

REGULAR COUNCIL MEETING
May 19, 2020

The Second monthly meeting of Mansfield City Council met on Tuesday,
May 19, 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, via Zoom: Burns, Meier, Van Harlingen (in Chambers), Davenport, Lawrence, Taddie, Scott, Falquette, and Mears.

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

PUBLIC COMMENTS:

NOTE: All emails are currently being ready proxy by Ward Council Members due to COVID-19 requirements.

PRESIDENT MEARS: At this point were at the Public Comment Section. I know Councilman Lawrence, you received a public comment, did you want to reference that?

JASON LAWRENCE: I did receive a public comment from a Jeremy Jaquin. Did everyone receive that? I forwarded that on. If everyone received it and no one has any issue, I will not read it. It was a very lengthy email and so, yeah, if no one has any opposition... we've all read it.

PRESIDENT MEARS: Thank you Councilman Lawrence. Have any other Council People received anything from residents to come into Public Comment section right now; anything you want to reference or read? Okay.

JON VAN HARLINGEN: If I could just make a comment Mr. President?

PRESIDENT MEARS: Yes, Sir, Councilman Van Harlingen.

JON VANHARLINGEN: Seeing the email that was referenced and some others, by Mr. Lawrence, but particular... this one in particular.... when I read these emails, you get an email address; I would really appreciate the general public, as we expect in public, your name, your address; the full address of where you live instead of an email. Cause when, until I came into Council tonight I had no idea that this gentleman was a Citizen of Mansfield. He said he was. I don't know who he is. So, for future reference, if the emails would include the Citizen's address, I know I would appreciate it.

PRESIDENT MEARS: No. You're absolutely right Councilman Van Harlingen, it needs to include an address. Good point. Good point.

JON VAN HARLINGEN: Thank you.

JASON LAWRENCE: President Mears. I did receive, I don't know if we all did, there's a question on Facebook. Amy sent it out to us.

PRESIDENT MEARS: I didn't see it. I don't see anything in my chat-...

CHERYL MEIER: Go ahead Jason.

JASON LAWRENCE: It was from Aubrey Lynne. She says, "My question is, what exactly is the plan for our Safety Services? This Fire Department is not an issue I want to address, but here we are again, no safety." That was from Facebook tonight.

PRESIDENT MEARS: Do we have an address for this individual?

JASON LAWRENCE: It did not have an address with it. Maybe Miss Yockey has one, but there was no address with that. Just a name.

PRESIDENT MEARS: I see. Okay. Councilman Van Harlingen's point as a reminder, yes, we really do need to have a resident's address. As a reminder, again, Public Comment is not a requirement, but rather a courtesy to the public, so I think we really do need to insist that they have an address with their comments, so we can confirm that they are a resident of the City and consider their comments accordingly. Okay Let's move on. Are there any Committee Reports for Council?

NOTE: For audio location-related comments after no Monday deadline reading.

LAURA BURNS: Mr. Mears, I did just want to mention that Amy does have the address for the Facebook commenter. She just didn't want to post it on Facebook for the world to see. Moving on

PRESIDENT MEARS: Ah, good point.

JON VAN HARLINGEN: Mr. President can I make one quick comment?

PRESIDENT MEARS: Absolutely.

JON VAN HARLINGEN: I can appreciate what Councilwoman Burns had just said about not putting an address out on face book, but if you come before Council in a normal session, we have the News media here and you are required to give your name and address and that is public information.

PRESIDENT MEARS: You're absolutely right.

JON VAN HARLINGEN: I just don't want to, I just didn't want to start a debate here, but that is public information if you address Council.

PRESIDENT MEARS: Okay, so, Councilman Lawrence I believe you've seen this Facebook Comment and we do have an address, and as Councilman Van Harlingen indicated that is something that will be Public Record, if we're willing to share that address, if the comment is not too lengthy, I think we can go ahead and do that.

JASON LAWRENCE: Again, I did read it. I'm sorry, Mr. President, I did read it. Sorry, did you not hear me?

PRESIDENT MEARS: Was that all there was to it?

JASON LAWRENCE: Yes. That's all there was to it. It was a Facebook question and she did give her name; Aubrey Laynne and I didn't see an address, but apparently Amy does have an address and did not

want to put it out there, but I agree with Councilman Van Harlingen that if you do come and address us, in alive setting, you are going to...we ask that you give your address, so...and again if you want me to re-read the question I will.

DAVID FALQUETTE: Mr. President?

JASON LAWRENCE: Go ahead.

DAVID FALQUETTE: I think, is it possible, that they were talking about the previous lengthy letter, that we did not think we had an address for?

PRESIDENT MEARS: No, I believe that this was a different comment. Is that correct, Mr. Lawrence?

JASON LAWRENCE: Yes.

DAVID FALQUETTE: He was talking about that Facebook Comment... and then there was a previous letter that was very lengthy.

JASON LAWRENCE: Right.

PRESIDENT MEARS: Is this the comment by Audrey Lynne at 65 Stymens?

JASON LAWRENCE: Yes.

PRESIDENT MEARS: If you would re-read that comment I would appreciate it.

JASON LAWRENCE: Okay. "My question is what exactly is the plan for our Safety- Services, this Fire Department is not an issue I want to address, but we have, but here we are again, with no safety."

PRESIDENT MEARS: Okay. Thank you, Councilman Lawrence. And, as always, these are comments not necessarily something intended to generate discussion or debate, but comments from the public to be directed so that we hear them. Okay, so we'll move on.

S.S.D. COPE: Mr. President?

PRESIDENT MEARS: Yes.

S.S.D. COPE: May I interrupt? In reference, to follow along with what you're saying on this last comment, reference to Councilman Lawrence's opening statement of the lengthy email he received, I think you said from a Jaquin or something was the last name, do we have the address and at least the topic of what that email was, please to share?

PRESIDENT MEARS: I've seen it and I don't have an address for it.

JASON LAWRENCE: Actually, I had gotten that from Vanessa, Clerk Vanessa, and she did have an address with it. I think it was like a 106 Main Street, or South Main Street, so she said it was attributed...

DAVID FALQUETTE: 160 North Main.

JASON LAWRENCE: Yeah, so it was attributed to me. I can forward it to you, Lori.

S.S.D. COPE: Okay.

JASON LAWRENCE: It had a number of issues that he brought up...

S.S.D. COPE: ...Topics... okay.

JASON LAWRENCE: Topics... but I will forward it on to you.

S.S.D. COPE: Okay. Thank you, Sir.

JASON LAWRENCE: No problem.

PRESIDENT MEARS: Okay. Councilman Lawrence, thank you very much. And due to point we typically allow three minutes for public comment per person and I think this would exceed, well exceed, that three minutes, I didn't time it when I read it, but it is quite lengthy.

S.S.D. COPE: Okay.

MAYOR THEAKER: Mr. President, if I may please?

PRESIDENT MEARS: Yes, Mayor.

MAYOR THEAKER: I think the Council, during this time of pandemic, needs to also look at, if you're going to start looking at Facebook comments, because there are a ton of Facebook comments out there, Um, I would just be very cautious, as to opening up the ability to and wanting to address each and every Facebook comment. I agree, there needs to be a Public Comment area and those people that actually send in comments to, uh Council People, uh definitely should be mentioned.

JON VAN HARLINGEN: I think the Mayor makes a good point.

PRESIDENT MEARS: I do as well. We do public email address for which Public Comments are to be directed., and we really should reference those and those alone, with an address. Point well taken.

END OF DISCUSSION

ADMINISTRATION COMMENT: NONE

MONDAY DEADLINE

NONE

SUSPEND RULES

COUNCILWOMAN BURNS: I move with respect to all the bills 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.

COMMUNITY BOUNDARIES, DESIGNATING HOUSING OFFICER, COMMUNITY HOUSING COUNCIL.

BY: MR. DAVENPORT

BILL#20-091 *2nd Read/Vote

ORDINANCE#20-086

An Ordinance implementing sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of community reinvestment area in the City of Mansfield, designating a housing officer to administer the program, and creating a community reinvestment housing council and a tax incentive review council, and declaring an emergency.

Upon motion by Mr. Davenport, Bill 20-091 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

RICHLAND COUNTY GROWTH TO SELL 18.29 ACRES ON BEHALF OF CITY: 500 NORTH MAIN STREET TO 500 NORTH MANSFIELD LLC.

BY: MR. DAVENPORT

BILL # 20-092 *Amended

ORDINANCE # 20-089

Authorizing the Richland County Growth Corporation on behalf of the City of Mansfield to sell approximately 18.29 acres of land located in the vicinity of 500 North Main Street to 500 North Mansfield, LLC., and declaring an emergency.

Upon motion by Mr. Davenport, that Bill 20-092 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

RICHLAND COUNTY GROWTH TO SELL LAND (.369 ACRES) ON BEHALF OF CITY

BY: MR. DAVENPORT

BILL # 20-093 *Amended

ORDINANCE # 20-090

Authorizing Richland County Growth Corporation on behalf of the City of Mansfield to sell approximately 0.369 acres of land located in the vicinity of 500 North Main Street to Wayne Sanchez, and declaring an emergency.

Upon motion by Mr. Davenport, that Bill 20-093 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

CLAIM PAYED TO MIKE AND LORI COLOSIMO: 650 STRAUB RD. MANSFIELD, OH

BY: MR. FALQUETTE

BILL # 20-096

ORDINANCE # 20-091

Authorizing payment of the claim of Mike and Lori Colosimo, 650 Straub Road Mansfield, Ohio 44904 and declaring an emergency.

Upon motion by Mr. Falquette, that Bill 20-096 be read and placed upon the floor for discussion, seconded by Mr. Lawrence. 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

RESOLUTION/ORDINANCE: 5 YEAR SOLID WASTE MANAGEMENT PLAN/ RICHLAND

BY: MR. LAWRENCE

BILL # 20-097

ORDINANCE # 20-092

A Resolution/ Ordinance to adopt the five-year update of the solid waste management plan of Richland County, Ohio.

Upon motion by Mr. Lawrence that Bill 20-097 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 APPROPRIATIONS (\$1,375) WITHIN ALARM MONITORING FUND

BY: MR. VAN HARLINGEN

BILL# 20-098

ORDINANCE#20-093

Transferring appropriations in the amount of one thousand three hundred seventy-five dollars (\$1,375) within the Alarm Monitoring Fund (#204), and declaring an emergency.

Upon motion by Mr. Van Harlingen Bill 20-098 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

PAL SUB-GRANT (\$25,200) FOR THE MANSFIELD POLICE ATHLETIC LEAGUE

BY: MR. VAN HARLINGEN

BILL # 20-099

ORDINANCE# 20-094

Accepting a National PAL Mentoring Sub-grant in the amount of twenty-five thousand two hundred dollars (\$25,200) through the 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 Bill 20-099 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:

PRESIDENT MEARS: Boy, I sure miss the electronic votes. Holy smokes!

PHIL SCOTT: Really!

END OF DISCUSSION

PWD TO FILE GRANT APPLICATION FOR AVIATION: SNOW REMOVAL EQUIPMENT FOR LAHM AIRPORT

BY: MR. SCOTT

BILL # 20-100

ORDINANCE # 20-095

Authorizing the Public Works Director to file a grant application and to accept a grant from the Federal Aviation Administration and the Ohio Department of Transportation, Office of Aviation to advertise for bids and enter into a contract or contracts to purchase Snow Removal Equipment to be used at the

Mansfield Lahm Airport, and declaring an emergency.

Upon motion by Mr. Scott, that Bill 20-100 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 PWD & SSD TO EXECUTE STANDARD SOFTWARE MAINTENANCE AGREEMENT WITH TYLER TECHNOLOGIES CORP. FOR (1) YEAR

BY: MR. VAN HARLINGEN

BILL # 20-101

ORDINANCE # 20-096

Authorizing the Public Works Director and Safety-Service Director to execute a Standard Software Maintenance Agreement with Tyler Technologies Corporation for a term of one (1) year and related documents and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-101 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 CYBERGENETICS TRUEALLELE CASEWORK SYSTEM FOR THE POLICE LABORATORY

BY: MR. SCOTT

BILL # 20-102

ORDINANCE # 20-097

Authorizing the Safety Service Director to purchase, without competitive bidding, a Cybergenetics TrueAllele Casework System for the Police laboratory from Cybergenetics, Inc., and declaring an emergency.

Upon motion by Mr. Scott, that Bill 20-102 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

AFFIRMING CARES ACT FUNDS WILL BE EXPENDED ONLY IN MANNER PRESCRIBED

BY: MR. VAN HARLINGEN

BILL # 20-103

ORDINANCE # 20-098

Affirming that all funds received through the State of Ohio under the CARES Act will be expended only in the manner prescribed by and consistent with the requirements of the CARES Act, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-103 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.

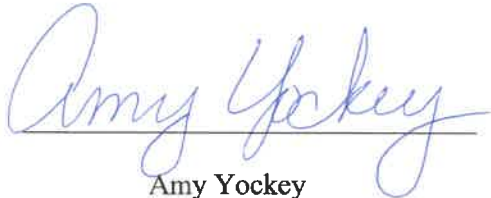
DISCUSSION: NONE

CLOSING COMMENTS:

PRESIDENT MEARS: The only thing I want to do, for those who are listening on Facebook, we had quite a bit of discussion on Public Comment tonight, I would caution anyone that's in the public that's listening and watching on Facebook, to please do, include your name and address and send your comment to the email address that's published so that we will regard it accordingly. Comments that are made through Facebook, probably will not be read; will not be used as Public Comment, so just to be on the safe side if you've got something to say, please forward it to the email address that's published and not through Facebook. That's the only thing I wanted to say. Anything else to come before Council tonight? Okay.

END OF DISCUSSION

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