

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

**AGENDA**

DATE: MONDAY, JULY 10, 2017  
PLACE: COUNCIL CHAMBERS  
TIME: 6:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
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
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

**ORDINANCE NO. 57 – 2017**

**BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a grant from the Health Foundation of Greater Massillon on behalf of the Parks and Recreation Department, and declaring an emergency.

**ORDINANCE NO. 58 – 2017**

**BY: POLICE AND FIRE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Penn Care Inc. to purchase a 2017 MEDIX Type I ambulance on behalf of the Massillon Fire Department.

**ORDINANCE NO. 59 – 2017**

**BY: POLICE AND FIRE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Stryker EMS Equipment to purchase a power cot on behalf of the Massillon Fire Department.

**ORDINANCE NO. 60 – 2017**

**BY: PUBLIC UTILITIES COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a three year contract along with the Stark Council of Government (SCOG) Members for program renewal of natural gas procurement for government accounts, and declaring an emergency.

**ORDINANCE NO. 63 – 2017**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation, for the year ending December 31, 2017, and declaring an emergency.

**ORDINANCE NO. 64 – 2017**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1401 Capital Improvement Fund.

**ORDINANCE NO. 65 – 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. 67 – 2017**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract along with OHM Advisors for engineering services for the design through the public bidding process for the Lincoln Way Streetscape Project, and declaring an emergency.

**ORDINANCE NO. 68 – 2017**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tracts of land from B-3 General Business District to I-1 Light Industrial District, and declaring an emergency.

**ORDINANCE NO. 69 – 2017**

**POLICE AND FIRE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a donation from Massillon/North Canton Elks 2029 on behalf of the Massillon Fire Department, and declaring an emergency.

**ORDINANCE NO. 70 – 2017**

**BY: RULES, COURTS & CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending Sections 2 and 4 of Ordinance No. 1 – 2017, appointing the City Records Custodian, and declaring an emergency.

**ORDINANCE NO. 71 – 2017**

**BY: STREETS, HIGHWAYS TRAFFIC & SAFETY 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, and declaring an emergency.

**ORDINANCE NO. 72 – 2017**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1241 Enterprise Zone Fund and the 1100 General Fund, for the year ending December 31, 2017.

**ORDINANCE NO. 73 – 2017**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 2105 Storm Water Utility Fund, for the year ending December 31, 2017, and declaring an emergency.

**ORDINANCE NO. 74 – 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.

**ORDINANCE NO. 75 – 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.

**RESOLUTION NO. 6 – 2017**

**BY: COMMITTEE OF THE WHOLE**

**A RESOLUTION** in support to adopt the "Imagine Downtown Massillon" plan as recommended for adoption by the City Planning Commission.

**RESOLUTION NO. 7 – 2017**

**BY: FINANCE COMMITTEE**

**A RESOLUTION** requesting the Stark County Auditor to certify to the City of Massillon, Ohio, the total current tax valuation of the City and the number mills required to generate a specified amount of revenue or the dollar amount of revenue that would be generated by a specified number of mills, and declaring an emergency.

**7. UNFINISHED BUSINESS**

**8. PETITIONS AND GENERAL COMMUNICATIONS**

Request for Transfer of Liquor License from Michael P. & Mary E. Manzella, DBA Fast & Friendly Food Mart 3, located at 841 Tremont Ave. S.W., Massillon, OH 44647 to J. Lally, Inc., located at 841 Tremont Ave. S.W., Massillon, OH 44647. Permit classes are C1 and C2 and is located in Ward 5.

Request for a New Liquor License to Chipotle Mexican Grill of Colorado, LLC, DBA Chipotle Mexican Grill 2872 located at 13 Tommy Henrich Dr. N.W., Massillon, OH 44647. Permit classes are D1 and D3 and is located in Ward 2.

**9. BILLS, ACCOUNTS AND CLAIMS**

The Repository - \$ 482.80 Publication of May Ordinances

**10. REPORTS FROM CITY OFFICIALS**

Mayor's Report - May 2017

**11. REPORTS OF COMMITTEES**

**12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER**

**13. CALL OF THE CALENDAR**

Tabled December 19, 2016 - Indefinitely

**ORDINANCE NO. 150 – 2016**

**BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to sell and transfer certain property bounded by 1<sup>st</sup> St. S.E., Lincoln Way E., the Massillon Museum, and Diamond Ct. S.E. to the Community Improvement Corporation of Massillon (CIC).

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 55 – 2017**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the donation of parcel #600750: located at 248 Erie St. S., Massillon, Ohio, from property owner, Shirley Green, and declaring an emergency.

**ORDINANCE NO. 56 – 2017**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to purchase vacant land located on Erie St. S., parcels #609306, #609307 and #609308 from property owners Donald Peters and Gregory Pedrotty, and declaring an emergency.

**ORDINANCE NO. 61 – 2017**

**BY: RULES, COURTS, AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending Section 2 (D) OCCUPATION LIST OF CLASS TITLES – of Ordinance No. 127 – 1997 by amending Section 2 (D) OCCUPATION LIST OF CLASS TITLES – 210 INCOME TAX DEPARTMENT and eliminating positions in Section 2 (D) OCCUPATION LIST OF CLASS TITLES – 610-615 WASTEWATER TREATMENT DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 62 – 2017**

**BY: RULES, COURTS, AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending Chapter 1323 "FORECLOSURE PROPERTY REGISTRY" of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 66 – 2017**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to establish salary and wage schedules for the MASSILLON POLICE DEPARTMENT, UNCLASSIFIED EMPLOYEES and SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) – CLASSIFIED EMPLOYEES, 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: JUNE 19, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 57 – 2017

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a grant from the Health Foundation of Greater Massillon on behalf of the Parks and Recreation 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 to be necessary in the public health, safety and welfare to accept a grant from the Health Foundation of Greater Massillon on behalf of the Parks and Recreation Department in the amount of Seven Thousand One Hundred Dollars (\$7,100.00).

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to accept a grant from the Health Foundation of Greater Massillon to purchase four (4) Automatic External Defibrillators (AED's) on behalf of the Parks and Recreation Department.

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: JUNE 19, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 58 – 2017

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Penn Care Inc. to purchase a 2017 MEDIX Type I ambulance on behalf of the Massillon Fire Department.

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 authorize and direct the Director of Public Service and Safety of the City of Massillon to enter into a purchase agreement with Penn Care Inc. on behalf of the Massillon Fire Department.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a purchase agreement with Penn Care Inc. to purchase a 2017 MEDIX Type I ambulance on behalf of the Massillon Fire Department. The purchase price is One Hundred Sixty Thousand, Five Hundred Forty-One Dollars (\$160,541.00) and funding for the entire project will be appropriated through the 1401 EMS Capital 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.



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MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OH  
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COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 59 – 2017

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement with Stryker EMS Equipment to purchase a power cot on behalf of the Massillon Fire Department.

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 authorize and direct the Director of Public Service and Safety of the City of Massillon to enter into a purchase agreement with Stryker EMS Equipment on behalf of the Massillon Fire Department.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a purchase agreement with Stryker EMS Equipment to purchase a power cot on behalf of the Massillon Fire Department. The purchase price is Forty Two Thousand, Eight Hundred Fifty Seven Dollars (\$42,857.00) for the power cot and load system and funding for the entire project will be appropriated through the 1401 EMS Capital 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.

DATE: JUNE 19, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 60 – 2017

BY: PUBLIC UTILITIES COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a three year contract along with the Stark Council of Government (SCOG) Members for program renewal of natural gas procurement for government accounts, 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 authorize and direct the Director of Public Service and Safety of the City of Massillon to enter into a three year contract along with the Stark Council of Government (SCOG) Members for program renewal of natural gas procurement of government accounts.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a three year contract along with the Stark Council of Government (SCOG) Members for program renewal of natural gas procurement of government accounts.

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: JUNE 19, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 63 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation, 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 1234 Parks and Recreation Fund, for the year ending December 31, 2017, the following:

\$ 39,000.00 to an account entitled "Legends Services/Contracts" – 1234.920.2392

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 additional reason to allow the golf course to move forward with improvements. 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 19, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 64 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1401 Capital Improvement Fund, for the year ending December 31, 2017.

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 1401 Capital Improvement Fund, for the year ending December 31, 2017, the following:

\$ 160,541.00 to an account entitled "Ambulance Purchase"	-	1401.325.5.2529
42,857.00 to an account entitled "Fire Dept. Equipment"	-	1401.325.5.2531
<b>\$ 203,398.00 Total</b>		

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:

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 19, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 65 – 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:

\$ 65,000.00 to an account entitled "Accum. Sick Leave" – 1100.905.5.2150

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 additional reason to correct the budget in a timely manner. 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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 67 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract along with OHM Advisors for engineering services for the design through the public bidding process for the Lincoln Way Streetscape Project, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby authorizes the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract along with OHM Advisors for engineering services for the design through the public bidding process for the Lincoln Way Streetscape Project.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract along with OHM Advisors for engineering services for the design through the public bidding process for the Lincoln Way Streetscape Project. The cost and funding of said project is attached hereto.

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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 68 – 2017

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tracts of land from B-3 General Business District to I-1 Light Industrial District, and declaring an emergency.

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

Section 1:

It is hereby determined to be in the best interest and promotion of the general health, safety and prosperity of the community to change the designation of the area set forth in Section 2 hereof from B3 General Business District to I-1 Light Industrial District. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on June 14, 2017, and that notice and public hearing has been given according to law.

Section 2:

The City of Massillon, Ohio, Zone Map as identified by Section 1151.02 of the Massillon Code of 1985, be and is hereby amended to show the following described area as I-1 Light Industrial District.

Being known as Part of Lot #9997 of Parcel #606979, a .18 acre parcel Located on Erie St. S., Massillon, between Shriver Ave. S.E. and Pearl Ave. S.E., with an approximate address of 1318 Erie St. S. In addition, Lot #17462 of Parcel #10008254, a .17 acre parcel (vacant lot) located Next to 1318 Erie St. S. The applicant is Advanced Industrial Roofing, Inc. The purpose for the rezoning is the applicant is proposing to erect an 80' x 60' warehouse facility.

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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 – 2017

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a donation from Massillon/North Canton Elks 2029 on behalf of the Massillon Fire 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 authorizes the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a donation from Massillon/North Canton Elks 2029 on behalf of the Massillon Fire Department.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to accept a donation from Massillon/North Canton Elks 2029 in the amount of Three Hundred Dollars (\$300.00) behalf of the Massillon Fire Department. The donation is intended to purchase smoke detectors as part of a community program.

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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 70 – 2017

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Sections 2 and 4 of Ordinance No. 1 – 2017, appointing the City Records Custodian, and declaring an emergency.

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

Section 1:

As part of the annual audit of the City by the State Auditor, the State Auditor previously recommended that the City designate a person as a Records Custodian.

Section 2:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary to accept the appointment of David J. Maley as the City Records Custodian as recommended by the Mayor of the City of Massillon, Ohio.

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 immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary to have a City Records Custodian appointed to keep in compliance with the Ohio Revised Code 149.43, which the Mayor of the City of Massillon, Ohio, recommended David J. Maley for the appointment. 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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 71 – 2017

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY 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, 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 the lowest and best bidder, upon approval of the Board of Control, for the purchase of various materials, chemicals and fertilizers.

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 with the lowest and best bidder, upon approval of the Board of Control, for the purchase of various materials, chemicals and fertilizers for the Street Dept. The Legends of Massillon Golf Course, Parks Dept., and the Wastewater Treatment Dept.

DATE: JULY 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 72 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1241 Enterprise Zone Fund and 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 1241 Enterprise Zone Fund, for the year ending December 31, 2017, the following:

\$ 3,405.00 to an account entitled "Economic Development/Salary"	-	1241.845.2110
477.00 to an account entitled "Economic Development/P.E.R.S."	-	1241.845.2230
50.00 to an account entitled "Economic Development/Medicare"	-	1241.845.2231
<b>\$ 3,932.00 Total</b>		

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2017, the following:

\$ 1,300.00 to an account entitled "Economic Development Salary"	-	1100.845.2110
182.00 to an account entitled "Economic Development/P.E.R.S."	-	1100.845.2230
18.00 to an account entitled "Economic Development/Medicare"	-	1100.845.2231
<b>\$ 1,500.00 Total</b>		

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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 73 – 2017

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 2105 Storm Water Utility 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 1241 Enterprise Zone Fund, for the year ending December 31, 2017, the following:

\$ 3,000.00 to an account entitled "County Collection Fees" - 2105:549.5.2393

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 further reason that fees have been assessed. 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 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 74 – 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.

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:

\$ 40,000.00 to an account entitled "Engineering Services/Contracts" – 1100.405.5.2392

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:

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.

DATE: JULY 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 75 – 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:

\$ 300.00 to an account entitled "Fire Dept. Supplies/Materials" – 1100.325.5.2410

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 department of the City of Massillon and for the further reason to make purchases of smoke detectors before the end of year. 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.

DATE: JULY 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 6 – 2017

BY: COMMITTEE OF THE WHOLE

TITLE: A Resolution in support to adopt the "Imagine Downtown Massillon" plan as recommended for adoption by the City Planning Commission.

**WHEREAS**, the City Planning Commission at a meeting held June 14, 2017, recommended a planning guide for revitalization efforts in downtown Massillon.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF MASSILLON, OHIO does support the adoption of the "Imagine Downtown Massillon" Plan as recommended for adoption by the City Planning Commission as a planning guide for revitalization efforts in downtown Massillon.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017

APPROVED: \_\_\_\_\_  
DIANE ROLLAND, CLERK OF COUNCIL      CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED: \_\_\_\_\_  
KATHY CATAZARO-PERRY, MAYOR

DATE: July 10, 2017

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 7 – 2017

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION requesting the Stark County Auditor to certify to the City of Massillon, Ohio, the total current tax valuation of the City and the number mills required to generate a specified amount of revenue or the dollar amount of revenue that would be generated by a specified number of mills, and declaring an emergency.

WHEREAS, the City of Massillon, Ohio, has determined that it is necessary to levy a tax outside the ten-mill limitation for the Massillon Museum; and

WHEREAS, the levy is a renewal of a tax in the amount of one (1) mill for each One Dollar (\$1.00) of evaluation, which amounts to Ten Cents (\$.10) per One Hundred Dollars (\$100.00) and for a half (.5) mill additional increase to the levy for each One Dollar (1.00) of evaluation, which amounts to Five Cents (\$.05) per One Hundred Dollars (\$100.00) for a period of five (5) years commencing January 1, 2018, due calendar year 2019, for the purpose of providing for a free Museum of art, science and history that is maintained and operated by a private, non-profit organization as authorized by Section 5705.19(AA) of the Ohio Revised Code; and

WHEREAS, the levy will be submitted to the electors of the City of Massillon at a General Election to be held on Tuesday, November 7, 2017; and

WHEREAS, this Resolution is being submitted to the Stark County Auditor pursuant to Section 5705.03(B) of the Ohio revised Code.

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

Section 1:

This Council determines that it would be in the best interest of the public to request the Stark County Auditor to certify to the City of Massillon, Ohio, the total current tax valuation of the City and the number of mills required to generate a specified amount of revenue or the dollar amount of revenue that would be generated by a specified number of mills.



DATE: NOVEMBER 7, 2016

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

*Tabled Indefinitely - 12/19/16*  
ORDINANCE NO. 150 - 2016

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to sell and transfer certain property bounded by 1<sup>st</sup> St. S.E., Lincoln Way E., the Massillon Museum, and Diamond Ct. S.E. to the Community Improvement Corporation of Massillon (CIC).

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 authorizes the Mayor of the City of Massillon, Ohio, to sell and transfer certain property bounded by 1<sup>st</sup> St. S.E., Lincoln Way E., the Massillon Museum, and Diamond Ct. S.E. to the Community Improvement Corporation of Massillon (CIC).

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to sell and transfer certain property bounded by 1<sup>st</sup> St. S.E., Lincoln Way E., the Massillon Museum, and Diamond Ct. S.E. to the Community Improvement Corporation of Massillon (CIC) for One Dollar (\$1.00) and other valuable consideration, effective immediately.

Section 3:

In the event this property ever ceases to be used for Massillon Museum purposes, ownership of said property will automatically revert back to the City of Massillon, Ohio.

Section 4:

It is further understood that whoever owns the property will be responsible for maintaining the clock. In addition, it is further understood that the property shall be available to the City of Massillon for community events.