

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

AGENDA

DATE: TUESDAY, FEBRUARY 21, 2017

PLACE: COUNCIL CHAMBERS

TIME: 6:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL

A. ADOPTION OF COUNCIL COMMITTEE ASSIGNMENTS

Tabled February 6, 2017 until February 21, 2017

2. INVOCATION BY COUNCILWOMAN YVONNE DANIELS

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. 16 – 2017

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE designating La Flavor Place S.E. the name for a certain street located in the City of Massillon, Ohio, and described as a street off Lincoln Way East, formerly known as City Hall St. S.E.

ORDINANCE NO. 17 – 2017

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2017, and declaring an emergency.

ORDINANCE NO. 18 – 2017

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 3104 Vacant Foreclosure Repository Fund, for the year ending December 31, 2017, and declaring an emergency.

ORDINANCE NO. 19 – 2017

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1207 Neighborhood Stabilization Program Fund, for the year ending December 31, 2017, and declaring an emergency.

ORDINANCE NO. 20 – 2017

BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers in the 2017 appropriations from within the 1207 Neighborhood Stabilization Program Fund, for the year ending December 31, 2017, and declaring an emergency.

ORDINANCE NO. 21 – 2017

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 with the lowest and best bidder, upon the approval of the Board of Control, for the 2017 Street Resurfacing Project, and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

Request for a transfer of liquor license from Mascotas, LLC, DBA Margaritas Mexican Grill & Cantina, 1st Fl. & Patio located at 45 – 1st St. N.W., Massillon, Ohio 44747 to Sky 121, LLC, DBA Margaritas Mexican Grill located at 121 Lincoln Way W. & Patios, Massillon, Ohio 44646. Permit Class D5 and D6 located in Ward 2.

9. BILLS, ACCOUNTS AND CLAIMS

The Repository - \$ 958.80 Publication of December Ordinances

10. REPORTS FROM CITY OFFICIALS

Mayor's Report - December 2016
Treasurer's Report - January 2017

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

15. SECOND READING ORDINANCES AND RESOLUTIONS

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: FEBRUARY 21, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 16 – 2017

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE designating La Flavour Place S.E. the name for a certain street located in the City of Massillon, Ohio, and described as a street off Lincoln Way East, formerly known as City Hall St. S.E.

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

Section 1:

La Flavour Place S.E. be and is hereby designated as the name for a certain street located in the City of Massillon, Ohio, said street running south from Lincoln Way E.

Section 2:

That the Director of Public Service and Safety is authorized and directed to post appropriate signs on said street giving notice of said name designation. The Safety Service Director shall remove any signs presently existing on said street which indicate that said street may have a name other than La Flavour Place S.E.

Section 3:

That the Traffic Control Map is hereby amended to show the name designation.

Section 4:

That any prior ordinance or part of any ordinance that may be in conflict with this ordinance, be and is hereby repealed.

Section 5:

That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

DATE: FEBRUARY 21, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 17 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2017, 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, 2017, the following:

\$ 200,000.00 to an account entitled "NIP Program" - 1100.905.5.239C

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: FEBRUARY 21, 2017

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 18 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 3104 Vacant Foreclosure Repository Fund, for the year ending December 31, 2017, 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 3104 Vacant Foreclosure Repository Fund, for the year ending December 31, 2017, the following:

\$ 25,000.00 to an account entitled "HMRP Grant Program" - 3104.415.5.2380

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: FEBRUARY 21, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 19 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1207 Neighborhood Stabilization Program Fund, for the year ending December 31, 2017, 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 1207 Neighborhood Stabilization Program Fund, for the year ending December 31, 2017, the following:

\$ 28,375.21 to an account entitled "Transfer Out" - 1207.845.5.2752

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: FEBRUARY 21, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 20 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2017 appropriations from within the 1207 Neighborhood Stabilization Program Fund, for the year ending December 31, 2017, 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 2017 appropriations within the 1207 Neighborhood Stabilization Program Fund, for the year ending December 31, 2017, the following:

FROM:	"Transfer Out"	1207.845.5.2752	\$ 28,375.21
TO:	"Transfer In"	1203.845.5.1860	\$ 28,375.21

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: FEBRUARY 21, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 21 – 2017

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 with the lowest and best bidder, upon the approval of the Board of Control, for the 2017 Street Resurfacing Project, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it necessary in the public health, safety and welfare for the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, with lowest and best bidder, upon the approval of the Board of Control, for the 2017 Street Resurfacing Project.

Section 2:

The Director of Public Service and Safety is hereby authorized and directed to advertise for and receive sealed bids and enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2017 Street Resurfacing Project. Current project cost estimate is \$1,200,000.00 and will be funded through the 1201 Street Resurfacing Fund and the 1100 Storm Sewer Repairs 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.

Hard. 2

RECEIVED FEB 13 2017

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

8219593		TFOL		SKY 121 LLC DBA MARGARITAS MEXICAN GRILL 121 LINCOLN WAY W & PATIOS MASSILLON OH 44646
PERMIT NUMBER		TYPE		
02	01	2017		
ISSUE DATE				
02	06	2017		
FILING DATE				
D5 D6				
PERMIT CLASSES				
76	143	B	F17808	
TAX DISTRICT		RECEIPT NO.		

FROM 02/08/2017

5602342				MASCOTAS LLC DBA MARGARITAS MEXICAN GRILL & CANTINA 1ST FL & PATIO 45 1ST ST NW MASSILLON OHIO 44647
PERMIT NUMBER		TYPE		
02	01	2017		
ISSUE DATE				
02	06	2017		
FILING DATE				
D5 D6				
PERMIT CLASSES				
76	143			
TAX DISTRICT		RECEIPT NO.		



MAILED 02/08/2017

RESPONSES MUST BE POSTMARKED NO LATER THAN.

03/13/2017

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **B TFOL 8219593**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF MASSILLON CITY COUNCIL
ONE JAMES DUNCAN PLAZA SE
MASSILLON OHIO 44646

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 FEB - 6 2017 Advertising Invoice

Invoice Date

Page 1

01/29/17

Invoice #

920534

Account #

R-132071

TOTAL BALANCE DUE NET 15

Total Amount Due

\$2,135.20

DATE	ORDER#	DESCRIPTION	ED	CL	DEPTH	SIZE	RATE	GROSS	NET
		BALANCE FORWARD						\$1,693.20	
Jan 04	167952	PMT-760435						(516.80)	
Jan 21	765666	351L 0085 PUB IND						958.80	
		TOTAL DUE						\$2,135.20	

Aging of Past Due Amounts:

CURRENT NET AMT DUE	30 DAYS	60 DAYS	90 DAYS	TOTAL AMOUNT DUE
\$958.80	\$1,176.40	\$0.00	\$0.00	\$2,135.20

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

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

INCLUDING ACCOUNT #, 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 #

R-132071

Invoice #

920534

Billing Date

01/29/17

Payment Terms

NET 15

Total Amount Due

\$2,135.20

Amount Enclosed

THE REPOSITORY

Since 1815

PO BOX 5214
CAROL STREAM IL 60197-5214



2001320710000920534002135200622