

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

**DATE: MONDAY, NOVEMBER 5, 2018
PLACE: COUNCIL CHAMBERS
TIME: 6:30 P.M.**

THERE ARE NO PUBLIC HEARINGS TONIGHT

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILWOMAN JILL CREAMER**
- 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. 131 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Bill of Sale for the contents of the property located at 2860 Lincoln Way E., Parcel No. 43 - 18240, with the Massillon Community Improvement Corporation, and declaring an emergency.

ORDINANCE NO. 132 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Advanced Industrial Roofing to provide an economic development "inducement grant" to assist the business with the construction of a new warehouse located at 1130 Erie St. S., Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 133 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Chief of Police of the City of Massillon, Ohio, to accept an award on behalf of the Massillon Police Department for Canary Home Security Systems to be distributed to individual officers, and declaring an emergency.

ORDINANCE NO. 134 – 2018

BY: PUBLIC UTILITIES

AN ORDINANCE authorizing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into an easement agreement with the United States Department of the Army for pipeline right-of-way for the construction, operation, maintenance and removal of a sewer line with appurtenances, hereinafter referred to as the facilities, over, across in and upon lands of the United States, and declaring an emergency.

ORDINANCE NO. 135 – 2018

BY: PUBLIC UTILITIES

AN ORDINANCE to amend Ordinance No. 146 – 2016 to reduce the annual rate for water service furnished by Aqua Ohio, Inc. to the City of Massillon, Ohio, and the inhabitants thereof, from 3.25% to 20% for years during the period from January 1, 2019 through December 31, 2021.

ORDINANCE NO. 136 – 2018

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE to accept the replat of Out Lots 463 and 464 and Part Out Lot 314; and the dedication Part of Harsh Avenue roadways, Massillon, Ohio.

ORDINANCE NO. 137 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Renewal Agreement to renew for the second year under the terms of the Agreement originally effective January 1, 2013, with Kimble Recycling and Disposal Done Right for the collection of residential and commercial refuse and recycling for calendar year 2019, and declaring an emergency.

ORDINANCE NO. 138 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE to adopt appropriations for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year 2019.

ORDINANCE NO. 139 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2018, and declaring an emergency.

ORDINANCE NO. 140 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2018, and declaring an emergency.

ORDINANCE NO. 141 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 3109 TIF Service Payment Fund and the 3112 Donations Fund, for the year ending December 31, 2018, and declaring an emergency.

ORDINANCE NO. 142 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Auditor to pay various 2018 bills that have been received and that will be received by her office between January 1, 2019 and March 31, 2019, out of the 2019 appropriations within the various departments of the City of Massillon, Ohio.

ORDINANCE NO. 143 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE amending Ordinance No. 143 – 1976 to enact a new Section “ALLOCATION OF FUNDS – INCOME TAX” by repealing Section 13 – “ALLOCATION OF FUNDS - INCOME TAX” and enacting a new Section 13 – “ALLOCATION OF FUNDS - INCOME TAX” and repealing Ordinance No. 147 – 2017.

ORDINANCE NO. 144 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to amend salary and wage schedules for the MISCELLANEOUS PART-TIME SCHEDULE UNCLASSIFIED EMPLOYEES, and SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) – CLASSIFIED EMPLOYEES, and declaring an emergency.

ORDINANCE NO. 145 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers within the 2018 appropriations from within the 1100 General Fund, for the year ending December 31, 2018, and declaring an emergency.

RESOLUTION NO. 9 – 2018

BY: FINANCE COMMITTEE

A **RESOLUTION** requesting the Stark County Auditor and Stark County Treasurer to make an advance payment to the City of Massillon, Ohio, of real estate taxes collected by Stark County on behalf of the City during 2019 fiscal year.

RESOLUTION NO. 10 – 2018

BY: FINANCE COMMITTEE

A **RESOLUTION** accepting the amounts and rates as determined by the Budget Commission authorizing the necessary tax levies and certifying them to the County Auditor by November 5, 2018, as listed on the attached Exhibit "A", and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

A Request for a Transfer of Liquor License from Paul K. Doering, dba McClymonds, 14 Lincoln Way W., 1st Floor Only, Massillon, Ohio 44646 to Albert Investment Group, LLC, dba Angry Barbeque, 14 Lincoln Way W., 1st Floor Only, Massillon, Ohio 44646. Transfer is in Ward 2 and is Permit Class D5.

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

Mayor's Report - September 2018
Auditor's Report - September 2018

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 RESOLUTION

ORDINANCE NO. 123 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer Parcel No. 680622, a vacant lot located at 1428 Walnut Rd. S.E., Massillon, Ohio, from the City of Massillon to the Community Improvement Corporation of Massillon (CIC), and declaring an emergency.

ORDINANCE NO. 124 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer Parcel No. 680876, a vacant lot located on 15th St. S.E., Massillon, Ohio, from the City of Massillon to the Community Improvement Corporation of Massillon (CIC), and declaring an emergency.

ORDINANCE NO. 125 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with owners, Bill Weaver and Gene Stine, to provide an economic development “inducement grant” to assist with the remodeling costs of the Sugar Bowl located at 49 Lincoln Way E., Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 129 – 2018

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2018, 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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 131 – 2018

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 Bill of Sale for the contents of the property located at 2860 Lincoln Way E., Parcel No. 43 – 18240, with the Massillon Community Improvement Corporation, 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 that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Bill of Sale for the contents of personal property located at 2860 Lincoln Way E., Parcel No. 43 - 18240, with the Massillon Community Improvement Corporation. Said property at 2860 Lincoln Way E., Parcel No. 43-18240 was transferred to the Massillon Community Improvement Corporation, as authorized by Ordinance No. 98-2018. The Bill of Sale is hereto attached.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a Bill of Sale for the contents of personal property located at 2860 Lincoln Way E., Parcel No. 43 - 18240, with the Massillon Community Improvement Corporation.

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 132 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Advanced Industrial Roofing to provide an economic development “inducement grant” to assist the business with the construction of a new warehouse located at 1130 Erie St. S., Massillon, Ohio, and declaring an emergency.

WHEREAS, the City of Massillon carries out a variety of economic development programs designed to promote the creation and expansion of business and industry in the community; and

WHEREAS, Advanced Industrial Roofing desires to expand its business by constructing a new warehouse located at 1130 Erie St. S., Massillon, Ohio; and

WHEREAS, the City of Massillon proposes to assist Advanced Industrial Roofing with the expansion of the business by providing an economic development “inducement grant”, the purpose of which is to assist the business with the construction of a new warehouse located at 1130 Erie St. S., Massillon, Ohio.

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

Section 1:

This Council hereby authorizes the Mayor to enter into an agreement with Advanced Industrial Roofing to provide an economic development “inducement grant”, in the total amount not to exceed Ten Thousand Dollars (\$10,000.00) for the purpose of assisting the business with the construction of a new warehouse located at 1130 Erie St. S., Massillon, Ohio

Section 2:

In return for this economic development grant assistance, Advanced Industrial Roofing shall provide the City with information regarding the number of jobs that it has provided as a result of the renovation to the business.

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 133 – 2018

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Chief of Police of the City of Massillon, Ohio, to accept an award on behalf of the Massillon Police Department for Canary Home Security Systems to be distributed to individual officers, 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 Chief of Police of the City of Massillon, Ohio, to accept an award on behalf of the Massillon Police Department for Canary Home Security Systems to be distributed to individual officers.

Section 2:

The Chief of Police of the City of Massillon, Ohio, is hereby authorized and directed to accept an award on behalf of the Massillon Police Department for fifty (50) Canary Home Security Systems to be distributed to individual officers. These systems were awarded to the Massillon Police Department as a result of a nationwide contest sponsored by Canary Home Security Systems and State Farm Insurance recognizing First Responders.

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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 134 – 2018

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into an easement agreement with the United States Department of the Army for pipeline right-of-way for the construction, operation, maintenance and removal of a sewer line with appurtenances, hereinafter referred to as the facilities, over, across in and upon lands of the United States, 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 Safety and Service of the City of Massillon, Ohio, to enter into a fifty (50) year easement agreement with the United States Department of the Army for pipeline right-of-way for the construction, operation, maintenance and removal of a sewer line with appurtenances, hereinafter referred to as the facilities, over, across in and upon lands of the United States.

Section 2:

The Director of Public Safety and Service of the City of Massillon, Ohio, is hereby authorized and directed to enter into a fifty (50) year easement agreement with the United States Department of the Army for pipeline right-of-way for the construction, operation, maintenance and removal of a sewer line with appurtenances, hereinafter referred to as the facilities, over, across in and upon lands of the United States. Said Agreement attached hereto. Also attached hereto are the Legal Descriptions marked as Exhibit "A" and Vicinity Map marked as Exhibit "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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 135 - 2018

BY: PUBLIC UTILITIES COMMITTEE

TITLE: AN ORDINANCE to amend Ordinance No. 145 -2016 to reduce the annual rate for water service furnished by Aqua Ohio, Inc. to the City of Massillon, Ohio and the inhabitants thereof, from 3.25% to 2.0% for years during the period from January 1, 2019 through December 31, 2021.

WHEREAS, Aqua Ohio, Inc., its successors and assigns (hereinafter called the Company) shall be bound to furnish such water as it shall hereafter furnish for public and private consumption within the City of Massillon, Ohio (hereinafter called the City), for and during the term from January 1, 2019 through December 31, 2021, upon the terms and conditions hereinafter set forth:

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

**MORE INFORMATION NEEDED
FROM AQUA OHIO TO
COMPLETE ORD.
NO. 135 - 2018**

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 136 – 2018

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE to accept the replat of Out Lots 463 and 464 and Part Out Lot 314; and the dedication Part of Harsh Avenue roadways, Massillon, Ohio.

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 to accept the replat of Out Lots 463 and 464 and Part Out Lot 314; and the dedication of Part of Harsh Avenue roadways; as shown on the attached map. Located on the south side of Harsh Avenue between Kaylynn and 25th St. S.E., Massillon, Ohio. At its October 10, 2018 meeting, the City Planning Commission approved said replat and dedication for the property. The area is currently zoned R-1 Single Family Residential and I-1 Industrial.

Section 2:

The Council of the City of Massillon, Ohio, hereby approves and adopts the recommendation of the City Planning Commission for the replat of Out Lots 463 and 464 and Part Out Lot 314; and the dedication of Part of Harsh Avenue roadways, Massillon, Ohio, as shown on the attached map.

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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 137 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Renewal Agreement to renew for the second year under the terms of the Agreement originally effective January 1, 2013, with Kimble Recycling and Disposal Done Right for the collection of residential and commercial refuse and recycling for calendar year 2019, 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 economic development of the community for the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Renewal Agreement to renew for the second year under the terms of the Agreement originally effective January 1, 2013, with Kimble Recycling and Disposal Done Right for the collection of residential and commercial refuse and recycling for calendar year 2019.

Section 2:

The Director of Public Service and Safety is hereby authorized and directed to enter into a Renewal Agreement to renew for the second year under the terms of the Agreement originally effective January 1, 2013, with Kimble Recycling and Disposal Done Right for the collection of residential and commercial refuse and recycling for calendar year 2019. Said Renewal Agreement 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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 138 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE to adopt appropriations for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year 2019.

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, adopts and approves permanent appropriations, effective January 1, 2019, the capital and operation expenditures of the city of Massillon, Ohio, for the fiscal year ending December 31, 2019, pursuant to Ohio Revised Code, Section 5705.38, which appropriations and legal level of control are set forth on the attached Exhibit "A".

Section 2:

That the Auditor of the City of Massillon, Ohio, is hereby authorized and directed to draw warrants on the Treasurer of the City of Massillon, Ohio, for payments from any of the foregoing appropriations upon proper certification and vouchers approved by the Board of Officers (or Officer) authorized by law to approve the same or any ordinance or resolution of Council to make expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed in accordance with law or ordinance.

Section 3:

The Auditor of the City of Massillon, Ohio, is hereby authorized to execute the inter-fund transfers outlined in the attached Exhibit "A" and to draw her warrants upon receipt of vouchers duly approved by the proper departmental authority.

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.

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 139 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2018, 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 1237 Economic Development Fund, for the year ending December 31, 2018, the following:

\$10,000.00 to an account entitled "Services/Contracts" - 1237.845.5.2392

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 hereby declared to be an emergency measure for the efficient operation of the City of Massillon, Ohio, and for the further reason to provide the grant. 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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 140 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2018, 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, 2018, the following:

\$ 6,205.00 to an account entitled "Hosp. Salary"	-	1100.915.5.2110
2,730.00 to an account entitled "Hosp/Eye/Den/Pres/Life"	-	1100.915.5.2210
1,666.00 to an account entitled "Hosp. P.E.R.S."	-	1100.915.5.2230
75.00 to an account entitled "Hosp. Medicare"	-	1100.915.5.2231
71,000.00 to an account entitled "Hosp. Utilities"	-	1100.915.5.2340
<u>95,000.00</u> to an account entitled "Hosp. Services/Contracts"	-	1100.915.5.2392
\$176,676.00 Total		

Section 2:

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

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 141 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 3109 TIF Service Payment Fund and the 3112 Donations Fund, for the year ending December 31, 2018, 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 3109 TIF Service Payment Fund, for the year ending December 31, 2018, the following:

\$ 276.72 to an account entitled "Developer TIF's" - 3109.905.5.2380

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 3112 Donations Fund, for the year ending December 31, 2018, the following:

\$ 1,100.00 to an account entitled "Services/Contracts" - 3112.905.5.2393

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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 142 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay various 2018 bills that have been received and that will be received by her office between January 1, 2019 and March 31, 2019, out of the 2019 appropriations within the various departments of the City of Massillon, Ohio.

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 to authorize the City Auditor to pay various 2018 bills that have been received and that will be received by her office between January 1, 2019 and March 31, 2019, out of the 2019 appropriations within the various departments of the City of Massillon, Ohio.

Section 2:

The City Auditor is hereby Authorized and directed to pay various 2018 bills that have been received and that will be received by her office between January 1, 2019 and March 31, 2019, out of the 2019 appropriations within the various departments 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.

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 143 - 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Ordinance No. 143 – 1976 to enact a new Section “ALLOCATION OF FUNDS – INCOME TAX” by repealing Section 13 – “ALLOCATION OF FUNDS - INCOME TAX” and enacting a new Section 13 – “ALLOCATION OF FUNDS - INCOME TAX” and repealing Ordinance No. 147 – 2017.

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

Section 1:

Ordinance No. 147 – 2017 be and is hereby repealed.

Section 2:

That there be and hereby is enacted a new Section 13 “ALLOCATION OF FUNDS - INCOME TAX” of Ordinance No. 143 - 1976. Said new Section 13 shall read as follows:

Section 13 - ALLOCATION OF FUNDS

(A) Effective January 1, 2019 the funds collected under the provision of this ordinance shall be disbursed as follows:

- (1) Ninety-Six percent (95%) percent shall be deposited in the “1100 General Fund” and Four percent (5%) shall be deposited in said “1401 Income Tax Capital Improvements Fund” and shall be used for capital improvements to defray operating expenses of the City including such part thereof as shall be necessary to defray all costs of administering and enforcing the provisions thereof.
- (2) Capital Improvements are all property, assets, machinery, equipment or improvements which the City is authorized by law to acquire, construct and maintain, including plans and studies thereof with an estimated life or usefulness of five (5) years or more, including land and interests therein, and including reconstructions, enlargements and extension thereof having an estimated life or usefulness of five (5) years or more provided, however, that the purchase of motorized equipment for the various city departments and the resurfacing and resealing of public streets, including

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 144 - 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to amend salary and wage schedules for the MISCELLANEOUS PART-TIME SCHEDULE UNCLASSIFIED EMPLOYEES, and SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) – CLASSIFIED EMPLOYEES, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to amend salary and wage schedules for the MISCELLANEOUS PART-TIME SCHEDULE UNCLASSIFIED EMPLOYEES, and SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) – CLASSIFIED EMPLOYEES.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to amend salary and wage schedules for the MISCELLANEOUS PART-TIME SCHEDULE UNCLASSIFIED EMPLOYEES, and SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) – CLASSIFIED EMPLOYEES.

(SEE WAGE SCALE ATTACHMENTS "A thru E"; ATTACHED HEREIN)

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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 145 – 2018

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers within the 2018 appropriations from within the 1100 General Fund, for the year ending December 31, 2018, 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 within the 2018 appropriations within the 1100 General Fund, for the year ending December 31, 2018, the following:

FROM:	Accumulated Sick Leave	1100.905.5.2150	-	\$ - 18,297.20
TO:	SD Revenue Sharing	1100.210.5.2721	-	\$ 18,297.20

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 hereby declared to be an emergency measure for the efficient operation of various departments of the City of Massillon and for the preservation of the health, safety and welfare of the community and for the further purpose to realign budget balances to pay expenses for school district revenue sharing which is the City's portion for both Massillon and Perry school districts. 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: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 9 - 2018

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION requesting the Stark County Auditor and Stark County Treasurer to make an advance payment to the City of Massillon, Ohio, of real estate taxes collected by Stark County on behalf of the City during 2019 fiscal year.

WHEREAS, Ohio Revised Code Section 321.34 provides that a municipality may request by Resolution an advance payment from the County of real estate taxes that the County collects on behalf of the municipality, and

WHEREAS, the legislative authority of the City of Massillon has deemed it necessary to request such advance payment, and

WHEREAS, the legislative authority of the City of Massillon has determined such request necessary at this time.

NOW, therefore, it is hereby resolved that the legislative authority of the City of Massillon hereby request an advance payment of real estate taxes collected for the 2019 fiscal year, as authorized by Ohio Revised Code Section 321.34.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2018

ATTEST: _____
DIANE ROLLAND, CLERK OF COUNCIL CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED: _____
KATHY CATAZARO-PERRY, MAYOR

DATE: NOVEMBER 5, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 10 - 2018

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION accepting the amounts and rates as determined by the Budget Commission authorizing the necessary tax levies and certifying them to the County Auditor by November 5, 2018, as listed on the attached Exhibit "A", and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, deems it proper to accept the amounts and rates as determined by the Budget Commission for the City of Massillon, Ohio, as listed on the attached Exhibit "A".

Section 2:

This Resolution is declared to be an emergency measure in that to accept the amounts and rates as determined by the Budget Commission is essential for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Wherefore, this Resolution shall be in force and effect immediately from and after passage and approval by the Mayor.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2018

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

APPROVED: _____
KATHY CATAZARO-PERRY, MAYOR