

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
TONY M. TOWNSEND, PRESIDENT  
AGENDA

DATE: TUESDAY, SEPTEMBER 2, 2014  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL **MANSON; HALTER ABSENT**
2. INVOCATION BY COUNCILWOMAN MEGAN STARRETT
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 118 – 2014

BY: FINANCE COMMITTEE

**PASS 7-0**

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to submit applications for funding to the Ohio Public Works Commission for the funding year of 2014 and to execute all necessary documentation needed to secure the funding for the 17<sup>th</sup> Street NW Resurfacing Project, for the year ending December 31, 2014, and declaring an emergency.

ORDINANCE NO. 119 – 2014

BY: FINANCE COMMITTEE

**PASS 7-0**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund for the year ending December 31, 2014, and declaring an emergency.

ORDINANCE NO. 120 – 2014

BY: FINANCE COMMITTEE

**PASS 7-0**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1201 Street Construction Fund and making certain appropriations from the unappropriated balance of the 1202 State Highway M & R Fund, for the year ending December 31, 2014, and declaring an emergency.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A NEW LIQUOR LICENSE FOR J LALLY INC DBA MASSILLON DRIVE THRU LOCATED AT 1007 DUNCAN ST SW MASSILLON OHIO 44647

**9. BILLS, ACCOUNTS AND CLAIMS**

- A. ManCan \$ 1,552.00
- B. The Repository \$ 768.40

**10. REPORTS FROM CITY OFFICIALS**

- A. MAYOR SUBMITS MONTHLY REPORTS FOR JUNE 2014 AND JULY 2014
- B. AUDITOR SUBMITS MONTHLY REPORT FOR JULY 2014
- C. TREASURER SUBMITS MONTHLY REPORT FOR JULY 2014

**11. REPORTS OF COMMITTEES**

**12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER**

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 109 – 2014**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

*PASS 7-0*  
AN ORDINANCE authorizing the Mayor to execute the release of assignment, release of mortgages and amended agreement with regards to the Hampton Inn Parking Deck. Copies of which are attached hereto as Exhibit "A". Said execution of documents is contingent upon final HUD approval of any collateral substitution or bond defeasement.

**ORDINANCE NO. 110 – 2014**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

*PASS 7-0*  
AN ORDINANCE authorizing the Mayor to establish a Section 108 account with HUD as designated by HUD and to execute any and all documents necessary to cause said defeasement, collateral substitution and funds transfer.

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 111 – 2014**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

*2ND READING*  
AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Dorian Heck to provide an economic development "inducement grant" to assist the business in renovation expenses at 39 Lincoln Way East, and declaring an emergency.



**ORDINANCE NO. 115 – 2014**

**BY: FINANCE COMMITTEE**

*2ND READING*  
**AN ORDINANCE** appropriating funds from the unappropriated balance of the Economic Development Fund, for the year ending December 31, 2014, and declaring an emergency.

**ORDINANCE NO. 116 – 2014**

*AMMENDS*  
**BY: POLICE AND FIRE COMMITTEE**

*PASS 7-0*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive bids for the lease/purchase of up to two (2) police cruisers for the City of Massillon Police Department for the year ending December 31, 2014, and declaring an emergency.

16. NEW AND MISCELLANEOUS BUSINESS
17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA
18. ADJOURNMENT

**DIANE ROLLAND – INTERIM CLERK OF COUNCIL**

DATE: SEPTEMBER 2, 2014

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
TONY M. TOWNSEND, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 118 – 2014

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to submit applications for funding to the Ohio Public Works Commission for the funding year of 2014 and to execute all necessary documentation needed to secure the funding for the 17<sup>th</sup> Street NW Resurfacing Project, for the year ending December 31, 2014, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

This Council hereby authorizes the Mayor to submit applications for the funding to the Ohio Public Works Commission for the funding year of 2014 and to execute all necessary documentation needed to secure the funding for the 17<sup>th</sup> Street NW Project.

Section 2:

The Clerk of Council is authorized to correct any typographical errors discovered herein during or after the pendency or passage of this ordinance. The Clerk of Council is further authorized, in conjunction with the Law Department and the Council President to correct any ministerial or de minimis errors that do not substantially alter the intended results or numerical total sums of this ordinance, during or after the pendency or passage of this ordinance. Corrected copies are to be sent to all official recipients.

Section 3:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014

ATTEST:

\_\_\_\_\_  
DIANE ROLLAND, CLERK OF COUNCIL

\_\_\_\_\_  
TONY TOWNSEND, PRESIDENT

APPROVED:

\_\_\_\_\_  
KATHY CATAZARO-PERRY, MAYOR

REQUEST FOR LEGISLATION TO:

Finance Committee

Council Committee

REQUEST LEGISLATION FOR:

September 2, 2014

Council Meeting Date

DEPARTMENT REQUESTING LEGISLATION:

Keith A. Dylewski

Department Head

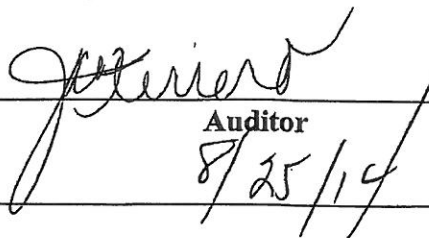
MAYOR'S APPROVAL:

  
Mayor

Date:

August 25, 2014

AVAILABILITY OF FINANCES:

  
Auditor

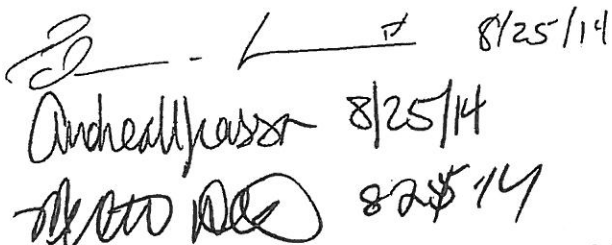
Date:

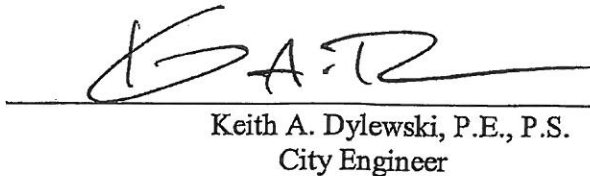
8/25/14

SUBJECT OF REQUESTED LEGISLATION:

Please prepare legislation to authorize the Mayor to submit the following applications for funding to the Ohio Public Works Commission for the funding year of 2014 and to execute all necessary documentation needed to secure the funding:

- 17<sup>th</sup> Street NW Resurfacing Project

  
Andrew Passer 8/25/14

  
Keith A. Dylewski, P.E., P.S.  
City Engineer

Date Given to Auditor:

8-25-14

Date Given to Council Clerk:

RECEIVED AUG 25 2014

Ord. #118

DATE: SEPTEMBER 2, 2014

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
TONY M. TOWNSEND, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 119 – 2014

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund for the year ending December 31, 2014, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

There be and hereby is appropriated from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2014, the following:

\$52,593.00 to an account entitled "Capital Purchase" 1406.610.5.2510

Section 2:

The Clerk of Council is authorized to correct any typographical errors discovered herein during or after the pendency or passage of this ordinance. The Clerk of Council is further authorized, in conjunction with the Law Department and the Council President to correct any ministerial or de minimis errors that do not substantially alter the intended results or numerical total sums of this ordinance, during or after the pendency or passage of this ordinance. Corrected copies are to be sent to all official recipients.

Section 3:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014

ATTEST:

\_\_\_\_\_  
DIANE ROLLAND, CLERK OF COUNCIL

\_\_\_\_\_  
TONY TOWNSEND, PRESIDENT

APPROVED:

\_\_\_\_\_  
KATHY CATAZARO-PERRY, MAYOR



REQUEST FOR LEGISLATION TO:

Finance Committee  
Council Committee

REQUEST LEGISLATION FOR:

September 2, 2014  
Council Meeting Date

DEPARTMENT REQUESTING LEGISLATION:

Keith A. Dylewski, City Engineer  
Department Head

MAYOR'S APPROVAL:

*Kathleen Perry*  
Mayor

Date:

*August*

AVAILABILITY OF FINANCES:

*Jayne A. Ferris*  
Auditor

Date:

*8/19/2014*

SUBJECT OF REQUESTED LEGISLATION:

Please appropriate \$52,593.00 from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund for the replacement of two (2) pumps for the filtrate pump station at the WWTP.

*K.A.D.*

Keith A. Dylewski, P.E., P.S.  
City Engineer

Date Given to Auditor:

*8-18-14*

Date Given to Council Clerk:

*B. L. 8/25/14*  
*Onheall/passer 8/25/14*  
*Rec'd 8/19/14*  
*Doc*  
*M. R. 8-25-14*  
*ord #119*

**Debbie Bonk**

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**From:** Debbie Bonk <dbonk@massillonohio.com>  
**Sent:** Wednesday, August 27, 2014 4:18 PM  
**To:** 'DROLLAND@MASSILLONOHIO.COM'  
**Subject:** Account Number

Hi Diane,

The account number for the \$52,593.00 appropriation is:

1406.610.5.2510 Capital Purchase

**Debbie Bonk**  
**Chief Deputy Auditor**  
City of Massillon Auditor's Office  
Phone (330) 830-1706  
Fax (330) 830-1776

DATE: SEPTEMBER 2, 2014

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
TONY M. TOWNSEND, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 120 – 2014

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1201 Street Construction Fund and making certain appropriations from the unappropriated balance of the 1202 State Highway M & R Fund, for the year ending December 31, 2014, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

There be and hereby is appropriated from the unappropriated balance of the 1201 Street Construction Fund, for the year ending December 31, 2014, the following:

\$30,000.00 to an account entitled "Supplies/Materials/Postage" 1201.435.2410

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1202 State & Highway M & R fund, for the year ending December 31, 2014, the following:

\$30,000.00 to an account entitled "Supplies/Materials/Postage" 1202.435.2410

Section 3:

The Clerk of Council is authorized to correct any typographical errors discovered herein during or after the pendency or passage of this ordinance. The Clerk of Council is further authorized, in conjunction with the Law Department and the Council President to correct any ministerial or de minimis errors that do not substantially alter the intended results or numerical total sums of this ordinance, during or after the pendency or passage of this ordinance. Corrected copies are to be sent to all official recipients.

Section 4

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014

ATTEST: \_\_\_\_\_

DIANE ROLLAND, CLERK OF COUNCIL

\_\_\_\_\_  
TONY TOWNSEND, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
KATHY CATAZARO-PERRY, MAYOR

REQUEST FOR LEGISLATION TO: FINANCE COMMITTEE

REQUEST LEGISLATION FOR: SEPTEMBER 2, 2014

DEPT/OFFICIAL REQUESTING LEGISLATION: MAYOR

MAYOR'S APPROVAL:

  
Mayor

Date:

August 18, 2014

AVAILABILITY OF FINANCES:

  
Auditor

Date:

8/18/2014

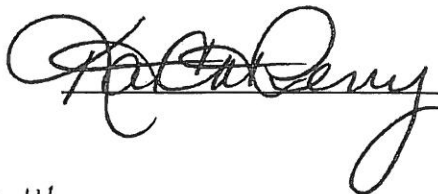
SUBJECT OF REQUESTED LEGISLATION:

Please prepare legislation as follows:

Section I: Please appropriate from the unappropriated 1201 Street Construction Fund \$30,000.00 to Street Department account #1201.435.2410 Supplies/Materials/Postage

Section II: Please appropriate from the unappropriated <sup>1202</sup>102 State Highway M & R Fund \$30,000.00 to Street Department account #1202.435.2410 Supplies/Materials/Postage

Thank you.



Date Given to Auditor:

8-18-14

Date Given to Council Clerk:



8/25/14

Ansheall pass 8/25/14  
Ord. #120

 82514

Rec'd  
8/18/14  
Dec



REQUEST FOR LEGISLATION TO:

FINANCE COMMITTEE

REQUEST LEGISLATION FOR:

September 15, 2014

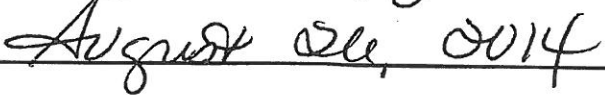
DEPARTMENT REQUESTING LEGISLATION:

INCOME TAX DEPARTMENT  
KENNETH KOHER, TAX ADMINISTRATOR

MAYOR'S APPROVAL:

  
Mayor

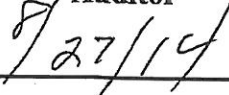
Date:

  
August 26, 2014

AVAILABILITY OF FINANCES:

  
Auditor

Date:

  
8/27/14


SUBJECT OF REQUESTED LEGISLATION: ADDITIONAL APPROPRIATIONS - TAX REFUNDS

Please prepare legislation as follows:

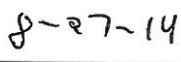
Section I: Please appropriate from the Unappropriated 1100 General Fund \$75,000.00 to account number 1100.210.2720 Income Tax Refunds.

Section II: Please appropriate from the Unappropriated 1234 Parks & Recreation Dept. Fund \$15,000.00 to account number 1234.505.2720 Refunds.

Thank you.



Date Given to Auditor:

  
8-27-14

Date Given to Council Clerk:

\_\_\_\_\_

RECEIVED AUG 27 2014




REQUEST FOR LEGISLATION TO: FINANCE COMMITTEE

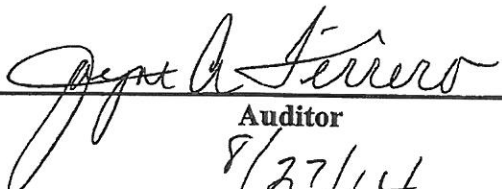
REQUEST LEGISLATION FOR: September 15, 2014

DEPARTMENT REQUESTING LEGISLATION: Budget Director

MAYOR'S APPROVAL:

  
\_\_\_\_\_  
Mayor  
Date: August 06, 2014

AVAILABILITY OF FINANCES:

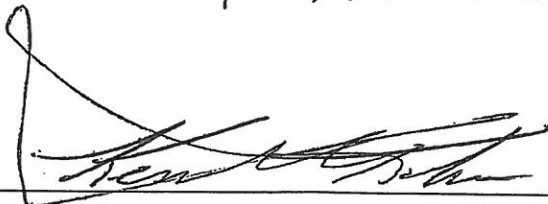
  
\_\_\_\_\_  
Auditor  
Date: 8/27/14

SUBJECT OF REQUESTED LEGISLATION:

Please prepare legislation as follows:

Please appropriate from the unappropriated 1100 General Fund balance \$2,500.00 to the Health Department #1100.705.2392 Services and Contracts account. *for Animal Control*

Thank you.

  
\_\_\_\_\_

Date Given to Auditor:

8-27-14

Date Given to Council Clerk:

\_\_\_\_\_

RECEIVED AUG 27 2014

*Doc*

CITY OF MASSILLON  
REQUEST FOR LEGISLATION

REQUEST FOR LEGISLATION TO:

FINANCE  
COUNCIL COMMITTEE

REQUEST LEGISLATION FOR:

9/15/2014

DATE

DEPARTMENT REQUESTING LEGISLATION:

*Ray Stron*  
LAW DEPARTMENT

MAYOR'S APPROVAL:

KATHY CATAZARO-PERRY  
MAYOR

DATE

AVAILABILITY OF FINANCES:

JAYNE A. FERRERO, AUDITOR

PLEASE PREPARE AN ORDINANCE  
UNAPPROPRIATED BALANCE OF  
TO THE FOLLOWING ACCOUNT:

TO  
THE

APPROPRIATE FROM THE  
GENERAL FUND (1100)

1100.115.5.2110

\$7,000.00

LAW DIRECTOR STAFF SALARY

1100.115.5.2230

\$1,500.00

P.E.R.S. - LAW DEPARTMENT

TOTAL

\$8,500.00

TO FUND SALARY AND P.E.R.S. FOR THE LAW DEPARTMENT FOR THE YEAR  
ENDING 12/31/14.

RECEIVED AUG 29 2014

*Scr*

