

**REGULAR COUNCIL MEETING  
December 17, 2019**

The First monthly meeting of Mansfield City Council met on Tuesday,  
December 17, 2019 at 7:53 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: Falquette, Rock, Van Harlingen,  
Jefferson, Lawrence, Taddie, Bryant, Mears, and Scott..

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

**Public Comments:**

**MS. TADDIE:** I have a question?

**PRESIDENT SCOTT:** Yes.

**MS. TADDIE:** Are we done collecting leaves now?

**MAYOR THEAKER:** Yes.

**MS. TADDIE:** Are we still collecting leaves? We've been through the whole City twice?

**MAYOR THEAKER:** We've made two full passes.... And we are completed with the leaf  
collection and we started putting on the plows and everything else; getting ready for snow.

**MS. TADDIE:** Thank you. Sorry. Thank you.

**Committee Reports:**

NONE

## **MONDAY DEADLINE**

**MS. TADDIE:** I move with respect to Bills 19-267, 19-281, & 19-284 that the rule requiring legislation be submitted by 4 PM on Monday be suspended and that Bills 19-267, 19-281, & 19-284 be allowed on the floor this evening, seconded by Mr. Rock and passed by vote: Ayes: 8, Nays: 0

## **SUSPEND RULES**

**COUNCILWOMAN TADDIE:** I move with respect to all bills that come before Council tonight 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.

**TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES: Beginning Jan. 2020**

**BY: MR. VAN HARLINGEN**

**Bill# 19-235**

**ORDINANCE # 19-228**

An Ordinance making temporary annual appropriations for current expenses and other expenditures of the City of Mansfield, Ohio for the fiscal year beginning January 1, 2020 and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 19-235 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**AUTHORIZING SALARY INCREASE FOR ADMINISTRATION AND COUNCIL**

**BY: MS. TADDIE**

**BILL # 19-247**

**ORDINANCE #19-240**

Repealing Ordinance #09-043 and authorizing salary increases for the Mayor, Director of Law, Director of Finance, President of Council, and declaring an emergency.

Upon motion by Ms. Taddie, that Bill 19-247 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: 6, Nays: 3 Mr. Bryant, Mr. Rock, & Mr. Jefferson.

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

**DISCUSSION:**

**MS. TADDIE:** Bill #19-247...we haven't officially amended it yet...so... should we read it and then amend it?

**PRESIDENT SCOTT:** Yeah.

**MR. ROCK:** Second.

(Bill was read)

**MS. TADDIE:** Thank you. Does everyone have...just to make sure, I'm sure you did...so, we've got the amended version in front of us and I will move...do you want me to move? ...To uh...

**MR JEFFERSON:** I want a discussion, you said discussion?!? Any discussion?!

**MS. TADDIE:** Go ahead.

**MR. JEFFERSON:** Uh, is the floor open for me to discuss?

**PRESIDENT SCOTT:** Well, I think we need the motion on the floor before we can discuss it.

**MR. JEFFERSON:** Okay.

**PRESIDENT SCOTT:** on the floor first, before we can discuss it.

**MR. JEFFERSON:** Alright.

**MS. TADDIE:** I move that we adjust the salary increases. We, we reduce the salary increases as originally proposed to the levels that are printed on this amended bill and was discussed verbally in the Committee hearing.

**MR. ROCK:** Second.

**PRESIDENT SCOTT:** Okay. It has been (inaudible) removed and seconded that we amend Bill#...247... I'm not gonna to read it, but as to what is in front of you that would be the amended portion that we will be voting on. Now is discussion on the amendment; on the Motion. Mr. Jefferson.

**MR. JEFFERSON:** Of course we discussed it in Committee, and uh, like I said, when those elected Officials ran for their job, they knew the amount of money that they were making and as well as the Citizens, uh... had elected them to do their job for that. So, that being said, it's a big jump and we have a lot of Citizens that like one or the uh Citizens said, never made this kind of money. And I personally, I'm speaking for myself, I took the job for the love of serving. I didn't take it for money and I would hope that... it's unfortunate that we had to have that freeze in 2008 or '09 there, but I don't know that we need to catch up like that. Uh, it's a little.. I wouldn't mind, the cost of living, 2% a year, and just let it go until the next time you look at it after four year term, I'm just not in total agreement with how it went down, so, I won't be supporting this bill. That... I yield back.

**PRESIDENT SCOTT:** Any further discussion?

NONE

**VOTE TAKEN:**

**PRESIDENT SCOTT:** Okay, it does not pass by the two-thirds majority, so it goes down right?

**CLERK AMY:** Can't pass as an emergency.

**MS. TADDIE:** Right. So, it does not pass.

**CLERK AMY:** What now Director Spon?

**DIRECTOR SPON:** Right. It does not.

(INAUDIBLE MUMBLINGS)

**Honoring the Mansfield Senior High Varsity Football Tygers**

**BY: MR. BRYANT**

**BIL#19-267**

**ORDANANCE # 19- 260**

Honoring the Mansfield Senior High Varsity Football Team for a historic season.

Upon motion by Mr. Bryant, that Bill 19-267 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: 8, Nays: 0

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

**DISCUSSION:**

NONE

**HONORING "BUTCH" JEFFERSON-PULLED- Upon Mr. Jefferson's request**

**BY: ALL MEMBERS OF COUNCIL**

**BILL #19-268**

**ORDINANCE # 19- 261**

**PULLED**

**DISCUSSION: NONE**

**HONORING DON BRYANT**

**BY: ALL MEMBERS OF COUNCIL**

**BILL # 19-269**

**ORDINANCE # 19- 262**

Honoring Don Bryant for his dedicated service as a member of the Mansfield City Council.

Upon motion by Mr. Scott, that Bill 19-269 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: 8, Nays: 0.

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

**DISCUSSION:**

**PRESIDENT SCOTT:** With that Mr. Bryant I would like to present you with this Resolution signed by us all, all of us.

**MR. BRYANT:** Thank you.

**PRESIDENT SCOTT:** (Inaudible...) I know there's a lot out there for you.

**MR. BRYANT:** Thank you, Sir. I appreciate it.

**PRESIDENT SCOTT:** ...And you have the floor.

**MR. BRYANT:** Thank you. I just want to say thank you to everyone. Um, one of the first things that I did on City Council was open our Local Government to social media. I mean, it may not seem like much, but it's a good way of connecting your government our citizens and a way of communicating. Uh, I'm confident that Ms. Taddie and Cheryl Meier and Alomar will continue that tradition moving forward. Um, the second thing is, I came to office and studied different methods of governing and found that government of, and by, for the people; it works. And so, one of the things during my tinier was with the chicken bill. I guess, I found out first hand what that really means, I'm the type of person that likes to find out what people want from their local government. So, the chicken bill, I didn't care one way or the other. I appreciate fresh eggs and chickens, um, but one of the ways that I make my decision was by surveying people. By taking to account of people that came to Council and testified; and so, being a data-guy, I used that to make a data driven decision and I voted no on chickens, but I don't care. Moving forward I hope that they do get what they want and we can move toward a more self-sustainable type of City. But I learned that you can carry the people's voice to our local government and give the people what they want and I think that we should do best to listen to what people are saying. To get out there in community and really listen to, um, how to drive our City forward. I believe that together, uh, we can do big things. I, I do want to say that this has been one of the greatest honors of my lifetime thus far. Um, this is one of the best purposes fulfilled so far, there's many more, hopefully, God willing. Um, and so I want to thank each and everyone of you, to Phil and to Amy, to all of you to Jean and Jason, Butch, Jon, Jeff, Dave, Uh, did I forget your name, uh, Cliff...Mears.. uh, Lori, John.. I appreciate everything that you guys have done. I appreciate our Safety Services. One of the highlights of my time, during City Council, was working with our police and fire departments



and 911 Communications. Uh, I think you guys do, wonderful job. You don't get enough credit for what you do. And I will miss all of you. So, moving forward thank you so much for your time. I know that we just had an election. I wish Mayor Theaker the best. I wish the Administration the best and I wish this new Council the best and moving forward, I hope to see you all later. Thank you so much.

I hope you don't have to transcribe all that.

**CLERK AMY:** Do you guys feel like we voted on that or...

**CLERK VANESSA:** No, I do Donny...

**MR. BRYANT:** Chuckles, Oh..

(Room chuckles)

**CLERK VANESSA:** No worries.

**MR. BRYANT:** ...Vanessa...

**PRESIDENT SCOTT:** Oh did we vote on it? No.

**MR. LAWRENCE:** No...no...

**HONORING JEFF ROCK**

**BY: ALL MEMBERS OF COUNCIL**

**BIL#19-270**

**ORDANANCE # 19- 263**

Honoring Jeff Rock for his dedicated service as a member of the Mansfield City Council.

Upon motion by Mr. Scott, that Bill 19-270 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:**

**PRESIDENT SCOTT:** Jeff, we would like to, uh,...

**MR. ROCK:** Thank you.

**PRESIDENT SCOTT:** Thank you, for your service on Council too. For the past twelve years. We came on Council, twelve years ago together and, uh, and we've served all these years together and I've enjoyed my service with you and, um, I hope it's mutual, but uh, we appreciate your efforts and uh, wish you good luck in whatever your future endeavors may be out there for you.

**MR. ROCK:** Thank you.

**MR. JEFFERSON:** Here, here.

**MR. ROCK:** I guess I'll just take this time, it's been a honor, I guess, what MR. Jefferson said, to serve our community. Uh, to serve the citizens of the Second Ward. I will miss the service. I'll miss the phone calls. I'll miss, uh, being able to reach out and help the citizens of the Second Ward, but, same token, I know that it will be well represented. And , uh, welcome Ms. Meier's to take the seat.

**MR. JEFFERSON:** Ah, great, you yield back huh.

(Applause)

**ELECTING PRESIDENT PRO-TEMPORE - PHIL SCOTT**

**BY: ALL MEMBERS OF COUNCIL**

**BILL #19-271**

**ORDINANCE # 19- 264**

Electing the President Pro-Tempore of City Council for the term commencing January 1, 2020, and ending December 31, 2021, and declaring an emergency.

Upon motion by Mr. Scott, that Bill 19-271 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: 8, Nays: 0

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

**DISCUSSION:**

**MR. JEFFERSON:** Who is Pro-Temp now? Who we electing?



**PRESIDENT SCOTT:** Uh, that would be...

**MR. JEFFERSON:** Phil Scott! Huh.

**PRESIDENT SCOTT:** Phillip Scott.

**MR. JEFFERSON:** Alright. You'll do a good job!

(Chuckles)

**PRESIDENT SCOTT:** I've got some pretty good shoes to fill, but...

**MR. JEFFERSON:** Ehh, right...okay. (Laughs)

**ESTABLISHING STANDING COMMITTEES OF COUNCIL; 1/1/2020-12/31/2021**

**BY: ALL**

**BIL#19-272**

**ORDANANCE # 19-265**

Establishing Standing Committees of Council, designating membership thereon for the term commencing January 1, 2020, and expiring December 31, 2021, and declaring an emergency.

Upon motion by Mr. Scott, that Bill 19-272 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**DESIGNATING A CLERK OF COUNCIL – AMY YOCKEY**

**BY: ALL MEMBERS OF COUNCIL**

**BILL #19-273**

**ORDINANCE # 19- 266**

Designating a Clerk of Council, establishing the duties and the salary therefor, and declaring an emergency.

Upon motion by Mr. Scott, that Bill 19-273 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**DESIGNATING AN ASSISTANT CLERK OF COUNCIL – VANESSA GINGERICH**

**BY: ALL MEMBERS OF COUNCIL**

**BILL # 19-274**

**ORDINANCE # 19- 267**

Designating an Assistant Clerk of Council, establishing the duties and the salary therefor, and declaring an emergency.

Upon motion by Mr. Scott, that Bill 19-274 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: 8, Nays: 0.

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

**DISCUSSION: NONE**

**APPROVING APPOINTMENT TO HISTORIC PRESERVATION COMMISSION**

**BY: ALL MEMBERS OF COUNCIL**

**BIL#19-275**

**ORDANANCE # 19- 268**

Approving the appointment of a Council member to the Historic Preservation Commission.

Upon motion by Mr. Scott, that Bill 19-275 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**APPROVING REAPPOINTMENT OF MARK WILGING TO TAX APPEALS BOARD**

**BY: ALL MEMBERS OF COUNCIL**

**BILL #19-276**

**ORDINANCE # 19- 269**

Approving the reappointment of Mark Wilging to the Board of Tax Appeals for the City of Mansfield.

Upon motion by Mr. Scott, that Bill 19-276 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**AUTHORIZING MAYOR AND PUBLIC WORKS DIRECTOR TO ACCEPT GRANT**

**BY: Van Harlingen**

**BILL #19-277**

**ORDINANCE # 19- 270**

Authorizing the Mayor and Public Works Director to file an application, and to accept a grant from the Richland County Regional Solid Waste Management Authority for recycling and litter prevention, for up to \$10,788, authorizing the execution of an agreement, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 19-277 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: 8, Nays: 0

**DISCUSSION: NONE**

**DONATION FROM RICHLAND COUNTY FOUNDATION FOR CYCLOPS FIELD**

**BY: MR. VAN HARLINGEN**

**BILL # 19-278**

**ORDIANCE #19-271**

Authorizing the Public Works Director to accept a donation of five thousand dollars (\$5,000) from the Richland County Foundation, from Robert E. and Andrew S. Fisher Fund to be used for Cyclops Field, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 19-278 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**ACCEPT DONATION \$100.00: Daniel Mapes & Modern Fraternal Foundation: Parks/Rec.**

**BY: MR. VAN HARLINGEN**

**BIL#19-279**

**ORDANANCE # 19- 272**

Authorizing the Public Works Director to accept and appropriate a donation from Daniel Mapes and Modern Woodman Fraternal Foundation in the amount of one hundred dollars (\$100.00) to be used for the City's Parks and Recreation Fund, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 19-279 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**APPROPRIATING: \$61,151.07 FOR FIRE HYDRANT FUND**

**BY: MR. VAN HARLINGEN**

**BILL #19-280**

**ORDINANCE # 19- 273**

Appropriating the sum of sixty-one thousand one hundred fifty-one and 07/100 dollars (\$61,151.07) from the unappropriated Water Fund (#502), to be used for Fire Hydrant inspections, and declaring an emergency.

Upon motion by Mr. Van Harlingen , that Bill 19-280 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**APPRORIATING: \$441,000.00: PAY 2020 WORKERS COMP. DISCOUNTED PREMIUM**

**BY: MR. VAN HARLINGEN**

**BILL # 19-281**

**ORDINANCE # 19- 274**

Appropriating the sum of four hundred forty-one thousand dollars (\$441,000) from the unappropriated Workers' Compensation Fund (#608), to pay the 2020 Workers' Compensation discounted premium before the new due date of December 23, 2019, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 19-281 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: 8, Nays: 0.

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

**DISCUSSION: NONE**



**AMMENDING: CHAPTER 19: Proper taxation of Retirement Benefits**

**BY: MR. VAN HARLINGEN**

**BIL#19-282**

**ORDANANCE # 19- 275**

Amending portions of Chapter 193 of the Codified Ordinance of the City of Mansfield regarding municipal income tax to ensure compliance with Ohio Revised Code Chapter 718 to allow for proper continued taxation of retirement benefits in accordance with the legislation adopted by the Ohio General Assembly, and declaring an emergency.

Upon motion by Mr. Van Harlingen, that Bill 19-282 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**AUTH. RENEWAL / RICHLAND CO. COMMISSIONERS: Indigent Criminal Defendants**

**BY: MR. LAWRENCE**

**BILL #19-283**

**ORDINANCE # 19- 276**

Authorizing renewal of an Agreement with the Richland County Commissioners for Payment of Counsel Fees for Indigent Criminal Defendants, and declaring an emergency.

Upon motion by Mr. Lawrence, that Bill 19-283 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: 8, Nays: 0

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

**DISCUSSION: NONE**

**AUTHORIZING PUBLIC WORKS DIRECTOR: LEASE: Richland Pregnancy Services/  
445 Bowman Street**

**BY: MR. JEFFERSON**

**BIL#19-284**

**ORDANANCE # 19-277**

Authorizing the Public Works Director to enter into a lease with Richland Pregnancy Services, for the use of certain portions of the City-owned building known as 445 Bowman Street, and declaring an emergency.

Upon motion by Mr. Jefferson, that Bill 19-284 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: 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 SCOTT:** With that I'd just like to briefly say, it's been my pleasure to sit in this seat for the past twelve years. Looking forward it going across the room and sitting over there, but it has been my please to sit here as President for the past twelve years. Looking forward to the future. With that is there anything else to come before Council tonight?

**MR. JEFFERSON:** I would like to say the same, uh, to all my colleges. I enjoyed serving with you. Uh, Mr. Falquette, especially with you and Mr. Mears, it was nice to meet you and get to work with you, serving the people; I truly enjoyed it and that is one of the reasons that I asked for the resolution for myself not be read. I enjoyed servin', I had a stipend, and that was enough for me. Thank you very much and have a good Holiday.

**MR. LAWRENCE:** Mr. Jefferson...

**MR. JEFFERSON:** Yeah.

(Applause)

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



**Amy Yockey**  
Clerk of Council



**Phillip Scott**  
President