

**REGULAR COUNCIL MEETING**  
**August 17, 2021**

The second monthly meeting of Mansfield City Council met on  
Tuesday, August 17, 2021 at 7:32 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: Burns, Meier, Van Harlingen, Davenport, Lawrence, Moton, Zader, Scott and Falquette.

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

**PUBLIC COMMENTS**

**PRESIDENT FALQUETTE:** Do we have anyone signed up to speak? No. Ok are there any committee reports? Mr. Mayor, any comments for council?

**MAYOR THEAKER:** I have nothing.

**PRESIDENT FALQUETTE:** Director Cope?

**DIRECTOR COPE:** No thank you Mr. President.

**PRESIDENT FALQUETTE:** Director Remy?

**DIRECTOR REMY:** I remember one thing. I would be remised if I did not advise council and other elected officials that last night we went to the Shade Tree Commission. And have gotten approval to remove fourteen trees from around the City Building. Primarily the ones that will be taken down are the pear trees that are on the lower lot. There's nine of them there. Were also going to take down to 4 sycamores that are between the lower, what we call the lower lot, and the upper lot on the Adams Street Corner. Reason for that is that the pear trees are an invasive species known as invasive species and the sycamores have just simply aged out. Urban trees are designed to last 25 to 30 years and those trees been in since the building was built. All of those trees are going to be replaced with appropriate size trees and new trees before sometime this fall. They will be gone within probably next month and then replaced like I said, fall is the ideal time to plant trees and then we'll get them planted.

**PRESIDENT FALQUETTE:** Thank you Mr. Remy. Director Spohn?

**DIRECTOR SPOHN:** I was wondering when Bob Bianchi our engineer was advising that this tunnel that collapsed was built in the 1800's as Law Director I immediately started to think about who can I blame. I can say that I'm certain it wasn't this city council's fault and I'll investigate who sat on City Council in 1810.

**PRESIDENT FALQUETTE:** Thank you Director Spohn. All right, we're ready for legislation already this evening. We have a first reading this evening on Bill...

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Were going to suspend the rules if Mrs. Burns would like to make a motion.

### **SUSPEND RULES**

**LAURA BURNS:** Thank you Mr. President. 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 Mrs. Zader. The vote was taken and resulted as follows: Ayes: 8, Nays: 0

**PRESIDENT FALQUETTE:** Bill 21-144, Mr. Van Harlingen.

**JON VAN HARLINGEN:** Thank you Mr. President I move that bill 21-144 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-144.

**AMY YOCKEY:** Authorizing the Public Works Director to enter into a contract or contracts for engineering services relating to the construction of a regional detention basin, known as the North Lake Park Dry Dam.

### **DRY DAM**

BY: MR. VAN HARLINGEN

BILL #21-144

ORDINANCE #21-157

Authorizing the Public Works Director to enter into a contract or contracts for engineering services relating to the construction of a regional detention basin, known as the North Lake Park Dry Dam.

Upon motion by Mr. Van Harlingen that Bill 21-144 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any further discussion at this time on this bill? Hearing none we'll move forward. Sorry Mr. Davenport, I didn't hear your hand go up.

### **DISCUSSION:**

**ALOMAR DAVENPORT:** I have one question. Earlier we heard from Mr. Bianchi about the several projects that are coming down the pipe in regard to water and sewer. And I know that is the crust of the reluctance and a valid one, I want to add that. It's a valid concern that some of my colleagues have in regard to the finances of this dam, of where the finances are coming from. Highlighted by what Mr. Bianchi spoke about earlier. Last session we kind of brushed on the funds from the rescue and I didn't dig into it then because our Mayor was not here. Mr. Mayor my question is not one to hammer you down, not to get you to commit, its more of a hypothetical. Last session we spoke about how some of that 20 million we are getting from the rescue plan, we have the ability to use it for water programs...for water and sewer issues that may arise. And my question is...and like I said our biggest concern is the fact that something may come

down, down the road and we don't have the finances to pay for it. So, my hypothetical question to you Mr. Mayor is, is it possible being that we do not have to spend its not like the last time where we had to spend it all in one shot. Where we have I believe until 2024 and then actually until 2026 to actually execute it. Am I correct in that? So, would it be possible, again I'm not trying to get you to commit to this, but is it possible to set aside 3, 4 million dollars of that rescue money for the express purpose of future water and sewer issues that may arise that we currently do not see.

**MAYOR THEAKER:** Good question. Basically, there is no official final guidelines from the treasury department. And on almost on a daily basis the webinars that we have attended, there are different changes. So, for me to say that were going to be able to spend it for this or this or this, I can't. However, the very first guidelines that the treasury put out is that it can not be spent for the actual construction for a dam. However, the thing that this is doing and what we are looking at, is there are always grants out there for shovel ready projects like this. And if it is shovel ready, we have a leg up on everybody else. We had an opportunity to apply for a grant. But this was not shovel ready, so we had to withdraw that. If it was shovel ready we could have been able to apply for a grant from the Federal Government. And be able to get some money for it. That doesn't mean that were going to finance it through that. But what this is doing is designing it, getting it ready, then look for maybe possible funding that we could use. Water sewer, sewer funds, not water because you cannot use water for this. But maybe sewer funds or other grants for that.

**ALOMAR DAVENPORT:** Let me clarify my question. Because I'm not referring to the actual design of the dam, use the money for the actual design of the dam. What I'm referring to is say like Bowman Street, which recently happened. From my understanding, as you did state we do not have the final word on what is exactly. But as of right now I am of the belief that but we can use funds for water and sewer. Okay, so what I'm asking I'm not asking set aside money for the dam. What I'm asking is if we, again hypothetically cuz I'm not asking you to commit, but what I'm asking is it possible to set aside three million dollars, four dollars, whatever number. Because the concern is we take a million and five from the water and sewer right now and then we won't have the funds to use it later. So, what I'm asking is not for the construction of the dam, not for the design of the dam, but for future Water and Sewer projects. Could money be set aside from that rescue plan for future water or sewer projects?

**MAYOR THEAKER:** The basic answer is yes. What we've done is kinda put that in the back of our minds to put that forward as a project, an infrastructure project. Because basically an infrastructure for water, sewer is a valid expense.

**ALOMAR DAVENPORT:** Ok, and one additional comment.

**PRESIDENT FALQUETTE:** Any further comment. And please address the chair, not the mayor directly. But please go-ahead Mr. Davenport.

**ALOMAR DAVENPORT:** Ok. The reason I'm asking this question is like I said, there has been questions about the financing. I agree those concerns are absolutely valid. I do believe, and I'm going to say his name, Mr. Van Harlingen is the most important person in terms of our finances. Because he knows where the bodies are. He, for a lack of a better analogy, he has been here and he has seen all the pitfalls more than anyone else on this council. So as a council we need that voice in our ear that is seeing all of those red flags. I do believe the best legislative bodies are comprised of people that have been here for a long time and then new people that have different ideas. It is very important that Mr. Van Harlingen points those things out. But it is also very important that there are other members who take heed of what he is saying and figures out a way to make that issue less of a worry. That's why that question has come across. Is I'm trying to create a solution that allows us to proceed with this project and still have the opportunity to do the things we need to do in the future.

**PRESIDENT FALQUETTE:** Thank you Mr. Davenport. I saw Mrs. Meier next.

**CHERYL MEIER:** To the chair, if for some reason. I am in favor of the dam, but I am certainly.... the big questions is, where are the funds coming from? How are we going to pay for this? And how are we going to pay for anything that comes up that might break down. There's always the unexpected. If we don't pass this, if this fails, if the money right or if this fails when we vote on it, what happens? Do we lose any work that we have done, Mr. Bianchi? I mean could you address that? Will we...do we start from you know from day one? What happens? I mean I know we have already acquired property and so can you speak to that?

**BOB BIANCHI:** Everything we've done today can be picked up at any time. 10 years from now, 3 years from now. The money that has been spent, the studies, the property acquisition is not for loss. It's there and ready for the next person. So even if even if this design were to move forward and we don't build the dam in 10 years. Maybe year 11 the plans can be picked up, brushed off, cleaned up a little bit, updated and build a dam. So the money that's been spent, is not lost. Can I just add one...if it does fail, obviously we wouldn't be bringing it back for who knows when, right? Perhaps maybe, if the entire question is all these projects coming up, what's the budget going to look like in February? What are our final numbers going to be? Perhaps the more I tell them to determine what the final budget would be and what the numbers are, rather than hopefully it wouldn't fail. So. That's just a thought.

**CHERYL MEIER:** Thank you

**PRESIDENT FALQUETTE:** Just hang on a second. Mrs. Zader was your question...would benefit having Mr. Bianchi?

**STEPHANIE ZADER:** Maybe. I guess I don't claim to be...

**PRESIDENT FALQUETTE:** Hang on Mr. Bianchi and we'll get Mrs. Zader.

**STEPHANIE ZADER:** I don't claim to be an expert on where everything can come from. So, I guess my question is a budgetary question. Which I'm still studying that thing and learning it. But we have a rainy-day fund for if bad things happen and we need to pay for them. Could that fund be used for those projects that were worrying about not being able to be funded from the sewer funds?

**MAYOR THEAKER:** Mr. President may I answer that?

**PRESIDENT FALQUETTE:** Please do Mr. Mayor.

**MAYOR THEAKER:** there are certain guidelines for that rainy-day fund and that would not fall in the dam....

**STEPHANIE ZADER:** not for the damn just to clarify for the project that are not. I'm speaking about the project that water sewer system that we didn't know was there.

**MAYOR THEAKER:** That can only be paid for out of the enterprise fund. The enterprise fund is accumulated from the water bills and sewer bills. You cannot take...and there are the guidelines that the rainy-day fund would be able to be used for. I'm not exactly positive but I am pretty much sure that that rainy-day fund cannot be used for enterprise.

**STEPHANIE ZADER:** John I'm guessing that you're responding to my question cuz you know this better than anybody in the room.

**PRESIDENT FALQUETTE:** Hang on a minute. Mr. Van Harlingen would you like to respond?

**JON VAN HARLINGEN:** Thank you Mr. President. I'd like to kind of just Echo a little bit of what the Mayor said. That rainy-day fund was the direct result of. When we went into fiscal emergency in a recommendation of the committee. We went into fiscal emergency because of the general fund, not water and sewer. We should have better control over our water and sewer. And that's my concern that maybe we're getting a little ahead and the old is catching up with us. And we're having some major expenses so I will double-check also myself but that rainy-day fund I do believe is 100% the legislation geared toward the general fund. Because it came out of the fiscal emergency committee

**PRESIDENT FALQUETTE:** thank you Mr. Van Harlingen. Mr. Mayor you had a rebuttal?

**MAYOR THEAKER:** No, I don't have a rebuttal. I just had one more comment about it. Is that the rainy-day fund is also governed by the state in the guidelines that they have set aside. So that is what we would have to abide by.

**PRESIDENT FALQUETTE:** Thank you Mr. Mayor. Mr. Lawrence we'll get your question now.

**JASON LAWRENCE:** Echoing with Mr. Davenport said. Also, let's keep in mind that there was a...that there is a 1.1 trillion-dollar infrastructure bill. Mr. Bianchi do you have any insight on that? I know it has not passed but there is some there's some movement?

**BOB BIANCHI:** I'm not sure how much money would be funneled to FEMA out of that out of the stimulus, infrastructure bill, excuse me.

**PRESIDENT FALQUETTE:** Thank you Mr. Bianchi and Mr. Lawrence, Councilman Lawrence. Good discussion this evening anybody else? Mr. Van Harlingen additional comment.

**JON VAN HARLINGEN:** Just one quick comment. Mr. Bianchi touched on this a few minutes ago. We brought this thing out of committee and we put it in for the full readings. What's going to happen is at the end of the September, we're on a deadline where we're going to have to vote one way or another. I think it concerns in the comments about the finances in the water and sewer funds. What's going on right now comment about maybe postponing and or tabling it. Table, I like the term tabling myself, until after the first of the year where we know exactly where our funds, where there at. We're only talking basically another four or five months. That's a thought that's worth keeping in the back everybody's mind. Because that could be a discussion on down the road too.

**PRESIDENT FALQUETTE:** Thank you Mr. Van Harlingen. Mr. Bianchi would you like to address council for a moment?

**BOB BIANCHI:** Yes, thank you. Just in response to the tabling, last time it was tabled there was not a date in which it was mandated to come back to council and it kind of kind of sat idle for a while. So, if it is tabled perhaps a motion can be made that it would have to come back at a certain date so it doesn't sit.

**PRESIDENT FALQUETTE:** Thank you for the suggestion Mr. Bianchi. I got Mrs. Zader in the back.

**STEPHANIE ZADER:** Thank you Mr. President. In response to that, could we not just amend the dates on there where we would kind of table it and put the next read for, it doesn't have to be the next council meeting correct? We can make the next read in February of 2022 or whatever we wanted correct? We wouldn't have to table it necessary. Or I mean, pull it.

**PRESIDENT FALQUETTE:** We can, I think that'd be something to research between now and the next meeting. We don't have to know tonight. We can talk about it after that. Mr. Van Harlingen did you have something else on that?

**JON VAN HARLINGEN:** Yea just real quick. March 19th there was quite a lengthy discussion on the definition between postpone and table. If we table it and a vote passed, then we'd have to go back to committee and a motion would have to be made and seconded and voted on to bring it back up out of committing. Postpone is very simple. Like Mr. Bianchi said, if you postpone you pick a date and that's the motion and you go with that. So, there is very clear the difference between the two motions. Director Spon was very much involved in that conversation. I bet we spent a good 10, 15, 20 minutes on that if I recall correctly. So anyways thank you Mr. President.

**PRESIDENT FALQUETTE:** Thank you Jon. Do you have a clarification Director Spon?

**DIRECTOR SPOHN:** I have a question for Bianchi. Bob in terms of the proposed 1 trillion plus infrastructure moneys for the country, have you seen anything at all that would cover infrastructure? Meaning the major emergency repairs that would could be utilized by cities or money that can be utilized for purposes of moving the dry dam project to the very important threshold of dig ready. Because if we're dig ready and there are monies out there, then we have a chance to getting them. So, it's been very unclear in my mind reading the papers and going through the internet. I can't tell whether what these monies are to be used for, except they name some broad categories like electric station and wireless and. Have you heard anything?

**STEPHANIE ZADER:** Is that conversation that can be had between the law director in the engineer at another time since I feel like that could drag on for quite some time.

**DIRECTOR SPOHN:** It's just a question, for information. That's all.

**PRESIDENT FALQUETTE:** If we could make it quick, thank you.

**BOB BIANCHI:** Thank you I believe that the number is 50 billion towards Water and Sewer infrastructure. At this point what are the regulations behind that, I'm not sure and what Anthony's that money will be filtered through I'm not I'm not sure.

**PRESIDENT FALQUETTE:** Thank you Mr. Bianchi. Yeah, there's so many cloudy issues around this thing that then end so there's is there any other specific comments directed at moving this forward anything that we want to discuss today and said August September 7th. We'll move forward thank you

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Ok, 21-145. Mr. Scott.

**PHIL SCOTT:** Thank you Mr. President I move that bill 21-145 be read and placed upon the floor for a second read.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** Been moved and seconded to move 21-145 to a second reading. The clerk shall read bill 145.

**AMY YOCKEY:** Amending Chapter 755 of the Mansfield Codified Ordinances concerning emergency alarms, specifically amending Sections 755.01, 755.03, 755.04, 755.05, 755.06, 755.10 and 755.99 and creating and adopting Sections 755.13 and 755.14 as part of Chapter 755 of the Mansfield Codified Ordinances

**EMERGENCY ALARMS**

BY: MRS. MEIER

BILL #21-145

ORDINANCE #21-146

Amending Chapter 755 of the Mansfield Codified Ordinances concerning emergency alarms, specifically amending Sections 755.01, 755.03, 755.04, 755.05, 755.06, 755.10 and 755.99 and creating and adopting Sections 755.13 and 755.14 as part of Chapter 755 of the Mansfield Codified Ordinances.

Upon motion by Mr. Scott. that Bill 21-145 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Thank you for 755 information. Does anyone have any questions about ordinance 755 and all the sub paragraphs? Alright and this one is on schedule for another...final reading next meeting, September 7<sup>th</sup>. Any further discussion? Alright.

**DISCUSSION:** NONE

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-155, Mr. Van Harlingen.

**JON VAN HARLINGEN:** Thank you Mr. President I move that bill 21-155 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-155.

**AMY YOCKEY:** Annual request authorizing the Director of Finance to make transfers, among the City's appropriated funds by classification within departments and sub departments, necessary to balance accounts for proper accounting purposes at year-end (as of December 31, 2021), and declaring an emergency.

**CITY'S APPROPRIATED FUNDS**

BY: MR. VAN HARLINGEN

BILL #21-155

ORDINANCE #21-158

Annual request authorizing the Director of Finance to make transfers, among the City's appropriated funds by classification within departments and sub departments, necessary to balance accounts for proper accounting purposes at year-end (as of December 31, 2021), and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 21-155 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Thank you. Mr. Van Harlingen.

**JON VAN HARLINGEN:** Thank you Mr. President I move bill 21-155 be placed upon the floor for final consideration.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** Been moved and seconded bill 21-155 for final vote on 21-155. Is there any further discussion on 21-155? Hearing none please cast your ballot. Motion passes 8 to 0.

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-159, Mr. Lawrence.

**JASON LAWRENCE:** Thank you Mr. President I move that bill 21-159 be read and placed upon the floor for consideration.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-159.

**AMY YOCKEY:** Authorizing payment of the claim of Michael Swarn of 587 Park Avenue West Mansfield, Ohio 44906 and, declaring an emergency.

#### **CLAIM OF MICHAEL SWARN**

BY: MR. LAWRENCE

BILL #21-159

ORDINANCE #21-159

Authorizing payment of the claim of Michael Swarn of 587 Park Avenue West Mansfield, Ohio 44906 and, declaring an emergency.

Upon motion by Mr. Lawrence that Bill 21-159 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any discussion on bill 21-159?



**JASON LAWRENCE:** Mr. President I'd like to make a motion to move bill 21-159 forward this evening for a final vote. Dispense with further readings.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** Been moved and seconded that bill 21-159 forward tonight for vote and final. Council will cast their vote on the motion. Motion passes 8 to 0. Now, Mr. Lawrence.

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-160, Mrs. Meier.

**CHERYL MEIER:** Thank you Mr. President I move that bill 21-160 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-160.

**AMY YOCKEY:** Authorizing the City of Mansfield to accept a gift from Mr. Chuck Hahn for the maintenance of trees and shrubs on Fourth Street and Main Street, and declaring an emergency

**GIFT FROM MR. CHUCK HAHN**

BY: MRS. MEIER

BILL #21-160

ORDINANCE #21-160

Authorizing the City of Mansfield to accept a gift from Mr. Chuck Hahn for the maintenance of trees and shrubs on Fourth Street and Main Street, and declaring an emergency

Upon motion by Mrs. Meier that Bill 21-160 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any discussion on bill 21-160? Mrs. Meier?

**DISCUSSION:**

**CHERYL MEIER:** I would just like to say thank you very much to Mr. Hahn for his generous donation. And I move bill 21-160 be placed upon the floor for final passage.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. Council shall cast their vote for final passage of 21-160. Bill passes 8 to 0.

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-161, Mr. Van Harlingen.

**JON VAN HARLINGEN:** Thank you Mr. President I move that bill 21-161 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-161.

**AMY YOCKEY:** Authorizing the Safety-Service Director to accept and appropriate funding from the Ohio Division of Emergency Medical Services in the amount of two thousand five hundred and 00/100 dollars (\$2,500.00) to be used for the purchase of EMS equipment, and declaring an emergency

### **EMS EQUIPMENT**

**BY: MR. VAN HARLINGEN**

**BILL #21-161**

**ORDINANCE #21-161**

Authorizing the Safety-Service Director to accept and appropriate funding from the Ohio Division of Emergency Medical Services in the amount of two thousand five hundred and 00/100 dollars (\$2,500.00) to be used for the purchase of EMS equipment, and declaring an emergency

Upon motion by Mr. Van Harlingen that Bill 21-161 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any discussion on bill 21-161? Hearing none, Mr. Van Harlingen.

**DISCUSSION: NONE**

**JON VAN HARLINGEN:** Thank you Mr. President I move bill 21-161 be placed upon the floor for final passage.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. Council shall cast their vote for final passage of 21-161. Bill passes 8 to 0.

**END OF DISCUSSION**

**PRESIDENT FALQUETTE:** Bill 21-162, Mr. Van Harlingen.

**JON VAN HARLINGEN:** Thank you Mr. President I move that bill 21-162 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-162.

**AMY YOCKEY:** Transferring appropriations in the amount of seventy-eight thousand, fifty-seven and 00/100 dollars (\$78,057.00) within the Safety Services Fund (#214), for the purpose of training nine new police officers, and declaring an emergency.

**TRAINING NINE NEW POLICE OFFICERS**

BY: MR. VAN HARLINGEN

BILL #21-162

ORDINANCE #21-162

Transferring appropriations in the amount of seventy-eight thousand, fifty-seven and 00/100 dollars (\$78,057.00) within the Safety Services Fund (#214), for the purpose of training nine new police officers, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 21-162 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any discussion on bill 21-162? Hearing none, Mr. Van Harlingen.

**DISCUSSION:** NONE

**JON VAN HARLINGEN:** Thank you Mr. President I move bill 21-162 be placed upon the floor for final passage.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. Council shall cast their vote for final passage of 21-162. Bill passes 8 to 0.

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-163, Mr. Van Harlingen.

**JON VAN HARLINGEN:** Thank you Mr. President I move that bill 21-163 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-163.

**AMY YOCKEY:** Authorizing the Public Works Director to enter into an agreement, without competitive bidding, with BK Layer, LLC for the emergency installation of a storm sewer system from West Third Street to Touby's Run, and declaring an emergency.

**STORM SEWER SYSTEM**

BY: MR. VAN HARLINGEN

BILL #21-163

ORDINANCE #21-163

Authorizing the Public Works Director to enter into an agreement, without competitive bidding, with BK Layer, LLC for the emergency installation of a storm sewer system from West Third Street to Touby’s Run, and declaring an emergency.

Upon motion by Mr. Van Harlingen that Bill 21-163 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any discussion on bill 21-163? Hearing none, Mr. Van Harlingen.

**DISCUSSION:** NONE

**JON VAN HARLINGEN:** Thank you Mr. President I move bill 21-163 be placed upon the floor for final consideration.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It’s been moved and seconded. Council shall cast their vote for final passage of 21-163. Bill passes 8 to 0.

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-164, Mr. Davenport.

**ALOMAR DAVENPORT:** Thank you Mr. President I move that bill 21-164 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It’s been moved and seconded. The clerk shall read bill 21-164.

**AMY YOCKEY:** Authorizing the Public Works Director to submit a request for release of the U.S. Economic Development Administration's federal interest in the City of Mansfield Revolving Loan Fund Award and to execute an agreement for the same upon approval, and declaring an emergency

**MANSFIELD REVOLVING LOAN FUND AWARD**

BY: MRS. MEIER

BILL #21-164

ORDINANCE #21-164

Authorizing the Public Works Director to submit a request for release of the U.S. Economic Development Administration's federal interest in the City of Mansfield Revolving Loan Fund Award and to execute an agreement for the same upon approval, and declaring an emergency

Upon motion by Mr. Davenport that Bill 21-164 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Is there any discussion on bill 21-164? Hearing none, Mr. Davenport.

**DISCUSSION:** NONE

**ALOMAR DAVENPORT:** Thank you Mr. President I move bill 21-164 be placed upon the floor for final passage.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. Council shall cast their vote for final passage of bill 21-164. Bill passes 8 to 0.

END OF DISCUSSION

**PRESIDENT FALQUETTE:** Bill 21-166, Mr. Davenport.

**ALOMAR DAVENPORT:** Thank you Mr. President I move that bill 21-166 be read and placed upon the floor for discussion.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. The clerk shall read bill 21-166.

**AMY YOCKEY:** Ratifying the execution by the Public Works Director on behalf of the City, the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation ("Settling Distributors") pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>., and declaring an emergency

## **ONEOHIO SUBDIVISION SETTLEMENT**

BY: MR. DAVENPORT

BILL #21-166

ORDINANCE #21-165

Ratifying the execution by the Public Works Director on behalf of the City, the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation ("Settling Distributors") pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>., and declaring an emergency

Upon motion by Mr. Davenport, that Bill 21-166 be read and placed upon the floor for second read, seconded by Mrs. Zader. 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.

**PRESIDENT FALQUETTE:** Thank you, Amy. Is there any discussion on bill 21-166? Hearing none, Mr. Davenport.

**DISCUSSION:** NONE

**ALOMAR DAVENPORT:** Thank you Mr. President I move bill 21-166 be placed upon the floor for final consideration.

**STEPHANIE ZADER:** Second.

**PRESIDENT FALQUETTE:** It's been moved and seconded. Council shall cast their vote for final passage of bill 21-166. Bill passes 8 to 0.

END OF DISCUSSION

**CLOSING COMMENTS:**

**PRESIDENT FALQUETTE:** That's the last piece of legislation this evening. Our next meeting is September the 7<sup>th</sup>. And does any else to bring before council this evening? Motion to adjourn.

**STEPHANIE ZADER:** Move to close.

**COUNCIL MEMBERS:** Second

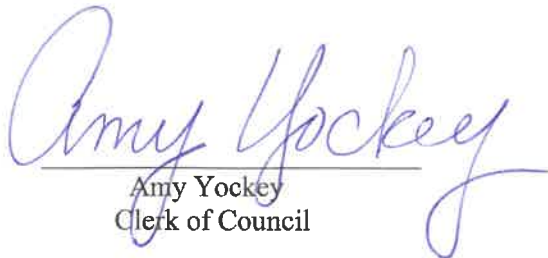
**PRESIDENT FALQUETTE:** It's been moved and seconded we adjourn. All those in favor?

**COUNCIL MEMBERS:** Aye

**PRESIDENT FALQUETTE:** Opposed? We are adjourned.

END OF DISCUSSION

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

  
Amy Yockey  
Clerk of Council

  
David Falquette  
President