

REGULAR COUNCIL MEETING May 7, 2019

The second monthly meeting of Mansfield City Council met on Tuesday, May 7th, 2019 at 8:10 PM in the Council Chambers of the City Building.

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: Rock, Van Harlingen, Jefferson, Lawrence, Taddie, Bryant, Mears and Scott. Falquette was absent. Councilman Rock made a motion to excuse Falquette, Mears Seconded.

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

Public Comment:

MR. DAN MAPES: Good evening everybody. Uh, my comment tonight is in regards to the insurance settlement. I'd like to go onto record to uh, Law Directors office and many thanks for uuh, getting this thing settled, getting it behind us. Uh, I think what needs to be, uh, what needs to be addressed now is; who is responsible for these miscalculations and what the accountability is and total number of what it's going to cost, to have this money paid back. Uh, one other thing I'd like to say is here a few weeks ago, there was a storm that went through Shelby; it was a tornado and it tore stuff all to pieces. One of the first things that I did when I went to work that morning, was to get ahold of the Street Department Supervisor, to see if we could get some dump trucks, back hoes, or whatever, to go over to Shelby to help our neighboring city. Uh, the operation supervisor got wind of what the request was he has then put an email out and got no response. I think that's pretty sad. That's all I got to say. Thank you.

PRESIDENT SCOTT: I believe that's all we have signed up for public comments.

PRESIDENT SCOTT: Are there any Committee Reports? None.

MONDAY DEADLINE

MS. TADDIE: I move with respect to Bill 19-078 that the rule requiring legislation be submitted by 4 PM on Monday be suspended and that Bill 19-078 be allowed on the floor this evening, seconded by Mr. Rock and passed by vote: Ayes: 7, Nays: 0.

SUSPEND RULES

MS. TADDIE: I move with respect to all bills that come before Council this evening 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: 7-0

LEGISLATION

ENTER INTO AGREEMENT W/ UTILITY SERVICES: WATER METER PROJECT

BY: MR LAWRENCE

BILL #19-053 *Tabled**

ORDINANCE 19-053

Authorizing the Public Works Director to enter into an agreement with the Utility Services Co., Inc. for the replacement of the City's water meter system, and declaring an emergency.

Upon motion by Mr. Lawrence, that Bill 19-053 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: 7, Nays: 0

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

Discussion:

MR. LAWRENCE: Mr. President I move that Bill 19-053 be read and placed upon the floor for discussion.

SECOND: Jeff Rock

CLERK AMY: So, are we reading it or are we tabling it?

MR. LAWRENCE: We will ta- We will make a motion to table it after it's read?

(HMMM) we probably should...

MR. LAWRENCE: Can do that in discussion, right?

MS. TADDIE: Do we...

PRESIDENT SCOTT: It probably would be best to table it right off.

MR. LAWRENCE: Okay. I make a motion that we table bill 19-053

MR. JEFFERSON: Second.

PRESIDENT SCOTT: It has been moved and seconded that we, Um, table bill 19-053, is there any discussion on the movement.

MS. TADDIE: Just a question, I didn't get the memo, uhm, why are we tabling this water meter replacement system at this time?

MR. LAWRENCE: Once we did that.

PRESIDENT SCOTT: Mr. Van Harlingen

MR. VAN HARLINGEN: Unless someone else would like to speak; what happened was originally, this had built into it some financing, some options for financing. Well, during the past week or so, finance director along with the city engineer and the Mayor, but the finance director has found, that we may have some better options, at this time for financing this project in leu of what we had talked about originally. So, it could be an amount of money that is worthwhile and just leaving it tabled for a couple of weeks and give the finance department the opportunity to further investigate the financing of this project.

MS. TADDIE: Thank you.

MR. PRESIDENT: Discussion Mr. Jefferson?

MR. JEFFERSON: I...question I mean, Is the only reason the we're tabling this; is because looking at the other finance and no other options in terms of just replacing meters other than replacing the whole system? We're looking, tabling it only because of finance? Alright.

MR. LAWRENCE: That's correct.

MAYOR: So, it's a package deal.

MR. JEFFERSON: Right. And you're looking to reduce the cost that had been...uh...

MAYOR: Yes.

MR. JEFFERSON: Possibly.

MAYOR: Yes.

MR. VAN HARLINGEN: That is correct.

MR. JEFFERSON: Alright.

MR. PRESIDENT: Mr. Mears.

MR. MEARS: My concern in tabling this is, if my understanding is correct, is that we're losing about a hundred thousand dollars a month, in water revenue as long as we delay this. Is that not...I understand, but can we, does it make sense to approve the program and the financing at the next meeting? Does that give SUEZ a jumpstart in the authorization to get started? I'm just concerned in the revenue that we're losing, while we're discussing details like that.

PRESIDENT SCOTT: Mr. Van Harlingen.

MR. VAN HARLINGEN: For, for what it's worth, I know everybody, uh, to try to answer your question, Mr. Mears, I know everybody's a little anxious. This is a sixteen to eighteen-month project. I know that the city engineer has, uh, mentioned on many occasions to try and get this started, but just for what it's worth, even if we didn't have assists tonight, there would not be any funds...the public works director could not enter into a contract until the funds are obligate...or...uh... the funds are god, what am I saying...

MANY VOICES: Appropriated...?

MR. VAN HARLINGEN: Appropri... well, they wouldn't be appropriated.... they're would have to be authorization for payment in the contract which there would be none at this time. The city engineer could not enter a contract without the signature of one: thee uh, appointing authority, number two the finance director, which she couldn't sign it because we don't have the funding incorporated and or approved yet, then also, the law director has to sign this. So, could we approve this tonight, could we vote on this tonight and approve it? Yes. It would be way out order for the engineer or the administration to try and enter any enter any kind of contract just because of our finance policy. So, kind of goes as a package deal and I do appreciate and understand your concerns because we are losing a lot of money.

MR. MEARS: Well, thank you Councilman Van Harlin...

MR. VAN HARLINGEN: Does that make sense?

MR. MEARS: It does, and so what you're basically saying is that really, no, there is no damage to passing this portion of it...?

MR. VAN HARLINGEN: No Sir. No Sir.

MR. MEARS: Okay.

MR. VAN HARLINGEN: what could happen, let's say if you reach well, it's like a good example, is that \$25,000.00 dollar uh, city street program, the monies weren't there yet. You couldn't write a PO; it wasn't approved. That's kind of when everything went different directions. The same basic same basic idea only we got more commas than zeros on this one.

MR. MEARS: Thank you.

PRESIDENT SCOTT: Any other discussion on the motion to table bill 19-053?

MR. VAN HARLINGEN: Well, let me ask this, with that motion, should we possibly, put a date to bring it back to the Table? Table it for today, but should the Motion also include, maybe, a date to bring it back? We, do we have any idea how long it might take? For the uh, ...

MAYOR THEAKER: We had to table it at the next meeting. (Inaudible... May 21st...)

MR. VAN HARLINGEN: Just leave it the way it is then...?

PRESIDENT SCOTT: I think just leave it Tabled...

MR. LAWRENCE: Right.

PRESIDENT SCOTT: ...would be the best.

MR. VAN HARLINGEN: Okay.

PRESIDENT SCOTT: Any other questions on the Motion? With that Council will vote.

AMEND TRAFFIC CODE – REMOVE ONE WAY MULBERRY

BY: JEFFERSON

BILL 19-072 1st Read

ORDINANCE 19-079

Amending Schedule I, Section A and B of the Mansfield Traffic Schedules One-Way Streets to remove the one-way traffic restriction for Mulberry Street from Second Street to Fifth Street.

Upon motion by Mr. Bryant that Bill 19-072 be read and placed upon the floor for discussion, seconded by Mr. Rock.

Discussion:

MR. JEFFERSON: For myself, I don't have any discussion, but Mr. Bianchi is here, if any...rest of Council would like to have him explain what's been proposed here and...come forward and give us....

PRESIDENT SCOTT: I mean do you have anything more to give than what you gave two weeks ago Bobbie? Alright, Mr. Bianchi

MR. JEFFERSON: Alright Yeah, I'm sorry, yeah two weeks ago I was uh...out of the State; I missed that.

MR. BIANCHI: That's okay.

MR. JEFFERSON: We've had discussion. We've talked to each other.

MR. BIANCHI: Yeah.

PRESIDENT SCOTT: That's okay. Well, I'm sure he's willing to meet with anybody... so....

APPROPRIATING FUNDS: \$18,000 TO DOWNTOWN IMPROVEMENT OPERATIONS

BY: VAN HARLINGEN

BILL #19-079 **First Read

ORDINANCE 19-080

Appropriating the sum of eighteen thousand dollars (\$18,000) from the unappropriated General Fund (101) to the Downtown Improvement Operations for the purpose of downtown improvements, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 19-079 be read and placed upon the floor for discussion, seconded by Mr. Rock.

Discussion: NONE

APPPROP \$25,000 DOWNTOWN IMPROVEMENT

BY: MR. Van Harlingen

BILL #19-080

ORDINANCE PULLED

Appropriating the sum of twenty-five thousand dollars (\$25,000) from the unappropriated General Fund (101) to the Downtown Improvement Operations for the purpose of downtown improvements

*****ORDINANCE PULLED BEFORE COUNCIL**

CLAIM – KARMA LAMB

BY: MR. MEARS

BILL #19-085

ORDINANCE 19-081

Authorizing payment of the claim of Karma Lamb, 15498 Fredericktown-Amity Road Fredericktown, OH 43019 and declaring an emergency.

Accept and appropriate Honor Guard Donation in the amount of eight hundred dollars (\$800), to be used for expenses for the Honor Guard Program, and declaring an emergency.

Upon motion by Mr. Mears that Bill 19-085 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: 7, Nays: 0.

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

DEMOLITION: 98 FOSTER STREET

BY: MR. LAWRENCE

BILL #19-086

ORDINANCE 19-082

Declaring the remains of a designated dwelling (98 S. Foster Street) to be insecure, unsafe, structurally defective and dangerous 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 19-086 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: 7, Nays: 0.

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

Discussion: NONE

DEMOLITION:195 GLESSNER AVE

BY: MR. LAWRENCE

BILL 19-087

ORDINANCE 19-083

Declaring the remains of a designated commercial structure (195 Glessner Avenue) to be insecure, unsafe, structurally defective and dangerous 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 19-087 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: 7, Nays: 0.

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

PRESIDENT SCOTT: Any Discussion on bill 19-087?

MR. LAWRENCE: Me. President.

PRESIDENT SCOTT: Mr. Lawrence.

MR. LAWRENCE: Um, could somebody tell me what building this was?

(Inaudible mumblings)

DIRECTOR REMY: Isn't that the old gas station on the corner of Glessner and...

CLERK AMY: Yep.

MR. LAWRENCE: Thank you.

PRESIDENT SCOTT: Any other questions, discussion?

DEMOLITION: 271 W FOURTH ST

BY: MR. LAWRENCE

BILL #19-088

ORDINANCE PULLED

PULLED BEFORE COUNCIL

DEMOLITION: 317 S DIAMOND ST

BY: MR. LAWRENCE

BILL#19-089

ORDINANCE 19-084

Declaring the remains of a designated commercial structure (317 S. Diamond Street) to be insecure, unsafe, structurally defective and dangerous 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 19-089 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: 7, Nays: 0.

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

PRESIDENT SCOTT: Discussion on 89?

MS. TADDIE: It's burned, it's that intersection with South Diamond or South Adams I should say. The former Salon, and the neighbors are going to be really happy to see that go.

PRESIDENT SCOTT: Any other Comments?

None.

DEMOLITION: 328 ORANGE ST

BY: MR. LAWRENCE

BILL# 19-090

ORDINANCE 19-085

Declaring the remains of a designated commercial structure (328 Orange Street) to be insecure, unsafe, structurally defective and dangerous 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 19-090 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: 7, Nays: 0.

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

PRESIDENT SCOTT: Discussion?

MS. TADDIE: Just that this was a former, um number of former bars and uh, a lot of violence a lot of gunfire and a murder happened at this spot, so...also another problem resolved.

PRESIDENT SCOTT: Very good.

MR. JEFFERSON: ...Cafe?

MS. TADDIE: No... it was, Poets Lounge, it was Lu-Lu's Café...

MR. JEFFERSON: Oh yeah.

MS. TADDIE: It was Orange Street originally.

MR. LAWRENCE: Umhm.

PRESIDENT SCOTT: With nothing else, Mr. Lawrence.

DEMOLITION: 473 SHERMAN PLACE

BY: MR. LAWRENCE

BILL #19-091

ORDINANCE 19-086

Declaring the remains of a designated commercial structure (473 Sherman Place) to be insecure, unsafe, structurally defective and dangerous 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 19-091 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: 7, Nays: 0.

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

President Scott: Discussion?

NONE

BOULEVARD IMPROVMENTS - ASSESSMENT

BY: MR. JEFFERSON

BILL# 19-092

ORDINANCE 19-087

Declaring it necessary to improve Glenwood Boulevard and Parkwood Boulevard by sprinkling, mowing, sweeping, cleaning, etc., the grass plots or lawn strips in the middle of said boulevards, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 19-092 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: 7, Nays: 0.

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

President Scott: Discussion?

None

HOME FUNDS - \$64,900 419 LIDA ST

BY: MR. LAWRENCE

BILL# 19-093

ORDINANCE 19-088

Authorizing the Public Works Director to enter into a contract with Mock's Construction in the amount of sixty-four thousand nine hundred dollars (\$64,900) authorizing the expenditure of HOME (Home Investment Partnerships) funds from the U. S. Department of Housing and Urban Development for full rehabilitation of a home at 419 Lida Street Mansfield, Ohio, and declaring an emergency.

President Scott: Discussion?

NONE

Upon motion by Mr. Lawrence that Bill 19-093 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: 7, Nays: 0.
The bill was declared passed, signed by the President, approved by the Mayor and attested by the Clerk.

PWD AGREEMENT: PROVIDE CLERICAL TO RICH COUNTY JOBS & FAMILY

BY: MR. LAWRENCE

BILL #19-094

ORDINANCE 19-089

Authorizing the Public Works Director to execute an Agreement #508-20 on behalf of the City to provide administrative/clerical services to the Richland County Department of Job and Family Services, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 19-094 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: 7, Nays: 0.

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

President Scott: Discussion?
NONE

DOWNTOWN IMPROVEMENT ADVISORY BOARD GUIDELINES

BY: MR. LAWRENCE

BILL# 19-095

ORDINANCE 19-090

Approving administrative and operational guidelines for the Downtown Improvement Advisory Board, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 19-095 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: 7, Nays: 0.

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

President Scott: Discussion?

None

ACCEPT FUNDING FROM OCJS \$112,500 FOR METRICH

BY: MR. VAN HARLINGEN

BILL# 19-096

ORDINANCE 19-091

Accepting a National PAL Mentoring Sub-grant in the amount of thirty-one thousand five hundred dollars (\$31,500) 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 that Bill 19-096 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: 7, Nays: 0.

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

President Scott: Discussion?

NONE

THEN AND NOW - \$ 52,500 TO NUMERICA

BY: MR. VAN HARLINGEN

BILL# 19-097

ORDINANCE 19-92

Authorizing payment to Numerica Corporation in the amount of fifty-two thousand and five hundred dollars (\$52,500) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

Upon motion by Mr. Lawrence that Bill 19-097 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: 7, Nays: 0.

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

President Scott: Discussion?

None

SSD & PWD SETTLEMENT AGREEMENT FOR INSURANCE OVERPAYMENT

60 --

BY: MR. VAN HARLINGEN

BILL# 19-098

ORDINANCE 19-093

Authorizing the Safety-Service Director and the Public Works Director to enter into settlement agreements with the unions on behalf of the City and further authorizing the Finance Director to issue payment to the interested parties all pursuant to the settlement agreements, and declaring an emergency.

President Scott: Discussion?

NONE

Upon motion by Mr. Van Harlingen that Bill 19-098 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: 7, Nays: 0.

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

DONATION - \$100 FROM TAYLOR METAL FOR MOVIES IN THE PARK

BY: MR. JEFFERSON

BILL# 19-099

ORDINANCE 19-094

Authorizing the Public Works Director to accept and appropriate donations from Taylor Metal Products Company in the amount of one hundred dollars (\$100) to be used for the City's Parks and Recreation Department for purchasing a license for movies in the Park, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 19-099 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: 7, Nays: 0.

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

President Scott: Discussion?

NONE

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DONATION - \$ 250 FROM DONALDSON LAW OFFICES MOVIES IN THE PARK

BY: MR. JEFFERSON

BILL# 19-100

ORDINANCE 19-095

Authorizing the Public Works Director to accept and appropriate donations from Donaldson Law Offices LPA in the amount of two hundred fifty dollars (\$250) to be used for the City's Parks and Recreation Department for purchasing a license for movies in the Park, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 19-100 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: 7, Nays: 0.

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

President Scott: Any discussion?

NONE

DONATION \$ 500 FROM HECK LAW OFFICES FOR MOVIES IN THE PARK

BY: MR. JEFFERSON

BILL# 19-101

ORDINANCE 19-096

Authorizing the Public Works Director to accept and appropriate donations from Heck Law Offices in the amount of five hundred dollars (\$500) to be used for the City's Parks and Recreation Department for purchasing a license for movies in the Park, and declaring an emergency.

Upon motion by Mr. Jefferson that Bill 19-101 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: 7, Nays: 0.

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

PRESIDENT SCOTT: Is there anything else to come before Council this evening?

MS. TADDIE: Oh sure. One last thing. Um, wanted to give a shout out to the Mansfield in Bloom Committee; if you noticed the thousands of Daffodils around town this year, I believe they had plans to put 4,000 Daffodils in, but they over achieved themselves and put 17,000 Daffodil bulbs in... (Inedible exclamations... OH-MY GOODNESS!!...), and I'm told they'll be staying year after year. So, um, a shout out to them as well as the Earth Stewardship Committee, which has been going on for twenty-one years. The Earth Stewardship Celebration, where Community volunteers can do clean-ups projects a number of the people in the room here today participated in some of the Sixth Ward cleanups and other areas, so um, major, major impact on the city, but I will present that we have a litter and garbage problem in our community and it is not just something that volunteers.... it's, it's a bigger problem. I look forward to working with the Administration on. Thank you.

PRESIDENT SCOTT: Anything else? Mr. Jefferson.

MR. JEFFERSON: I, I would like to echo off of my college over here. I've had some talks with Codes and Permits about the trash situation and the director over there told me he was looking into some things, couple weeks ago, so I'm giving him a chance to, uh, come up with some ideas and uh, I'll get back with him and I'll call you Jean and work with that.

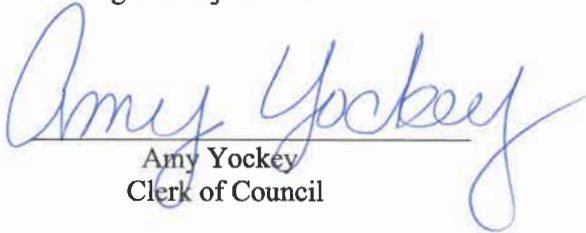
MS. TADDIE: Thank you. Thank you.

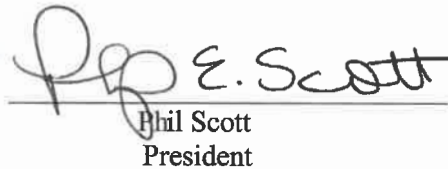
MR. JEFFERSON: That's all I have, I yield back.

PRESIDENT SCOTT: Anything else?

None.

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


Amy Yockey
Clerk of Council


Phil Scott
President