

REGULAR COUNCIL MEETING APRIL 4, 2017

The first semi-monthly meeting of Mansfield City Council met on Tuesday, April 4, 2017 at 7:30 PM in the Council Chambers of the City Building.

The Pledge of Allegiance was recited by the audience.

Councilman Jason Lawrence and led the audience in prayer.

ROLL CALL: The following answered present at roll call: Bryant, Hill, Jefferson, Lawrence, Mears, Pender, Rock, Scott and Van Harlingen.

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

MONDAY DEADLINE

MR. HILL: I move with respect to Bill 17-053 that the rule requiring legislation be submitted by Monday at 4 pm be suspended and that 17-053 be allowed on the floor tonight, seconded by Mr. Rock and passed by voice vote.

SUSPEND RULES

MR. HILL: 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

AUTH SSD ENTER CONTRACT WITH EMH&T FOR PARK PLANNING

BY: MR. ROCK

ORDINANCE 17-050

Authorizing the Safety-Service Director to enter into a contract or contracts with EMH&T for park planning, and declaring an emergency.

Upon motion by Mr. Rock that Bill 17-051 be read and placed upon the floor for discussion, seconded by Mr. Jefferson. The bill was placed upon the floor for final passage, seconded by Mr. Jefferson. The vote was taken and resulted as follows: Ayes: 7, Nays: 1. Ayes: Bryant, Hill, Jefferson, Mears, Pender, Rock and Van Harlingen. Nay: Lawrence.

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

CLAIM – SHERRY BRANHAM, 2395 FERGUSON RD

BY: MR. MEARS

ORDINANCE 17-053

Authorizing partial payment of the claim of Sherry Branham, 2395 Ferguson Road Ontario, OH 44906, and declaring an emergency.

Upon motion by Mr. Mears that Bill 17-054 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: 8, Nays: 0. Ayes: Bryant, Hill, 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: I'd like to ask the Chairman of the Committee, why do we pay this one from last time? I can't remember, is there some specific reason?

MR. MEARS: No, this is the lady that was threatening legal action and she incurred some other costs and there was construction in the area so we agreed to pay the deductible in this case. Her original requested amount was much, much higher.

MR. JEFFERSON: But when she left that night, she said she didn't want it.

MR. MEARS: Right. She initially turned it down, she consulted with her attorneys, as I understand it, and did agree to accept that. The Law Director has another comment.

LAW DIRECTOR SPON: Sometimes it's process, that's why I say that sometimes if an offer is made, let the claimant think about it and eventually they come around.

MR. MEARS: I think that's exactly what happened. We made the offer, she turned it down while she was here in council and you're absolutely right. She said no, but later, gave it thought and consulted her attorney and did agree to accept this for full consideration of her claim.

DEMO – 140 S. FRANKLIN AVE

BY: MR. LAWRENCE

ORDINANCE 17-054

Declaring the remains of a designated dwelling (140 S. Franklin Avenue) to be insecure, unsafe, structurally defective and unsafe to life and other property; directing the demolition thereof by City forces or contract labor, materials and equipment, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 17-055 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: 8, Nays: 0. Ayes: Bryant, Hill, 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.

DEMO – 514 WOODLAND AVE

BY: MR. LAWRENCE

ORDINANCE 17-055

Declaring the remains of a designated dwelling (140 S. Franklin Avenue) to be insecure, unsafe, structurally defective and unsafe to life and other property; directing the demolition thereof by City forces or contract labor, materials and equipment, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 17-056 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: 8, Nays: 0. Ayes: Bryant, Hill, 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.

CDBG FUNDING 2017

BY: MR. LAWRENCE

ORDINANCE 17-056

Authorizing the Mayor to submit an Annual Action Plan for FY 2017 indicating proposed uses for the City's 2017 Community Development Block Grant Funds under the provisions of Public Law 93-383, as amended, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 17-057 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: 8, Nays: 0. Ayes: Bryant, Hill, 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.

HOME FUNDING FOR 2017

BY: MR. LAWRENCE

ORDINANCE 17-057

Authorizing the Mayor to submit Mansfield's FY 2017 Action Plan to the United States Department of Housing and Urban Development (HUD) for FY 2017 Home Investment Partnership Program Funds, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 17-058 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: 8, Nays: 0. Ayes: Bryant, Hill, 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 \$17,160 FOR MPD TRAINING

BY: MR. VANHARLINGEN

ORDINANCE 17-058

Appropriating the sum of Seventeen Thousand One Hundred Sixty Dollars (\$17,160) from the unappropriated Grant Fund (#224) to the Police Grant (224.15.30) Contractual Services Classification for MPD Training, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 17-059 be read and placed upon the floor for discussion, seconded by Mr. Rock. Mr. Van Harlingen made motion to pass the bill tonight, seconded by Mr. Rock and passed 8-0. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Bryant, Hill, 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 \$32,830 FOR METRICH

BY: MR. VANHARLINGEN

ORDINANCE 17-059

Appropriating the sum of Thirty-two Thousand Eight Hundred Thirty dollars (\$32,830) from the unappropriated Law Enforcement fund (#211) to the Police METRICH (211.15.51) and Police Operations (211.15.01) Others charges Classification, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 17-060 be read and placed upon the floor for discussion, seconded by Mr. Rock. Mr. Van Harlingen made motion to pass the bill tonight, seconded by Mr. Rock and passed 8-0. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Bryant, Hill, 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.

DONATION OF TOILETS & SINKS FOR JOHN TODD PARK

BY: MR. VANHARLINGEN

ORDINANCE 17-060

Authorizing the City to accept a donation of four ADA toilets, and one urinal, and two ADA sinks from Mansfield Plumbing for John Todd Park, and declaring an emergency.

Upon motion by Mr. VanHarlingen that Bill 17-061 be read and placed upon the floor for discussion, seconded by Mr. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Bryant, Hill, 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. MEARS: I think we should just recognize Mansfield Plumbing for their generosity in this.

AUTH ACCEPT PAL GRANT

BY: MR. VAN HARLINGEN

ORDINANCE 17-061

Accepting a National PAL Mentoring Sub-grant in the amount of Thirty-six Thousand Dollars (\$36,000) through National Association of Police Athletic/Activities Leagues, Inc. to be used by the Mansfield Police Athletic League, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 17-062 be read and placed upon the floor for discussion, seconded by Mr. Rock. Mr. Van Harlingen made motion to pass the bill tonight, seconded by Mr. Jefferson and passed 8-0. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Bryant, Hill, 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 MAYOR & SSD ACCEPT FUNDING FOR FAMILY VIOLENCE LIAISON OFFICER

BY: MR. VAN HARLINGEN

ORDINANCE 17-062

Authorizing the Mayor and Safety-Service Director to accept funding from the Ohio Office of Criminal Justice Services under a 2016 Subgrant in the amount of Sixty Thousand Dollars (\$60,000) to be used for a portion of the cost of a Family Violence Liaison Officer, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 17-063 be read and placed upon the floor for discussion, seconded by Mr. Rock. Mr. Van Harlingen made motion to pass the bill tonight, seconded by Mr. Jefferson and passed 8-0. The bill was placed upon the floor for final passage, seconded by Mr. Rock. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Bryant, Hill, 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 NATURAL GAS FOR CITY FACILITIES

BY: MR. VAN HARLINGEN

ORDINANCE 17-063

Authorizing the Safety-Service Director to enter into a contract, without competitive bidding, for providing natural gas for use at certain City facilities, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 17-065 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: 8, Nays: 0. Ayes: Bryant, Hill, 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.

AFTER LEGISLATION:

MR. JEFFERSON: I'd like to go on record thanking my colleague Mr. Mears for being so diligent and doing your job as far as checking the pothole thing and make me feel very comfortable when you recommend that we deny them because I know you have done your work and I want to thank you for that. And is the News Journal here? Our citizens, they need to understand their cars. Two people came here with low profile tires. Do you understand low profile tires? Very short rubber between that and the rim and it doesn't take much to hit a pot hole, no matter how big or how small. I'm not no expert expert but I've read things over the years. They build cars to withstand certain things if the proper equipment is in the proper place. You can't run summer, low profile tires in the winter hitting potholes. Not everybody does but engineers build cars with proper equipment and you hit a pothole at a certain speed you shouldn't tear up a car. I just wanted to throw that out there. Thank you Mr. Mears.

PRESIDENT SCOTT: We thank you for your 52 years of experienced driving.
(laughter).

MR. JEFFERSON: And I haven't busted a tire yet!

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