

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

DATE: MONDAY, APRIL 6, 2015
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL

9 - Present

2. INVOCATION BY COUNCILMAN ED LEWIS

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

Streetscape Dr.

John M.

Jeff Day

Joe Mc Carthy

Paul

Phil Eburn

1st Reading
ORDINANCE NO. 40 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE accepting the dedication of highway easement areas and temporary work areas owned by the City of Massillon, Ohio, located at 17th St. N.E. and Sippo Blvd., and declaring an emergency.

1st Reading
ORDINANCE NO. 41 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Southway/Richville Intersection Improvement Project in the City of Massillon, and declaring an emergency.

1st Reading
ORDINANCE NO. 42 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE accepting the dedication of road right of way located at Finefrock Road and Healthcare Way S.W., Massillon, Ohio, and declaring an emergency.

1st Reading
ORDINANCE NO. 43 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to sign the Engineering Agreement with MS Consultants, Inc., for the year ending December 31, 2015, and declaring an emergency.

passed 9-yes
ORDINANCE NO. 44 – 2015

BY: FINANCE COMMITTEE

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

1st Reading
ORDINANCE NO. 45 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio to accept a grant from the Aultman Foundation for the Lincoln Way Streetscape and authorizing the Auditor of the City of Massillon, Ohio, to establish a fund entitled "Lincoln Way Streetscape Fund 1213", and declaring an emergency.

passed 9-yes
ORDINANCE NO. 46 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Jobs and Commerce Economic Development Agreement between the Ohio Department of Transportation and the City of Massillon for the Millennium Boulevard Extension Project., and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

- A. The Repository - \$ 625.60 – Publication of February Ordinances
- B. Keller's Office Supply - \$ 40.00 – Copy Paper

10. REPORTS FROM CITY OFFICIALS

- A. Mayor's Report – February 2015

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

passed 9-yes
ORDINANCE NO. 25 – 2015

BY: POLICE AND FIRE COMMITTEE

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

MONDAY, APRIL 6, 2015

Passed 9-yes
ORDINANCE NO. 26 – 2015

BY: FINANCE COMMITTEE

Passed 9-yes
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. 28 – 2015

BY: FINANCE COMMITTEE

Passed 9-yes
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.

15. SECOND READING ORDINANCES AND RESOLUTIONS:

Passed 9-yes
ORDINANCE NO. 33 – 2015

BY: COMMUNITY DEVELOPMENT COMMITTEE

Passed 9-yes
AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Brahler's Cleaning and Restoration, Inc. to provide an economic development "inducement grant" to assist the business in renovation expenses at 1929 Ninth Street S.W., and declaring an emergency.

Passed 9-yes
ORDINANCE NO. 34 – 2015

BY: COMMUNITY DEVELOPMENT COMMITTEE

Passed 9-yes
AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with the Columbus Equipment Company to provide an economic development "inducement grant" to assist the business in renovation expenses at 2195 Venture Circle S.E., and declaring an emergency.

Passed 9-yes
ORDINANCE NO. 35 – 2015

BY: FINANCE COMMITTEE

Passed 9-yes
AN ORDINANCE making certain appropriations from the unappropriated balance of the Economic Development Fund, for the year ending December 31, 2015, and declaring an emergency.

Passed 9-yes
ORDINANCE NO. 36 – 2015

BY: FINANCE COMMITTEE

Passed 9-yes
AN ORDINANCE making certain appropriations from the unappropriated balance of the Economic Development Fund, for the year ending December 31, 2015, and declaring an emergency.

MONDAY, APRIL 6, 2015

passed 9-yes
ORDINANCE NO. 37 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into an agreement with CBSC, Inc., for the year ending December 31, 2015, and declaring an emergency.

passed 9-yes
ORDINANCE NO. 38 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into a Memorandum of Understanding with Ohio Shared Services, a division of the State of Ohio's Office of Budget and Management ("OBM"), for the year ending December 31, 2015, and declaring an emergency.

passed 9-yes
ORDINANCE NO. 39 – 2015

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund and the 1215 Law Enforcement Fund, for the year 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

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DIANE ROLLAND – CLERK OF COUNCIL

DATE: APRIL 6, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 40 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE accepting the dedication of highway easement areas and temporary work areas owned by the City of Massillon, Ohio, located at 17th St. N.E. and Sippo Blvd., and declaring an emergency.

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

Section 1:

The dedication of highway easement areas and temporary work areas as shown on the attached map. The request includes the areas are located at 17th St. N.E. and Sippo Blvd. N.E., which is owned by the City of Massillon, Ohio. The City and the Ohio Department of Transportation will be replacing the bridge structure over Sippo Creek and the easements are necessary for the alignment of the new bridge. This dedication was approved by the Planning Commission at the meeting held March 11, 2015. The area is currently zoned R-1 Residential and is used as park land.

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: APRIL 6, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 42 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE accepting the dedication of road right of way located at Finefrock Road and Healthcare Way S.W., 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:

The dedication of road right of way as shown on the attached map. The request includes the area located at Finefrock Road and Healthcare Way S.W., Massillon, Ohio. At its March 11, 2015 meeting, the Planning Commission approved said dedication and replat for a portion of the property of Massillon Energy and Technology Park. The request includes the dedication of approximately 1.608 acres of property to be used as part of the existing highway and bridge approach and replat the adjoining lots. The area is currently zoned I-1 Industrial.

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:

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DATE: APRIL 6, 2015

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 41 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Southway/Richville Intersection Improvement Project in the City of Massillon, 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 advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Southway/Richville Intersection Improvement Project in the City of Massillon.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to prepare plans and specifications and to advertise for and receive sealed bids according to law, and to enter into contract upon award and approval by the Board of Control, with the lowest and best bidder for the Southway/Richville Intersection Improvement Project in the City of Massillon. The estimated cost of said project is One Hundred Twenty-Five Thousand Dollars (\$125,000.00) and will be funded through the 1206 Municipal Motor Vehicle License Plate Fund.

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: APRIL 6, 2015

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 43 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to sign the Engineering Agreement with MS Consultants, Inc., 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:

The Council of the City of Massillon, Ohio, hereby finds it necessary for the Mayor to sign the Engineering Agreement with MS Consultants to develop a Master Plan for the Lincoln Way Streetscape – Phase I.

Section 2:

The fee of Forty-Seven Thousand Dollars (\$47,000.00) will be paid from a Fifty Thousand Dollar (\$50,000.00) grant secured from the Aultman Foundation.

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 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: APRIL 6, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 44 – 2015

BY: FINANCE COMMITTEE

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

\$ 28,654.00 to an account entitled "Lincoln Way SR 172 Improvement Project" – 1206.435.5.2514

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 2105 Stormwater Utility Fund, for the year ending December 31, 2015 the following:

\$ 55,000.00 to an account entitled "Storm Sewer Repairs" – 2105.425.5.2510.

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: APRIL 6, 2015

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MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 45 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio to accept a grant from the Aultman Foundation for the Lincoln Way Streetscape and authorizing the Auditor of the City of Massillon, Ohio, to establish a fund entitled "Lincoln Way Streetscape Fund 1213", 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 necessary in the public health, safety and welfare to accept a grant from the Aultman Foundation in the amount of Fifty Thousand Dollars (\$50,000.00).

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to accept a grant from Aultman Foundation to be used to develop a Master Plan for the Lincoln Way Streetscape – Phase I Project.

Section 3:

There be and is established within the City of Massillon, Ohio, a fund entitled "Lincoln Way Streetscape Fund 1213", and creating line items within said fund.

Section 4:

The City Auditor is hereby authorized and directed to draw her warrants and make payments on vouchers duly approved by the proper departmental authority.

DATE: APRIL 6, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 46 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Jobs and Commerce Economic Development Agreement between the Ohio Department of Transportation and the City of Massillon for the Millennium Boulevard Extension Project, 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 necessary to sign the Jobs and Commerce Economic Development Agreement between the Ohio Department of Transportation and the City of Massillon for the Millennium Boulevard Extension Project.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to sign the Jobs and Commerce Economic Development Agreement between the Ohio Department of Transportation and the City of Massillon for the Millennium Boulevard Extension Project. The City was awarded funds for this project in the amount of One Hundred Fifty Thousand Dollars (\$150,000.00) which is a reimbursable grant that will go toward project costs. The main project components consist of the extension of approximately 3,000 LF of roadway with items such as curb and gutter, storm sewer, and sanitary sewer.

(SEE EXHIBIT "A" HERETO ATTACHED)

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.