

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

**DATE: MONDAY, JUNE 18, 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. 69 – 2018**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Property Showing Agreement with Real Estate Brokers to facilitate the sale/lease of properties associated with the purchase of Affinity Medical Center, and declaring an emergency.

**ORDINANCE NO. 70 – 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.

- 7. UNFINISHED BUSINESS**
- 8. PETITIONS AND GENERAL COMMUNICATIONS**
- 9. BILLS, ACCOUNTS AND CLAIMS**

The Repository      -      \$ 326.40      Publication of April Ordinances

**10. REPORTS FROM CITY OFFICIALS**

Treasurer's Report - May 2018  
Mayor's Report - April 2018  
Auditor's Report - April 2018

**11. REPORTS OF COMMITTEES**

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

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 50 – 2018**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** amending Chapter 521 "HEALTH, SAFETY AND SANITATION" of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 56 – 2018**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into contract with DeHoff Realtors to represent the City of Massillon, Ohio, as our exclusive agent for the sale of commercial properties, and declaring an emergency.

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 62 – 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. 4304261, located at 131 Newport Ave. N.W., Massillon, Ohio, from the City of Massillon to the Community Development Corporation of Massillon (CIC), and declaring an emergency.

**ORDINANCE NO. 68 – 2018**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Medical Mutual of Ohio for health insurance coverage for City employees, effective August 1, 2018 through January 1, 2020, 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 18, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 – 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 Property Showing Agreement with Real Estate Brokers to facilitate the sale/lease of properties associated with the acquisition of Affinity Medical Center, 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 to enter into a Property Showing Agreement with Real Estate Brokers to facilitate the sale/lease of properties associated with the acquisition of Affinity Medical Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a Property Showing Agreement with Real Estate Brokers to facilitate the sale/lease of properties associated with the acquisition of Affinity Medical Center. Property Showing Agreement attached hereto as Exhibit "A".

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 18, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 70 – 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:

\$ 200,000.00 to an account entitled "Engineering Services/Contracts" -	1100.405.5.2392
<u>50,000.00</u> to an account entitled "Arbitration/Legal Services" -	1100.905.5.239A
<b>\$ 250,000.00 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:

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 pay continuing legal fees for contract negotiations and hospital related matters, and for the Engineering Dept. to begin work on the pedestrian bridge and on road drainage projects. See attachments. 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: JUNE 4, 2018

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 62 – 2018

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer Parcel No. 4304261, located at 131 Newport Ave. N.W., Massillon, Ohio, from the City of Massillon to the Community Development Corporation of Massillon (CIC), 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 transfer Parcel No. 4304261, located at 131 Newport Ave. N.W., Massillon, Ohio, from the City of Massillon to the Community Development Corporation of Massillon (CIC) for One Dollar (\$1.00) and other valuable consideration.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to transfer Parcel No. 4304261, located at 131 Newport Ave. N.W., Massillon, Ohio, from the City of Massillon to the Community Development Corporation of Massillon (CIC) for One Dollar (\$1.00) and other valuable consideration.

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 hereby declared to be an emergency 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.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2018

ATTEST:

DIANE ROLLAND, CLERK OF COUNCIL

CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED: \_\_\_\_\_

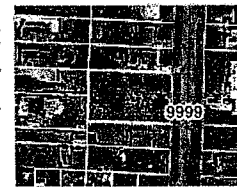
KATHY CATAZARO-PERRY, MAYOR

Data\_PageLoad: Object reference not set to an instance of an object.

## Data For Parcel 4304261

## Base Data

**Parcel:** 4304261  
**Owner:** THE CITY OF MASSILLON  
**Site Address:** 131 NEWPORT AVE NW MASSILLON OH 44646-3695  
**Map Routing Number:** 43 010SE 02 2800  
**Tax Map:** [PER 10 SE.pdf](#)

[+] [Try our old map.](#)

## Tax Mailing Address - Data as of 5/21/2018 11:17:15 PM

**Address:** CITY OF MASSILLON  
 151 LINCOLN WAY E  
 MASSILLON OH 44646

## Geographic Information - Data as of 5/21/2018 11:17:15 PM

**Tax District:** 00400 PERRY TWP - PERRY LSD  
**School District:** 7614 PERRY LSD  
**City/Village:** UNINCORPORATED  
**Township:** PERRY TOWNSHIP  
**Neighborhood ID:** 043-01-02-03

## Legal - Data as of 5/21/2018 11:17:15 PM

**Legal Description:** 144,145 WH EA TUXEDO PARK  
**DTE Classification:** 500 - RESIDENTIAL VACANT LAND  
**Last Inspected:** 04/25/2018  
**Reviewed By:** MTB  
**Reviewed Date:** 04/25/2018

**Property Class:** RESIDENTIAL  
**Listed By:** MTB  
**Source of Information:** PICTOMETRY  
**Total Tax Rate (in Mills):** 78.890  
**Effective Tax Rate (in Mills):** 60.479921

## Allotments - Data as of 5/21/2018 11:17:15 PM

Allotment	Lot
TUXEDO PARK	145
TUXEDO PARK	144

## Parcel History - Data as of 5/22/2018 12:16:06 AM

Date	Activity
05/16/2018	TRANSFER FR. MASSILLON HEALTH SYSTEM LLC

**QUIT-CLAIM DEED**

(From a Corporation)

**KNOW ALL MEN BY THESE PRESENTS THAT, The City of Massillon, Ohio**, a municipal corporation of Stark County, Ohio, the Grantor, for the consideration of One Dollar and Other Valuable Consideration (\$1.00 O.V.C.), received to its full satisfaction of **The Massillon Community Improvement Corporation**, an Ohio nonprofit corporation, the Grantee, whose tax mailing address is 50 North Avenue NE, Suite 100, Massillon, Ohio 44646, does hereby grant, bargain, sell and convey unto the said Grantee, its successors and assigns, the following described land, situated in the City of Massillon, County of Stark and State of Ohio:

Situated in the Township of Perry, County of Stark and State of Ohio:

Known as and being Lots Number One Hundred Forty-Four and One Hundred Forty-Five (144 & 145) in Tuxedo Park Allotment as the same is indicated on the recorded plat of said allotment, and subject to the building line indicated thereon.

**Parcel No. 4304261**

Subject to the easements, conditions and all matters of record.

Conveyance pursuant to City of Massillon Ordinance No. 62-2018.

This Deed is made and accepted on the condition that the land conveyed

be transferred to Habitat for Humanity East Central Ohio to used solely for its program of building new homes for qualifying families, in Habitat for Humanity's effort to eliminate poverty housing in the community.

TO HAVE AND TO HOLD the premises aforesaid, with the appurtenances thereunto belonging to the said Grantee(s), his/her/their heirs and assigns, so that neither the said Grantor, nor its successors or assigns, nor any other persons claiming title through or under it, shall or will hereafter claim or demand any right or title to the premises, or any part thereof; but they and every one of them shall by these presents be excluded and forever barred.

Prior Instrument References: Imaging No. 98019413 of the Stark  
County Official Records.

Executed on \_\_\_\_\_, 2018.

**THE CITY OF MASSILLON, OHIO**  
a municipal corporation of Stark County,  
Ohio

By: \_\_\_\_\_  
**JOEL P. SMITH**  
Safety-Service Director

STATE OF OHIO  
SS:  
STARK COUNTY

The foregoing instrument was acknowledged before me on \_\_\_\_\_, 2018, by **Joel P. Smith**, Safety-Service Director of **The City of Massillon, Ohio**, a municipal corporation of Stark County, Ohio, on behalf of the municipal corporation.

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Notary Public

This Instrument Prepared By:

MASSILLON LAW DEPARTMENT  
Two James Duncan Plaza  
Massillon, Ohio 44646  
(330) 830-1718

**QUIT-CLAIM DEED**

(From a Corporation)

**KNOW ALL MEN BY THESE PRESENTS THAT, The Massillon Community Improvement Corporation**, an Ohio nonprofit corporation, the Grantor, for the consideration of One Dollar and Other Valuable Consideration (\$1.00 O.V.C.), received to its full satisfaction of **Habitat for Humanity of East Central Ohio**, an Ohio nonprofit corporation, the Grantee, whose tax mailing address is 1400 Raff Road SW, Ste. A, Canton, Ohio 44710, does hereby grant, bargain, sell and convey unto the said Grantee, its successors and assigns, the following described land, situated in the City of Massillon, County of Stark and State of Ohio:

Situated in the Township of Perry, County of Stark and State of Ohio:

Known as and being Lots Number One Hundred Forty-Four and One Hundred Forty-Five (144 & 145) in Tuxedo Park Allotment as the same is indicated on the recorded plat of said allotment, and subject to the building line indicated thereon.

**Parcel No. 4304261**

Subject to the easements, conditions and all matters of record.

Conveyance pursuant to City of Massillon Ordinance No. 62-2018.

This Deed is made and accepted on the condition that the land conveyed

be transferred to Habitat for Humanity East Central Ohio to used solely for its program of building new homes for qualifying families, in Habitat for Humanity's effort to eliminate poverty housing in the community.

TO HAVE AND TO HOLD the premises aforesaid, with the appurtenances thereunto belonging to the said Grantee(s), his/her/their heirs and assigns, so that neither the said Grantor, nor its successors or assigns, nor any other persons claiming title through or under it, shall or will hereafter claim or demand any right or title to the premises, or any part thereof; but they and every one of them shall by these presents be excluded and forever barred.

Prior Instrument References:

Executed on \_\_\_\_\_, 2018.

**The Massillon Community Improvement Corporation**, an Ohio nonprofit corporation

By: \_\_\_\_\_  
**PHILLIP ELUM**  
President

STATE OF OHIO

SS:

STARK COUNTY

The foregoing instrument was acknowledged before me on \_\_\_\_\_, 2018, by **Phillip Elum** President of **The Massillon Community Improvement Corporation**, an Ohio nonprofit corporation of Stark County, Ohio.

\_\_\_\_\_  
Notary Public

This Instrument Prepared By:

MASSILLON LAW DEPARTMENT  
Two James Duncan Plaza  
Massillon, Ohio 44646  
(330) 830-1718

Inst: 201805160018953 5/16/2018  
P: 1 of 2 F: \$28.00  
Rick Campbell 10:26 AM DEED  
Stark County Recorder T20180017344

ALAN HAROLD  
Stark County Auditor  
FEE

MAY 16 2018

TRANSFERRED 50  
~~TRANSFER NOT NECESSARY~~  
DEPUTY [Signature]  
IN COMPLIANCE WITH ORS 315.205

4304261 T3 All 5/16/18 (un)

### QUIT-CLAIM DEED

MASSILLON HEALTH SYSTEM, LLC, a Delaware Limited Liability Company, for valuable consideration paid, grant(s) to THE CITY OF MASSILLON, whose tax-mailing address is:  
151 Lincoln Way East, Massillon, Ohio 44646  
the following **REAL PROPERTY**:

Situated in the State of Ohio, County of Stark, Township of Perry:

Known as and being Lots Number One Hundred Forty-Four and One Hundred Forty-Five (144 & 145) in Tuxedo Park Allotment as the same is indicated on the recorded plat of said allotment, and subject to the building line indicated thereon.

Parcel No. 4304261

Subject to the easements, conditions and all matters of record.

Prior Instrument Reference: Imaging No. 98019413 of the Stark County Official Records.

EXECUTED this 8 day of May, 2018.

MASSILLON HEALTH SYSTEM, LLC  
a Delaware Limited Liability Company

BY [Signature]

005481

STATE OF Tennessee  
COUNTY OF Williamson SS:

BE IT REMEMBERED, that on this 8th day of May, 2018, before me, the subscriber, a Notary Public in and for the said state, personally came, Martin D Smith, the Grantor(s) in the foregoing deed, and acknowledged the signing thereof to be his voluntary act and deed.

IN TESTIMONY THEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

Rochelle D Payne  
Notary Public

This instrument prepared by:  
Attorney James G. Mannos  
Tzangas Plakas Mannos Ltd  
220 Market Avenue South  
Eighth Floor  
Canton, Ohio 44702

