

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

DATE: MONDAY, DECEMBER 21, 2015  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

STINSON ABSENT

1. ROLL CALL
2. INVOCATION BY COUNCILWOMAN NANCY HALTER
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. 200 – 2015

BY: COMMITTEE OF THE WHOLE

PASS 8-0

AN ORDINANCE to approve current replacement pages to the Massillon Codified Ordinances, and declaring an emergency.

ORDINANCE NO. 201 – 2015

BY: COMMUNITY DEVELOPMENT COMMITTEE

PASS 8-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with the Stark County Land Reutilization Corporation to participate in the Neighborhood Initiative Program to stabilize property values by removing and greening vacant and lighted properties within target areas in an effort to prevent future foreclosures through demolition projects as approved by the Ohio Housing Finance Agency, and declaring an emergency.

ORDINANCE NO. 202 – 2015

BY: ENVIRONMENTAL COMMITTEE

1ST READING

AN ORDINANCE authorizing the City of Massillon, Ohio to accept the dedication of the sanitary sewer easement, and declaring an emergency.

**ORDINANCE NO. 203 – 2015**

**BY: HEALTH, WELFARE & BLDG. REGS. COMMITTEE**

PASS 8-0

**AN ORDINANCE** to amend 505.14, Section (c) (33) of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 204 – 2015**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

PASS 8-0

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to apply for 2015 Municipal Road funds through Stark County, and declaring an emergency.

**ORDINANCE NO. 205 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a lease/purchase agreement under the Municipal Finance Program, and declaring an emergency.

2016

**ORDINANCE NO. 206 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Valley Ford Truck, Inc., and declaring an emergency.

**ORDINANCE NO. 207 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to order and purchase an emergency generator from Buckeye Power Sales, and declaring an emergency.

**ORDINANCE NO. 208 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund for the year ending December 31, 2015, and declaring an emergency.

**ORDINANCE NO. 209 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** reducing the appropriations in the 1100 General Fund for the year ending December 31, 2015, and declaring an emergency.

**ORDINANCE NO. 210 – 2015**

**BY: FINANCE COMMITTEE**

PASS B-0

AN ORDINANCE reducing the appropriations in the 1100 General Fund, the 1421 Wastewater Treatment Plant Upgrade Fund, the 3105 State Patrol Transfer Fund, the 1209 Police Pension Fund and the 1210 Fire Pension Fund, for the year ending December 31, 2015, and declaring an emergency.

**ORDINANCE NO. 211 – 2015**

**BY: FINANCE COMMITTEE**

PASS B-0

AN ORDINANCE amending Sections 1 and 2 of Ordinance No. 170 - 2015, and declaring an emergency.

**ORDINANCE NO. 212 – 2015**

**BY: FINANCE COMMITTEE**

PASS B-0

AN ORDINANCE amending Sections 1, 2 and 4 of Ordinance No. 140 - 2015, and declaring an emergency.

**ORDINANCE NO. 213 – 2015**

**BY: FINANCE COMMITTEE**

PASS 6-2 (HALTER, CUNNINGHAM, HENDERLEY)

AN ORDINANCE amending Section 2 of Ordinance No. 97 - 2012, and declaring an emergency.

**ORDINANCE NO. 214 – 2015**

**BY: FINANCE COMMITTEE**

PASS B-0

AN ORDINANCE amending Section 4 of Ordinance No. 21 - 2015, and declaring an emergency.

**ORDINANCE NO. 215 – 2015**

**BY: FINANCE COMMITTEE**

PASS B-0

AN ORDINANCE establishing a fund entitled 1420 Project Grants Fund and creating line items within said fund, and declaring an emergency.

**ORDINANCE NO. 216 – 2015**

**BY: FINANCE COMMITTEE**

PASS B-0

AN ORDINANCE establishing a fund entitled 1236 Law Department Salaries Fund creating line items within said fund, and declaring an emergency.

**ORDINANCE NO. 217 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** amending Section 2(D) Occupation List of Class Titles – City Officials – Law Director, of Ordinance No. 94 -1994 and Ordinance No. 251 – 1995 by repealing Section 2(D) Occupation List of Class Titles – City Officials – Law Director, and enacting a new Section 2(D) Occupation List of Class Titles – City Officials – Law Director, in the City of Massillon, Ohio, and declaring an emergency.

**7. UNFINISHED BUSINESS**

**8. PETITIONS AND GENERAL COMMUNICATIONS**

Request for a New Liquor License for Janet Sue Maier, DBA All Occasions Flowers & Gifts located at 2092 Wales Rd. N.E., Massillon, OH 44646

**9. BILLS, ACCOUNTS AND CLAIMS**

**10. REPORTS FROM CITY OFFICIALS**

Treasurer's Report – November 2015

**11. REPORTS OF COMMITTEES**

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

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 172 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** to adopt appropriations for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year 2016, and declaring an emergency.

AMENDED  
- REMOVE ECONOMIC  
DEV. DIR.

**ORDINANCE NO. 180 – 2015**

**BY: FINANCE COMMITTEE**

PASS 8-0

**AN ORDINANCE** amending Ordinance No. 143 – 1976 by repealing Section 13 – “ALLOCATION OF FUNDS – INCOME TAX” and enacting a new Section 13 – “ALLOCATION OF FUNDS – INCOME TAX” and repealing Ordinance No. 172 – 2014, and declaring an emergency.



**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 158 – 2015**

**BY: HEALTH, WELFARE & BLDG. REGS. COMMITTEE**

*2ND READING*  
**AN ORDINANCE** amending Chapter 509 of the Codified Ordinances of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 186 – 2015**

**BY: ENVIRONMENTAL COMMITTEE**

*2ND READING*  
**AN ORDINANCE** amending the following Sections in Chapter 937 Wastewater Treatment Revenue Fund: 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISBURSEMENT OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE AND 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 188 – 2015**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

*PASS 8-0*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety of Massillon, Ohio, to sign the LPA Federal Local-Let Project Agreement for the Wales Road Improvement Project, PID 100471, 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**

**DIANE ROLLAND – CLERK OF COUNCIL**

ORDINANCE NO. 200-2015

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT  
PAGES TO THE MASSILLON CODIFIED ORDINANCES AND  
DECLARING AN EMERGENCY.

WHEREAS, the Ohio Constitution requires that Ohio municipal ordinances comply with State law if they are an exercise of the Municipality's police powers;

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Massillon, Ohio:

SECTION 1: That the ordinances of the City of Massillon, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2016 Replacement Pages to the Codified Ordinances, are hereby approved and adopted.

SECTION 2: That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

301.19	Motorcycle. (Amended)
331.44	Vehicular Operation on Street Closed Due to Rise in Water Level. (Added)
335.031	Driving With Probationary License; Curfew. (Amended)
335.072	Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
335.074	Driving Under License Forfeiture or Child Support Suspension. (Amended)
335.09	Display of License Plates. (Amended)
335.10	Expired or Unlawful License Plates. (Amended)
341.01	Definitions. (Amended)
341.03	Prerequisites to Operation of a Commercial Vehicle. (Amended)
341.05	Criminal Offenses. (Amended)
341.06	Employment of Drivers of Commercial Vehicles. (Amended)
351.04	Parking Near Curb; Handicapped Parking. (Amended)
373.02	Riding Upon Seats; Handlebars; Helmets and Glasses. (Amended)

General Offenses Code

501.07	Requirements For Criminal Liability. (Amended)
501.08	Culpable Mental States. (Amended)
521.08	Littering and Deposit of Garbage and Junk. (Amended)
529.07	Open Container Prohibited. (Amended)
549.01	Weapons Definitions. (Amended)

Fire Prevention Code

1511.01	Open Burning Definitions. (Amended)
1511.03	Open Burning in Restricted Areas. (Amended)
1511.04	Permission to Individuals and Notification to the Ohio EPA. (Amended)

SECTION 3: That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. The listing above of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

SECTION 4: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the Municipality and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the Municipality, so as to facilitate administration, daily operation and avoid practical and legal entanglements, including conflict with general State law, and shall go into effect immediately.

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

APPROVED: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President

\_\_\_\_\_  
Mayor

DATE: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 201 – 2015

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with the Stark County Land Reutilization Corporation to participate in the Neighborhood Initiative Program to stabilize property values by removing and greening vacant and blighted properties within target areas in an effort to prevent future foreclosures through demolition projects as approved by the Ohio Housing Finance Agency, 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 that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with the Stark County Land Reutilization Corporation to participate in the Neighborhood Initiative Program.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into an agreement with the Stark County Land Reutilization Corporation to participate in the Neighborhood Initiative Program (see attached contract).

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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 202 – 2015

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the dedication of the sanitary sewer easement, 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 that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the dedication of the sanitary sewer easement area as shown on the attached map. At its May 27, 2015 meeting, the City Planning Commission approved said easement for a portion of property owned by Financing VI Healthcare Property, LLC, which is The Laurels of Massillon. The existing sanitary sewer which runs on this property never had an easement associated with it.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to accept the dedication of the sanitary sewer easement at a portion of property owned by Financing VI Healthcare Property, LLC, which is The Laurels of Massillon.

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.

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CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 203 – 2015

BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE to amend 505.14, Section (c) (33) of the Codified Ordinances of 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:

The Council of the City of Massillon hereby determines it to be necessary to amend 505.14, Section (c) (33) of the Codified Ordinances to add the language to read as attached hereto as Exhibit "A".

Section 2:

Massillon Codified Ordinance 505.14, Section (c) (33) is hereby amended.

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.



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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 204 – 2015

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to apply for 2015 Municipal Road funds through Stark County, 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 hereby determines it to be necessary for the Mayor of Massillon, Ohio, to apply for 2015 Municipal Road funds through Stark County for the following:

SCATS Massillon Share	-	\$ 4,473.00
Lake Avenue NE Resurfacing	-	\$ 180,000.00

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to apply for 2015 Municipal Road funds through Stark County.

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: DECEMBER 21, 2015

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 205 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a lease/purchase agreement under the Municipal Finance Program, 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 for the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a lease/purchase agreement under the Municipal Finance Program for three (3) 2016 Ford Explorer SUV police vehicles. Delivery of vehicles will be in the quarter year of 2016 with first payment due upon delivery.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a lease/purchase agreement under the Municipal Finance Program to purchase three (3) 2016 Ford Explorer SUV vehicles for the Massillon Police Department.

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: DECEMBER 21, 2015

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 206 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Valley Ford Truck, Inc., 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 for the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Valley Ford Truck, Inc. to purchase a 2016 Ford F-350 pick-up truck equipped with plow, salt spreader and safety lights for the Massillon Street Department. Deliver of vehicle will be in the first two (2) weeks of 2016 with full payment upon delivery. Purchase price will be no more than Forty Five Thousand Dollars (\$45,000).

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a purchase agreement with Valley Ford Truck, Inc. to purchase a 2016 Ford F-350 pick-up truck for the Massillon Street Department.

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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 207 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to order and purchase an emergency generator from Buckeye Power Sales, 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 for the Director of Public Service and Safety of the City of Massillon, Ohio, to order and purchase a 154 kw, 534 amp emergency generator from Buckeye Power Sales. The listed purchase price is Thirty Three Thousand Nine Hundred and Ninety Dollars (\$33,990).

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to order and purchase a 154 kw, 534 amp emergency generator from Buckeye Power Sales for the listed purchase price of Thirty Three thousand Nine Hundred and Ninety Dollars (\$33,990).

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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 208 – 2015

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, 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 1406 Wastewater Treatment Capital Improvement Fund for the year ending December 31, 2015, the following:

\$ 38,500 to an account entitled "Building Repairs/Replacements" - 1406.610.5.2515

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 various departments for the City of Massillon and for the 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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 209 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE reducing the appropriations in 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:

The appropriations are hereby reduced in the 1100 General Fund, for the year ending December 31, 2015, as follows:

\$ 17,266.40 from an account entitled "Refunds-Income Tax"	- 1100.210.5.2720
\$ 42,586.96 from an account entitled "Police-Central Dispatch"	- 1100.305.5.2375
\$ 29,902.93 from an account entitled "Disability & Pension Transfer"	- 1100.305.5.2710
\$104,499.76 from an account entitled "Disability & Pension Transfer"	- 1100.325.5.2710
\$ 2,500.00 from an account entitled "Siren Lease Maintenance"	- 1100.325.5.2394
\$ 66,565.15 from an account entitled "Millennium Blvd. Ext. Project"	- 1100.405.5.2395
\$ 42,782.19 from an account entitled "Utilities"	- 1100.410.5.2340
\$ 8,638.01 from an account entitled "Accumulated Sick"	- 1100.905.5.2150
\$ 14,350.52 from an account entitled "Workers Compensation"	- 1100.905.5.2270
\$ 18,450.00 from an account entitled "Street Lighting"	- 1100.905.5.2392
\$ 1,000.00 from an account entitled "Regional Planning"	- 1100.905.5.2390
\$ 2,584.00 from an account entitled "County Collection Fees"	- 1100.905.5.2393
\$ 2,874.08 from an account entitled "Annexation Fees"	- 1100.905.5.2721
<b>\$354,000.00 Total</b>	

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.



DATE: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 210 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE reducing the appropriations in the 1100 General Fund, the 1421 Wastewater Treatment Plant Upgrade Fund, the 3105 State Patrol Transfer Fund, the 1209 Police Pension Fund and the 1210 Fire Pension 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:

The appropriations are hereby reduced in the 1100 General Fund, for the year ending December 31, 2015, as follows:

\$ 261,571.70 from an account entitled "9<sup>th</sup> St. SW Improvement Fund" - 1100.405.5.2394

Section 2:

The appropriations are hereby reduced in the 1421 Wastewater Treatment Plant Upgrade Fund, for the year ending December 31, 2015, as follows:

\$1,050.965.97 from an account entitled "WWT Plant Upgrade Project" - 1421.610.5.2510

Section 3:

The appropriations are hereby reduced in the 3105 State Patrol Transfer Fund, for the year ending December 31, 2015, as follows:

\$ 11,112.23 from an account entitled "State Patrol Transfer Law Library" - 3105.930.5.2390

\$ 11,112.17 from an account entitled "State Patrol Refund to General" - 3105.930.5.2720

\$ 22,224.40 Total

DATE: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
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TONY M. TOWNSEND, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 211 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Sections 1 and 2 of Ordinance No. 170 - 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 that it is necessary to amend Sections 1 and 2 of Ordinance No. 170 – 2015 and finds that it is necessary in the interest of public health, safety and welfare to enter into a purchase agreement with TASER International for the City of Massillon, Ohio, on behalf of the Massillon Police Department.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract with TASER International on behalf of the Massillon Police Department for the purchase of fifteen (15) new Class III X26P tasers and necessary accessories and a 4-year extended warranty, all totaling Nineteen Thousand Five Hundred Forty Nine Dollars and Fifty Cents. (\$19,549.50).

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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 212 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Sections 1, 2 and 4 of Ordinance No. 140 - 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 that it is necessary to amend Sections 1, 2 and 4 of Ordinance No. 140 – 2015 and determines it is necessary in the interest of public health, safety and welfare for the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a lease/purchase agreement with U.S. Bank Equipment Finance, a division of U.S. Bank National Association. The lease agreement will allow the Massillon Police Department to acquire a 2016 Ford Transit 350 MR van for the purpose of transporting prisoners between Stark County Jail and Massillon Municipal Court. The terms of said agreement are three (3) annual installments of Ten Thousand Two Hundred Sixty-six Dollars and Fifty-two cents (\$10,266.52) each.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a lease/purchase agreement with U.S. Bank Equipment Finance, a division of U.S. Bank National Association to acquire a 2016 Ford Transit 350 MR van for use by the Massillon Police Department.

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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 213 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 2 of Ordinance No. 97 - 2012, 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 that it is necessary to amend Section 2 of Ordinance No. 97 – 2012.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to submit an application for funding to Ohio EPA's Water Pollution Control Loan Fund (WPCLF) and execute any necessary documents for upgrade to the Wastewater Treatment Plant. The proposed upgrades to be completed are based on the Facility Plan Update that was completed by CTI Engineers, Inc., which incorporated the Ohio EPA's requirements to the City's NPDES Permit for the WWTP Facility and for future capacity needs. Stark County will fund 46.47% of the project.

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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 214 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 4 of Ordinance No. 21 - 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 that it is necessary to amend Section 4 of Ordinance No. 21 – 2015.

Section 2:

Said amendment is to transfer various appropriated as follows: That there be and hereby is transferred from various appropriated accounts above certain funds as follows:

\$ 346,152.95 from General Fund to Police Pension Fund  
\$ 520,399.24 from General Fund to Fire Pension Fund  
\$ 40,796.53 from General Fund to Fire Pension Fund  
\$ 198,943.76 from General Fund to Lincoln Center III Debt Fund  
\$ 125,500.00 from General Fund to Senior Housing Debt  
\$ 24,631.46 from General Fund to OPWC Debt Fund  
\$ 4,318.99 from Unclaimed Fund to General 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: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 215 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE establishing a fund entitled 1420 Project Grants Fund and creating line items within said fund, 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 is hereby established within the City of Massillon, Ohio, a fund entitled "1420 Project Grants Fund" and creating line items within said funds.

Section 2:

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

Section 3:

That this Ordinance is declared to be an emergency measure immediately necessary in order to process revenues and expenditures associated with projects that are fully funded by various entities and allows those transactions to be processed independently. 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 \_\_\_\_\_, 2015

ATTEST:

DIANE ROLLAND, CLERK OF COUNCIL

TONY TOWNSEND, PRESIDENT

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

KATHY CATAZARO-PERRY, MAYOR



DATE: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 216 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE establishing a fund entitled 1236 Law Department Salaries Fund and creating line items within said fund, 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 is hereby established within the City of Massillon, Ohio, a fund entitled "1236 Law Department Salaries Fund" and creating line items within said funds. This fund is for the Assistant Law Directors who prosecute felony offenses and township misdemeanor offenses.

Section 2:

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

Section 3:

This Ordinance is declared to be an emergency measure immediately necessary for the Assistant Law Directors who prosecute felony offenses and township misdemeanor offenses. 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 \_\_\_\_\_, 2015

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

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

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

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

DATE: DECEMBER 21, 2015

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 217 – 2015

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) Occupation List of Class Titles – City Officials – Law Director, of Ordinance No. 94 -1994 and Ordinance No. 251 – 1995 by repealing Section 2(D) Occupation List of Class Titles – City Officials – Law Director; and enacting a new Section 2(D) Occupation List of Class Titles – City Officials – Law Director, 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:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to amend Section 2(D) Occupation List of Class Titles – Law Director, of Ordinance Nos. 94 -1994 and 251 – 1995 and enacting a new Section 2(D) Occupation List of Class Titles – City Officials – Law Director, in the City of Massillon, Ohio, indicating that the basic salary rate for the Law Director shall be Fifty-two Thousand One Hundred Twenty-four Dollars and Forty-eight cents (\$52,124.48).

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.