

AMENDED AGENDA

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

DATE: MONDAY, MARCH 2, 2015
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL - *9 Present*
2. INVOCATION BY COUNCILWOMAN MICHELLE DEL RIO-KELLER
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

1st Hearing
ORDINANCE NO. 23 – 2015

BY: ENVIRONMENTAL COMMITTEE

Passed 9-yes
AN ORDINANCE amending Chapter 965 "STREETS, UTILITIES AND PUBLIC SERVICES" of the Codified Ordinances of the City of Massillon, Ohio, by enacting a new Section 965.05(b) "PRIVATE COLLECTION LICENSE", and declaring an emergency.

Passed 9-yes
ORDINANCE NO. 24 – 2015

BY: PARKS & RECREATION COMMITTEE

AN ORDINANCE authorizing the Director of Parks and Recreation of the City of Massillon, Ohio, to enter into a one (1) year agreement with GolfNow Plus for the marketing and sales of The Legends Golf Course using various forms of social media, and declaring an emergency.

1st Hearing
ORDINANCE NO. 25 – 2015

BY: POLICE & FIRE COMMITTEE

AN ORDINANCE establishing the number of police officers to be on the force within the next eighteen (18) months.

MONDAY, MARCH 2, 2015

1st Reading
ORDINANCE NO. 26 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT of Ordinance No. 127 – 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT, and enacting a new Section 2(d) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

passed 9-yes
ORDINANCE NO. 27 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations for the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund for the year ending December 31, 2015, and declaring an emergency.

1st Reading
ORDINANCE NO. 28 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund, for the year ending December 31, 2015, and declaring an emergency.

passed 9-yes
ORDINANCE NO. 29 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Chief of Police of the City of Massillon, Ohio, to accept a grant from the U.S. Department of Homeland Security/State of Ohio Homeland Security Program for the Massillon Police Department, and declaring an emergency.

Removed from Agenda - Beg for Legis.
*** ORDINANCE NO. 30 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1205 Safety Forces Improvement Fund, for the year ending December 31, 2015, and declaring an emergency.

passed 9-yes
ORDINANCE NO. 31 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2015, and declaring an emergency.

*passed
9-25-15*

ORDINANCE NO. 32 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 2105 Stormwater Utility Fund and the 1206 Municipal Motor Vehicle License Plate Fund, for the year ending December 31, 2015, and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

- A. New application for Liquor License for the Lions Club of Massillon, Lincoln Theatre Project DBA Lions Lincoln Theatre located at 156 Lincoln Way E., Massillon, OH 44646

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- A. Mayor's December 2014 Report
B. Mayor's January 2015 Report

11. REPORTS OF COMMITTEES

*Finance
Committee*

*Next Session
3/9/15*

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

15. SECOND READING ORDINANCES AND RESOLUTIONS

*and
Resolutions*

ORDINANCE NO. 21 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE appropriating money for current expenses and other expenses of the City of Massillon, Ohio, for fiscal period ending December 31, 2015, and declaring an emergency.

16. NEW AND MISCELLANEOUS BUSINESS

17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA

18. ADJOURNMENT - 8⁰⁰ P

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 23 – 2015

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE amending Chapter 965 "STREETS, UTILITIES AND PUBLIC SERVICES" of the Codified Ordinances of the City of Massillon, Ohio, by enacting a new Section 965.05(b) "PRIVATE COLLECTION LICENSE", and declaring an emergency.

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

Section 1:

Existing Chapter 965 "STREETS, UTILITIES AND PUBLIC SERVICES" is hereby amended by repealing existing Subsection 965.05(b) "PRIVATE COLLECTION LICENSE" of the Codified Ordinances of the City of Massillon, Ohio. Said newly enacted Subsection shall read as follows:

SEE EXHIBIT "A" ATTACHED HERETO

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 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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 24 – 2015

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Parks and Recreation of the City of Massillon, Ohio, to enter into a one (1) year agreement with GolfNow Plus for the marketing and sales of The Legends Golf Course using various forms of social media, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds it is necessary to enter into a one (1) year agreement with GolfNow Plus for the marketing and sales of The Legends Golf Course using various forms of social media for the City of Massillon, Ohio.

Section 2:

The Director of Parks and Recreation of the City of Massillon, Ohio, is hereby authorized to enter into a one (1) year agreement with GolfNow Plus for the marketing and sales of The Legends Golf Course using various forms of social media. A copy of the agreement is attached as Exhibit "A".

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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 25 – 2015

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE establishing the number of police officers to be on the force within the next eighteen (18) months.

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

Section 1:

Ordinance No. 240 – 1995 currently establishes the maximum number of Police Department personnel and the City currently employs less than the maximum number.

Section 2:

In order to reduce overtime costs and provide increased public safety, the Council of the City of Massillon, Ohio, determines that within eighteen (18) months of passing this ordinance that forty-four (44) total officers be on the police force.

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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 26 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT of Ordinance No. 127 – 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT, and enacting a new Section 2(d) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

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

Section 1:

Section 2(D) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT of Ordinance No. 127 – 1997 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES – RECREATION DEPARTMENT of Ordinance No. 127 – 1997 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT EXHIBIT "A")

Section 3:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said amendment is necessary 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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 27 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund for the year ending December 31, 2015, 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 appropriated from the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund, for the year ending December 31, 2015, to an account entitled "Park Equipment – 1234-505-5-2530", for the following:

\$ 25,000	P & R Van/Vehicle
20,000	Replace Broken Playgroup Equip.
45,000	Fitness Equipment Upgrades
40,000	Aquatics Center Lights
15,000	Additional Rec. Center Cameras
50,000	Stark Parks (Payment for Trail Upgrades)
<u>65,000</u>	11' Mower for Parks

\$325,000 **TOTAL**

Section 2:

There be and hereby appropriated from the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund, for the year ending December 31, 2015, to an account entitled "Salary – 1234-505-5-2112", for the following:

\$ 65,000 The Legends Golf Course Manager

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 28 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund, for the year ending December 31, 2015, 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 appropriated from the unappropriated balance of the 1234 Parks and Recreation Dept. Improvement Fund, for the year ending December 31, 2015, to an account entitled "Park Equipment – 1234-505-5-2530", for the following:

\$ 70,000.00 - Master Plan
250,000.00 - Tree Removal at various park locations

\$ 320,000.00 - **TOTAL**

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 Parks and Recreation Department of the City of Massillon and for the immediate preservation of the 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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 29 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Chief of Police of the City of Massillon, Ohio, to accept a grant from the U.S. Department of Homeland Security/State of Ohio Homeland Security Program for the Massillon Police Department, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to accept a grant from the U.S. Department of Homeland Security/State of Ohio Homeland Security Program. The grant is for the awarding of four (4) MDT's. Two (2) of these MDT's will be installed in the new SUV's, with the remaining two (2) to be installed in future marked cruisers.

Section 2:

The Chief of Police of the City of Massillon, Ohio, is hereby authorized and directed to accept the grant from the U.S. Department of Homeland Security/State of Ohio Homeland Security Program for the Massillon Police Department.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community, and for the reason that the grant is necessary for the purchase of four (4) MDT's for the Massillon Police Department. 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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 30 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1205 Safety Forces Improvement Fund, for the year ending December 31, 2015, 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 appropriated from the unappropriated balance of the 1205 Safety Forces Improvement Fund, for the year ending December 31, 2015, the following:

\$ 6,000.00 to an account entitled "Equipment"	1205.125.2530
\$ 6,000.00 to an account entitled "Services/Contracts"	1205.125.2392

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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 31 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2015, 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 appropriated from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2015, the following:

\$ 123,670.57 to an account entitled "Workers Compensation Defense Acct. – 1100.905.2399

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.

DATE: MARCH 2, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 32 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 2105 Stormwater Utility Fund and the 1206 Municipal Motor Vehicle License Plate Fund, for the year ending December 31, 2015, 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 appropriated from the unappropriated balance of the 2105 Stormwater Utility Fund, for the year ending December 31, 2015, the following:

\$ 30,000.00 to an account entitled "Services/Contracts" - 2105.435.2392

Section 2:

There be and hereby appropriated from the unappropriated balance of the 1206 Municipal Motor Vehicle License Plate Fund, for the year ending December 31, 2015, the following:

\$ 30,000.00 to an account entitled "Services/Contracts" - 1206.435.2392

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.