the first check released in 2023 in the amount of \$166,667.00, the second check released in 2024 in the amount of \$166,666.00, and the third and final check released in 2025 in the amount of \$166,667.00, and

WHEREAS, funds may only be used to support the building of the Community Park for All at Sterkel Park, creating an accessible park so individuals with disabilities can interact alongside with their peers.

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

SECTION 1. That the Public Works Director be, and is hereby, authorized to accept a grant in the aggregate amount of five hundred thousand and 00/100 dollars (\$500,000.00) from the Richland County Foundation to be used for improvements at Sterkel Park, and the City expresses its sincere appreciation to the Richland County Foundation and its donors for this charitable donation.

SECTION 2. That the sum of one hundred sixty-six thousand six hundred sixty-seven and 00/100 dollars (\$166,667.00) be, and the same is hereby, appropriated from the unappropriated Grant Fund (#224) to the Parks and Recreation Grants (224.18.30) Capital Outlay Classification.

SECTION 3. That by reason of the immediate necessity to accept the Grant and to begin improvements at Sterkel Park during the favorable construction season, 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 August 2023 1st Reading 1 August 2023

2nd Reading

PASSED

August 2023

SIGNED

/s/ David Falquette

President of Council

ATTEST

Clerk of Council

APPROVED /s/Timothy L. Theaker

Mayor

APPROVED AS TO FORM:

John R. Spon Law Director



DEPARTMENT OF FINANCE STATEMENT OF FISCAL IMPACT

Attachment to Bill# 23-115

RE: Sterkel Park Improvement Grant	
Nature of Statement and Information Disclosed	
This is a statement of fiscal impact for the City of Market Richland County Foundation	fansfield to accept funding from the:
and reporting the fiscal impact on the City of Mans	dance with the City's revenue policy, adopted by City is a statement solely for the purpose of analyzing field of either accepting or not accepting the proposed ated herein. No attempt is made to evaluate the on for suitability to City objectives.
Current Fiscal Impacts Impact on Revenue	
Grant/Other Funding: \$500,000.00 Funding Period: 6/15/23-12/31/25	
Impact on Expenditures	
PROJECT COSTS:	
Park Improvements \$500,000.00	
Total Project Costs: \$ 500,000.00	
The total project cost is estimated at \$ 500,000.00	Note: * 1st time grant award
	* No local cash match.
Match Required: \$0.00	* Funds to be used for site work and all inclusive
Entano Final Kanada	playground equipment.
Future Fiscal Impact Impact on Revenue	Marine shape
N/A	
1.1/1.2	
Impact on Expenditures	
Repair and maintenance of playground equipment.	
A . A	



DEPARTMENT OF FINANCE STATEMENT OF FISCAL IMPACT

Disclosures of Possible Material Future Events	
J/A	

General Assumptions

A fiscal impact statement constitutes a forward-looking statement on the acceptance of funds from sources other than City revenue such as grants and the proper execution of all requirements as set forth in any grant application, agreement, or other duly enforceable stipulations.

In any case where a reasonable expectation of a future condition or event has been disclosed or is already known to Finance Department personnel, that information has been used as an assumption in the fiscal impact statement. Expectations not known or not considered reasonably expected to occur have been excluded from the fiscal impact statement. If an event or condition may occur which would have a material and *direct* fiscal impact, but is not reasonably expected to occur, it is disclosed in the fiscal impact statement.

General assumptions are made in this fiscal impact statement that the City staff executing the grant program already possess the required knowledge to perform all of the requirements of the grant, and that the information provided to the Finance Department to prepare this impact statement is true and correct. It is also assumed that no outside events will create a positive or negative influence on the grant program, and that there will be no changes in the legal, operational, or economic environment in which the grant program and the City as a whole operates, except as disclosed herein.