

## **REGULAR COUNCIL MEETING NOVEMBER 15, 2016**

The second semi-monthly meeting of Mansfield City Council met on Tuesday, November 15, 2016 at 7:30 PM in the Council Chambers of the City Building.

The Pledge of Allegiance was recited by the audience.

Councilman Jeff Rock and Councilman Jason Lawrence led the audience in prayer.

**ROLL CALL:** The following answered present at roll call: Bryant, Jefferson, Lawrence, Pender, Rock, Scott and Van Harlingen. Upon motion by Mr. Rock and seconded by Mr. Lawrence, Mr. Hill was excused.

There being no objections, the reading of the Journal and Communications were dispensed with.

### **MONDAY DEADLINE**

**MR. ROCK:** I move with respect to Bill 16-244 and 16-245 that the rule requiring legislation be submitted by Monday at 4 PM be suspended and that Bill 16-244 and 16-245 be allowed on the floor tonight, seconded by Mr. Jefferson. Passed 7-0.

### **SUSPEND RULES**

**MR. ROCK:** I move with respect to all bills that come before Council tonight that the rule requiring reading on three different days be suspended and that each bill be read one time by title only, seconded by Mr. Jefferson. The vote was taken and resulted as follows: Ayes: 7, Nays: 0.

### **LEGISLATION**

#### **TEMP BUDGET FOR 2017 – 1<sup>ST</sup> READING**

**BY: MR. VAN HARLINGEN**

**ORDINANCE 16-236**

An Ordinance making temporary annual appropriations for current expenses and other expenditures of the City of Mansfield, Ohio for the fiscal year beginning January 1, 2017.

Upon motion by Mr. Van Harlingen that Bill 16-237 be read given its first reading and placed upon the floor for discussion, seconded by Mr. Rock.

**AMEND 15-125 TO ADDRESS CHANGES BY FLSA REGULATIONS AND UPGRADE CERTAIN POSITIONS**

**BY: MRS. PENDER**

**ORDINANCE 16-237**

Amending Ord. #15-125 to address changes required by new Fair Labor Standards Act (FLSA) regulations and to upgrade certain positions within the AFSCME bargaining unit, and declaring an emergency.

Upon motion by Mrs. Pender that Bill 16-239 be read and placed upon the floor for discussion, seconded by Mr. Rock. The bill was placed upon the floor for final passage, seconded by Mr. Rock.. The vote was taken and resulted as follows: Ayes: 7, Nays: 0. Ayes: Bryant, Jefferson, Lawrence, Mears, Pender, Rock and Van Harlingen.

The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

**THEN & NOW – THE WINDOW PLACE**

**BY: MR. VAN HARLINGEN**

**ORDINANCE 16-238**

Authorizing the payment to The Window Place in the amount of Eleven Thousand Four Hundred Eighty and 00/100 Dollars (\$11,480.00) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 16-241 be read and placed upon the floor for discussion, seconded by Mr. Rock.. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 7, Nays: 0. Ayes: Bryant, Jefferson, Lawrence, Mears, Pender, Rock and Van Harlingen.

The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

**APPROP \$1,500 FROM BOULEVARD ASSESSMENT FUND**

**BY: MR. VAN HARLINGEN**

**ORDINANCE 16-239**

Appropriating the sum of One Thousand Five Hundred Dollars (\$1,500) from the unappropriated Boulevard Assessment Fund (#229) to be used for additional funds which will be available for contractual services and supplies for the remainder of 2016, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 16-242 be read and placed upon the floor for discussion, seconded by Mr. Rock. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 7, Nays: 0. Ayes: Bryant, Jefferson, Lawrence, Mears, Pender, Rock and Van Harlingen.

The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

**AUTH SSD ENTER CONTRACT FOR SALE AND PURCHASE OF FIREARMS**

**BY: MR. BRYANT**

**ORDINANCE 16-240**

Authorizing the Safety-Service Director to advertise for bids and enter into a contract for the sale and purchase of firearms for the Mansfield Police Department and Mansfield Municipal Court Probation Department, and declaring an emergency

Upon motion by Mr. Bryant that Bill 16-243 be read and placed upon the floor for discussion, seconded by Mr. Rock. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 7, Nays: 0. Ayes: Bryant, Jefferson, Lawrence, Mears, Pender, Rock and Van Harlingen.

The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

**TRANSFER \$54,000 FOR CLEAN UP OF FIRING RANGE**

**BY: MR. VAN HARLINGEN**

**ORDINANCE 16-241**

Transferring appropriations in the amount of Fifty-four Thousand Dollars (\$54,000) within the Safety-Services Fund (#214), for a mandated lead cleanup for the Police firing range, and declaring an emergency

Upon motion by Mr. Van Harlingen that Bill 16-244 be read and placed upon the floor for discussion, seconded by Mr. Rock. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 7, Nays: 0. Ayes: Bryant, Jefferson, Lawrence, Mears, Pender, Rock and Van Harlingen.

The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

**AUTH SSD ENTER CONTRACT WITH CARDINAL ENVIRONMENTAL SERVICES – FIRING RANGE**

**BY: MR. VAN HARLINGEN**

**ORDINANCE 16-242**

Authorizing the Safety-Service Director to enter into a Professional Services Contract with Cardinal Environmental Services, Inc. to provide Environmental Remediation in the Police Department Firing Range and adjacent areas of the first floor of the City Building, and declaring an emergency

Upon motion by Mr. Van Harlingen that Bill 16-245 be read and placed upon the floor for discussion, seconded by Mr. Rock. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 7, Nays: 0. Ayes: Bryant, Jefferson, Lawrence, Mears, Pender, Rock and Van Harlingen.

The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

**MR. JEFFERSON:** We're getting rid of lead. That's a metal. Is that being sold so we can get some reimbursement off of it? People cleaning up can take that?

**MAYOR THEAKER:** No, no. EPA has closed that down because (inaudible).

**MR. JEFFERSON:** I thought there was lead rounds laying out there.

**PRESIDENT SCOTT:** Oh, I thought the same thing. Thank you for clarifying that Mr. Jefferson.

**HR DIRECTOR REMY:** It's a combination of spent ammunition and dust. Lead dust contamination. From 35 or 40 years worth of use on the range. The city has a firing range in the department. It's a room in the basement that's about 50 feet long and about 25 feet wide that's been used unabated and issues not being addressed since it was built in 1975.

**MR. JEFFERSON:** So the lead itself, along with the dust, all have to be disposed of?

**HR DIRECTOR REMY:** It's got to be remediated and cleaned up and then we have to make a determination as to whether or not we want to rebuild. That's a whole separate issue. The rebuild is a whole separate issue. We have to clean it up first and the cost of that is about \$53,400.

**PRESIDENT SCOTT:** Thank you for bringing that up Mr. Jefferson. I was thinking it was just spent...

**MR. JEFFERSON:** Spent rounds laying there.

**ADJOURN:** Upon motion by Mr. Rock, seconded by Mr. Jefferson, and passed by voice vote, the meeting was adjourned.

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Amy Yockey  
Clerk of Council

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Phillip Scott  
President of Council