### MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

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ald gres	Ord.	no.	13.4	Ord.	AGEN No. 14	D. Pl

DATE: TUESDAY, JANUARY 19, 2016

PLACE: COUNCIL CHAMBERS

TIME: 7:30 P.M.

merled agenda to all 2s. No. 6-828 THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL - 8 Present; Chavan absent

- 2. INVOCATION BY COUNCILWOMAN CREAMER
- 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

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to sign a Real Estate Purchase Agreement with the State of Ohio, and declaring an emergency.

BY: POLICE AND FIRE COMMITTEE

AN ORDINANCE authorizing the Police Department of the City of Massillon, Ohio, to sell the issued duty handgun to retiring police officers who retire in good standing, and declaring an emergency.

BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

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

### BY: FINANCE COMMITTEE

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 2105 Stormwater Utility Fund and the 1406 Wastewater Treatment Capital Improvement Fund for the year ending December 31, 2016, and declaring an emergency.

ORDINANCE NO. 6 - 2016

### BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2016, and declaring an emergency.

ORDINANCE NO. 7 - 2016

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of the Parks and Recreation Department of the City of Massillon, Ohio, to sell, auction, scrap and/or dispose of all and any park recreation vehicles, machinery, park equipment and/or materials from the Senior Center and The Legends of Massillon Golf Course, and declaring an emergency.

ORDINANCE NO. 8 - 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2016, and declaring an emergency.

ORDINANCE NO. 9 - 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2016, and declaring an emergency.

**ORDINANCE NO. 10 - 2016** 

BY: FINANCE COMMITTEE

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1220 Foreclosure Property Administration, for the year ending December 31, 2016, and declaring an emergency.

### BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2016, and declaring an emergency.

## BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers in the 2016 appropriations from within the 1100 General Fund, for the year ending December 31, 2016, and declaring an emergency.

Ind. No. 13 - 8 yes

Lord. No. 14 - 8 yes

Lord. No. 14 - 8 yes

Lord. No. 14 - 8 yes

UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

Request for a New Liquor License by Patrick Emmert, DBA Emmert's Market, 1107 S. Erie St., Massillon, OH 44646

9. BILLS, ACCOUNTS AND CLAIMS

Norlson Inc. 68.50 - Dictation Tapes

Bonnies Engraver's 37.00 - Name Plates

Walter H. Drane Co. - \$ 390.00 - Hosting Code on Internet - 1/1/2016 to 12/31/2016

Copeco - \$1,020.05 - Service Contract

The Repository - \$1,230.80 - Publication of November Ordinances

Total - \$2,746.35

# 10. REPORTS FROM CITY OFFICIALS

Treasurer's Year End Report for 2015

Approval of Mayor's appointment of Ed Grier as a member of the Massillon Parks and Recreation Board for the term of 01/01/16 to 12/31/20.

Approval of Mayor's appointment of Dave Harding as a member of the Massillon Parks and Recreation Board for the term of 01/01/14 to 12/31/18 (Mr. Harding is filling a vacant seat).

Next Stock Session /25/16 @ 600

# 12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

- 13. CALL OF THE CALENDAR
- 14. THIRD READING ORDINANCES AND RESOLUTIONS
- 15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 186 - 2015

BY: ENVIRONMENTAL COMMITTEE

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. 1 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE to amend Section 1 of Ordinance No. 161 - 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

DATE:	<b>JANUA</b>	RY 19,	2016

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 2 - 2016

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to sign a Real Estate Purchase Agreement with the State of 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 determines it necessary in the public health, safety and welfare for the Mayor of the City of Massillon, Ohio, to sign a Real Estate Purchase Agreement with the State of Ohio.

#### Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to sign a Purchase Real Estate Agreement with the State of Ohio. A portion of two (2) parcels of land currently owned by the State of Ohio located where the Heartland Behavioral Facility is situated is to be deeded through the City to Massillon Cemetery Association, Inc. by way of the Community Investment Corporation, CIC. All fees associated with the transaction will be provided by Massillon Cemetery Association, Inc. and there will be no City funds involved. The Real Estate Purchase Agreement is attached as "Exhibit A".

### Section 3:

### MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 3 - 2016

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Police Department of the City of Massillon, Ohio, to sell the issued duty handgun to retiring police officers who retire in good standing, 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 authorize the Police Department of the City of Massillon, Ohio, to sell the issued duty handgun to retiring police officers who retire in good standing.

#### Section 2:

The Police Department of the City of Massillon, Ohio, is hereby authorized and directed to sell the issued duty handgun to retiring police officers who retire in good standing. The purchase price to the retiring officer is One Dollar (\$1.00), payable to the Treasurer of the City of Massillon, Ohio. The Police Department of the City of Massillon, Ohio, will be required to document and keep on file all records of transfer of duty weapons sold to retiring officers. This legislation will be retroactive to January 1, 2016.

### Section 3:

DATE:	<b>JANUARY 19, 2016</b>	3
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# MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 4 - 2016

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – COMMUNITY DEVELOPMENT/PLANNING DEPARTMENT of Ordinance No. 127 – 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES – COMMUNITY DEVELOPMENT/ PLANNING DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES – COMMUNITY DEVELOPMENT/PLANNING 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 – COMMUNITY DEVELOPMENT/PLANNING DEPARTMENT of Ordinance No. 127 – 1997 be and is hereby repealed.

#### Section 2:

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

(SEE ATTACHMENT "A", PAGE 9; AND INSERT IN THE SALARY ORDINANCE NO. 127-1997)

# Section 3:

	MS CL MS CL MS CL	WIC Prof/Nutritionist WIC Staff Prof (entry)/ Nurse WIC Clerk
200	011.1111	COMM. DEV./PLANNING DEPT. 845
26S	SU UN	Community Development Director
22S	SU UN	Economic Development Director
208	SU UN	Housing Director
19S	UN	** Economic Development Specialist
8		Ordinance No. 4 - 2016
10S	UN	Housing/Administrative Assistant
98	CL	Secretary/Bookkeeper
98	UN	Code Enforcement Officer
8S - 10S	SU UN	Youth Center Coordinator
6S	UN	Clerk Typist II
5S	CL	Clerk Typist I
5S	CL	Relocation Aide
50	OL	Notobalion Alde

CLASS GRADE	SCHEDULE	DEPARTMENT & TITLE DESCRIPTION		
		SUMMER YOUTH PROG. 845		.,
V.		PART TIME/TEMPORARY/SEASONAL		
	MS	SESP Administrator (6 Hr. Limit)	•	
	MS	Cook		
	MS	Aide	*	
	MS	Site Coordinator		
	MS	Secretary/Janitor (6 Hr. Limit)		
	MS	Cook Helper/Youth Center	.*	
	MS	SYPE Coordinator		
	MS	SYPE Counselor	T¥	
	MS	SYPE Teachers		
		GOLF COURSE DEPARTMENT	920	
23S - 25S	SU UN	Director of Golf		
14S - 16S	UN	Grounds Superintendent		
8S - 10S	UN	Assistant Grounds Superintendent	s	
6S - 8S	UN	Golf Professional/Operations Assistant		
5S	UN	Maintenance/Clubhouse Aid		
3S - 4S	UN	Grounds Foreman	9	
3S	UN	Secretary/Bookkeeper		
		PART TIME/TEMPORARY/SEASONAL		
	MS	Golf Course-Programs Coordinator	4. *	
	MS	Maintenance/Labor Coordinator		
	SE	Laborer I		
	SE	Laborer II		
	SE	Laborer III		
	SE	Sarters/Rangers I		
	SE	Starters/Rangers II		
	SE	Starters/Rangers III		
	SE	Golf Cart Personnel I		

### MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

#### ORDINANCE NO. 5 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 2105 Stormwater Utility Fund and the 1406 Wastewater Treatment Capital Improvement Fund for the year ending December 31, 2016, 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 2105 Stormwater Utility Fund, for the year ending December 31, 2016, the following:

\$ 30,000.00 to an account entitled "Storm Sewer Repairs" - 2105.425.5.2510 \$ 29,975.00 to an account entitled "Federal Ave. Pump Station" - 2105.549.5.2510 \$ 59,975.00 **TOTAL** 

#### Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2016, the following:

\$ 47,550.00 to an account entitled "Building Repairs/Replacements" - 1406.610.5.2515

#### Section 3:

CLERK: DIANE ROLLAND

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 6 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2016, 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 1237 Economic Development Fund, for the year ending December 31, 2016, the following:

\$ 1,500.00 to an account entitled "Services/Contracts"

1237.845.5.2392

### 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:

DATE: \_\_\_JANUARY 19, 2016

CLERK: DIANE ROLLAND

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDÍNANCE NO. 7 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of the Parks and Recreation Department of the City of Massillon, Ohio, to sell, auction, scrap and/or dispose of all and any park recreation vehicles, machinery, park equipment and/or materials from the Senior Center and The Legends of Massillon Golf Course, 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 the Parks and Recreation Department to sell, auction, scrap and/or dispose of all and any park recreation vehicles, machinery, park equipment and/or materials from the Senior Center and The Legends of Massillon Golf Course.

#### Section 2:

The Director of the Parks and Recreation Department of the City of Massillon, Ohio, is hereby authorized and directed to sell, auction, scrap and/or dispose of all and any park recreation vehicles, machinery, park equipment and/or materials from the Senior Center and The Legends of Massillon Golf Course.

### Section 3:

DATE:	JANUARY 19, 2016	
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## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2016, 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 1100 General Fund, for the year ending December 31, 2016, the following:

\$ 200,000.00 to an account entitled "Street Dept./C.I. Equipment" - 1401.435.5.2530

#### 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:

CLERK: DIANE ROLLAND

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 9 – 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2016, 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 1100 General Fund, for the year ending December 31, 2016, the following:

\$ 26,000.00 to an account entitled "Econ. Develp. – Salary" – 1100.845.2110 3,640.00 to an account entitled "Econ. Develp. – P.E.R.S. – 1100.845.2230 1100.845.2231 377.00 to an account entitled "Econ. Develp. – Medicare – 1100.845.2231 30,017.00 Total Economic Development

### 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:

CLERK: DIANE ROLLAND

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

**COUNCIL CHAMBERS** 

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 10 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1220 Foreclosure Property Administration, for the year ending December 31, 2016, 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 1220 Foreclosure Property Administration Fund, for the year ending December 31, 2016, the following:

#### 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:

CLERK: DIANE ROLLAND

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 11 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2016, 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 1237 Economic Development Fund, for the year ending December 31, 2016, the following:

\$ 100,000.00 to an account entitled "Services/Contracts"

1237.845.2392

### 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:

DATE:\_\_\_\_JANUARY 19, 2016

CLERK: DIANE ROLLAND

## MASSILLON CITY COUNCIL CITY OF MASSILLON, OHIO CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

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#### ORDINANCE NO. 12 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2016 appropriations from within the 1100 General Fund, for the year ending December 31, 2016, 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 transferred from the 2016 appropriations within the 1100 General Fund, for the year ending December 31, 2016, the following:

FROM:

General Fund

1100.905.5.2752

\$ 200,000.00

TO:

Income Tax-C. I. Fund

1401.435.5.2530

\$ 200,000.00

### 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: