

REGULAR COUNCIL MEETING APRIL 19, 2011

The second semi-monthly meeting of Mansfield City Council met on Tuesday, April 19, 2011 at 7:30 PM in the Council Chambers of the City Building.

The Pledge of Allegiance was recited by the audience.

Councilwoman Pat Hightower led the audience in prayer.

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

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

ASST. CHIEF STRICKLAND: Microphone not working.

ASST. CHIEF CROWE: Microphone not working.

LOVIE SERENTINE, 1349 PARK AVE. WEST: Microphone not working. Spoke about noise at Goodfellows.

DEANNA TORRENCE: Microphone not working. Spoke about clean ups on north end

MR. HILL: Thank you for the pictures and for showing us what has been done.

MRS. HIGHTOWER: I just want to say thank you so much cuz when I saw this article in the paper this morning I was just elated because we had spoken about that last night. Mr. Jefferson, you were one, everyone needs to take a part in the clean up and other councilmen spoke about it and so to know that you have already started this, and I don't believe the community really understands that even the \$250, the grant that NECIC allows people to have that can be part of a cleanup and I participated in those twice and I just want to commend you because when I saw that, I was just, and Mr. Dunn, I want to say thank you so much because I know it's your truck and your time and your gas that you volunteered to do and you're very quiet and you don't tell people about this but you do a lot of volunteer and give a lot of your time unselfishly so I want to say thank you also but when I saw this I was so elated, so what you were talking about yesterday is already in progress and we know other people are going to get on board, so Mr. Jefferson, you can see it's already working.

ED MEEHAN: Microphone not working.

MRS. HIGHTOWER: I do have a question. Are you going to locate it the same place where the playground is located now? I have to say this. That's not a good place for a playground because it goes right through Dickson. Kids can run back and forth, there is a

fence, but the cars go back and forth. If you want to put a playground it should be next to and I have never seen a lot of children play in that playground and I go by there every day. I think you need to relocate where you want to put the playground. I don't foresee that being a safe place for the children because unless a parent is going to watch them, unless there's some way of safety, I think it's the wrong place for a playground. If you're going to put it next door where the children don't have to back and forth across W. Dickson, then that's different, but as it is now, I don't think that's a safe place for a playground for a child.

MR. MEEHAN: Microphone not working.

MRS. HIGHTOWER: Monitors? It sounds good. But you and I both know, we say the monitors will be there, but if a child runs and a car is coming, I, for one, would not want it there and I'll be very honest with you.

WEDNESDAY DEADLINE

MRS. CARMICHAEL: I move that with respect to Bills 11-054, 11-063 and 11-064 that the rule requiring legislation be submitted by Wednesday noon be suspended and that Bills 11-054, 11-063 and 11-064 be allowed on the floor tonight, seconded by Mr. Jefferson. Motion was passed by voice vote.

SUSPEND RULES

MRS. CARMICHAEL: 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: 8, Nays: 0.

LEGISLATION

AMENDMENT FOR PROSECUTORIAL SERVICES

BY: MR. JEFFERSON

ORDINANCE 11-051

Authorizing the Law Director and Service-Safety Director to execute Amendment No. 1 to an Agreement between the Richland County Board of Commissioners and the City of Mansfield compensating the City for prosecutorial services provided the County in Mansfield Municipal Court by the Law Director's Office, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 11-053 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

GRANT LICENSE TO ASHLAND UNIV. TO EXTEND WATER FOR NURSING CAMPUS

BY: MR. HAZEN

ORDINANCE 11-052

Granting a license to Ashland University, of 720 Claremont Avenue, Ashland, Ohio, to extend the City water main into its proposed College of Nursing Campus at the intersection of Trimble Road and Marion Avenue, all at its own expense, and declaring an emergency.

Upon motion by Mr. Hazen that Bill 11-054 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, 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 TO IMPROVE VARIOUS STREETS

BY: MR. VERSAW

ORDINANCE 11-053

Authorizing the Service-Safety Director to advertise for bids and enter into a contract for improving various City streets by establishing pavement markings, entitled "2011 Striping Program" and declaring an emergency.

Upon motion by Mr. Versaw that Bill 11-055 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, 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 TO REPAIR CERTAIN STREETS

BY: MR. VERSAW

ORDINANCE 11-054

Authorizing the Service-Safety Director to advertise for bids and enter into a contract or contracts for repairing certain streets, and declaring an emergency.

Upon motion by Mr. Versaw that Bill 11-056 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

ACCEPT MARINE PATROL ASST. GRANT

BY: MR. JEFFERSON

ORDINANCE 11-055

Authorizing the Service-Safety Director to accept the 2011 Marine Patrol Assistance Grant from the Ohio Division of Watercraft in the amount of Twenty-two Thousand Eight Hundred Ten and 34/100 Dollars (\$22,810.34) for use at the Clearfork Reservoir and to execute an Agreement therefore, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 11-057 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

TRANSFER \$45,000 WITHIN COURT COMPUTERIZATION

BY: MR. JEFFERSON

RESOLUTION 11-056

Transferring the sum of Forty-five Thousand Dollars (\$45,000.00) within the Court computerization Fund for Court Computerization Programs.

Upon motion by Mr. Jefferson that Bill 11-058 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

TRANSFER \$3,700 WITHIN CODES & PERMITS

BY: MR. JEFFERSON

RESOLUTION 11-057

Transferring the sum of Three Thousand Seven Hundred Dollars (\$3,700.00) within the General fund – Codes and Permits from Personal Services to Contractual Services.

Upon motion by Mr. Jefferson that Bill 11-059 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

AMEND 971.04 TO CREATE NO WAKE ZONE AT CLEARFORK

BY: MRS. HIGHTOWER

ORDINANCE 11-058

Amending Section 971.04 of the Mansfield Codified Ordinances, as amended, to create a “No Wake Zone” on Clearfork Reservoir, and declaring an emergency.

Upon motion by Mrs. Hightower that Bill 11-060 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

MR. JEFFERSON: I had a question. I understand the wake rule but at any time can you drive at 8 mph on this lake? It’s saying that you need to be at idle speed so that you won’t create a wave when passing another, so if no one else is on the lake can I go 30 knots?

PWD KLOUSIADIS: No.

AMEND 10-26 TO ELIMINATE SUP. OF EQUIP. IN FIRE DEPT.

BY: MRS. HARING

ORDINANCE 11-059

Amending Ordinance #10-026 (Personnel Ordinance) to eliminate the position of Superintendent of Equipment within the Fire Division, and declaring an emergency.

Upon motion by Mrs. Haring that Bill 11-061 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as

follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

TRANSFER \$10,000 WITHIN UTILITY COLLECTIONS

BY: MR. JEFFERSON

RESOLUTION 11-060

Transferring the sum of Ten Thousand Dollars (\$10,000) within the Utility Collections fund – Utility Collections from Capital Outlay to Contractual Services.

Upon motion by Mr. Jefferson that Bill 11-062 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

AMEND FIRE FIGHTERS CONTRACT

BY: MRS. CARMICHAEL

ORDINANCE 11-061

Amending the collective bargaining agreement between the City of Mansfield and Local #266 of the International Association of Firefighters, and declaring an emergency.

Upon motion by Mrs. Carmichael that Bill 11-063 be read and placed upon the floor for discussion, seconded by Mr. Jefferson. The bill was read and placed upon the floor for final passage, seconded by Mr. Jefferson. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

APPROVE AMENDMENT TO FINANCIAL RECOVERY PLAN

BY: ALL MEMBERS OF COUNCIL

ORDINANCE 11-062

Approving an Amendment to the Revised Financial Recovery Plan for the City of Mansfield, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 11-064 be read and placed upon the floor for discussion, seconded by Mrs. Carmichael. The bill was read and placed upon the floor for final passage, seconded by Mrs. Carmichael. The vote was taken and resulted as follows: Ayes: 8, Nays: 0. Ayes: Carmichael, Haring, Hazen, Hightower, Hill, Jefferson, Rock and Versaw.

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

AFTER LEGISLATION

MR. JEFFERSON: I just want all my colleagues and council people to know that I know Mr. Versaw likes me, that's why he's always joking, so there's no ill will there.

MRS. HARING: I just want to announce that at the Safety Levy meeting this morning, we decided that April 30th has already been designated as "Show your support" Day, it's a Saturday, it's going to be held on the Central Square over by the gazebo and we decided that it would be very nice to enhance that particular day with inviting everyone to come to show their support of our safety forces and to help go door to door, this would be the last thrust of getting the word out into the community that this is a renewal levy, it's an important levy to our city, it's important to every citizen in this city that we try to maintain and sustain current levels of service and so renewal of this safety levy is extremely important and the rally on Saturday, April 30th starting at 9 am supports, already, those officers and fire fighters who are going door to door, will have been going door to door trying to spread the word and we're going to help them on Saturday with a few hours of your time, go door to door in neighborhoods and help to also spread the word that this is a very positive thing that we need to do and all of you helping will make a big difference, so please put that on your calendar for the morning of April 30th, support your safety forces day and come and be part of the rally and the initiative to get the word out.

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

Amy Walker
Clerk of Council

Phillip Scott
President of Council