

19-221

BILL #19-228

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

BY: MR. MEARS

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

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

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

SECTION 1. That the Finance Director be, and she is hereby, authorized to draw her warrant on Sewer Assistance Fund Account 503-99.99-5804 (Claims Against the City) in favor of Kayla and Grant Griggs in the sum of six hundred dollars (\$600.00) which shall constitute a full and complete satisfaction for any and all claims and damages which said Kayla and Grant Griggs and their heirs, administrators, executors, successors and assigns ever had, now have or may hereafter have against the City of Mansfield for the damages caused by a sewer back-up at their property, 236 Fairlawn Avenue, Mansfield Ohio on or about July 15th and July 21, 2019.

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 5 November 2019
1st Reading 5 November 2019
2nd Reading
PASSED 5 November 2019

SIGNED

[Signature of Phillip E. Scott]
/s/ Phillip E. Scott
President of Council

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

APPROVED

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

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

10-222

BILL #19-229

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

BY: MR. LAWRENCE

Declaring the remains of a designated dwelling (47 Glessner Avenue) to be insecure, unsafe, structurally defective and dangerous to life and other property; directing the demolition thereof by City forces or contract labor, materials and equipment, and declaring an emergency.

**WHEREAS**, under authority of Section 3, Article XVIII of the Ohio Constitution and §§715.26, 715.261, 3737.14 and 3737.28 of the Ohio Revised Code, the City has enacted Chapter 1335 of the Mansfield Codified Ordinances, 1997, relating to the removal and repair of buildings and structures for the purpose of safeguarding life and property and for the promotion of the peace, health, safety and welfare of the City of Mansfield and its inhabitants, and

**WHEREAS**, the Bureau of Buildings, Inspections, Licenses and Permits has, pursuant to Chapter 1335 of the Mansfield Codified Ordinances, 1997, made its inspection and issued its notice and order as pertains to the remains of the building and structure hereinafter described, and

**WHEREAS**, the owner or occupant has failed to comply with the order issued by the Bureau, and

**WHEREAS**, Council is fully advised in this matter by reason of the reports and proceedings of the Bureau.

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

SECTION 1. That it is hereby determined and declared that a two-story wood and aluminum sided single-family dwelling located on the premises described in Section 2 hereinafter is insecure, unsafe, structurally defective and dangerous 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 building or structure is beyond repair and is a nuisance.

SECTION 2. That the premises referred to in Section 1 hereof are described as follows: situated in the City of Mansfield, County of Richland and State of Ohio: being the east 30.5 feet to the south 10 feet of lot number Seven Hundred Seventeen (#717), also the east 30.5 feet to lot number Seven Hundred Nineteen (#719) together with 10 feet vacated alley to the south as recorded in plat book 2, #3, page 28.

Parcel Number: 027-01-086-12-000  
Owner: Buttercup Property Group, LLC  
Address: 47 Glessner Avenue Mansfield Ohio

SECTION 3. That the Public Works Director is hereby authorized and directed to enter into contracts according to law with competent and licensed contractors for the provision of labor, materials and equipment for the demolition and removal of the building(s) or structure(s) hereinbefore described, including any fences, concrete stairs, retaining walls and all appurtenances thereto, together with the removal of all debris and leveling to grade, or to proceed by force account, in execution of its order under §§ 1335.09 of the Mansfield Codified Ordinances, 1997, and to otherwise comply with the provisions of said Chapter 1335.

SECTION 4. That the costs authorized in Section 3 above may be paid from Demolition Fund (#238), Community Development Operations (238.65.01), Contractual Services classification or a Richland County Land Reutilization Corporation funding source.

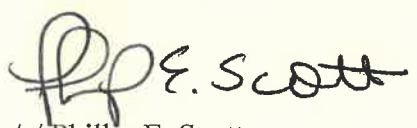
SECTION 5. That the Bureau shall notify the owner or occupant to remove all chattels and personal property from the building(s) and/or lot not less than five (5) days prior to the commencement of demolition and the failure of the owner or occupant to so remove such personal property and chattels shall be deemed an intentional abandonment thereof by such owner or occupant and such property may be subject to salvage rights of the demolition contractor.

SECTION 6. That the debris and all materials resulting from the demolition of the structure(s) or building(s) shall become the property of the contractor.

SECTION 7. That by reason of the immediate necessity of removing a nuisance which is insecure, unsafe, structurally defective and dangerous to life and other property, 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 5 November 2019  
1<sup>st</sup> Reading 5 November 2019  
2<sup>nd</sup> Reading 5 November 2019  
PASSED 5 November 2019

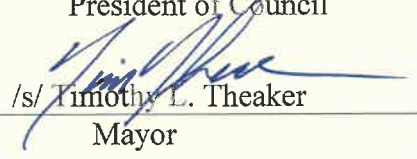
SIGNED



/s/ Phillip E. Scott  
President of Council

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

APPROVED



/s/ Timothy L. Theaker  
Mayor

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

BILL #19-230

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

BY: MR. LAWRENCE

Declaring the remains of a designated commercial building (287 North Diamond Street) to be insecure, unsafe, structurally defective and dangerous to life and other property; directing the demolition thereof by City forces or contract labor, materials and equipment, and declaring an emergency.

**WHEREAS**, under authority of Section 3, Article XVIII of the Ohio Constitution and §§715.26, 715.261, 3737.14 and 3737.28 of the Ohio Revised Code, the City has enacted Chapter 1335 of the Mansfield Codified Ordinances, 1997, relating to the removal and repair of buildings and structures for the purpose of safeguarding life and property and for the promotion of the peace, health, safety and welfare of the City of Mansfield and its inhabitants, and

**WHEREAS**, the Bureau of Buildings, Inspections, Licenses and Permits has, pursuant to Chapter 1335 of the Mansfield Codified Ordinances, 1997, made its inspection and issued its notice and order as pertains to the remains of the building and structure hereinafter described, and

**WHEREAS**, the owner or occupant has failed to comply with the order issued by the Bureau, and

**WHEREAS**, Council is fully advised in this matter by reason of the reports and proceedings of the Bureau.

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

**SECTION 1.** That it is hereby determined and declared that a commercial building with attached and detached buildings located on the premises described in Section 2 hereinafter are insecure, unsafe, structurally defective and dangerous 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 the premises referred to in Section 1 hereof are described as follows: situated in the City of Mansfield, County of Richland and State of Ohio: being lot numbers Three Hundred Eighty-six (#386) and Three Hundred Eighty-seven (#387) of the consecutively numbered lots in said City.

Parcel Number: 027-05-097-09-000; 027-05-041-10-000 & 027-05-091-06-000

Owner: Special Visit Ministry Inc.

Address: 287 North Diamond Street

SECTION 3. That the Public Works Director is hereby authorized and directed to enter into contracts according to law with competent and licensed contractors for the provision of labor, materials and equipment for the demolition and removal of the building(s) or structure(s) hereinbefore described, including any fences, concrete stairs, retaining walls and all appurtenances thereto, together with the removal of all debris and leveling to grade, or to proceed by force account, in execution of its order under §§ 1335.09 of the Mansfield Codified Ordinances, 1997, and to otherwise comply with the provisions of said Chapter 1335.

SECTION 4. That the costs authorized in Section 3 above may be paid from Demolition Fund (#238), Community Development Operations (238.65.01), Contractual Services classification or a Richland County Land Reutilization Corporation funding source.

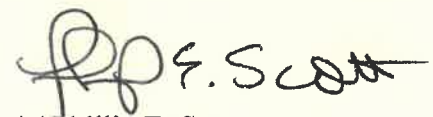
SECTION 5. That the Bureau shall notify the owner or occupant to remove all chattels and personal property from the building(s) and/or lot not less than five (5) days prior to the commencement of demolition and the failure of the owner or occupant to so remove such personal property and chattels shall be deemed an intentional abandonment thereof by such owner or occupant and such property may be subject to salvage rights of the demolition contractor.

SECTION 6. That the debris and all materials resulting from the demolition of the structure(s) or building(s) shall become the property of the contractor.

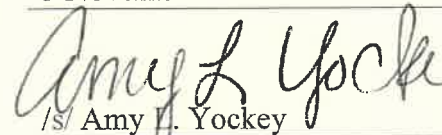
SECTION 7. That by reason of the immediate necessity of removing a nuisance which is insecure, unsafe, structurally defective and dangerous to life and other property, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare 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 5 November 2019  
1<sup>st</sup> Reading 5 November 2019  
2<sup>nd</sup> Reading \_\_\_\_\_  
PASSED 5 November 2019


SIGNED



/s/ Phillip E. Scott  
President of Council

ATTEST   
/s/ Amy L. Yockey  
Clerk of Council

APPROVED

  
/s/ Timothy L. Theaker  
Mayor

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

BILL #19-231

ORDINANCE # 19 - 224

BY: MS. TADDIE

Authorizing the Safety-Service Director and Human Resources Director to enter into a Collective Bargaining Agreement with the Fraternal Order of Police, William Taylor Lodge #32 [Gold Unit] regarding the command officers within the City's Police Department, and declaring an emergency.

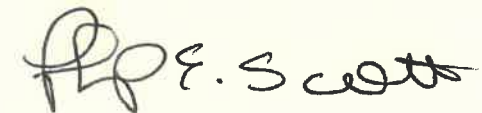
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:**

SECTION 1. That the Safety-Service Director and Human Resources Director be, and they are hereby, authorized on behalf of the City of Mansfield, Ohio, to enter into a three-year Collective Bargaining Agreement with the Fraternal Order of Police, William Taylor Lodge #32 [Gold Unit] effective retroactively from August 1, 2019 through July 31, 2022, inclusive, a copy of which Agreement is currently on file in the Human Resources Office.

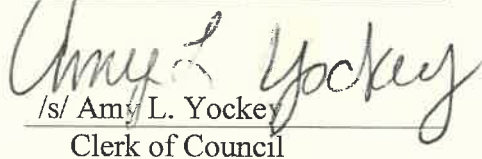
SECTION 2. That by reason of the immediate necessity for entering into said Agreement pursuant to the negotiations, and to promote harmony with City employees, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the 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 5 November 2019  
1<sup>st</sup> Reading 5 November 2019  
2<sup>nd</sup> Reading \_\_\_\_\_  
PASSED 5 November 2019

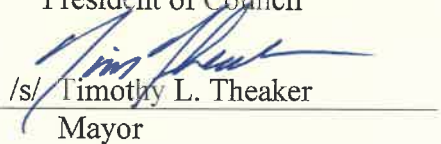
SIGNED



/s/ Phillip E. Scott  
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

19-225

BILL #19-232

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

BY: MS. TADDIE

Authorizing the Safety-Service Director and Human Resources Director to enter into a Collective Bargaining Agreement with the Fraternal Order of Police, William Taylor Lodge #32 [Blue Unit] regarding the police officers within the City's Police Department, and declaring an emergency.

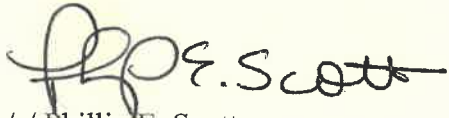
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:**

SECTION 1. That the Safety-Service Director and Human Resources Director be, and they are hereby, authorized on behalf of the City of Mansfield, Ohio, to enter into a three-year Collective Bargaining Agreement with the Fraternal Order of Police, William Taylor Lodge #32 [Blue Unit] effective retroactively from August 1, 2019 through July 31, 2022, inclusive, a copy of which Agreement is currently on file in the Human Resources Office.

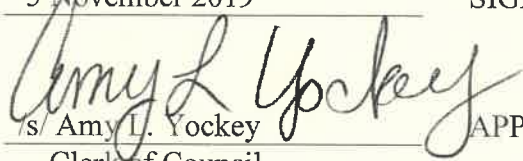
SECTION 2. That by reason of the immediate necessity for entering into said Agreement pursuant to the negotiations, and to promote harmony with City employees, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the 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 5 November 2019  
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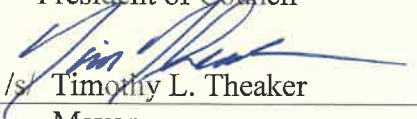
SIGNED

  
/s/ Phillip E. Scott

President of Council

ATTEST   
/s/ Amy L. Yockey  
Clerk of Council

APPROVED

  
/s/ Timothy L. Theaker  
Mayor

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

BILL #19-233

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

BY: MR. VAN HARLINGEN

Increasing appropriations from various unappropriated funds for income tax refunds for the remainder of 2019, and declaring an emergency.

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

SECTION 1. That the appropriations in the General Fund, Non-Departmental Expenditures (101.99.99), Other Charges Classification be, and the same are hereby, increased in the amount of one hundred ten thousand dollars (\$110,000).

SECTION 2. That the appropriations in the Safety Services Fund, Non-Departmental Expenditures (214.99.99) Other Charges Classification be, and the same are hereby, increased in the amount of fifty-five thousand dollars (\$55,000).

SECTION 3. That the appropriations in the Parks & Recreation Fund Operations (236.18.01) Other Charges Classification be, and the same are hereby, increased in the amount of six thousand fifty dollars (\$6,050).

SECTION 4. That the appropriations in the Street Lighting Fund, Non-Departmental Operations (237.99.01) Other Charges Classification be, and the same are hereby, increased in the amount of two thousand two hundred dollars (\$2,200).

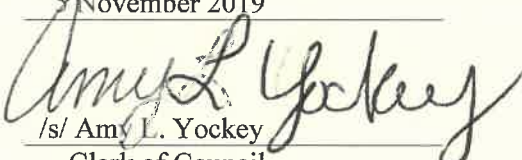
SECTION 5. That the appropriations in the Demolition Fund, Community Development Operations (238.65.01) Other Charges Classification be, and the same are hereby, increased in the amount of five thousand five hundred dollars (\$5,500).

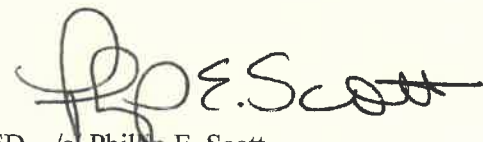
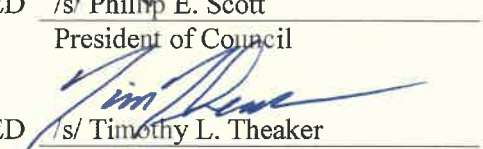
SECTION 6. That the appropriations in the Safety Services PRIDE Fund, Non-Departmental Operations (239.99.01) Other Charges Classification be, and the same are hereby, increased in the amount of thirteen thousand seven hundred fifty dollars (\$13,750).

SECTION 7. That the appropriations in the Street Resurfacing Fund, Non-Departmental Expenditures (404.99.99) Other Charges Classification be, and the same are hereby, increased in the amount of twenty-seven thousand five hundred dollars (\$27,500).

SECTION 8. That being amendments to appropriations necessary for current expenses, this Ordinance shall take effect and be in full force from and after its passage and approval by the Mayor.

Caucus 5 November 2019  
1<sup>st</sup> Reading 5 November 2019  
2<sup>nd</sup> Reading \_\_\_\_\_  
PASSED 5 November 2019

ATTEST   
/s/ Amy L. Yockey  
Clerk of Council

SIGNED   
/s/ Philip E. Scott  
President of Council  
APPROVED   
/s/ Timothy L. Theaker  
Mayor

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



BILL #19-234

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

BY: MR. VANHARLINGEN

Approving the Law Director's acceptance of a grant from the Ohio Crime Victims Assistance Office to be used for the purpose of the Crime Victims Assistance Program administered by the Law Director's Office in the total amount of seventy-three thousand, forty-nine and 34/100 dollars (\$73,049.34), appropriating the funds to be expended in 2019-2020, and declaring an emergency.

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


SECTION 1. That the Law Director's acceptance on behalf of the City of Mansfield of a grant from the Ohio Crime Victims Assistance Office to be used for the purpose of the Crime Victims Assistance Program administered by the Law Director's Office in the total amount of seventy-three thousand, forty-nine and 34/100 dollars (\$73,049.34).

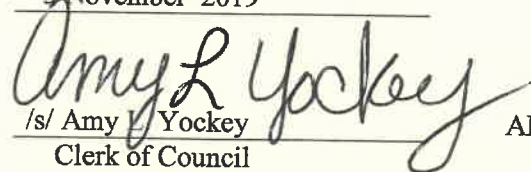
SECTION 2. That of the funds accepted by Section 1 hereof, the sum of thirty-one thousand, seven hundred seventy-eight dollars (\$31,778) shall currently be, and the same is hereby, appropriated from the unappropriated Grant Fund (#224) to the following classifications:


<u>224.06.30 Law Director. Grants</u>	
Personal Services	\$10,000
Employee Benefits	\$8,374
Contractual Services	\$10,861
Supplies and Materials	\$2,543
Total	\$31,778

SECTION 3. That by reason of the immediate necessity for ratifying the acceptance of said grant funds and applying them to current victims assistance costs 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 5 November 2019  
 1<sup>st</sup> Reading 5 November 2019  
 2<sup>nd</sup> Reading \_\_\_\_\_  
 PASSED 5 November 2019

  
 SIGNED /s/ Phillip E. Scott  
 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



DEPARTMENT OF FINANCE  
STATEMENT OF FISCAL IMPACT

ATTACHMENT  
to  
BILL #19-234

RE: Ohio Crime Victims 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 Attorney General's Office

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: \$73,049.34  
Funding Period: 10/1/19 - 9/30/20

***Impact on Expenditures***

**PROJECT COSTS:**

Personnel Costs \$77,020.46  
Program Costs 13,405.72

**Total Project Costs: \$ 90,426.18**

The total project cost is estimated at \$ 90,426.18 . Note: \*20% grant match  
\*Grant awarded annually

Match Required: \$ 17,376.84

**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**

All personnel costs associated with one Crime Victims Advocate will be the responsibility of the General Fund (#101) beyond 9/30/20 unless future grants are awarded. These costs include, but are not limited to, salary, employee benefits, and/or unemployment costs, if applicable.

**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.