

**REGULAR COUNCIL MEETING
September 1, 2020**

The First monthly meeting of Mansfield City Council met on Tuesday,
September 1st, 2020 at 8:45 PM via Zoom Meeting,
due to COVID-19 pandemic

The Pledge of Allegiance was recited by Council.

Councilman Lawrence led the audience in prayer.

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

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

PUBLIC COMMENTS: NONE

COMMITTEE REPORTS: NONE

ADMINISTRATIVE COMMENTS: 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.

AUTHORIZING INSURANCE BONDS: \$35,000,000.00

BY: MR. VAN HARLINGEN

BILL # 20-157 **2nd Read

ORDINANCE #20-152

Authorizing the issuance of bonds in the amount of not to exceed \$35,000,000 for the purpose of constructing, renovating and improving the water system, including facilities, water mains and other structures and appurtenances related thereto; furnishing and equipping the same; improving the sites thereof; and acquiring land and interests in land necessary in connection therewith and authorizing and approving related matters; and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 20-157 be read and placed upon the floor for discussion, seconded by Mr. Falquette. Ayes: 8, Nays: 0

DISCUSSION:

JON VAN HARLINGEN: Ut-oh, where is it? I'm sorry I don't have it in my packet. I must have took it out.

END OF DISCUSSION

AMENDING CODIFIED ORDINANCE TO AMEND/REVISE SEWER RATES: 937.11 AND 937.12

BY: MR. LAWRENCE

BILL # 20-158 ** Amended* * *2nd Read

ORDINANCE#20-153

Amending Sections 937.11 and 937.12 of the Mansfield Codified Ordinance of 1997, as amended, to revise sewer user rates by measurement, and declaring an emergency.

Upon motion by Mr. Lawrence, Bill 20-158 be read and placed upon the floor for discussion, seconded by Mr. Lawrence.

DISCUSSION:

PRESIDENT MEARS: Clerk will now read Bill 158.

CLERK: I didn't read 157.

JON VAN HARLINGEN: Yeah, I screwed everything up.

PRESIDENT MEARS: My mistake.

JON VAN HARLINGEN: Mr. President, I got that all screwed up. I apologize. If you want to start that again, I'll do it right this time.

PRESIDENT MEARS: Let's back up. Yes, let's go back to Bill 157

NOTE: Protocol, was then followed for Bill #20-157

DAVID FALQUETTE: Mr. President?

PRESIDENT MEARS: Yes, Councilman Falquette.

DAVID FALQUETTE: I saw a few emails going back and forth. Is this presented the most correct of the Ordinances? Are there any other corrections that are outstanding? We've talked about a few different things. I just to make sure that these are the final numbers that we're going with right now, or are there some other corrections Out there?

DAVE RAMY: If I might...

JON VAN HARLINGEN: Can I answer that Mr. President?

PRESIDENT MEARS: Yes, Councilman Van Harlingen.

JON VAN HARLINGEN: That's kinda, my email's been going back and forth, Mr. Falquette. This is on the sewer rates.

DAVID FALQUETTE: Okay.

JON VAN HARLINGEN: Bill 20- 158, I...I believe the only thing Administration is doing with this is, taking the...the cubic foot; the uh per, the price per hundred-cubit foot and converting it to gallons. IS that correct Director Remy?

DIRECTOR REMY: No. Not exactly, Sir. 158 addresses the conversion and the increases in sewer (inaudible)... out of water, not changing, not changing the formula for computing water, or sewer rates. We also made some changes to it based on discussions that were had at the last meeting. We increased the extra strength surcharges. Doubled them and we also added a leachate section to this, that's why it's marked amended. But the base computations for sewer charges going forward are the same as originally presented. Okay, but it includes recommended changes on the City's part and ones that were approved by Council for additions to this particular piece of Legislation at the last meeting. I think it's...I tried to italicize, bold them and italicize them in red, additional changes.

DAVID FALQUETTE: Thank you Mr. Remy.

DAVID REMY: Sure. But, this is the most current version of what the Administration wants to put forward for Council's consideration and what council approved at the last meeting for inclusion.

PRESIDENT MEARS: Thank you Director. Any further clarification requested or any further discussion on this Bill?

END OF DISCUSSION

AMENDING CODIFIED ORDINANCE TO AMEND/REVISE WATER/SEWER RATES: 941.08

BY: MR. LAWRENCE

BILL # 20-159 ** Amended *2nd Read

ORDINANCE # 20-154

Amending Section 941.08 (Water Charges) of the Mansfield Codified Ordinance of 1997, as amended, to revise water user rates by measurement and to increase rates, and declaring an emergency.

Upon motion by Mr. Lawrence, that Bill 20-159 be read and placed upon the floor for discussion, seconded by Mr. Falquette.

DISCUSSION:

PRESIDENT MEARS: Is there any discussion and did you want to rephrase your question Councilman Falquette?

DAVID FALQUETTE: Uh, just ask the same one; is this the final version?

DIRECTOR REMY: This is...addresses. Yes, this is the final version. It includes again italicized and in bold red, changes to the ccf's readings and to the gallon readings. There was request to make it to the ccf's

readings and to the gallon readings. uh. There was a request to make it 400 ccf's and 3,000 gallons as a base rate, of 3% increase; we put that in, and we changed... and I thank Mr. Van Harlingen for pointing out that we had the wrong number's I believe in one of these sections. I did change that to be correct.

JON VAN HARLINGEN: Director Remy? The legislation, that I'm looking at tonight that I was handed, is not correct.

DIRECTOR REMY: Okay, Well I made...

JON VAN HARLINGEN: Well, let's clarify it then. What I'm looking at, well let's look at the first 400 cubic feet, the original Legislation was for 2021; 10% increase, then 15, 15,10, and 3% thereafter and there was some emails flying back and forth that we were concerned about and were going to make one correction, it is right, tonight, the first 400 cubic feet. That first tier was going to be 3% raises.

DIRECTOR REMY: Which is \$2.78.

JON VAN HARLINGEN: Yeah, but that's not the legislation that I'm looking at. The legislation that I'm looking' at says \$2....

DIRECTOR REMY: Yeah, but the legislation that Amy's got up says \$2.78.... (inaudible)...

JON VAN HARLINGEN: ...I don't have...Okay. I don't have the updated. I... my... I picked up my legislation on Friday.

DIRECTOR REMY: I made those changes either yesterday, I believe it was yesterday, when you emailed, I went to look at it and I didn't have them. You were correct. They were the old rates. But now it's, it's based on 3%. The first 400 ccf's is based on 3% across the board.

JON VAN HARLINGEN: Thank you, Sir. I'm looking at an old one. Thanks for that correction.

DIRECTOR REMY: That's fine.

PRESIDENT MEARS: Councilman Van Harlingen, I have the same I don't have the updated myself, so I....

DIRECTOR REMY: It was changed yesterday. Yesterday morning, I believe.

JEAN TADDIE: Mr. President?

PRESIDENT MEARS: Yes, Councilwoman Taddie.

JEAN TADDIE: A follow-up on that same question. Cause, I have the old one too. And so, I believe that the only difference between the one we got in our mail on Friday, in the box, and the one that came in the email with the up-dated legislation... is the only difference this line right here? The first 400 cubic feet or were there other changes between Friday and today?

DIRECTOR REMY: Miss Taddie the only changes were the, uh, line for the first 400 cubic feet.

JEAN TADDIE: Okay.

DIRECTOR REMY: The numbers were changed to be \$2.78, \$2.86, \$2.95. \$3.04, \$3.13 and \$3.22.

JEAN TADDIE: Thank you. And Amy's got it highlighted, if you can see her screen. Thank you.

PRESIDENT MEARS: And if I might ask, Director Remy, on the next page, I believe, the first 3,000 gallons is also correction?

DIRECTOR REMY: That's correct. That, that...that is, those are correct numbers there. Those are...I just didn't pick up the changes on the...

PRESIDENT MEARS: ...Right....

DIRECTOR REMY: ... On the 400...

PRESIDENT MEARS: Okay.

DIRECTOR REMY: ...Cubic feet, when I did... when I made the changes and turned it in.

PRESIDENT MEARS: Right. Understood. Okay. Any further comments or questions, clarifications on Bill 20-159? Okay.

AMENDING CODIFIED ORDINANCE: CONSTRUCTION OF PUBLIC IMPROVMENTS: 109.06

BY: MR. VAN HARLINGEN

BILL # 20-170 **1st Read

ORDINANCE # 20-174

Amending Section 109.06 of the Mansfield Codified Ordinances of 1997, as amended to update Construction Authorizing Use of Construction Manager at Risk Delivery for Construction of Public Improvements, and declaring an emergency.

Upon a motion by Mr. Van Harlingen, that Bill 20-170 be read and placed upon the floor for discussion, seconded by Mr. Falquette.

DISCUSSION:

PRESIDENT MEARS: Is there any discussion on this? I know, Mr. Bianchi gave us a thorough explanation last meeting, is there any further discussion on this? Okay.

END OF DISCUSSION

DEMOLITION: 30 LEXINGTON AVENUE

BY: MR. VAN HARLINGEN

BILL # 20-174

ORDINANCE # 20-175

Declaring the remains of a designated dwelling with fire damage (30 Lexington 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. Van Harlingen that Bill 20-174 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 Mrs. Burns. 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

DEMOLITION: 40 CHESTNUT

BY: MR. VANHARLINGEN

BILL# 20-175

ORDINANCE# 20-176

Declaring the remains of a designated dwelling (40 Chestnut 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. Van Harlingen that Bill 20-175 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

DEMOLITION: 56 MANSFIELD AVENUE

BY: MR. VAN HARLINGEN

BILL # 20-176

ORDINANCE# 20-177

Declaring the remains of a designated dwelling (56 Mansfield 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. Van Harlingen, Bill 20-176 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

DEMOLITION: 81-83 NORTH BENTON STREET

BY: MR. VAN HARLINGEN

BILL # 20-177

ORDINANCE # 20-178

Declaring the remains of a designated dwelling (81-83 North Benton 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. Van Harlingen, that Bill 20-177 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

DEMOLITION: 114 SOUTH GLENN AVENUE

BY: MR. VAN HARLINGEN

BILL # 20-178

ORDINANCE # 20-179

Declaring the remains of a designated dwelling with severe fire damage (114 South Glenn 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. Van Harlingen, that Bill 20-178 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

DEMOLITION: 233 LEXINGTON AVENUE

BY: MR. VAN HARLINGEN

BILL # 20-179

ORDINANCE # 20-180

Declaring the remains of a designated dwelling (233 Lexington 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. Van Harlingen, that Bill 20-179 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

DEMOLITION: 524 DEWEY AVENUE

BY: MR. VAN HARLINGEN

BILL # 20-180

ORDINANCE # 20-181

Declaring the remains of a designated structure (524 Dewey 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. Van Harlingen, that Bill 20-180 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

AUTH. P.W.D. TO ENTER INTO CONTRACT WITH DEBT RECOVERY SOLUTIONS FOR DELEQUENT WATER AND SEWER ACCOUNTS

BY: MR. VANHARLINGEN

BILL# 20-181 *First Reading

ORDINANCE# 20-182

Authorizing the Public Works Director to enter into a professional services contract with Debt Recovery Solutions, to be the third-party debt collection agent for the City of Mansfield to collect delinquent water and sewer accounts, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 20-181 be read and placed upon the floor for discussion, seconded by Mr. Falquette.

DISCUSSION:

CLERK: (Amy) Okay, I changed that to Caucus only. We're doing the First Reading tonight?

JON VAN HARLINGEN: No, I kinda wondered about that too?

PRESIDENT MEARS: I thought we were doing Caucus and First Reading. No?

CLERK: (Amy) It's your guy's call.

DAVID FALQUETTE: Let's finish it. First Reading.

PRESIDENT MEARS: Okay. Can we back up to 20-181?

JON VAN HARLINGEN: Okay. Mr. President, help me out here, if we've already done in Caucus, we're going to do a First Reading am I going to move to place it on the floor for final consideration?

PRESIDENT MEARS: No Sir, no Sir, just for First Reading.

JON VAN HARLINGEN: Just First Reading. Okay. I just wanted to clarify that. Thank you, Mr. President I move that Bill 20-181 receive its first reading and be placed on the floor for discussion.

DAVID FALQUETTE: Second.

PRESIDENT MEARS: The Clerk will now read Bill 20-181.

END OF DISCUSSION

GRANTING LICENSE TO ST. PETER'S CURCH FOR IMMIGRANT BELL

BY: MRS. MEIER

BILL # 20-182

ORDINANCE# 20-183

Granting a license, to St. Peter's Evangelical German Lutheran Church to construct and install an immigrant bell in South Park, and declaring an emergency.

Upon motion by Mrs. Meier, Bill 20-182 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

AUTH. P.W.D. TO ENTER INTO CONTRACT WITH RICHLAND COUNTY AREA CHAMBERS: CARES ACT FUNDS

BY: MR. VAN HARLINGEN

BILL # 20-183

ORDINANCE # 20-184

Authorizing the Public Works Director and Safety-Service Director to enter into a contract, with the Richland County Area Chamber of Commerce, to assist the City in the planning and administration of CARES Act funds devoted to the Small Business Community Fund to Assist in Recovery, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 20-183 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: Is there any discussion?

JON VAN HARLINGEN: I'd just like to say something, real quick, Mr. President. I'm sure, I'm sure this is going to take a lot of time and a lot of work on behalf of the team that's working on this and I'd just like to recognize Mr. Bowersock and Ms. Perry once again for doing this. This is, could be very, very beneficial and I expect it to be for our community.

PRESIDENT MEARS: Well said.

CHERYL MEIER: I'll second that.

PHILLIP SCOTT: I'll third it.

PRESIDENT MEARS: Well said.

END OF DISCUSSION

AMEND PERSONNEL ORDINANCE TO INCREASE GRADE CLASSIFICATION

BY: MS. TADDIE

BILL # 20-184

ORDINANCE # 20-185

Amending the Personnel Ordinance 19-215 to increase the grade classification of the positions of the Police Aid & Parking Control Officer from a Grade 9 and 10 to a Grade 11, and declaring an emergency.

Upon motion by Ms. Taddie, that Bill 20-184 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: Bill 20-185 was Caucus only and Bill 20-186 was Caucus only. So that concludes our legislation for this evening. Is there anything further to come before Council tonight?

DAVID FALQUETTE: Mr. President?

PRESIDENT MEARS: Yes, Councilman Falquette.

DAVID FALQUETTE: I would just ask that, um, I believe it's Director Remy that's watching over the water meter project, that at least once a month, we get an update on how the water meter replacement's going. I don't expect one tonight, but maybe next meeting and maybe the second meeting each month. We sure would like to have account of where we are, where we're going and how things are going. Thank you.

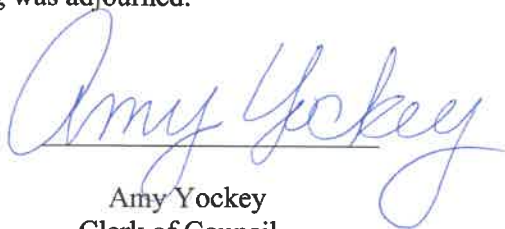
JASON LAWRENCE: President Mears. If I could piggy-back on that. Um, I did get a phone call, slash, Monday. I was supposed to have someone come out between 8:00 and 10:00; they never showed up. So, if somebody could shoot me a phone number of who I'm to call to reschedule...that would be great. This is Councilman Lawrence.

DIRECTOR REMY: I will, I hear.... I will do a report. I will also send all of you the contact number that people need to call to schedule an appointment. It's a 1-800 number. That I'll make sure all of you get it.

PRESIDENT MEARS: Okay. Thank you, Director Remy. Any other comments? Oh. Any other comments, anything else to come before Council before we adjourn? I do want to make one quick thank you to Amy and James Weiner again, for handling the technical side of this. You make it very flawless, so I appreciate that very much.

END OF DISCUSSION

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


Amy Yockey
Clerk of Council


Cliff Mears
President