

REGULAR COUNCIL MEETING DECEMBER 20, 2011

The second semi-monthly meeting of Mansfield City Council met on Tuesday, December 20, 2011 at 7:30 PM in the Council Chambers of the City Building.

The Pledge of Allegiance was recited by the audience.

Councilman Jeff Rock led the audience in prayer.

ROLL CALL: The following answered present at roll call: Dunn, Haring, Hazen, Hightower, Hill, Pender, Rock, Scott and Versaw.

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

WEDNESDAY DEADLINE

MRS. PENDER: I move that with respect to Bill 11-227 that the rule requiring legislation be submitted by Wednesday noon be suspended and that Bill 11-227 be allowed on the floor tonight, seconded by Mr. Rock. The motion was passed by voice vote.

SUSPEND RULES

MRS. PENDER: 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. Rock. The vote was taken and resulted as follows: Ayes: 8, Nays: 0.

LEGISLATION

AMEND CHAPTER 195 – BED TAX

BY: MRS. HARING

ORDINANCE 11-213

Amending Chapter 195 of the Mansfield Codified Ordinances (Transient Occupancy Tax) to extend the tax through December 31, 2012, and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-216 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

HONOR BUTCH JEFFERSON

BY: ALL MEMBERS OF COUNCIL

ORDINANCE 11-214

Honoring Walden A. Jefferson for his dedicated service as a member of the Mansfield City Council.

Upon motion by Mrs. Haring that Bill 11-219 be read in its entirety and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

The tape malfunctioned but Mr. Versaw, Mr. Hazen, Mrs. Hightower and Mrs. Haring all spoke about Mr. Jefferson and how he will be missed.

HONOR SANDRA CARMICHAEL

BY: ALL MEMBERS OF COUNCIL

ORDINANCE 11-215

Honoring Sandra G. Carmichael for her dedicated service as a member of the Mansfield City Council.

Upon motion by Mrs. Haring that Bill 11-220 be read in its entirety and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

MR. VERSAW:I don't where, he must have called Sandy or something and I guess it was Judge Ault was going to take me to Common Pleas because Sandy had not legally signed that. I just remember that, it was such an alarming telephone call that I got one morning from Judge Ault because of a letter we sent, from the Finance Committee and Sandy was not, her signature was not on it. That was just something that I thought about, but anyway, Sandy will be missed and hopefully she will continue in her endeavors in the community. We wish her luck.

MR. HAZEN: The thing I remember most about Sandy here and her tenure was that Sandy had this real, sort of, quiet demeanor, obviously, as you can hear from what we're saying, but she had these really cool, sort of, non-verbal expressions and one night I was going at it, I don't know if it was with Doug or with Mayor Culliver and I did one of these and I looked down and she was looking down like, you people are crazy. She just had the ability to kind of shoot you a look and just kind of say, can you stop this and calm down, and she would do that in committee meetings too. She didn't ask a ton of questions but when she asked questions, they were good questions. They were very pointed and she was trying to get to what would assure her that her yes or not vote was the right one. She always thought through things, you could tell she was thinking and she was very contemplative about what she was doing, so, she'll be missed too and Garnetta has some big shoes to fill there as well.

APPROVE REAPPOINTMENT TO HEALTH BOARD

BY: MRS. HIGHTOWER

ORDINANCE 11-216

Approving a reappointment by the Mayor to the Mansfield/Ontario/Richland County Board of Health.

Upon motion by Mrs. Hightower that Bill 11-221 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROVE REAPPOINTMENT TO AIRPORT COMMISSION

BY: MR. ROCK

ORDINANCE 11-217

Approving reappointments by the Mayor to the Airport and Aviation Commission.

Upon motion by Mr. Rock that Bill 11-222 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROVE APPT. TO BOARD OF UTILITY APPEALS

BY: MRS. HARING

ORDINANCE 11-218

Approving an appointment by the Mayor to the Board of Utility Appeals.

Upon motion by Mrs. Haring that Bill 11-223 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROVE REAPPOINTMENT TO BOARD OF UTILITY APPEALS

BY: MRS. HARING

ORDINANCE 11-219

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

Upon motion by Mrs. Haring that Bill 11-224 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

AUTH SSD ACCEPT FUNDING FOR FORENSIC SCIENCE GRANT

BY: MRS. HARING

ORDINANCE 11-220

Authorizing the Mayor and Service-Safety Director to accept funding from the Ohio Office of Criminal Justice Services under the Paul Coverdell Forensic Science Improvement Grant (FY2011) in the amount of Seventeen Thousand One Hundred Ten and 52/100 Dollars (\$17,110.52), and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-225 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

AUTH SSD ACCEPT GRANT FOR ALL ABOUT ME!

BY: MRS. HARING

ORDINANCE 11-221

Authorizing the Service-Safety Director to accept a Grant from the Richland County Foundation on behalf of the City of Mansfield Department of Regional Community Advancement for operation of a program known as All About Me!, and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-226 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

AUTH SSD ENTER CONTRACT WITH DRCA AND RIC. CO. CHILDREN SERVICES

BY: MRS. HARING

ORDINANCE 11-222

Authorizing the Service-Safety Director to execute an amendment to a contract, entered into on behalf of the City's Department of Regional Community Advancement with Richland County Children Services to provide services relating to the operation of the Richland County Kinship Navigator Program, and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-227 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROP \$5,840 - DRCA

BY: MRS. HARING

ORDINANCE 11-223

Appropriating the sum of Five Thousand Eight Hundred Forty Dollars (\$5,840.00) from the unappropriated Regional Community Advancement Fund (#205) to the classification therein.

Upon motion by Mrs. Haring that Bill 11-228 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROP \$365,000 FROM SAFETY FUND

BY: MRS. HARING

ORDINANCE 11-224

Appropriating the sum of Three Hundred Sixty-five Thousand Dollars (\$365,000.00) from the unappropriated Safety Service Fund (#214) to the Capital Outlay classification therein.

Upon motion by Mrs. Haring that Bill 11-229 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

AUTH SSD PURCHASE 3 EMS TRUCKS

BY: MRS. HARING

ORDINANCE 11-225

Authorizing the Service-Safety Director to purchase, without competitive bidding under the State of Ohio Cooperative Purchasing Plan from Industries, Inc. three (3) 2011 EMS Trucks from Burgess Ambulance Sales, Inc. of P.O. Box 180 Loudonville, Ohio 44842 for the Fire Department, and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-230 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

AMEND 11-210 TO INCREASE FUNDS TO PURCHASE BACKHOE

BY: MRS. HARING

ORDINANCE 11-226

Amending Ordinance 11-210, passed December 5, 2011, to increase the allowable expenditure of funds authorized to purchase one (1) new Holland Model B95BLR Loader Backhoe for use within the Water Fund, and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-231 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROP TEMPORARY EASEMENT FROM CARL KRANZ – MID-BELLVILLE RD.

BY: MR. VERSAW

ORDINANCE 11-227

Declaring the intent to appropriate a 0.021 acre temporary easement from Carl W. Kranz for the purpose of enabling the improvement of Middle Bellville Road, and declaring an emergency.

Upon motion by Mr. Versaw that Bill 11-232 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROP STANDARD HIGHWAY EASEMENT FROM CARL KRANZ – MID-BELLVILLE RD.

BY: MR. VERSAW

ORDINANCE 11-228

Declaring the intent to appropriate a 0.023 acre standard highway easement from Carl W. Kranz for the purpose of enabling the improvement of Middle Bellville Road, and declaring an emergency.

Upon motion by Mr. Versaw that Bill 11-233 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows:

Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

APPROP TEMPORARY EASEMENT FROM CARL KRANZ – MID-BELLVILLE RD.

BY: MR. VERSAW

ORDINANCE 11-229

Declaring the intent to appropriate a 0.036 acre temporary easement from Carl W. Kranz for the purpose of enabling the improvement of Middle Bellville Road, and declaring an emergency.

Upon motion by Mr. Versaw that Bill 11-234 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

AUTH DRIVEWAY OPENING ONTO N. MAIN ST.

BY: MR. VERSAW

ORDINANCE 11-230

Authorizing a driveway opening onto North Main Street.

Upon motion by Mr. Versaw that Bill 11-235 be read and placed upon the floor for discussion, seconded by Mr. Hazen. The bill was read and placed upon the floor for final passage, seconded by Mr. Hazen. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Dunn, Haring, Hazen, Hill, Hightower, Pender, Rock and Versaw.

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

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

Amy Yockey
Clerk of Council

Phillip Scott
President of Council