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

DATE: MONDAY, JUNE 20, 2016 PLACE: COUNCIL CHAMBERS

TIME: 6:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL - / preserve	" "sa" in jana "
2. INVOCATION BY COUNCILWOMAN CUNI	NINGHAM-HEDDERLY
3 PLEDGE OF ALLECIANCE	Station #
4. READING OF THE JOURNAL	Jon Matthe
5. REMARKS OF DELEGATIONS AND CITIZE	ENS TO MATTERS ON THE AGENDA

6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 82 - 2016

BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with the AFSCME, Ohio Council

8, Local 996 Collective Bargaining employees, and declaring an emergency.

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ORDINANCE NO. 83 2016

5255 - 400 for Suspension BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with the Wastewater Treatment Department Collective Bargaining employees, and declaring an emergency.

ORDINANCE NO. 84 2016

BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

AN ORDINANCE amending Section 2(D) OCCUPATIONAL LIST OF CLASS TITLES – PUBLIC WORKS DEPARTMENT 435 of Ordinance No. 7-2013 and Ordinance No. 127-1997, by removing the job classifications contained in Attachment "A" and change the department name from Public Works to the Streets Department, and adopting the pay scale on Attachment "B", and declaring an emergency.

BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

AN ORDINANCE amending Section 2(D) OCCUPATIONAL LIST OF CLASS TITLES -WASTEWATER TREATMENT of Ordinance No. 7 - 2013 and Ordinance No. 127 - 1997, by removing the job classifications contained in Attachment "A" and inserting the newly created job classifications on Attachment "B" and adopting the newly created pay scale on Attachment "C", and declaring an emergency.

ORDINANCE NO. 86 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1414 Collection System Utility Fund, for the year ending December 31, 2016, and declaring an emergency.

ORDINANCE NO. 87 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1222 Waste Management Grant Fund, for the year ending December 31, 2016, and declaring an emergency.

ORDINANCE NO. 88 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 2202 Insurance Fund, for the year ending December 31, 2016, and declaring an emergency.

BY: FINANCE COMMITTEE

AN ORDINANCE amending Section 181.15 "CREDIT FOR TAX PAID TO ANOTHER MUNICIPALITY" OF CHAPTER 181 "INCOME TAX" of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

- 7. UNFINISHED BUSINESS
- 8. PETITIONS AND GENERAL COMMUNICATIONS
- 9. BILLS, ACCOUNTS AND CLAIMS

Norlson Inc.

\$ 277.68

Maintenance Agreements for Recording Units Payto

10. REPORTS FROM CITY OFFICIALS

Treasurer's Report - May 2016

- 11. REPORTS OF COMMITTEES
- 12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER
- 13. CALL OF THE CALENDAR

ORDINANCE NO. 7 - 2016

BY: FINANCE COMMITTEE

Tabled June 6, 2016 until June 20, 2016

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.

- 14. THIRD READING ORDINANCES AND RESOLUTIONS
- 15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 74 - 2016

BY: PARKS AND RECREATION COMMITTEE

AN ORDINANCE approving the proposed rate increase for Massillon tax payers and non-tax payers for the regular and deluxe birthday party packages at the Massillon Recreation Center, and declaring an emergency.

<u>ORDINANCE NO. 81 – 2016</u>

BY: FINANCE COMMITTEE

AN ORDINANCE to approve the highest and best bidder for the sale of land and building owned by the City of Massillon located at 955 Wales Road N.E., and declaring an emergency.

RESOLUTION NO. 12 - 2016

BY: COMMUNITY DEVELOPMENT COMMITTEE

A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on April 28, 2016, wherein the Zoning Board of Appeals denied a variance from the Massillon Zoning Code on a storage building location which does not meet the minimum side setback of ten (10) feet, on property known as Parcel No. 601879 in the City of Massillon, Ohio, and declaring an emergency.

George Slika

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

18. ADJOURNMENT - 745

DIANE ROLLAND - CLERK OF COUNCIL

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CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 82 - 2016

BY: RULES, COURTS, AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with the AFSCME, Ohio Council 8, Local 996 Collective Bargaining employees, 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 enter into a contract agreement with the AFSCME, Ohio Council 8, Local 996 Collective Bargaining employees effective June 1, 2016 through April 1, 2018.

Section 2:

The Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, are hereby authorized and directed to enter into a contract agreement with the AFSCME, Ohio Council 8, Local 996 Collective Bargaining employees effective June 1, 2016 through April 1, 2018, attached hereto 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.

Section 4:

This ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community, and for the additional reason to finalize the contract agreement with the AFSCME, Ohio Council 8, Local 996 Collective Bargaining employees. 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: JUNE 20, 2016

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 83 - 2016

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with the Wastewater Treatment Department Collective Bargaining employees, 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 enter into a contract agreement with the Wastewater Treatment Department Collective Bargaining employees effective June 1, 2016 through April 1, 2018.

Section 2:

The Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, are hereby authorized and directed to enter into a contract agreement with the Wastewater Treatment Departmental Collective Bargaining employees effective June 1, 2016 through April 1, 2018, attached hereto 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.

Section 4:

This ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community, and for the additional reason to finalize the contract agreement with the Wastewater Treatment Department Collective Bargaining employees. Provided it receives the affirmative vote of two-thirds of the elected members of 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.

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 84 - 2016

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATIONAL LIST OF CLASS TITLES—PUBLIC WORKS DEPARTMENT 435 of Ordinance No. 7 – 2013 and Ordinance No. 127 – 1997, by removing the job classifications contained in Attachment "A" and change the department name from Public Works to the Streets Department, and adopting the pay scale on Attachment "B", 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 OCCUPATIONAL LIST OF CLASS TITLES – PUBLIC WORKS DEPARTMENT of Ordinance No. 7 – 2013 and Ordinance No. 127 – 1997 be and is hereby amended.

Section 2:

That the job classifications on Attachment "A" are hereby deleted and the name of the department shall be "STREETS DEPARTMENT" and the pay scale on Attachment "B" is hereby adopted.

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 declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community, and efficient operation of the Streets Department. Provided it receives the affirmative vote of two-thirds of the elected members of 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: ___JUNE 20, 2016

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 85 – 2016

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATIONAL LIST OF CLASS TITLES – WASTEWATER TREATMENT of Ordinance No. 7 – 2013 and Ordinance No. 127 – 1997, by removing the job classifications contained in Attachment "A" and inserting the newly created job classifications on Attachment "B" and adopting the newly created pay scale on Attachment "C", 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 OCCUPATIONAL LIST OF CLASS TITLES – WASTEWATER TREATMENT of Ordinance No. 7 – 2013 and Ordinance No. 127 – 1997 be and is hereby amended.

Section 2:

That such amendment shall be the deletion of the job classifications contained in Attachment "A" and inserting the newly created job classifications on Attachment "B" and adopting the newly created pay scale on Attachment "C".

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 declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community, and the efficient operation of the Wastewater Treatment Department. Provided it receives the affirmative vote of two-thirds of the elected members of 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 THISDAY OF	, 2016
ATTEST:	
DIANE ROLLAND, CLERK OF COUNCIL	CLAUDETTE O. ISTNICK, PRESIDENT
APPROVED:	teat the following the second
	KATHY CATAZARO-PERRY, MAYOR

DATE: JUNE 20, 2016

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 86 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1414 Collection System Utility 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 1414 Collection System Utility Fund, for the year ending December 31, 2016, the following:

\$ 50,000.00 to an account entitled "Sanitary Sewer Improvements" - 141

1414.610.2510

Section 2:

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

Section 3:

This Ordinance is declared to be an emergency measure necessary 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.

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 87 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1222 Waste Management Grant 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 1222 Waste Management Grant Fund, for the year ending December 31, 2016, the following:

\$ 5,000.00 to an account entitled "Services/Contracts" -

1222.605.2392

3,600.00 to an account entitled "Supplies"

1222.605.2410

\$ 8,600.00 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 declared to be an emergency measure necessary 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: JUNE 20, 2016

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 88 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 2202 Insurance 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 2202 Insurance Fund, for the year ending December 31, 2016, the following:

\$ 7,000.00 to an account entitled "Employee Insurance" -

2202.905.5.2310

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 declared to be an emergency measure necessary 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.

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 89 - 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 181.15 "CREDIT FOR TAX PAID TO ANOTHER MUNICIPALITY" OF CHAPTER 181 "INCOME TAX" 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:

This ordinance shall take effect January 1, 2017, only if the Municipal Income Tax is increased to the amount of 2% at the Special Election being held on August 2, 2016. In the event that the Income Tax Increase is defeated at such election, this ordinance shall be null and void and not take effect.

Section 2:

All prior ordinances or sections thereof inconsistent with this ordinance are hereby repealed.

Section 3:

Provided that the Municipal Income Tax is raised to 2% effective January 1, 2017, the credit for tax paid to another municipality shall revert to a tax credit of 90% commencing January 1, 2017.

Section 4:

This ordinance is declared to be an emergency measure necessary for the efficient operation of the City of Massillon and for the preservation of the public health, safety and welfare of the community. It is also necessary for this ordinance to be passed as an emergency so that the Council of the City of Massillon, Ohio, can clearly set forth for the voters the status of the Income Tax Credit in the event that the Municipal Income Tax is increased at the Special Election to be held on August 2, 2016. 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.

RECEIVED JUN - 8 2016

Invoice

Norlson Inc. 39 S. Main St Suite 515 Akron, OH 44308

DATE	INVOICE#						
6/1/2016	3881						

BILL TO

Massillon City Council
1 James Duncan Plaza S.E. - 2nd Floor
Massillon, Ohio 44646

SHIP TO

Massillon City Council

1 James Duncan Plaza S.E. - 2nd Floor Massillon, Ohio 44646

Attn: Diane Rolland/ Clerk of Council

			P.O. NUMBER	TERMS	REF	SHIP VIA	PHONE NUMBER		
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						Total	\$277.68		

RECEIVED JUN 1 0 2016

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MONTH	BALANCE	6,797.93		10,001.70	3,471,545.10	2,008,123.47		1,341,017.00	1	16,463,699.04	55.60	6,596.74	8,360.63	21,618.04	948.33	23,338,763.58	18,273,460.34 14,793,142.48 11,041,464.51 8,735,424.71 9,270,169.30 8,702,489.68
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