

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

AGENDA

DATE: MONDAY, APRIL 17, 2017
PLACE: COUNCIL CHAMBERS
TIME: 6:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION BY COUNCILMAN PAUL MANSON
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. 40 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE adopting the recommendations of the Massillon Tax Incentive Review Committee (TIRC) with regard to the renewal and termination of Massillon Enterprise Zone (EZ) projects.

ORDINANCE NO. 41 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications.

ORDINANCE NO. 42 – 2017

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1215 Local Law Enforcement Trust Fund, for the year ending December 31, 2017, and declaring an emergency.

ORDINANCE NO. 43 – 2017

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Waste Water Treatment Capital Improvement Fund, for the year ending December 31, 2017, and declaring an emergency.

RESOLUTION NO. 3 – 2017

BY: COMMITTEE OF THE WHOLE

A RESOLUTION opposing the Trump Administration \$6 billion in cuts at the Department of Housing and Urban Development. These proposed budget cuts would eliminate the CDBG (Community Development Block Grant) Program which was designed to aid low-to-moderate income neighborhoods, eliminate slum and blight and address urgent community development needs.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

Copeco – \$4.40 Finance Charge

10. REPORTS FROM CITY OFFICIALS

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

ORDINANCE NO. 26 – 2017

BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

Tabled April 3, 2017 until April 17, 2017

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – MAYOR'S OFFICE of Ordinance No. 127 – 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES – 110 MAYOR'S OFFICE, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES – 110 MAYOR'S OFFICE, in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 30 – 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.

14. THIRD READING ORDINANCES AND RESOLUTIONS

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 35 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer Parcel No. 605334, located at 216 – 1st St. N.E., Massillon, Ohio, from the City of Massillon to the Community Development Corporation of Massillon (CIC), 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: APRIL 17, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 40 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE adopting the recommendations of the Massillon Tax Incentive Review Committee (TIRC) with regard to the renewal and termination of Massillon Enterprise Zone (EZ) projects.

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

Section 1:

The Massillon Tax Incentive Review Committee has held its annual meeting regarding Massillon Enterprise Zone Projects. A summary report of the Massillon City Economic Zone Projects is attached hereto as Exhibit "A".

Section 2:

The Massillon Tax Incentive Review Committee has recommended that the exemptions for all of the City's active Enterprise Zone Projects be continued.

Section 3:

The Council of the City of Massillon hereby approves and adopts the recommendations of the Tax Incentive Review Committee as set forth on the attached Exhibit "A". All exemptions shall be continued.

Section 4:

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 5:

Provided this Ordinance 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 _____, 2017.

ATTEST:

DIANE ROLLAND, CLERK OF COUNCIL

APPROVED:

KATHY CATAZARO-PERRY, MAYOR

MASSILLON ENTERPRISE ZONE PROGRAM - TAX INCENTIVE REVIEW COMMITTEE MEETING				
COMPANY	SCHOOL DISTRICT	INVESTMENT LEVELS	EMPLOYMENT LEVELS	COMMENTS / COMMITTEE RECOMMENDATION
E-B DISPLAY COMPANY, INC.	Tuslaw	108%	100%	
INTEGRITY CRANE SERVICES LTD	Perry	99%	100%	
CASE FARMS LLC	Perry	195%	126%	
SHEARER'S FOODS INC.	Perry	136%	98%	
KENDEL WELDING & FABRICATION	Perry	0%	0%	Expired
GENCO	Perry	0%	0%	Expired
QUEST SPECIALTY CHEMICAL	Massillon	105%	280%	
QUEST AUTOMOTIVE PRODUCTS	Massillon	107%	48%	
HEINZ FROZEN FOOD CO.	Massillon	0%	0%	Expired

DATE: APRIL 17, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 41 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications.

WHEREAS, under the provisions of Title I of the Housing and Community Development Act of 1974 (which title is hereunder referred to as the "Act") and the regulations promulgated thereunder (24 CFR Parts 58 and 570, hereunder referred to as the "Regulations") is authorized to make block grants to units of general local government to help finance housing and community development programs (which grants are hereinafter to as "CDBG" grants); and

WHEREAS, the City of Massillon proposes to apply for such a grant for Fiscal Year 2017 and has, in that connection and as required by and pursuant to the Act and Regulations, prepared a Consolidated Plan for community development, including a strategic plan for meeting its housing and community development needs, and an annual action plan describing the activities that the City proposes to undertake with CDBG funds; and

WHEREAS, the City of Massillon has developed and implemented a citizen participation plan to make information available to citizens, public agencies, and others on the various elements of CDBG program; to encourage participation of citizens and organizations representing citizens, particularly low and moderate income citizens, in the development of the Consolidated Plan; to hold public meetings on the Plan and proposed CDBG Budget and to provide timely and adequate notice of such meetings; and to provide technical assistance to citizens and citizen groups requesting assistance to adequately participate in the planning, implementation, and evaluation of the Consolidated Plan and CDBG Program; and

WHEREAS, the Council has duly reviewed and considered the Consolidated Plan and Annual Action Plan, along with the views and proposals of citizens, and the comments and recommendations of the City's administrative and planning officials.

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

Section 1:

This Council hereby finds and determines that the Consolidated Plan and Annual Action Plan properly and adequately identifies the City's housing and community development needs and objectives; and that the programs and activities to be undertaken by the City with CDBG funds as provided for under the Act for the 2017 Program Year have been designed so as to give maximum feasible priority to activities which will benefit low and moderate income households or aid in the prevention or elimination of slums and blight, so as to achieve the national objectives of the CDBG program which are to develop viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for low and moderate income persons; and for these reasons, this Council approves said Plan.

Section 2:

That the Mayor, being the chief executive officer of the City of Massillon, is hereby designated as the authorized representative of the City, to act in connection with the City's application for CDBG funds, and to provide such additional information, as well as to execute and file such additional documentation or certifications as may be required by the Secretary or by other responsible agencies in connection with the application.

Section 3:

That this Council hereby finds and determines that the City in preparing its application for CDBG funds, has complied with the applicable requirements of the Act and Regulations, and that this Council hereby approves the Annual Action Plan and authorizes the Mayor to execute and file the application, together with all related documentation, with the Secretary.

Section 4:

That this Council hereby directs that the City of Massillon is carrying out its CDBG funded activities, continue to comply with applicable requirements of the Act and Regulations and with other applicable laws including civil rights, equal opportunity and fair housing, citizens participation, real property acquisition and relocation, environmental protection, fair labor standards, and the requirement of giving maximum feasible priority to activities which will benefit low and moderate income households or aid in the prevention or elimination of slums and blight; and this Council authorizes the Mayor to execute and file with the Secretary certifications in such form as the Secretary may prescribe, which will provide assurances concerning these foregoing matters, and concerning other matters as may be required by the Secretary in connection with carrying out the City's CDBG program.

That this Council hereby authorizes the Mayor to consent to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provision of such act applies to the Secretary's responsibilities for environmental review, decision making, and action to be assumed and carried out by the Mayor, and authorizes the Mayor to consent, on behalf of the City, to accept the jurisdiction of the Federal Courts for the purposes of carrying out the CDBG program; and furthermore, that this Council hereby authorizes the Mayor to execute and file such other documents and take such other actions in connection with the environmental review process as may be required by the Act and Regulations.

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the community. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS 20 DAY OF February, 2017.

DIANE ROLLAND, CLERK OF COUNCIL

CLAUDETTE O ISTNICK, PRESIDENT

APPROVED:

KATHY CATAZARO-PERRY, MAYOR

FY 2017 CDBG **PROPOSED** PROGRAM BUDGET
CITY OF MASSILLON, OHIO

CDBG PROGRAM FUNDING RESOURCES

FY 2017

CDBG Entitlement Grant from U. S Department of HUD	\$ 600,000.00
Unallocated Balance from previous years	\$ 28,375.21
Estimated Program Income to be Received during Program Year	\$ 1,500.00
FY 2017 CDBG PROGRAM BUDGET	\$ 629,875.21

Project Name

Description

FY 2017

CITY OF MASSILLON CDBG ACTIVITIES

City Housing Program	Housing Rehabilitation/Emergency Home Repair Program	\$ 185,291.00
Housing Code Enforcement	Code Enforcement in Low Income Neighborhoods/Target Areas	\$ 29,952.00
Target Street Program	Repaving of Streets within designated Low Income Residential Neighborhoods Target Areas	\$ 106,757.00
Planning, Administration, Fair Housing	Community Development and Fair Housing	\$ 116,338.00
Clearance or Demolition of Buildings/Improvements	Acquisition/Disposition Downtown Buildings	\$ 43,537.21
Downtown Street Improvements	Streetscaping	\$ 50,000.00
Housing Project Coleman	Construction Youth Transition Apartments Harsh Avenue SE	\$ 8,000.00
CITY OF MASSILLON CDBG ACTIVITIES TOTAL		\$ 539,875.21

LOCAL AGENCY PROJECTS

Boys and Girls Club Massillon	Be Great Graduate Program	\$ 10,000.00
CommQuest	Homeless Family Living Shelter	\$ 10,000.00
Domestic Violence Project	Shelter for Domestic Violence Victims	\$ 8,500.00
Faith In Action	In-Home Caregivers For Elderly	\$ 7,500.00
Habitat For Humanity	Property Acquisitions/Demolition	\$ 9,500.00
Make A Way	Support - Various Disabilities Persons	\$ 5,500.00
Massillon Main Street	Downtown Rehabilitation	\$ 5,250.00
Salvation Army of Massillon	Service - Homeless & Family Crisis	\$ 10,000.00
West Stark Family Services	Homemaker Services - Elderly /Handica	\$ 9,750.00
Stark County Mental Health & Addiction	Stark County Centralized Intake&Coordinated Assessment	\$ 8,750.00
Canton Ex-Newsboys Assoc.	No Child Shall Miss School for the Need of Shoes or Clothing	\$ 5,250.00
LOCAL AGENCY PROJECTS TOTAL		\$ 90,000.00

**TOTAL ACTIVITIES AND
PROGRAMS CDBG:**

\$ 629,875.21

DATE: APRIL 17, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 42 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1215 Local Law Enforcement Trust 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 1215 Local Law Enforcement Trust Fund, for the year ending December 31, 2017, the following:

\$ 25,000.00 to an account entitled "Police Equipment" - 1215.305.5.2516

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: APRIL 17, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 43 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Waste Water Treatment Capital Improvement 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 1406 Waste Water Treatment Capital Improvement Fund, for the year ending December 31, 2017, the following:

\$ 96,000.00 to an account entitled "Waste Water Services/Contracts" - 1406.610.5.2392

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:

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: APRIL 17, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 3 – 2017

BY: COMMITTEE OF THE WHOLE

TITLE: A Resolution opposing the Trump Administration \$6 billion in cuts at the Department of Housing and Urban Development. These proposed budget cuts would eliminate the CDBG (Community Development Block Grant) Program which was designed to aid low-to-moderate income neighborhoods, eliminate slum and blight and address urgent community development needs.

WHEREAS, President Trump and his Administration proposed to cut the HUD budget which would eliminate funding; and

WHEREAS, the proposal threatens the safety and prosperity of cities across the country due to cuts to programs that cities rely on; and

WHEREAS, all cities would be affected by cuts, with the worse impacts felt in small towns and rural communities; and

WHEREAS, the scale of this budget proposal is unprecedented, and the impact would be disastrous. The plan would be to eliminate the Community Development Block Grant (CDBG), the Community Oriented Policing Service (COPS) Program and the HOME Investment Partnership Program. It would have major consequences for every city, regardless of size, location, politics or economic outlook; and

WHEREAS, the Mayor and Council oppose the latest proposed elimination of CDBG and HOME programs.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Massillon, Stark County, and State of Ohio, that:

Section 1:

The City of Massillon Council urges the Trump Administration throw out the White House's budget proposal and develop a new plan focused on building prosperity, expanding opportunity and investing in our future. Be a champion for cities; reject this budget proposal or risk derailing local economies nationwide.

Section 2:

The Clerk of Council is hereby instructed to send certified copies of this Resolution to Senator Rob Portman, U.S. Representative Bob Gibbs, Senator Sherrod Brown and U.S. Representative James Renacci.

Section 3:

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting, of this Council, open to the public.

Section 4:

This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Massillon and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the members elected or appointed 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 at the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2017

APPROVED: _____

DIANE ROLLAND, CLERK OF COUNCIL

CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED: _____

KATHY CATAZARO-PERRY, MAYOR

THE CITY OF MASSILLON

ONE JAMES DUNCAN PLAZA
MASSILLON, OHIO 44646
PHONE (330) 830-1706 FAX (330) 830-1776
FED TAX ID NO. 34-6001829

PURCHASE ORDER

2017000290

SHIP TO CITY OF MASSILLON
ONE JAMES DUNCAN PLAZA SUITE 7
MASSILLON OH 44646

PURCHASE ORDER DATE 01/18/2017	CONTRACT NO.

VENDOR OPEN PURCHASE ORDER (OPEN)

*Copied
L-3594
Columbus, OH 43260-3594*

By shipping the goods below or by acknowledging receipt of this order or by performing the work below you agree to the terms and conditions of sale which appear on the face. Any different or additional terms in your acceptance of this order are hereby objected to.

LINE NO	DESCRIPTION	REQ. NO.	ACCOUNT CODE	QUANTITY	UNIT	BALANCE	AMOUNT
001	SERVICES & CONTRACTS 2017		181661100-105-5-2392	0.00		.0000	15000.00

Invoice Charge

4.40

PAYMENT APPROVED _____ MATERIALS RECEIVED _____

DEPARTMENT HEAD _____ DATE _____

PLEASE NOTE: THE PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, PACKAGES, PACKING SLIPS, SHIPPING PAPERS AND ALL CORRESPONDENCE. ALL PURCHASES ARE EXEMPT FROM STATE AND FEDERAL EXCISE TAXES.

TOTAL AMOUNT NOT TO EXCEED 15,000.00

I hereby certify that the amount required to meet the obligation created by this instrument has been lawfully appropriated for such purpose, is in the treasury or in the process of collection to the credit of the proper fund, free from any previous encumbrances.

Paul P. Smith
SAFETY SERVICE DIRECTOR

Jayne A. Ferrero
AUDITOR

DEPARTMENT

A Visual Edge Technology Company

North Canton, OH 44720
Visit us at: www.copeco.com

INVOICE

Invoice Number: AR299877

Date: 3/31/17

Account Number: CS3440

RECEIVED APR 10 2017

Bill To: City of Massillon City Council Office
One James Duncan Plaza
Massillon, OH 44646-6652
USA

Ship To: City of Massillon City Council Office
One James Duncan Plaza
Massillon, OH 44646-6652
USA

WE ARE GOING GREEN!!

Please send us an email at **AR@veohio.com** and provide your customer number and your accounts payable email address if you would like to receive your invoices electronically.

Sales Person	P. O. Number	Payment Terms	Payment Policy
			see below
Notes			
Description			Amount
Finance Charge			\$4.40
<div>Inv#: AR299877</div> <div>Remit To: Copeco, Inc. L-3594 Columbus, OH 43260-3594 (330) 499-7337</div>			Subtotal
			Discount
			Freight
			Sales Tax
			Invoice Total
			Balance Due

Remit to: L-3594 Columbus, OH 43260-3594 330-499-7337

Do not send correspondence to this address. Contact us at the phone or fax number shown above.