

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

DATE: TUESDAY, JULY 5, 2016
PLACE: COUNCIL CHAMBERS
TIME: 6:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL *7 present - Creemer & Lewis Absent*
2. INVOCATION BY COUNCILMAN DAVE IRWIN
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA *Bill Creemer
Mayor She*
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

Passed - 7 yes
ORDINANCE NO. 90 - 2016

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Consent Legislation with the Ohio Dept. of Transportation (ODOT), for the STA-30/627-6.70/0.17 fine graded polymer AC overlay project, PID 84627, for the year ending December 31, 2016, and declaring an emergency.

Passed - 7 yes
ORDINANCE NO. 91 - 2016

BY: FINANCE 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 to enter into a contract upon award and approval of the Board of Control with the lowest and best bidder for the purchase of various materials, chemicals and fertilizers for the Streets Dept., The Legends of Massillon Golf Course, the Parks and Recreation Dept. and the Wastewater Treatment Dept., and declaring an emergency.

Passed - 7 yes
ORDINANCE NO. 92 - 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Fund, for the year ending December 31, 2016, and declaring an emergency.

Passed - 7 yes

ORDINANCE NO. 93 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a grant from Walmart for the Massillon Police Department, and declaring an emergency.

Passed - 7 yes

ORDINANCE NO. 94 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1215 Law Enforcement Local Grant Fund, for the year ending December 31, 2016, and declaring an emergency.

Passed - 7 yes

ORDINANCE NO. 95 – 2016

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.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

The Repository - \$ 571.20 - Publication of April Ordinances

*7 yes to y
the bills*

10. REPORTS FROM CITY OFFICIALS

Mayor's Report – May 2016

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. **THIRD READING ORDINANCES AND RESOLUTIONS**

Passed - 7 yes

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.

Passed - 7 yes

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.

15. **SECOND READING ORDINANCES AND RESOLUTIONS**

Passed - 7 yes

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.

Passed - 7 yes

ORDINANCE NO. 83 – 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 Wastewater Treatment Department Collective Bargaining employees, and declaring an emergency.

Passed - 7 yes

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.

Passed 7-yes

ORDINANCE NO. 85 – 2016

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.

Second Reading

ORDINANCE NO. 89 – 2016

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.

16. NEW AND MISCELLANEOUS BUSINESS

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

18. ADJOURNMENT

DIANE ROLLAND – CLERK OF COUNCIL

*Joel Smith
discussed
- Engineering
OHM Contracts
Kim Koecher
Fire Station
Bidder*

DATE: JULY 5, 2016

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
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CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 90 – 2016

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Consent Legislation with the Ohio Dept. of Transportation (ODOT), for the STA-30/627-6.70/0.17 fine graded polymer AC overlay project, PID 84627, 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:

The Council of the City of Massillon, Ohio, hereby finds it necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Consent Legislation with ODOT for the STA-30/627-6.70/0.17 fine graded polymer AC overlay project, PID 84627.

Section 2:

Whereas the State has identified the need for the described project located within the Corporation Limits of the City of Massillon, Ohio, (see attached map). Per Section 5521.01 of the Ohio Revised Code, the Director of Transportation is required to request and receive legislation from municipalities, prior to making any necessary repairs to State Highways within the corporate limits.

Section 3:

There is no cost share by City for the project as it is 100% ODOT funded. The Project is currently scheduled for 2017.

DATE: JULY 5, 2016

CLERK: DIANE ROLLAND

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LEGISLATIVE DEPARTMENT

ORDINANCE NO. 91 – 2016

BY: FINANCE 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 to enter into a contract upon award and approval of the Board of Control with the lowest and best bidder for the purchase of various materials, chemicals and fertilizers for the Streets Dept., The Legends of Massillon Golf Course, the Parks and Recreation Dept. and the Wastewater Treatment Dept.; 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 purchase of various materials, chemicals and fertilizers for the Streets Dept., The Legends of Massillon Golf Course, the Parks and Recreation Dept. and the Wastewater Treatment Dept.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed 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 purchase of various materials, chemicals and fertilizers for the Streets Dept., The Legends of Massillon Golf Course, the Parks and Recreation Dept. and the Wastewater Treatment Dept.

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: JULY 5, 2016

CLERK: DIANE ROLLAND

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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 92 – 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation 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 1234 Parks and Recreation Fund, for the year ending December 31, 2016, the following:

\$ 25,000.00 to an account entitled "Supplies/Materials" - 1234.920.5.2410

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: JULY 5, 2016

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 93 – 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a grant from Walmart for the Massillon Police Department, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it necessary in the public health, safety and welfare for the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a grant from Walmart for the Massillon Police Department in the amount of One Thousand Five Hundred Dollars (\$1,500.00).

Section 2:

The Director of Public Service and Safety is hereby authorized and directed to accept a grant from Walmart to be used for the Massillon Police Department. The funds will be deposited into the following account, 1215.305.1430, Law Enforcement Local Grand Fund, which will be used to purchase digital cameras.

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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LEGISLATIVE DEPARTMENT

ORDINANCE NO. 94 – 2016

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1215 Law Enforcement Local 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 1215 Law Enforcement Local Grant Fund, for the year ending December 31, 2016, the following:

\$ 1,500.00 to an account entitled "Supplies" - 1215.305.5.2410

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: JULY 5, 2016

CLERK: DIANE ROLLAND

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CITY OF MASSILLON, OHIO
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 95 – 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:	"Hosp/Eye/Den/Pres/Life-Mayor"	1100.110.5.2210	\$ 2,500.00
	"Hosp/Eye/Den/Pres/Life-Fire"	1100.325.5.2210	<u>20,700.00</u>
			\$23,200.00
TO:	"Hosp/Eye/Den/Pres/Life-SSD"	1100.160.5.2210	\$10,700.00
	"Hosp/Eye/Den/Pres/Life-Bldg. Dept."	1100.415.5.2210	<u>12,500.00</u>
			\$23,200.00

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.

THE REPOSITORY

Since 1815

500 Market Ave. S., Canton, OH 44702

RETURN SERVICE REQUESTED

L-CITY OF MASSILLON
CITY COUNCIL CLERK
1 JAMES DUNCAN PLZ
MASSILLON OH 44646

RECEIVED JUN 29 2016

Advertising Invoice

Page 1

Invoice Date

06/26/16

Invoice Number

900969

Account Number

R-132071

TOTAL BALANCE DUE NET 15

Total Amount Due

\$571.20

DATE	ORDER#	DESCRIPTION	ED	CL	DEPTH	SIZE	RATE	GROSS	NET
		BALANCE FORWARD							\$571.20
		TOTAL DUE							\$571.20

April Ordinances

Aging of Past Due Amounts:

CURRENT NET AMT DUE	30 DAYS	60 DAYS	90 DAYS	TOTAL AMOUNT DUE
\$0.00	\$571.20	\$0.00	\$0.00	\$571.20

For Billing Inquiries Call: 330-580-8464

18.00% ANNUAL SERVICE CHARGE ON PAST DUE BALANCE

When you provide a check payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or process the payment as a check transaction.

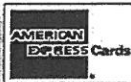
PLEASE DETACH AND RETURN THE BOTTOM PORTION WITH YOUR REMITTANCE - WRITE YOUR INVOICE NUMBER ON YOUR CHECK

*** RETURN THIS PORTION FOR PROPER CREDIT ***

MAKE YOUR CHECK PAYABLE TO:
THE REPOSITORY

Want to pay by credit card?

Visit us at cantonrep.com/payments
to make a secure credit card payment.



Advertiser Name

L-CITY OF MASSILLON

Account Number

R-132071

Invoice #

900969

Billing Date

06/26/16

Payment Terms

NET 15

Total Amount Due

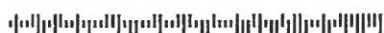
\$571.20

Amount Enclosed

THE REPOSITORY

Since 1815

PO BOX 5214
CAROL STREAM IL 60197-5214



2001320710000900969000571200622