

REGULAR COUNCIL MEETING
April 9, 2020

The First monthly meeting of Mansfield City Council met on Thursday,
April 9, 2020 at 7:00 PM via Zoom Meeting,
due to COVID -19 pandemic.

The Pledge of Allegiance was recited by the audience.

Councilman Lawrence led the audience in prayer.

ROLL CALL: The following answered present at roll call: Burns, Meier, Van Harlingen (in Chambers), Davenport, Lawrence, Taddie, Scott, Falquette, and Mears, via Zoom.

There being no objections, the reading of the Journal and Correspondence was dispensed with.

Public Comments:

NONE

ADMINISTRATION:

SAFETY SERVICE DIRECTOR, LORI COPE: I do have one more thing. Um, thank you to Councilman Lawrence for that prayer, realizing that the majority of us are safe in our homes, every day and night, maybe more times than we want to be but our safety forces are at the fore front and go in when we don't want to go in and I just want that to please be remembered. If you see our Police Officers out, they are taking calls, wearing the masks and luckily our Chief, our Police Chief, was able to get those PPE's for them, so they're wearing gloves and masks, I passed a few of them today. Fire of course going in on EMS, and really just putting themselves on the line just every single day while we're trying to stay safe and secure in our homes. So, just thank you again for that prayer, and it was well appreciated.

PRESIDENT MEARS: Well, well said Safety Service Director Cope. Thank you very much for those comments, that's very important.

MONDAY DEADLINE

I move with respect to BILL 20-076 that the rule requiring Legislations be submitted by Monday at four PM, be suspended and that BILL 20-076 be allowed on the floor this evening, seconded by Mr. Scott: Ayes: 7 Nays: 1

SUSPEND RULES

COUNCILWOMAN BURNS: I move with respect 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. Falquette. The vote was taken and resulted as follows: Ayes: 8 Nays: 0.

PWD TO ACCEPT & APPROPRIATE DONATIONS (\$1,501.00) FOR CYCLOPS FIELD

BY: MRS. MEIER

BILL# 20-063

ORDINANCE# 20-064

Authorizing the Public Works Director to accept and appropriate donations in the amount of one thousand five hundred, and one dollars (\$1,501.00) to be used for Cyclops Field, and declaring an emergency.

Upon motion by Mrs. Meier, that Bill 20-063 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0.

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

DISCUSSION: NONE

SSD ACCEPT & APPROPRIATE DONATIONS (\$450.00): For Crime Prevention Month

BY: MR. VAN HARLINGEN

BILL# 20-064

ORDINANCE# 20-065

Authorizing the Safety Service Director to accept and appropriate donations in the amount of four hundred fifty dollars (\$450.00) to be used for MPD Crime Prevention Materials, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-064 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0.

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

DISCUSSION: NONE

SSD TO ACCEPT & APPROPRIATE DONATIONS FROM WALMART (\$1,000.00): To Be used for Patrol Shields for MPD

BY: MR. HARLINGEN

BILL # 20-065

ORDINANCE # 20-066

Authorizing the Safety-Service Director to accept and appropriate donations from Walmart in the amount of one thousand dollars (\$1,000) to be used for the purchase of patrol shields for the Police Department, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-065 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

MR. SCOTT: Can I...Just a point of clarification; what are the patrol shields? Are they in the police cruisers behind the...I should have asked earlier, but, I was...what are patrol shields?

PRESIDENT SCOTT: Good question. Councilman Van Harlingen, do you know?

MR. VAN HARLINGEN: No, but I bet Director Cope does.

DIRECTOR COPE: I do. I've used them. Those are the ones that you'll see, perhaps that we would use definitely our Field Force training, but also the shields that we hold in front of us to protect from danger coming towards us; it's those shields.

MR. SCOTT: Okay.

DIRECTOR COPE: They do keep them in the vehicles, but they are to be held in front of them.

MR. SCOTT: Okay. Very good. I was just curious...

DIRECTOR COPE: Yes!

MR. SCOTT: ...As to what a patrol shield was. Thank you.

DIRECTOR COPE: Sure.

PRESIDENT MEARS: Good question Councilman Scott and thank you for the answer Safety Service Director Cope.

DIRECTOR COPE: Yes, Sir.

PWD TO ACCEPT & APPROPRIATE DONATIONS: FOR CYCLOPS FIELD (\$552)

BY: MRS. MEIER

BILL # 20-068

ORDINANCE # 20-067

Authorizing the Public Works Director to accept and appropriate donations in the amount of five hundred fifty-two dollars (\$552.00) to be used for Cyclops Field, and declaring an emergency.

Upon motion by Mrs. Meier, that Bill 20-068 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

NONE

ACCEPT FUNDING FROM O.O.C.J./ 2019 SUBGRANT \$120,000.00 FRO METRICH OP.

BY: MR. VAN HARLINGEN

BILL # 20-069

ORDINANCE # 20-068

Authorizing the Mayor and Safety-Service Director to accept funding from the Ohio Office of Criminal Justice Services under the 2019 Subgrant in the amount of one hundred twenty thousand dollars (\$120,000.00) to be used for the METRICH operations, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-069 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

NONE

TRANSFERRING APPROP. (\$20,000.00) WITHIN S.S. FUND FOR TWO CRUISERS

BY: MR. VAN HARLINGEN

BILL # 20-070

ORDINANCE # 20-069

Transferring appropriations in the amount of twenty thousand dollars (\$20,000) within the Safety-Service Fund (#214), for covering the cost of purchasing two cruisers, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-070 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

NONE

AUTHORIZING: S.S.D. TO PURCHASE TWO UTILITY VEHICLES/ POLICE DPT.

BY: MR. VAN HARLINGEN

BIL# 20-071

ORDANANCE # 20-070

Authorizing the Safety-Service Director to purchase without competitive bidding, from Mathews Ford Marion, Inc., two (2) 2020 Ford Police Interceptor Utility Vehicles for the Police Department, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-071 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

NONE

AUTHORIZING P.W.D. TO ENTER INTO LEASE: CITY LAND/ HAMILTON PARK

BY: MRS. MEIER

BILL # 20-076

ORDINANCE # 20-071

Authorizing the Public Works Director enter into a lease with the American Transmission Systems Inc., for use of .62 acres of City-owned land know as Hamilton Park, and declaring an emergency.

Upon motion by Mrs. Meier, that Bill 20-076 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

MS. TADDIE: I do have one somewhat related question, Mr. President.

PRESIDENT MEARS: Okay. Please, ask.

MS. TADDIE: Are we expecting the State Route 30 construction project to go through on the original time line or have there been any delays due to the current Corona virus situation?

PRESIDENT MEARS: Is City Engineer, Bianchi, still online here? Perhaps, he could answer that question?

MR. BIANCHI: I have not heard that there will be a delay. I do know that they opened bids this week on the project. I will contact ODOT tomorrow and send everyone an email of what I hear.

MS. TADDIE: Thank you, that's super.

PRESIDENT MEARS: Thank you very much. Any further discussion on the bill?

AUTHORIZING MAYOR TO SUBMIT ANNUAL ACTION PLAN: CDBG FY 2020

BY: MS. TADDIE

BILL # 20-077

ORDINANCE # 20-072

Authorizing the Mayor to submit an Annual Plan for FY 2020 indicating uses for the City's 2020 Community Development Block Grant Funds under the provisions of Public Law 93-383, as amended, and declaring an emergency.

Upon motion by Ms. Taddie, that Bill 20-077 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

NONE

AUTHORIZING MAYOR TO SUBMIT ANNUAL ACTION PLAN: HUD FY 2020

BY: MS. TADDIE

BILL # 20-078

ORDINANCE # 20-073

Authorizing the Mayor to submit Mansfield's FY 2020 Action Plan to the United States Department of housing and Urban Development (HUD) for FY 2020 Home Investment Partnership Program Funds, and declaring an emergency.

Upon motion by Ms. Taddie, that Bill 20-078 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 5, Nays: 3 (Van Harlingen, Davenport, Lawrence)

****RE-VOTED UPON**** (same night).

****Upon motion by Mr. Scott, that Bill 20-078 be reconsidered and placed upon the floor for a re-vote, seconded by Ms. Taddie. Ayes: 7, Nays: 1 (Davenport)**

The bill was placed upon the floor for final passage, seconded by Ms. Taddie. The vote was taken and resulted as follows: Ayes: 6, Nays: 2 (Davenport, Lawrence)

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

DISCUSSION:

NONE

CITY TRANSFER (14) PROPERTIES TO RICHLAND CO. LAND REUTILIZATION CORP.

BY: MR. VAN HARLINGEN

BIL# 20-079

ORDANANCE # 20-074

Authorizing the City of Mansfield to transfer to the Richland County Land Reutilization Corporations fourteen properties located within the City, specifically identified in Section 1 of this Ordinance, which no longer serve public purpose, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-079 be read and placed upon the floor for discussion, seconded by Mr. Falquette. The bill was placed upon the floor for final passage, seconded by Mr. Falquette. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

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

DISCUSSION:

NONE

CLOSING COMMENTS:

PRESIDENT MEARS: Before we adjourn I would like to thank publically, on behalf of all of Council, our Head of IT James Weiner, who worked tirelessly to make tonight's meeting happen and also Amy Yockey who has been just as diligent in working with Mr. Weiner, to make it all happen. I thank you all for spending time from your homes and getting this done tonight. SO, I didn't want it to go unsaid all the work that took place to get this to happen. Aside from that, is there anything else to come before Council tonight?

MR. FALQUETTE: Mr. President.

PRESIDENT MEARS: Yes, Councilman Falquette.

MR. FALQUETTE: Two things. I didn't want to acknowledge every single Bill, but we had quite a few donations tonight and every one of the do that we're all aware that of the extreme need of new Police vehicles, but this also come at a high cost to two very important non-profit agencies in the City of Mansfield. I hope that over the next few weeks or months that we can possible find some way to elevate some of the stress of that financial burden that we put on them. I don't have an answer today, of course we didn't have an answer when we decided to use that money for Police cars, but it is a large finical burden for those two non-profits.

PRESIDENT MEARS: Good.

MRS. MEIER: I echo Mr. Falquette's sentiments as well.

MR. SCOTT: Yep. Very well said.

MR. FALQUETTE: President Mears, I move to close the meeting.

MR. LAWRENCE: Mr. Mears, I have something.

PRESIDENT MEARS: Yes.

MR. LAWRENCE: We had an email just sent to us form a Constituent.

PRESIDENT MEARS: I believe this is...who is this now? This is Carl?

MR. LAWRENCE: This is Jason.

PRESIDENT MEARS: Oh Jason. Okay. Didn't see you there.

MR. LAWRENCE: There was an email sent from a Constituent that did have some questions for us tonight and I don't know if it can be read?

PRESIDENT MEARS: Well we missed the Public comment section, but if you like, Councilman Lawrence, by all means, go right ahead.

MR. LAWRENCE: Okay. It actually came from Vanessa, or yeah, Amy just put it up on the screen, if everybody can read that.

MR. FALQUETTE: It's too small for me to read.

PRESIDENT MEARS: This is what, Chery Hill, and then I believe that is sixth Ward, am I correct?

MR. FALQUETTE: Yes. Deborah Mount, of the sixth Ward, Chery Hill, Neighborhood Watch Group.

PRESIDENT MEARS: I think it would be most appropriate for Councilwoman Taddie, if she were to read that. If you're able to read it?

MS. TADDIE: Well I...Again, I've requested, as Council President Mears knows, I've sent quite a number emails, back and forth to verify our Public Comment strategy and was told that we would be contacted by Council Clerks when there were certain ones that were eligible to be read. So, I will not only mention and thank Deborah Mount, for putting through that about the backyard chickens. I do believe that there was a second comment come in about chicken. I'm not sure where that person was a constituent of. I believe our Council Clerk took a phone call about that. So, that was a question about the backyard chickens and at least two comments came in on that. So, if we could refine our process we should know exactly what should be read at the right time. Um, then thirdly, I uh, I can't see. Let me see if I can direct drag this around, because it's covering up what it says. Uh, "I wanted to request clarification on something that was said during the Finance Committee. It was said the general funds, 1.1 million available balance from last year, was estimated, not actual. I was always told in the past and believed the monthly finance reports confirm that is actual, not estimated and verified after the accounts are balanced. What is estimated would be the carryover for the year of 2020, is that not correct?" That's what it says.

PRESIDENT MEARS: Any further comment or response to that?

MR. VAN HARLINGEN: Is Director Steward still out there? Okay, very briefly, the, um, Councilwoman Taddie, what I'm looking at and where those numbers are coming from is when we have Finance Committee Meeting is handout, 1. a), and what happens is we start with the carry over balance from 2019, as of January 1, 2020. We then take, the Finance Director then takes the estimated revenues from past history and to the best of their knowledge what the estimated revenue will be on, for the year 2020 and by Legislation they are obligated to use a five year average. They don't use last year's money it's an average of five years. This came out of the fiscal emergency. They are then able to provide the appropriations for the general fund. That is a, that can be, general operations can be a pretty close number depending on, there's some factors over time. People come, people go, things like that. Operational transfers out has been rather clear. Also, in that Finance Committee Meeting...t his year between the... the Safety-Services are the big ones, but we also have to include the Airport and there's some other divisions and departments that get a part of the General Fund. So, what happens is, when you put all this stuff together you come out with a estimated amount after funding operation; \$1,439,325. After that using that exact same thing we were given earlier, what we funded this year,, the twenty-seventh pay reserve budget stabilization fund and then there was the agent, Area Agencies and, through a motion and a vote, we pulled that, but that money went, rolled right back over to the appropriations for the transfers out, because of the safety-services. Capital outlay this year, it, it's sad. Past years there was money available for all kinds of neat things. This year the capital outlay is a new boiler of Mansfield City Hall, that's it. Nobody else. So, when you take all these pluses and all these minuses, now I wanna, I wanna emphasize, estimated revenue from past history, we don't know that the revenue's going to be tomorrow or third quarter, fourth quarter. So, where that 1.1 million comes up is after you add all these things up, estimate revenue, take moneys out, transfer this transfer that, what you end up with, 1.1 million six thousand ninety-eight hundred dollars and twenty-three cents. So, that estimated, that is not money necessarily from last year, we started out with 5.6 million and after the estimated revenue, expenditures, operating costs, monies that go out for the reserve fund, things

like that, that's how we end up with the 1.1. Oh boy, here we go. I'm throwing a bunch of numbers out there again. See, I'm looking at exactly what we were given in the Finance Committee Meeting form the Finance Director. Does that help?

MS. TADDIE: Oh yeah. I gotcha. I have that handout right in front of me and as I said before this isn't money that's in the bank it's a hope of how much money's going to be left after all those forecasted income amounts, forecasted appropriation amounts are over. So, it, the number that started was in the bank, but, we hoped to be left with in the end of the year is still to be determined. I believe...

MR. VAN HARLINGEN: You're breaking up real bad.

MS. TADDIE: ...That will satisfy our residents question. I SAID I BELIEVE THAT WILL SATISFY OUR RESIDENT.

PRESIDENT MEARS: Okay. I think some of that was clipped off, at least on my, uh,...(inaudible) Councilwoman Taddie you did reference Public Comment. I do want to address that. Actually we do have, what I consider a very clear process of how Public Comment can be made during this time of remote meetings. I did receive a ruling from the Law Department and it was made clear to me that Public Comment, whether it's public in person or it's made by an electronic means, is not a right, is not a requirement, but is a privilege that we choose to exercise. So, it's not something that we have to do. The process that we have currently, is that we have a published email address. If a resident has a comment they would like to make, for public comment at the appropriate time during Council, they are to use that email address. It goes to the Clerks, and then the Clerks will then send it off to the respected Ward that the resident lives in, because then as you all know, the address of the speaker on Public Comment, necessarily needs to disclose their address. So, when that is known it will be clarified whoever that resident to be made during the Public Comment, by their Ward representative, or it's just information that their passing along, not to be made part of Public Comment. So, that's how the process works. If residents wish to have their voice read during Public Comment, it will be read by their Ward representative, because again, we're under close quarters. We're from remote sites, because of the pandemic, but if they have something to say, they want to make their comment known, it's to be made to their Ward representative and then during this meeting, of this Council Meeting, of which we'll have just one left, hopefully before we're back to some semblance of normalcy, it will be read by their Ward representative at the appropriate time when I mention it during the Council Meeting. So, hopefully that clarifies things in terms of the Public Comment portion of City Council. Is there anything else to come before Council before we adjourn? I believe that we did have a motion to adjourn, but not a second. So, is there anything further?

PRESS: NEWS JOURNAL (MONRO TROMLEY): Hey Cliff?

PRESIDENT MEARS: Yes, Sir.

PRESS: NEWS JOURNAL (MONRO TROMLEY): I just have one question I don't see Director Cope on the call anymore, but for the two police cruisers, is the Legislation to buy the cruisers outright, instead of leasing them?

MAYOR THEAKER: Yes.

PRESS: NEWS JOURNAL (MONRO TROMLEY): Yes? Okay.

PRESIDENT MEARS: And I believe that we did discuss the option of leasing as well as purchasing, did we not Councilman Van Harlingen?

MR. VAN HARLINGEN: Yes we did. It was purposed.

PRESIDENT MEARS: Anything further that needs to be discussed?

PRESS: RICHALND SOURCE (CARL HUNNELL): Uh, Mr. Mayor.

PREDIENT MEARS: Yes, Sir.

PRESS: RICHALND SOURCE (CARL HUNNELL): I just got a quick question. The one piece of Legislation that did not pass as an emergency; is that going to impact the timing of that application for the HOME funds? Because it was only passed 5-3 so, it was not passed as an emergency, which will delay the time that it takes effect. And I'm just curious, if anyone knows if that's going to impact the (inaudible) of the application?

PRESIDENT MEARS: My understanding is that it would impact the timing because it did not have...it did not pass as an emergency, however I see Miss Bond is on the line or Councilman Van Harlingen, if you're closer to it and want to give your more valued opinion.

MR. VAN HARLINGEN: I'll dig it out.

MS. TADDIE: Well, I would, if, if Director Bond is on the line I would let her weigh in, but I know the next step would be a Public Comment period. So, um Tracy are you on the line still or not?

COMUNUNITY DEVOLOPMENTDIRECTOR, TRACY BOND: I am. Can you hear me? Yes, I've been here throughout the meeting? This is new for me. I'm not sure what that means. Do any of the Councilman that said no what to describe their reasoning?

MR. VAN HARLINGEN: Yes, I will. I am still concerned about what had happened. I did not to be perfectly honest with you, I did not realize this did not have the emergency clause in it, otherwise I would have commented and pos... most likely changed my vote. I'm still very concerned about the correspondence with the projects for the NECIC and the Area Agency, that we have been told on different times that they can't go that they aren't going to happen and then We hear they can and it's its', you get a letter from an attorney...I'm still not clear... I, I still don't know why we're giving CHODO set aside funds to NECIC for start up. I'm just not clear about these HOME funds. I'm just. I just, you don't seem like you've got the answers that I would have appreciated.

COMUNUNITY DEVOLOPMENT DIRECTOR, TRACY BOND: Well I'm, um, basically restated everything that I've stated with my reasoning, based on HUD guidelines. Unfortunately, in my position I have a difficult one to sometimes say no or sometimes say we're not ready, or sometimes say and applicant needs more time and that's what's really going on here and all of us want to continue conversations including the attorney that I talked to today with the Area Agency on Aging and that's the plan. I've spoken with Law Director Spon and we're very positive that we can move forward with these groups to get them to the point where we can issue them a letter and where we can start to peruse a binding agreement. Um, again it is going to be as Ms. Taddie said, it would be for previously allocated funds, which is a separate process from which we were discussing tonight and so our new 2020 funds, you asked about the CHODO amount, which was through committee previously to now, and in that summary I let you know that that's all eligible costs. That is not a designation as a CHODO, but gives them a more capacity building. It's a minor amount of funds. It's around \$80,000.00, and that's all allowable with HUD. It's actually 3% of our total allocation, and it's taken out of the CHODO fund, but it is not a designation. So, I hope that answers your question about that.

PRESIDENT MEARS: Okay. Is there anything further?

COMUNUNITY DEVOLOPMENT DIRECTOR, TRACY BOND: I do have an announcement. Unless anyone else wants to describe why there was a no, but, um, we have a timeline that we follow and the vote was supposed to be Tuesday and now it's today. So, I'm supposed to release a Press Release for our funding to the News Journal tomorrow, but is it my understanding that I will not be submitting a Press Release tomorrow for our funds for HOME?

MAYOR THEAKER: No. You can still release the Press Release.

COMUNUNITY DEVOLOPMENT DIRECTOR, TRACY BOND: Well we start a 30 day comment period day when it passes Council so if something here didn't pass Council it will delay our timeline with HUD.

JON VAN HARLINGEN: We'll, let me understand this correctly. Since it didn't pass as an emergency, when does it take effect? Cause, it did pass as a majority.

MS. TADDIE: It passed.

COMUNUNITY DEVOLOPMENT DIRECTOR, TRACY BOND: I'm not familiar with Council, with how this works, so if someone else knows, let me know.

JON VAN HARLINGEN: Mr. Mayor.

MAYOR THEAKER: Uhm, I'm going to have to defer that because in essence, also, if there is funding that is part of the Legislation then it takes effect immediately whether it's majority or not, and I don't know if that would be considered funding or financial consideration. So, we'd have to just check with the Law department to make sure or to verify what the time frame would be. I wouldn't be able to rule on that.

PRESIDENT MEARS: So, it would appear that we'll have to defer a decision on that until we can get other people together...(inaudible).

COMMUNITY DEVELOPMENT DIRECTOR, TRACY BOND: I did have three positive announcements that I wanted to share tonight, especially given that there is a lot of unknown things about City revenue and this is actually a new announcement that HUD sent to our Mayor and to me. We as an entitlement City have been awarded more CDBG funding and it's relation to the virus. We aren't aware yet all of the types of activities we can do with it, but it'll be guidance issued soon and it's actually around a half a million dollars. It's around \$514,000.00. That the City will receive soon and it will be amended into this plan that you voted on tonight. We couldn't add it yet, but it will be an amendment like we talked about before; different amendments. So this is positive news we are going to be getting more funds to get in our City to help, to help our residents and to dedicate tot projects. So, that's new. Also, HUD has shortened the timeline for substantial amendment comment periods, that's normally 30 days. I had expressed to some of the development applications also um, you know, it's a process. It takes some time so instead of 30 day public comment period we have a 5 day period now for comments and amendments. And the third is there might be more potential for funding with what Congress is discussing now, so, um, that's all some good news for us.

PRESIDENT MEARS: Okay. Anything further? Thank you Director Bond.

CHERYL MEIER: Mr. Mears?

PRESIDENT MEARS: Yes, Councilwoman Meier.

CHERYL MEIER: It looks like Carl has out a question up here on the chat. Uh, He says, "my question was, will the fact that the HOME bill did not pass as an emergency, still allow the City to meet HUD deadlines?"

MAYOR THEAKER: Like I said I'm going to defer that to the Law department to determine.

PRESIDENT MEARS: So again, we'll have to defer that to the Law department. Thank you, Director.

MR. VAN HARLINGEN: Mr. President let me throw another quirk in there.

PRESIDENT MEARS: Certainly.

MR. VAN HARLINGEN: I don't have my little cheat sheet with me at the moment for the rules of Robert. I since, we're still in session, I would, I might, this should have been during discussion. I would change my vote if we do it the proper way to put this piece of Legislation back up on the floor. I am not real happy with the way this five year action plan, with the five year consolidated plan, and the action plan has gone this year, this season, it has been very, very confusing and there's just some things that I do not feel comfortable with and that's why I voted against it. So, it is up to the administration and it is the responsibility of the Director of Community Development.

Miss Bond, to see this thing works and that it works properly. If HUD comes in and does a monitoring a year or two or three down the road, as they have done in the past, the General Fund will be responsible to pay it back. So, all the wonderful things that I keep hearing about, I'm just not seeing it happen, and I'm concerned. I did not look to see if that had an emergency clause in it. I was just automatically voicing my concern. I thought thirty days this would be in effect. You have 30 day comment period, I should have just voiced my concern and just voted for it, is what I'm trying to say.

PRESIDENT MEARS: Well, I think at this point since the vote's been taken, I'm thinking out loud here, is it possible another piece of Legislation would be introduced to re-introduce that bill, nullifying tonight's bill and starting over? Again, I think that it's something that might have to go through the Law Department.

MR. VAN HARLINGEN: I can recall where there is a process to bring a bill back to the floor for a revote, but I don't know exactly, I can't put my hand on it right now.

PRESIDENT MEARS: Yeah, I don't believe that we've ever done that in my ten-year here....have to do a little research to see if we can do that.

MR. VAN HARLINGEN: To be honest I don't recall it ever being done either. To be perfectly honest.

MR. SCOTT: And I don't recall it being done in twelve years as President either.

PRESIDENT SCOTT: Thank you Councilman Scott, I was going to ask you that question, so you read my mind. So, I didn't know if history, going back father had that in your experience. Councilman Falquette, I think you had something?

MR. FALQUETTE: I guess only unofficially, I understood that if the minority group that voted against the piece of Legislation, wanted to bring it back for re-vote, they had the power to bring it back, if they change their mind, otherwise I think you have to have new Legislation at the next meeting, or, we find out from the Law Director and Tray tomorrow that 30 days is not a problem.

MS. TADDIE: If I can weigh in here. Tracy have, has there been any further word from HUD about a change of deadline, first of all. Are we still up against that May 15th deadline?

COMUNUNITY DEVELOPMENT DIRECTOR, TRACY BOND: I, we are. I have not received extension in any way. I did email my field rep in Columbus again today, just to double check. Um, if he says anything different maybe I'll hear tomorrow, but at this time we haven't. Uh, I could see them doing it, but we just don't know yet and you know, tonight was the vote. So, if that's the case I think that we could hold, hold the submission of our action plan, you know until later, so...yes, July 1, someone asked a question, the funds would not be available until July first. That's the start of our program year, and what it is HUD requires 45 day review of our action plan so we do 30 day comment period, starting on Monday when it's in the News Journal and then I submit it a day later and then it's 45 days to HUD, so that it's active July 1. So...

MS. TADDIE: And to be clear, I, I mean, Tracy, on Tracy's behalf, I know that she's been working with the agencies, rather vigorously in the last couple of weeks in particular and we have some legal expertise working on the situation, so Jon, I just want to assure you that everybody in the room wants to see us properly spend the HOME dollars on legitimate and great purposes. So that is not in question and everyone shares that as a mission and we will all work to make sure that happens.

MR. VAN AHRLINGEN: And I appreciate that. I, I what I'm looking at here and I think a Legal opinion would be appreciated, or look into it a little deeper. Uh, I'm looking at a rules. A Robert's Rules and it's basically a cheat-sheet. It's a short part of it. And to take up a matter previously considered, already disposed of. You would look at a motion something to the effect of, "I move we now reconsider our action relative to..." and probably name the bill. And I've seen a few different things I just, I'm not saying... I'm just not exactly sure what the proper procedure would be. At this time I apologize, Mr. President and those that are present, I should have just voted for it and expressed myself again and let it go.

MAYOR THEAKER: May I make a suggestion?

MR. VAN HARLINGEN: Absolute...

PRESIDENT MEARS: Certainly, Mr. Mayor.

MAYOR THEAKER: Why don't you redo the vote. You'll have both of them. We'll run it past the Law Director and whatever one is Legal that's the one that we'll go with.

MS. TADDIE: I have here the parliamentary procedures cheat-sheet. I'm gonna refer to section 27: Motions to re-consider. " (Inaudible) ...be made on the same day session the original motion was (inaudible)." ...So basically since this is the same day in session, we can make a motion to reconsider, and I like the Mayor's idea to do it and if it's according to Robert's Rules and our Law Department then we follow that.

UNKNOWN VOICE: Okay, who needs to make...

PRESIDENT MEARS: Yeah, I'm pulling the bill number up here.

MR. VAN HARLINGEN: And me also. It appears to be bill number 078.

PRESIDENT MEARS: Yes, 78. SO, since we have not adjourned and at the Mayor's recommendation and with the reading that we just got from both Councilman Van Harlingen and Councilwoman Taddie; perhaps we can give it a go. It appears to be something unprecedented, in Mansfield City Council, at least in recent history to do this so...I'm going to submit that we do reconsider the vote on 20-078, if everyone is in agreement on Council?

MAYOR THEAKER: I think you'll going to have to have a motion to...

MR. SCOTT: I was going to say. I will make the motion that we reconsider bill 20-078 for reconsideration at tonight's meeting.

PRESIDENT MEARS: Okay. We have a motion. Do we have a second?

MS. TADDIE: I'll second that.

PRESIDENT MEARS: With that, we'll call for the second vote.

MAYOR THEAKER: You have to...I think you'll have to vote on that motion first.

PRESIDENT MEARS: Oh, I'm sorry. Voting on the motion.

MR. SCOTT: I think you're right. You're right Mayor.

PRESIDENT MEARS: Voting on the motion to revote. Okay I'm reading something that's... I'm reading the screen here....do-over..

MR. FALQUETTE: President Mears. Point of Order.

PRESIDENT MEARS: Yes, Councilman Falquette.

MR. FALQUETTE: I think I have to withdraw my motion to close the meeting first, so I hereby withdraw my motion to close the meeting.

PRESIDENT MEARS: Okay. I don't know that that's necessary, given you didn't get a second, but that's fine.

MR. FALQUETTE: Well, everyone, it's supposed to be handled judiciously when a motion's made to close the meeting. So...

PRESIDENT MEARS: Okay. It's withdrawn.

MR. FALQUETTE: So, I'm going to withdraw, so there's no question in the future.

PRESIDENT MEARS: Okay. That's certainly fine. Okay. So we have a motion and a second to re-vote, to reconsider on bill 20-078. just on that motion.

Upon motion by Mr. Scott, that Bill 20-078 be reconsidered and placed upon the floor for a re-vote, seconded by Ms. Taddie. Ayes: 7, Nays: 1 (Davenport)

The bill was placed upon the floor for final passage, seconded by Ms. Taddie. The vote was taken and resulted as follows: Ayes: 6, Nays: 2 (Davenport, Lawrence)

MS. TADDIE: I would just add that, obviously everyone is free to vote their conscious and um, and I do appreciate the opportunity to hear what concerns and complaints are before we get to the vote. So, like Mr. Van Harlingen said earlier. In hind sight he thought it would have been better to talk about that so, you know...It's certainly not a requirement and it's happened before, but if people really do have reservations about something I truly invite them to either if it's one of my bills to see me, as the Chair or to express their concerns for the public as well.

PRESIDENT MEARS: Anything further?

MR. FALQUETTE: I don't think I seconded that from Mr. Scott. I think that was Ms. Meier.

PRESIDENT MEARS: The second I have as Councilwoman Taddie.

MR. FALQUETTE: Taddie. Taddie. I'm sorry.

PRESIDENT MEARS: Yes, I just texted the Clerk.

MR. FALQUETTE: The Clerk's fixed it already. Thank you.

PRESIDENT MEARS: Okay. Alright, so we have a passage of 6-2, which is a three quarters majority. Anything further?

COMUNNITY DEVOLOPMENT DIRECTOR, TRACY BOND: I just like to echo Jean's comments. If you're having reservations and you're not sure about a lot of the Federal guidelines that we have to follow to protect our public funds at the City or you know questions about applications, when, when organizations, or people apply for our funding or questions for the City's planning, reach out to me. I'm happy to meet with you one on one and talk about it.

PRESIDENT MEARS: Thank you Director Bond. Anything further?

ADJOURN: Upon motion by Mr. Falquette, seconded by Mrs. Burns, and passed by voice vote, the meeting was adjourned.

Amy Yockey
Clerk of Council

Cliff Mears
President