

**VILLAGE OF MANSFIELD**  
**MINUTES OF THE REGULAR VILLAGE BOARD MEETING**  
**September 3, 2019**

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The Village of Mansfield Board of Trustees met at the NPPFD meeting room on Washington St. in Mansfield at 7:00pm with Andy Stiger presiding. Roll was taken with April Manning, Lucas Gilbert, Ron Konen, Todd Jones, Jessica Bartley, and Don Deffenbaugh physically present. Bill Hardy was also present.

**APPROVAL OF MINUTES, BILLS PAYABLE**

Stiger requested a motion to approve the regular minutes of August 5, 2019. **Deffenbaugh moved, Gilbert seconded to approve the August 5, 2019 regular meeting minutes. Roll call: ALL YES. Motion carried 6-0.**

Stiger requested a motion to approve the Police Committee meeting minutes from August 26, 2019. **Gilbert moved, Deffenbaugh seconded to approve the Police Committee meeting minutes from August 26, 2019. Roll call:**

**ALL YES. Motion carried 6-0.** Stiger requested a motion to approve the Bills Payable for September 2019. There was discussion about the bill from Anything Wild, which was a raccoon picked up from the Rosenbery home on North Street. **Gilbert moved, Jones seconded to approve the Bills Payable for August 2019, with the exception of the bill from Anything Wild, which should be paid by the homeowner. Roll call: ALL YES. Motion carried 6-0.**

**TREASURER'S REPORT**

**Gilbert moved, Deffenbaugh seconded to approve the July 31, 2019 Treasurer's Report. Roll call 5 YES, Konen NO. Motion carried 5-1.** There was no Treasurer's report for August 31, 2019 as bank statement was not available yet. It will be passed out next month.

**OLD BUSINESS**

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**Police Committee Meeting**

Gilbert said the recommendation from the Police Committee is to proceed with hiring an officer at \$20-25/hr at 16 hours/week. **Gilbert moved, Deffenbaugh seconded to proceed with advertising an opening for part-time police officer at \$20-25/hr and 16 hrs/wk. Roll call: ALL YES. Motion carried 6-0.**

**West Newton Road Work and Motor Fuel Tax Roadwork**

Jones said he is still trying to see if he can get oil/chip to happen on West Newton in mid-September to start with the final oiling in mid-October. The Board thought it would be best to wait until next year. There was discussion about paying the engineer for MFT work when none was done. Gilbert said the Board should start talking about MFT roadwork in Jan/Feb to make sure it gets done next fiscal year. Jones said he would talk to The Andersons and see if they will hold their \$16,000 check for Spring. The Board asked the Clerk to hold the check to Fehr Graham for the MFT engineering bill. Jones would like to call Tom Overmyer and talk about the charges with no work ever being completed.

**Watermain Replacement Update**

Jones has concerns about the project scope and cost estimate boards leaning on the wall. They show a 4 inch line and the Board was told it would be 6 inch. The Board was concerned if it was just a typo or if it was corrected to 6 inches, would it make the price increase? Stiger said Overmyer told him it would be a 6 inch line. Stiger said he would ask Overmyer if the price would be changing.

**Brush Pick Up**

Deffenbaugh asked if brush pick up rules had changed? Hardy said he was not picking up whole trees, as he thought it went against the idea of "brush" pick up, which is what happened in late August with one property. Gilbert said if the trees were taken down by the owner, he could see picking up the tree, but not if the work was hired out. Deffenbaugh also thought if the homeowner cut down the tree, the Village would pick up the tree, but it has to be a manageable size for the chipper. The Board agreed it would be okay to pick up the tree if cut down by the owner.

**Ordinance Declaring Motor Vehicles Not Regularly Used to be Public Nuisance**

Konen asked the attorney if the wording in this ordinance takes care of the tarp loophole? Amy Rupiper said the object under the tarp would have to be leaking underneath and be very obviously a car, then it can be declared a nuisance. **Gilbert moved, Deffenbaugh seconded to approve the Ordinance Declaring Motor Vehicles Not Regularly Used to be a Public Nuisance. Roll call: Gilbert, Deffenbaugh YES. Manning, Konen, Jones, Bartley NO. Motion failed 2-4.** Stiger asked the Board would could be changed in the ordinance for the Board to

vote yes? Jones wanted clarification on fences/tarps to know if this would hold up in court and not waste Village money. Bartley did not like the penalty section and thought \$750 was too high. Gilbert said Mack's Recycling will take a vehicle and pay you for it, so there's no reason why some of these vehicles around town could not be cleaned up. Jones wants to see enforcement of those on public property first. Gilbert would like an ordinance in place when the new officer comes on board. Jones said the majority of nuisance vehicles are on private property. Rupiper will bring other village ordinances so the Board can see how it is worded elsewhere. The topic was tabled until next month.

### **Appointment for Treasurer**

Jones said he has asked many times for a report from Gilbert that will show money left over in each fund and still has not seen it. He also does not like the scribbled third page of the report the Board currently receives. Stiger said Gilbert does keep the Board informed quarterly, not monthly. Konen said the engineering money in the Water Fund was gone before he knew it last year. Deffenbaugh asked if the Board could have a closed session meeting to talk to Gilbert about providing reports. Stiger agreed and said there would be a meeting in October to discuss these items with Gilbert. Stiger talked about the good things Gilbert has done for the community and his financial knowledge that has benefitted the Village.

## **NEW BUSINESS**

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### **Ordinance on Water Supply Loan Program**

Konen was worried about the wording in the ordinance and whether it could be changed. There are many areas where the wrong items are referenced for the Village's project. A vote was tabled so the ordinance could be taken back to the engineers for updating.

### **Railroad Trail from Bloomington to Mansfield**

Bartley said she and Stiger met with Jane Chamberlain, who is on a committee for the railroad trail. Bartley will be meeting with Chamberlain again Sept. 12 and will be bringing a couple of village residents who own businesses with her. Deffenbaugh asked where it started and Stiger said the end was right at Village limits. A sign will be nice to put up, welcoming people to Mansfield. Stiger said details are still being worked on and it may not happen for another 4-5 years.

### **MDA Fundraiser at My Place Pub in 2020**

Deffenbaugh wanted the Board's opinion on My Place Pub hosting a street dance next year to benefit MDA. The bar would be asking the Village for a donation check to help make the event happen. The Board was in agreement that it sounded like a nice idea, but would need to know more details closer to the event and would need the owner to specify an amount needed.

### **Attorney Ordinance Violation Update**

Rupiper said she is working on the notice for 106 E Oliver. For 307 N Washington, she has photos of the yard and asked if anything had been done? She sent a notice July 12. The Board said nothing had been done. At 209 E South, Stiger said the owner did take care of the sump pump running into the street. Rupiper also said that Municipal Code allows for payment to the Village from a Drainage District if the Village is taking on water from that District, so she is looking into this. There was discussion about getting easements from property owners along the ditch on North Street so mowing could occur. Gilbert asked why staff were not using weed eaters? Jones said it needs dredged out because it is not draining. Rupiper suggested the Board President send letters to owners, which would include the area of Jim Houser and Greg Taylor's homes, about the issue to get moving on an easement. Stiger asked Rupiper to send notices about ordinance violations to the landowner at 105 S Prairie. The Board described that area where people are living in a bus and campers and there is possible sewage on the ground. It is zoned as farmland and there is no running water or power. The owner is Steve Hurley, who at one time approached the Board about having an RC car track on that property. Rupiper said she would research it and send a notice.

### **Audience Comments**

Deena Carico asked if the water fountain works at the park? Hardy said it is off because of vandalism and it also needs work done to it. Stiger asked Hardy to see if it could be fixed for next summer.

**Bartley moved, Deffenbaugh seconded to adjourn the meeting. Roll call: ALL YES. Motion carried 6-0.**

**Submitted by:**

/s/ Melissa Place

Melissa Place, Village Clerk