

# Summary August 6, 2024

## Committee Meetings

Streets - 6:05pm ORD 24-146, 24-147, 24-150, 24-151

Parks - 6:15pm ORD 24-145, 24-148, 24-149

Safety - 6:35pm 24-141, 24-154, 24-155

Public Hearing - 6:45pm 24-140 Ohio Brass Building

<u>Bill</u>	<u>Status</u>	<u>Title</u>	<u>Sponsor</u>	<u>Committee Meeting</u>
<b>COUNCIL BEGINS</b>				
24-125	Vote	Repealing Chapter 769 of the Mansfield Codified Ordinances of 1997 concerning prohibiting medical marijuana cultivation, processing, and retail distribution within the City of Mansfield.	<b>Mount</b>	
24-126	Vote	Repealing Section 1167.15 of the Mansfield Codified Ordinances of 1997 concerning prohibiting medical marijuana cultivation, processing, and retail distribution within all zoning districts of the City of Mansfield.	<b>Mount</b>	
<b>CAUCUS BEGINS</b>				
24-139	Vote	Authorizing payment to ES Consultants Inc. in the amount of Three Thousand Five Hundred Forty and 00/100 dollars (\$3540.00) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.	<b>Falquette</b>	
24-140	Vote	Designating 380 N. Main Street as a listed property upon the recommendation of the Historic Preservation Commission and Mansfield City Planning Commission due to its interest or value as part of the heritage of the City of Mansfield and declaring an emergency.	<b>Mount</b>	<b>Public Hearing 6:45</b>
24-141	Vote	Appointing new members to the Police Review and Community-Police Relations Commission, and declaring an emergency.	<b>Meier</b>	<b>Safety 6:35</b>
24-142	Vote	Authorizing payment of the claim of Jack Balcolm of 1291 South Home Road, Mansfield, Ohio 44904, and declaring an emergency.	<b>Zader</b>	
24-143	Vote	Authorizing payment of the claim of Matthew Walter c/o A & M Properties of Mansfield LLC, of 220 N. Mulberry Street, Mansfield, Ohio 44902, and declaring an emergency.	<b>Zader</b>	
24-144	Vote	Authorizing payment of the claim of James O'Donnell, of 595 Maple Street, Mansfield, Ohio 44906, and declaring an emergency.	<b>Zader</b>	

24-145	Caucus Only	Authorizing the Mayor and Public Works Director to accept a grant from the Ohio Department of Natural Resources in the amount of two hundred thousand and 00/100 dollars (\$200,000.00) to be used for the Millsboro Road Trail Project.	<b>Falquette</b>	<b>Parks 6:15</b>
24-146	Caucus Only	Authorizing the Mayor and Public Works Director to accept a grant from the Ohio Department of Natural Resources in the amount of one hundred fifty thousand and 00/100 dollars (\$150,000.00) to be used for the Main Street Upgrade Project.	<b>Diaz</b>	<b>Streets 6:05</b>
24-147	Caucus Only	Authorizing the Mayor and Public Works Director to accept a grant from the Ohio's One Time Strategic Community Investment Grant in the amount of two hundred fifty thousand and 00/100 dollars (\$250,000.00) to be used for the Main Street Upgrade Project.	<b>Diaz</b>	<b>Streets 6:05</b>
24-148	Caucus Only	Authorizing the Public Works Director to advertise for bids and enter into a contract or contracts for the installation of the B & O Connector Trail from the B & O Trail to the Trimble Road Trail.	<b>Burns</b>	<b>Parks 6:15</b>
24-149	Caucus Only	Authorizing the Public Works Director to advertise for bids and enter into a contract or contracts for the installation of the Millsboro Road Trail from Trimble Road to Marion Avenue.	<b>Burns</b>	<b>Parks 6:15</b>
24-150	Caucus Only	Authorizing the Public Works Director to accept a RAISE grant from the U.S. Department of Transportation in the amount of Seven Million Three Hundred Eighty-Four Thousand Four Hundred Forty-Two and 00/100 dollars (\$7,384,442.00) to be used for the Main Street Upgrade Project, and declaring an emergency.	<b>Burns</b>	<b>Streets 6:05</b>
24-151	Caucus Only	Authorizing the Public Works Director to advertise for bids and enter into a contract or contracts for the Main Street Upgrade Project (RIC-Main Street PID 112404), and declaring an emergency.	<b>Diaz</b>	<b>Streets 6:05</b>
24-152	Vote	Authorizing payment to Big Walnut Flag Pole in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.	<b>Burns</b>	
24-153	Vote	Authorizing the Public Works Director to accept and appropriate a donation from VFW Post # 9943 in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480.00) for a new flag and flag pole at Liberty Park, and declaring an emergency.	<b>Burns</b>	
24-154	Vote	Accept and appropriate a grant from the U.S. Department of Homeland Security under the 2023 Assistance to Firefighters Grant Program in the amount of Sixty-Two Thousand and 00/100 (\$62,000.00) to be used for training and related overtime costs, and declaring an emergency.	<b>Meier</b>	<b>Safety 6:35</b>

24-155	Vote	Accept and appropriate a Firefighter Exposure Environment Elements (FEEG) Grant from the Ohio Bureau of Workers' Compensation (BWC) in the amount of Thirteen Thousand Three Hundred Twenty and 00/100 (\$13,320.00) for new gear and equipment for the Mansfield Fire Department, and declaring an emergency.	Meier	Safety 6:35
24-156	Caucus Only	Appropriating Twelve Thousand Seventy-Eight and 00/100 Dollars (\$12,078.00) from the unappropriated Capital Equipment Fund (#422) to the Clearfork Operations for the purpose of purchasing new equipment.	Mount	

**NEXT MEETING Tuesday, August 20, 2024 7:00 Council to follow**

BY: MS. MOUNT

Repealing Chapter 769 of the Mansfield Codified Ordinances of 1997 concerning prohibiting medical marijuana cultivation, processing, and retail distribution within the City of Mansfield.

WHEREAS, Chapter 769 was enacted Nov 7, 2017, by Ordinance # 17-195 and prohibited medical marijuana cultivation, processing, and retail distribution within the City of Mansfield.

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

SECTION 1. That Chapter 769 of the Mansfield Codified Ordinances of 1997, as amended, be, and the same is hereby, amended to read as follows:

**~~769.01 DEFINITIONS.~~**

~~—(a) “Academic medical center” has the same meaning as in Section 4731.297 of the Ohio Revised Code.~~

~~—(b) “Marijuana” has the same meaning as marihuana as defined in Section 3719.01 of the Ohio Revised Code.~~

~~—(c) “Medical marijuana” means marijuana that is cultivated, processed, dispensed, tested, possessed, or used for medical purposes.~~

~~—(d) “State university” has the same meaning as in Section 3345.011 of the Ohio Revised Code.~~

**~~769.02 CULTIVATION, PROCESSING, OR RETAIL DISPENSING OF MEDICAL MARIJUANA PROHIBITED.~~**

~~—(a) The cultivation, processing, or retail dispensing of medical marijuana within the City of Mansfield is hereby prohibited.~~

~~—(b) This section does not prohibit research related to marijuana conducted at a state university, academic medical center, or private research and development organization as part of a research protocol approved by an institutional review board or equivalent entity, if otherwise permitted by State law or rule, or local ordinance.~~

**~~769.99 PENALTY.~~**

~~—Whoever violates Section 769.02 (a) is guilty of a misdemeanor of the fourth degree. Each day of violation shall constitute a separate offense.~~

SECTION 2. 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 16 July 2024  
1<sup>st</sup> Reading 6 Aug 2024  
2<sup>nd</sup> Reading 6 Aug 2024  
PASSED 6 Aug 2024

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

\* Publication Required

BY: MS. MOUNT

Repealing Section 1167.15 of the Mansfield Codified Ordinances of 1997 concerning prohibiting medical marijuana cultivation, processing, and retail distribution within all zoning districts of the City of Mansfield.

**WHEREAS**, Section 1167.15 was enacted Nov 7, 2017, by Ordinance # 17-196 and prohibited medical marijuana cultivation, processing, and retail distribution within all zoning districts of the City of Mansfield.

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

**SECTION 1.** That Section 1167.15 of the Mansfield Codified Ordinances of 1997, as amended, be, and the same is hereby, amended to read as follows:

~~**1167.15 CULTIVATION, PROCESSING, OR RETAIL DISPENSING OF MEDICAL MARIJUANA PROHIBITED IN ALL DISTRICTS.**~~

~~(a) The cultivation, processing, or retail dispensing of medical marijuana shall be prohibited use in all zoning districts within the City of Mansfield.~~

~~(b) Use of property in violation of this Section shall constitute a nuisance.~~

~~(c) In addition to other penalties provided by law, the Director of Law shall be authorized to institute civil proceedings in a court of competent jurisdiction to enjoin violations of this Section; for monetary damages arising from violations of this Section; and to take all actions necessary to secure enforcement of any injunction and collect upon any damage award, judgment, or fine in contempt levied in relation to a violation of this Section.~~

**SECTION 2.** 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>16 July 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

\* Publication Required



BILL #24-140

ORDINANCE # \_\_\_\_\_

BY: MS. MOUNT

Designating 380 N. Main Street as a listed property upon the recommendation of the Historic Preservation Commission and Mansfield City Planning Commission due to its interest or value as part of the heritage of the City of Mansfield and declaring an emergency.

**WHEREAS**, in considering the designating of any area, place, site, building, structure, object, or work of art in the City as a Historic District or listed property, the Historic Preservation Commission, the Planning Commission, and the City Council have recognized this property due to its interest or value as part of the heritage of the City, and

**WHEREAS**, this Council, having ensured the procedures of the Mansfield Codified Ordinance 1171.05 have been complied with, now wishes to formally designate the subject property as a listed property.

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

SECTION 1. That this Council does hereby designate 380 N. Main Street as a listed property upon the recommendation of the Historic Preservation Commission and the Mansfield City Planning Commission due to its interest or value as part of the heritage of the City.

SECTION 2. That by reason of the immediate necessity to designate 380 N. Main Street as a listed property upon the recommendation of the Historic Preservation Commission and the Mansfield City Planning Commission, this measure is determined to be an emergency ordinance to meet the deadline for grant funds from the state. This measure is determined to be an emergency ordinance, providing it receives the affirmative vote of two-thirds of all members elected to City 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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>        </u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-141

ORDINANCE # \_\_\_\_\_

BY: MRS. MEIER

Appointing new members to the Police Review and Community-Police Relations Commission, and declaring an emergency.

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

SECTION 1. That pursuant to Section 175.01 of the Mansfield Codified Ordinances, this Council does hereby appoint the following citizen to the Police Review and Community-Police Relations Commission as indicated:

<u>WARD</u>	<u>INDIVIDUAL</u>	<u>TERM EXPIRATION</u>
1 <sup>st</sup> Ward	Gary Freeman	12/31/2025
2 <sup>nd</sup> Ward	James Smith	12/31/2025

SECTION 2. That in order to maintain the current status of the Commission into effect at the earliest possible time, 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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-142

ORDINANCE # \_\_\_\_\_

BY: MS. ZADER

Authorizing payment of the claim of Jack Balcolm of 1291 South Home Road, Mansfield, Ohio 44904, 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 from the Water Fund Non-Departmental Expense (502.99.99) Other Charges Classification in favor of Jack Balcolm in the sum of One Thousand Two Hundred and 00/100 Dollars (\$1200.00) which shall constitute a full and complete satisfaction for any and all claims and damages which said Jack Balcolm and his heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield, for damages caused by the water service being turned off all day without notice, resulting in a service charge and hot water tank replacement to the Claimant's property at 1291 South Home Road, on or about May 14, 2024.

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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-143

ORDINANCE # \_\_\_\_\_

BY: MS. ZADER

Authorizing payment of the claim of Matthew Walter c/o A & M Properties of Mansfield LLC, of 220 N. Mulberry Street, Mansfield, Ohio 44902, 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 from the Sewer Fund Non-Departmental Expense (503.99.99) Other Charges Classification in favor of Matthew Walter in the sum of Five Hundred and 00/100 Dollars (\$500.00) which shall constitute a full and complete satisfaction for any and all claims and damages which said Matthew Walter and his heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield, for damages caused by sewer backup in basement, resulting in a service charge to the Claimant’s property at 461 Hill Avenue, on or about December 29, 2023.

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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-144

ORDINANCE # \_\_\_\_\_

BY: MS. ZADER

Authorizing payment of the claim of James O'Donnell, of 595 Maple Street, 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 from the Sewer Fund Non-Departmental Expense (503.99.99) Other Charges Classification in favor of James O'Donnell in the sum of One Thousand Two Hundred and 00/100 Dollars (\$1200.00) which shall constitute a full and complete satisfaction for any and all claims and damages which said James O'Donnell and his heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield, for damages caused by sewer backup in basement, resulting in a service charge to the Claimant's property at 595 Maple Street, on or about January 16, 2024 and March 11, 2024.

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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-145

ORDINANCE # \_\_\_\_\_

BY: MR. FALQUETTE

Authorizing the Mayor and Public Works Director to accept a grant from the Ohio Department of Natural Resources in the amount of two hundred thousand and 00/100 dollars (\$200,000.00) to be used for the Millsboro Road Trail Project.

**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 Public Works Director be, and they are hereby, authorized to accept funding from the Ohio Department of Natural Resources, in the amount of two hundred thousand and 00/100 dollars (\$200,000.00) to be used toward the total cost of the Millsboro Road Trail Project, and to execute any and all documents pertaining to the receipt and use of said funds.

SECTION 2. 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 6 Aug 2024  
1<sup>st</sup> Reading 20 Aug 2024  
2<sup>nd</sup> Reading \_\_\_\_\_  
PASSED 20 Aug 2024

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: **Roeliff E. Harper**  
Law Director  
City of Mansfield, Ohio



BILL #24-147

ORDINANCE # \_\_\_\_\_

BY: MR. DIAZ

Authorizing the Mayor and Public Works Director to accept a grant from the Ohio’s One Time Strategic Community Investment Grant in the amount of two hundred fifty thousand and 00/100 dollars (\$250,000.00) to be used for the Main Street Upgrade Project.

**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 Public Works Director be, and they are hereby, authorized to accept funding from the Ohio’s One Time Strategic Community Investment Grant, in the amount of two hundred fifty thousand and 00/100 dollars (\$250,000.00) to be used toward the total cost of the Main Street Upgrade Project, and to execute any and all documents pertaining to the receipt and use of said funds.

SECTION 2. 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>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>20 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>                    </u>
PASSED	<u>20 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-148\*

ORDINANCE # \_\_\_\_\_

BY: MRS. BURNS

Authorizing the Public Works Director to advertise for bids and enter into a contract or contracts for the installation of the B & O Connector Trail from the B & O Trail to the Trimble Road Trail.

**WHEREAS**, the City entered into a cost sharing agreement with the Ohio Department of Transportation, the Ohio Department of Natural Resources, and the Richland County Foundation for this 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 to advertise for bids in the manner provided by law, and to enter into a contract or contracts for the installation of the B & O Connector Trail from the B & O Trail to the Trimble Road Trail, all in accordance with plans, estimates, and specifications now on file with the City Engineer titled RIC-Trail Extension B & O Connector Trail; PID 119146.

SECTION 2. That the City’s share of the cost of the improvements, including construction, testing laboratory, engineering and administrative service authorized in Section 1 hereof shall be paid from the American Rescue Plan (ARP) Fund (#221).

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>6 August 2024</u>
1 <sup>st</sup> Reading	<u>20 August 2024</u>
2 <sup>nd</sup> Reading	<u>20 August 2024</u>
PASSED	<u>20 August 2024</u>

SIGNED /s/ Phillip E. Scott  
President of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Jodie Perry  
Mayor

APPROVED AS TO FORM:      Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

\* Publication required.



BILL #24-150

ORDINANCE # \_\_\_\_\_

BY: MRS. BURNS

Authorizing the Public Works Director to accept a RAISE grant from the U.S. Department of Transportation in the amount of Seven Million Three Hundred Eighty-Four Thousand Four Hundred Forty-Two and 00/100 dollars (\$7,384,442.00) to be used for the Main Street Upgrade Project, and declaring an emergency.

**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 they are hereby, authorized to accept funding from the U.S. Department of Transportation, in the amount of Seven Million Three Hundred Eighty-Four Thousand Four Hundred Forty-Two and 00/100 dollars (\$7,384,442.00) to be used toward the total cost of the Main Street Upgrade Project, 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 the public improvement, 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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>20 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>                    </u>
PASSED	<u>20 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio



BY: MRS BURNS

Authorizing payment to Big Walnut Flag Pole in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

**WHEREAS**, the Parks & Recreation Department contracted services with Big Walnut Flag Pole to perform work on "The Liberty Park Flag Pole" prior to the submission of a purchase order therefor to the Finance Department in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480), 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 Big Walnut Flag Pole in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480) prior to a purchase order therefor being submitted to the Finance Department, and authorize the Finance Director to issue her warrant to Big Walnut Flag Pole in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480) from funds heretofore appropriated in the Parks & Recreation Fund (#236) Parks & Recreation Operations (236.18.01).

SECTION 2. That reason for 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                    6 Aug 2024  
1<sup>st</sup> Reading              6 Aug 2024  
2<sup>nd</sup> Reading              6 Aug 2024  
PASSED                   6 Aug 2024

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST                  /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM:              Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BILL #24-153

ORDINANCE # \_\_\_\_\_

BY: MRS. BURNS

Authorizing the Public Works Director to accept and appropriate a donation from VFW Post # 9943 in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480.00) for a new flag and flag pole at Liberty Park, and declaring an emergency.

**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 donation in the amount of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480.00) from VFW Post # 9943 for a new flag and flag pole at Liberty Park, and the City expresses its sincere appreciation to VFW Post # 9943.

SECTION 2. That the sum of Five Thousand Four Hundred Eighty and 00/100 dollars (\$5,480.00) be, and the same is hereby, appropriated from the unappropriated Parks & Recreation Fund (#236) to the Parks and Recreation Operations (236.18.01) Capital Outlay Classification.

SECTION 3. That by reason of the immediate necessity to accept the donation and complete the new flag pole. 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 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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio

BY: MRS. MEIER

Accept and appropriate a grant from the U.S. Department of Homeland Security under the 2023 Assistance to Firefighters Grant Program in the amount of Sixty-Two Thousand and 00/100 (\$62,000.00) to be used for training and related overtime costs, and declaring an emergency.

**WHEREAS**, the Mansfield Fire Department has heretofore filed a grant application with the U.S. Department of Homeland Security under the 2023 Assistance to Firefighters Grant Program to be used for training and related overtime costs.

**WHEREAS**, the U.S. Department of Homeland Security Office has approved said application and awarded Sixty-Two Thousand and 00/100 (\$62,000.00) in federal funds from its Assistance to Firefighters Grant Program for training and related overtime costs described herein, and the City’s local ten percent (10%) share thereof will be Six Thousand Two Hundred and 00/100 (\$6,200.00).

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

**SECTION 1.** That the Safety-Service Director be, and is hereby, authorized on behalf of the City of Mansfield to accept a grant in the amount of Sixty-Two Thousand and 00/100 (\$62,000.00) from the U.S. Department of Homeland Security under the 2023 Assistance to Firefighters Grant Program for training and related overtime costs as described herein for use by the Mansfield Fire Department on an 90% Federal – 10% Local funding basis, and to sign any and all documents necessary to receive said grant.

**SECTION 2.** That the sum of Sixty-Two Thousand and 00/100 (\$62,000.00) be, and the same is hereby, appropriated from the unappropriated Grant Fund (#224) to the Fire Grants (224.16.30) Contractual Services (\$23,200.00) and Personal Services (\$45,000.00) Classifications

**SECTION 3.** That by reason of the immediate necessity for accepting said grant prior to the filing deadline established therefore by the U.S. Department of Homeland Security, this measure is determined to be an emergency ordinance, providing it receives the affirmative vote of two-thirds of all members elected to City 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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>        </u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio



**DEPARTMENT OF FINANCE  
STATEMENT OF FISCAL IMPACT**

**RE:** FY 2023 Assistance to Firefighters Grant

**Nature of Statement and Information Disclosed**

This is a statement of fiscal impact for the City of Mansfield to accept funding from the:  
U.S. Department of Homeland Security

This impact statement has been performed in accordance with the City's revenue policy, adopted by City Council on August 6, 2013 with ordinance #13-166. It is a statement solely for the purpose of analyzing and reporting the fiscal impact on the City of Mansfield of either accepting or not accepting the proposed funding and using certain assumptions as indicated herein. No attempt is made to evaluate the application, award documents or any special condition for suitability to City objectives.

**Current Fiscal Impacts**

***Impact on Revenue***

Grant/Other Funding: \$62,000  
Funding Period: 7/24/24 - 7/23/26

***Impact on Expenditures***

<b>PROJECT COSTS:</b>	
Overtime	\$45,000
Training	\$23,200
<b>Total Project Costs:</b>	<b>\$ 68,200</b>

The total project cost is estimated at \$ 68,200 . Note: \* Similar award in 2017 (ord.#17-169).

**Match Required:** \$6,200

- \* City match included in 2024 Final Budget.
- \* Cost of class and books for 40 firefighters (\$23,200).
- \* Overtime costs to cover positions while on-duty personnel are at class (\$45,000).

**Future Fiscal Impact**

***Impact on Revenue***

N/A

***Impact on Expenditures***

N/A



**DEPARTMENT OF FINANCE  
STATEMENT OF FISCAL IMPACT**

***Other Future Commitments***

N/A

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**Disclosures of Possible Material Future Events**

N/A

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**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.

BY: MRS. MEIER

Accept and appropriate a Firefighter Exposure Environment Elements (FEEG) Grant from the Ohio Bureau of Workers' Compensation (BWC) in the amount of Thirteen Thousand Three Hundred Twenty and 00/100 (\$13,320.00) for new gear and equipment for the Mansfield Fire Department, and declaring an emergency.

**WHEREAS**, the Firefighter Exposure Environment Elements (FEEG) Grant has been awarded to the City of Mansfield to provide funds for gear and equipment, with local matching funds to be in the amount of Two Thousand Six Hundred Sixty-Four and 00/100 Dollars (\$2,664.00).

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

SECTION 1. That the Safety-Service Director be, and is hereby, authorized on behalf of the City of Mansfield to accept a grant in the amount of Thirteen Thousand Three Hundred Twenty and 00/100 (\$13,320.00) from the Ohio Bureau of Workers' Compensation for new gear, washer and dryer for the Mansfield Fire Department under the Firefighter Exposure Environment Elements (FEEG) Grant Program, and to sign any and all documents necessary to receive said grant.

SECTION 2. That the sum of Fifteen Thousand Nine Hundred Eighty-Four and 00/100 Dollars (\$15,984.00) be, and the same is hereby, appropriated from the unappropriated Grant Fund (#224) to the Fire Grants (224.16.30) Capital Outlay Classification.

SECTION 3. That by reason of the immediate necessity for accepting said grant prior to the filing deadline established therefore, this measure is determined to be an emergency ordinance, providing it receives the affirmative vote of two-thirds of all members elected to City 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	<u>6 Aug 2024</u>
1 <sup>st</sup> Reading	<u>6 Aug 2024</u>
2 <sup>nd</sup> Reading	<u>6 Aug 2024</u>
PASSED	<u>6 Aug 2024</u>

SIGNED /s/ David Falquette  
President Pro-Temp of Council

ATTEST /s/ Delaine Weiner  
Clerk of Council

APPROVED /s/ Phillip E. Scott  
Acting Mayor

APPROVED AS TO FORM: Roeliff E. Harper  
Law Director  
City of Mansfield, Ohio



**DEPARTMENT OF FINANCE  
STATEMENT OF FISCAL IMPACT**

**RE:** Firefighter Exposure Environment Elements (FEEG) Grant

**Nature of Statement and Information Disclosed**

This is a statement of fiscal impact for the City of Mansfield to accept funding from the:  
Ohio Bureau of Workers Compensation

This impact statement has been performed in accordance with the City's revenue policy, adopted by City Council on August 6, 2013 with ordinance #13-166. It is a statement solely for the purpose of analyzing and reporting the fiscal impact on the City of Mansfield of either accepting or not accepting the proposed funding and using certain assumptions as indicated herein. No attempt is made to evaluate the application, award documents or any special condition for suitability to City objectives.

**Current Fiscal Impacts**

***Impact on Revenue***

Grant/Other Funding: \$13,320  
Funding Period: 8/1/24 - 12/31/24

***Impact on Expenditures***

<b>PROJECT COSTS:</b>	
Capital Outlay	\$15,984
<b>Total Project Costs:</b>	<b>\$ 15,984</b>

The total project cost is estimated at \$ 15,984 . Note: \* Similar award in 2018 (ord.#18-150).  
\* City match included in 2024 Final Budget.

**Match Required:** \$2,664

**Future Fiscal Impact**

***Impact on Revenue***

N/A

***Impact on Expenditures***

N/A



**DEPARTMENT OF FINANCE  
STATEMENT OF FISCAL IMPACT**

***Other Future Commitments***

N/A

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**Disclosures of Possible Material Future Events**

N/A

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**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.

