

REGULAR COUNCIL MEETING
September 6, 2022

The first monthly meeting of Mansfield City Council met on
Tuesday, September 6, 2022 at 7:43 pm in the
Council Chambers of the City Building.

The Pledge of Allegiance was recited by the audience.

Eleazer Akuchie led the audience in prayer.

ROLL CALL: The following answered present at roll call: Burns, Meier, Akuchie, Davenport, Diaz, Moton, Zader, Scott and Falquette.

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

PUBLIC COMMENTS:

PRESIDENT FALQUETTE: Anyone wishes to speak, we have one person. Mr. Esther McNeil, if you'd like to come forward for your three minutes.

ESTHER MCNEIL: First I'd like to say good evening good people and also would like to say at Gilbert Gilmore. He passed some weeks ago. And actually, there was a council meeting after he had passed. He passed on a Sunday. We had a council meeting the following week. Nobody said anything about. He was a police officer for what, 32 or 34 years. It should have been said then. But I'm glad it was spoken tonight. He was a good man. But now the water leak that was on Superior. I hollered about that for three weeks. I see you got somebody come up. But that water been leaking for three weeks. The homeowners have complained. The pressure in they homes is low. Somebody worked on that a while back. They didn't do the job right. It was like three weeks. I hollered about it for three weeks. I don't know. You got Supervisors in the department. They're not doing their job. They're waiting till they retire. They have work to do. I'm not calling any names. But it's in some of your departments, people not doing their job. Also like to know, maybe someone can tell me later on, on the Action Grants how many houses has the City put money into and where are they? If you put money into them, where are the houses located? Id like to know how many because there's houses in our neighborhood, places in our neighborhood, been years. Nobody did a thing. City ends up tearing them down. It's cheaper cuz they tear them down. You'll pay \$3500 to have them torn down. \$10,000 fix up. So, they tear them down. Which they didn't have to tear them down. I got pictures of houses they torn down. I been inside, outside. It could have been fixed for low income. That is what the Action Grants are for. They may have changed the name of that but in 1977 it was put into motion that the Action Grant. Now they may have changed the name, but it was started in 1977. That's for the City to take the money and help low income residents. People in low income fix their houses. Hey were not doing a very good job. Ok I jotted something else down but...

PRESIDENT FALQUETTE: Just about a minute to go.

ESTHER MCNEIL: Eh, it aint gonna take a minute. Something else I jotted down while waiting. Oh, people that rent homes that live outside the city. Live in other cities. I think, I don't know if you have it, I think they should be a list. They have to list that their renting homes in the city. So that these homes can be inspected at some time. Because you got people New York buying houses, renting homes in Mansfield. They don't ever show up. You got inspectors from Ohio Edison out here in apartment complex now. Their going to shut em down.

PRESIDENT FALQUETTE: Alright Mr. McNeil, thank you for you time.

ESTHER MCNEIL: So I think somebody from the City should get on the job.

PRESIDENT FALQUETTE: Any committee reports this evening? Mr. Mayor?

MAYOR THEAKER: No Mr. President, I have nothing.

PRESIDENT FALQUETTE: Mr. Safety Service Public Works Director Remy?

DIRECTOR REMY: Nothing, sir.

PRESIDENT FALQUETTE: And Assistant Law Director Brown?

CHRIS BROWN: No thank you sir.

END OF DISCUSSION

PRESIDENT FALQUETTE: Thank you everyone. Legislation. Mrs. Burns, do we have any late bills?

LAURA BURNS: We do not.

PRESIDENT FALQUETTE: That's another great meeting with no late bills. Alright, your up next for the next one.

SUSPEND RULES

LAURA BURNS: 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: Alright, were going to move forward. Mr. Davenport your first with 22-161.

ALOMAR DAVENPORT: Thank you Mr. President I move that bill 22-161 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded, the clerk will now read 22-161.

AMY YOCKEY: Authorizing payment to Asphalt Services of Ohio Inc. in the amount of thirty-three thousand six hundred eighty-five and 00/100 dollars (\$33,685.00) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

PAYMENT TO ASPHALT SERVICES OF OHIO INC

BY: MR. DAVENPORT

BILL #22-161

ORDINANCE: 22-163

Authorizing payment to Asphalt Services of Ohio Inc. in the amount of thirty-three thousand six hundred eighty-five and 00/100 dollars (\$33,685.00) by affirming a Then and Now Certificate of the Finance Director, and declaring an emergency.

Upon motion by Mr. Davenport that Bill 22-161 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: Any further question or comment? Mr. Davenport.

DISCUSSION:

ALOMAR DAVENPORT: Thank you Mr. President I move bill 22-161 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. Vote on bill 22-161. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mr. Davenport, 22-162.

ALOMAR DAVENPORT: Thank you Mr. President I move that bill 22-162 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk may now read bill 22-162.

AMY YOCKEY: Transferring appropriations in the amount of one hundred thousand and 00/100 dollars (\$100,000.00) within the Repair Garage Fund (#601) for the purpose of paying increased fuel costs in 2022, and declaring an emergency.

REPAIR GARAGE FUND #601

BY: MR. DAVENPORT

BILL #22-162

ORDINANCE #22-164

Transferring appropriations in the amount of one hundred thousand and 00/100 dollars (\$100,000.00) within the Repair Garage Fund (#601) for the purpose of paying increased fuel costs in 2022, and declaring an emergency.

Upon motion by Mr. Davenport that Bill 22-162 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: Questions or comments? Hearing none, Mr. Davenport.

DISCUSSION:

ALOMAR DAVENPORT: Thank you Mr. President I move bill 22-162 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. Please cast your vote on bill 22-162. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mr. Davenport, 22-163.

ALOMAR DAVENPORT: Thank you Mr. President. I move that bill 22-163 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk may now read bill 22-163.

AMY YOCKEY: Authorizing the Interim Safety-Service Director to accept and appropriate funding from the Ohio Office of Criminal Justice Services (OCJS) in the amount of seventy-seven thousand, two hundred twenty-five and 40/100 dollars (\$77,225.40) for the Project Safe Neighborhood Program, and declaring an emergency.

PROJECT SAFE NEIGHBORHOOD PROGRAM

BY: MR. DAVENPORT

BILL #22-163

ORDINANCE: 22-165

Authorizing the Interim Safety-Service Director to accept and appropriate funding from the Ohio Office of Criminal Justice Services (OCJS) in the amount of seventy-seven thousand, two hundred twenty-five and 40/100 dollars (\$77,225.40) for the Project Safe Neighborhood Program, and declaring an emergency.

Upon motion by Mr. Davenport that Bill 22-163 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: Questions and comments? Mr. Davenport.

DISCUSSION:

ALOMAR DAVENPORT: Thank you Mr. President. I move bill 22-163 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded to vote on bill 22-163. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mr. Davenport, 22-164.

ALOMAR DAVENPORT: Thank you Mr. President I move that bill 22-164 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk may now read bill 22-164.

AMY YOCKEY: Appropriating the sum of twenty-five thousand and 00/100 dollars (\$25,000.00) from the unappropriated General Fund (#101), for the purpose of paying professional services as needed, and declaring an emergency.

GENERAL FUND (#101)

BY: MR. DAVENPORT

BILL #22-164

ORDINANCE: 22-166

Appropriating the sum of twenty-five thousand and 00/100 dollars (\$25,000.00) from the unappropriated General Fund (#101), for the purpose of paying professional services as needed, and declaring an emergency.

Upon motion by Mr. Davenport that Bill 22-164 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: Further questions or comments? Hearing none, Mr. Davenport.

DISCUSSION:

ALOMAR DAVENPORT: Thank you Mr. President I move bill 22-164 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded, we may now vote on bill 22-164. And it passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mr. Scott, 22-165.

PHIL SCOTT: Thank you Mr. President I move that bill 22-165 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: Thank you. It's been moved and seconded. The clerk will now read bill 22-165.

AMY YOCKEY: Authorizing the Interim Safety-Service Director to purchase, according to STS pricing contract #RSI008605, from Tim Lally Chevrolet Inc, five (5) unmarked 2022 Chevy Malibus for the Police Department, and declaring an emergency.

5 UNMARKED 2022 CHEVY MALIBUS FOR THE POLICE DEPARTMENT

BY: MR. SCOTT

BILL #22-165

ORDINANCE: 22-167

Authorizing the Interim Safety-Service Director to purchase, according to STS pricing contract #RSI008605, from Tim Lally Chevrolet Inc, five (5) unmarked 2022 Chevy Malibus for the Police Department, and declaring an emergency.

Upon motion by Mr. Scott that Bill 22-165 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: Questions or comments? Hearing none, Mr. Scott.

DISCUSSION:

PHIL SCOTT: Thank you Mr. President I move bill 22-165 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. We can vote on bill 22-165 Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mrs. Burns, 22-166.

LAURA BURNS: Thank you Mr. President I move that bill 22-166 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk will now read 22-166.

AMY YOCKEY: Authorizing the Public Works Director to advertise for bids and enter into a contract for sodium hypochlorite, and declaring an emergency

ENTER INTO A CONTRACT FOR SODIUM HYPOCHLORITE

BY: MRS. BURNS

BILL #22-166

ORDINANCE: 22-168

Authorizing the Public Works Director to advertise for bids and enter into a contract for sodium hypochlorite, and declaring an emergency

Upon motion by Mrs. Burns that Bill 22-166 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: Questions and comments? Hearing none, Mrs. Burns.

DISCUSSION:

LAURA BURNS: I move bill 22-166 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. Please cast a vote on 22-166. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mr. Diaz, 22-167.

AURELIO DIAZ: Thank you Mr. President I move that bill 22-167 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk will now read 22-167.

AMY YOCKEY: Authorizing the Public Works Director to solicit proposals and enter into a contract or contracts for engineering services relating to the multi-use trail connection from the B&O Trail to the Trimble Road Trail, and declaring an emergency.

B&O TRAIL

BY: MR. DIAZ

BILL #22-167

ORDINANCE: 22-169

Authorizing the Public Works Director to solicit proposals and enter into a contract or contracts for engineering services relating to the multi-use trail connection from the B&O Trail to the Trimble Road Trail, and declaring an emergency.

Upon motion by Mr. Diaz that Bill 22-167 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: Questions and comments? Hearing none, Mr. Diaz.

DISCUSSION:

AURELIO DIAZ: Thank you Mr. President I move that bill 22-176 be placed upon the floor for final passage.

STEPHANIE ZADER: Second with the clarification that it's 22-167.

AURELIO DIAZ: Oh. Thank you so much. Thank you

PRESIDENT FALQUETTE: Alright. It's been moved and it's been seconded. It's been corrected, it's 22-167 for final vote right now. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mrs. Burns, 22-168.

LAURA BURNS: Thank you Mr. President I move that bill 22-168 be read and placed upon the floor for consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk will now read bill 22-168.

AMY YOCKEY: Authorizing the Public Works Director to advertise for bids and enter into a contract or contracts for the construction of the East Third Street culvert replacement project, and declaring an emergency

EAST THIRD STREET CULVERT REPLACEMENT PROJECT

BY: MRS. BURNS

BILL #22-168

ORDINANCE: 22-170

Authorizing the Public Works Director to advertise for bids and enter into a contract or contracts for the construction of the East Third Street culvert replacement project, and declaring an emergency

Upon motion by Mrs. Burns that Bill 22-168 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: Any further questions? As this has been corrected to say Third Street. This one wasn't the one that was wrong. It's still right. It's uncorrected. It's still the same as it was before.

AMY YOCKEY: It's still correct.

PRESIDENT FALQUETTE: Alright, hopefully no one's confused. If there's no further questions or comments we can vote on it. Or you need...there we go. Passed 8-0. Nobody's confused.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mrs. Burns, 22-169.

LAURA BURNS: Thank you Mr. President I move that bill 22-169 be placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk will now read bill 22-169.

AMY YOCKEY: Authorizing the Public Works Director to submit an application for funding a certain storm sewer installation project at and around North Main Street related to the Touby Run Flood Mitigation Hazard Project, and declaring an emergency.

STORM SEWER INSTALLATION PROJECT

BY: MRS. BURNS

BILL #22-169

ORDINANCE: 22-171

Authorizing the Public Works Director to submit an application for funding a certain storm sewer installation project at and around North Main Street related to the Touby Run Flood Mitigation Hazard Project, and declaring an emergency.

Upon motion by Mrs. Burns that Bill 22-169 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: Questions or comments? Hearing none, Mrs. Burns.

DISCUSSION:

LAURA BURNS: Thank you Mr. President I move bill 22-169 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. Please cast the ballot bill 22-169. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Ms. Moton, 22-170.

KIM MOTON: Thank you Mr. President I move that bill 22-170 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: Thank you. It's been moved and seconded. The clerk will now read bill 22-170.

AMY YOCKEY: Authorizing the Mayor and the Public Works Director to enter into a Community Reinvestment Area Agreement with MTC Holdings, LLC for certain tax incentives under Ohio Revised Code Chapter § 3735.66 for the construction of a new facility at Miller Parkway, Mansfield, Ohio 44903, and declaring an emergency.

COMMUNITY REINVESTMENT AREA AGREEMENT WITH MTC HOLDINGS

BY: MS. MOTON

BILL #22-170

ORDINANCE: 22-172

Authorizing the Mayor and the Public Works Director to enter into a Community Reinvestment Area Agreement with MTC Holdings, LLC for certain tax incentives under Ohio Revised Code Chapter § 3735.66 for the construction of a new facility at Miller Parkway, Mansfield, Ohio 44903, and declaring an emergency.

Upon motion by Ms. Moton that Bill 22-170 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: Questions? Hearing none, Ms. Moton.

DISCUSSION:

KIM MOTON: Thank you Mr. President I move bill 22-170 be placed upon the floor for final passage.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. Please vote on bill 22-170. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Ms. Moton, 22-171.

KIM MOTON: Thank you Mr. President I move that bill 22-171 be read and placed upon the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: Thank you. It's been moved and seconded. The clerk will now read bill 22-171.

AMY YOCKEY: Authorizing the Richland County Growth Corporation on behalf of the City of Mansfield to sell approximately 14 acres of land located in the vicinity of Airport West Road to Airport West, JV LLC., and declaring an emergency.

SALE OF APPROXIMATELY 14 ACRES OF LAND NEAR AIRPORT WEST ROAD

BY: MS. MOTON

BILL #22-171

ORDINANCE: 22-173

Authorizing the Richland County Growth Corporation on behalf of the City of Mansfield to sell approximately 14 acres of land located in the vicinity of Airport West Road to Airport West, JV LLC., and declaring an emergency.

Upon motion by Ms. Moton that Bill 22-171 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: Questions? Hearing none, Ms. Moton.

DISCUSSION:

KIM MOTON: Thank you Mr. President I move bill 22-171 be placed upon the floor for final consideration.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. Please cast the ballot on bill 22-171. Passes 8 to 0.

END OF DISCUSSION

PRESIDENT FALQUETTE: Mrs. Meier, 22-172.

CHERYL MEIER: Thank you Mr. President I move that bill 22-172 be read and placed on the floor for discussion.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: It's been moved and seconded. The clerk will now read bill 22-172.

AMY YOCKEY: Authorizing the Mayor and Public Works Director to enter into a joint agreement with the Richland County Land Reutilization Corporation, the Richland County Historical Society, Mansfield's Historic Preservation Commission, Downtown Mansfield Inc., and the Ohio State Historic Preservation Office regarding the planning, design, funding and construction of a Historic Preservation Memorial for the Westinghouse Building located at 200 Fifth Avenue Mansfield, Ohio, and declaring an emergency.

HISTORIC PRESERVATION MEMORIAL FOR THE WESTINGHOUSE BUILDING

BY: MR. DAVENPORT

Authorizing the Mayor and Public Works Director to enter into a joint agreement with the Richland County Land Reutilization Corporation, the Richland County Historical Society, Mansfield's Historic Preservation Commission, Downtown Mansfield Inc., and the Ohio State Historic Preservation Office regarding the planning, design, funding and construction of a Historic Preservation Memorial for the Westinghouse Building located at 200 Fifth Avenue Mansfield, Ohio, and declaring an emergency.

Upon motion by Mrs. Meier that Bill 22-172 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. And this is the bill that was corrected in paragraph one in the first whereas paragraph. Is there any questions or comments? Hearing none, Mrs. Meier?

DISCUSSION: None

STEPHANIE ZADER: Does it need to be updated in the voting software? To reflect that change.

AMY YOCKEY: Yea

STEPHANIE ZADER: Sorry.

PRESIDENT FALQUETTE: Somebody will update it right now. Alright, any further questions or comments? Make the motion to vote on it. Ms. Moton...or Mrs. Meier would you like to make that motion.

CHERYL MEIER: I would love to do the sir. I'd like to make a motion that we place bill 22-172 on the floor for final passage.

STEPHANIE ZADER: Second.

PRESIDENT FALQUETTE: Wonderful. It's been moved and seconded to vote on 22-172. Passes 8 to 0.

END OF DISCUSSION

CLOSING COMMENTS:

PRESIDENT FALQUETTE: Thank you very much. Anybody else have anything new and exciting, old and boring to bring before Council?

STEPHANIE ZADER: Move to close.

CHERYL MEIER: Second

PRESIDENT FALQUETTE: It's been moved and seconded. All those in favor say aye.

COUNCIL MEMBERS: Aye

PRESIDENT FALQUETTE: 8:03 pm we call this meeting to close. Thank you very much.

END OF DISCUSSION

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

Amy Yockey
Assistant Clerk of Council

David Falquette
President