

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

**DATE: MONDAY, JULY 15, 2019
PLACE: COUNCIL CHAMBERS
TIME: 6:30 P.M.**

THERE ARE NO PUBLIC HEARINGS TONIGHT

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILWOMAN MEGAN STARRETT**
- 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. 94 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE directing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into a contract agreement with various programs through the Community Development Block Grant Programs for the FY 2019/2020, which the City has provided through the CDBG Program funding, and declaring an emergency.

ORDINANCE NO. 95 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Safety Service Director of the City of Massillon, Ohio, to enter into a Memorandum of Understanding (MOU) with Johnson Controls to do a preliminary assessment for a potential facilities upgrade project of City buildings, and declaring an emergency.

ORDINANCE NO. 96 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the NIP Program, for the year ending December 31, 2019, and declaring an emergency.

ORDINANCE NO. 97 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) Program Fund FY 2019/2020, for the year ending December 31, 2019, and declaring an emergency.

ORDINANCE NO. 98 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for hospital and associated expenses related to Affinity Medical Center, for the year ending December 31, 2019, and declaring an emergency.

ORDINANCE NO. 99 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio to accept a donation from Massillon Cable TV (MCTV) in sponsorship of the Neighborhood Community Fair, and declaring an emergency.

RESOLUTION NO. 2 – 2019

BY: COMMITTEE OF THE WHOLE

A Memorial Resolution to recognize and honor the outstanding public service and recent passing of Councilman Milan E. Chovan Jr.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

A Request for a Transfer of a Liquor License from William R. Miller, DBA Hideaway Lounge, 34 Diamond Ct. S.E., Massillon, Ohio 44646, to Holly Ann Graber, DBA Hideaway Lounge, 34 Diamond Ct. S.E., Massillon, Ohio 44646. Permit Class is D5 and is located in Ward 2.

9. BILLS, ACCOUNTS AND CLAIMS

The Repository	-	\$ 388.00	Publication of May Ordinances
A Victorian Reflection	-	<u>154.79</u>	Fruit Basket & Floral Arrangement
		\$ 542.79	Total

10. REPORTS FROM CITY OFFICIALS

Treasurer's Report	-	June 2019
Mayor's Report	-	May 2019
Auditor's Report	-	May 2019

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 77 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio to accept a grant from the First Energy Corporation to be used for the City's Renaissance of Duncan Plaza Project.

ORDINANCE NO. 90 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE amending the WAGE SCALE of Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997, 305 POLICE DEPARTMENT, specifically only for the positions of POLICE CHIEF and POLICE CAPTAIN and enacting a new WAGE SCALE of Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 - 1997, 305 POLICE DEPARTMENT, specifically only for the positions of POLICE CHIEF and POLICE CAPTAIN in the City of Massillon, Ohio, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 91 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement to transfer hospital equipment items from the City of Massillon to the Community Improvement Corporation of Massillon, Ohio (CIC), and declaring an emergency.

ORDINANCE NO. 92 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement to transfer hospital medical equipment, furniture, furnishings, and other non-essential items from the City of Massillon to the Community Improvement Corporation of Massillon, Ohio (CIC), and declaring an emergency.

ORDINANCE NO. 92 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement to transfer hospital medical equipment, furniture, furnishings, and other non-essential items from the City of Massillon to the Community Improvement Corporation of Massillon, Ohio (CIC), and declaring an emergency.

ORDINANCE NO. 93 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1240 Veterans Park/Duncan Plaza Improvement Fund, for the year ending December 31, 2019, 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: JULY 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 94 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE directing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into a contract agreement with various programs through the Community Development Block Grant Programs for the FY 2019/2020, which the City has provided through the CDBG Program funding, 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 enter into a contract agreement with various programs through the Community Development Block Grant Programs for the FY 2019/2020, which the City has provided through the CDBG Program Funding.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into separate contract agreements with the programs listed below for the amounts specified through the Community Development Block Grant Programs for the FY 2019/2020, which the City has provided through the CDBG Program Funding:

Boys and Girls Club of Massillon	\$ 9,500.00
Canton Ex-News Boys Assoc.	8,000.00
CommQuest-Family Living Center	9,500.00
Domestic Violence Project Shelter	9,500.00
Faith in Action	8,000.00
Habitat for Humanity	9,500.00
Make-A-Way	5,500.00
Salvation Army of Massillon	8,000.00
Stark County Mental Health & Addiction	9,500.00
Vantage Aging	5,000.00
Westark Family Services	9,000.00
YMCA	4,000.00
TOTAL	\$ 95,000.00

Section 3:

Upon delivery of the aforesaid agreements, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for each agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

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

Section 5:

This Ordinance is hereby declared to be an emergency measure, for the immediate preservation of the health, safety and welfare of the community and for the further reason that these services are needed to benefit the community as a whole and to meet the goals and objectives of the City's Community Development Block Grant Program for the fiscal year 2019/2020. 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 _____, 2019

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

APPROVED: _____
KATHY CATAZARO-PERRY, MAYOR

DATE: JULY 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 95 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing Safety Service Director of the City of Massillon, Ohio, to enter into a Memorandum of Understanding (MOU) with Johnson Controls to do a preliminary assessment for a potential facilities upgrade project of City buildings, 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 for the Safety Service Director of the City of Massillon, Ohio, to enter into a Memorandum of Understanding (MOU) with Johnson Controls to do a preliminary assessment for a potential facilities upgrade project of City buildings.

Section 2:

The Safety Service Director of the City of Massillon, Ohio, is hereby authorized and directed to enter into a Memorandum of Understanding (MOU) with Johnson Controls to do a preliminary assessment for a potential facilities upgrade project of City buildings, as shown in the attached 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.

Section 4:

This Ordinance is hereby declared to be an emergency measure, for the immediate preservation of the health, safety and welfare of the community and for the further reason to move the project forward. 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

DATE: JULY 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 96 – 2019

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the NIP Program, for the year ending December 31, 2019, 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, 2019, the following:

\$ 121,732.10 to an account entitled "NIP Program" - 1100.905.5.239C

Section 2:

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

Section 3:

This Ordinance is hereby 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 to move forward with NIP demolitions as all work and reimbursements must be completed by Fall of 2019. 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 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 97 – 2019

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) Program Fund FY 2019/2020, for the year ending December 31, 2019, 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 1203 FY 2019/2020 CDBG Fund for the year ending December 31, 2019, the following:

\$ 47,568.05 to an account entitled "Health/Vision/Dental/Life"	1203.845.5.2210
4,400.00 to an account entitled "Workers Compensation"	1203.845.5.2270
43,482.90 to an account entitled "Services/Contracts/Code"	1203.845.5.2392
30,000.00 to an account entitled "Massillon Main Street"	1203.845.5.2828
9,000.00 to an account entitled "Westark"	1203.845.5.2803
31,056.70 to an account entitled "Housing Administration"	1203.845.5.2807
102,000.00 to an account entitled "Housing Rehabilitation"	1203.845.5.2806
100,492.00 to an account entitled "Target Area Streets"	1203.845.5.2812
5,500.00 to an account entitled "Make-A-Way"	1203.845.5.2813
2,821.91 to an account entitled "Fair Housing"	1203.845.5.2814
9,500.00 to an account entitled "Boys & Girls Club of Massillon"	1203.845.5.2824
9,500.00 to an account entitled "CommQuest/Family Living Center"	1203.845.5.2841
9,500.00 to an account entitled "Habitat for Humanity"	1203.845.5.2849
9,500.00 to an account entitled "Domestic Violence Shelter"	1203.845.5.2858
8,000.00 to an account entitled "Faith in Action"	1203.845.5.2859
5,000.00 to an account entitled "Meals on Wheels"	1203.845.5.2850
8,000.00 to an account entitled "Salvation Army"	1203.845.5.2869
9,500.00 to an account entitled "Stark Co. Mental Health & Addiction Recovery"	1203.845.5.2875
8,000.00 to an account entitled "Canton Ex-Newsboys Assoc."	1203.845.5.2876
4,000.00 to an account entitled "YMCA of Western Stark Co."	1203.845.5.2830
\$ 456,821.56	

DATE: JULY 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 98 – 2019

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for hospital and associated expenses related to Affinity Medical Center, for the year ending December 31, 2019, 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, 2019, the following:

\$ 64,338.00 to an account entitled "Hospital Utilities"	-	1100.915.5.2340
42,000.00 to an account entitled "Hospital Services/Contracts"	-	1100.915.5.2392
<u>287,766.20</u> to an account entitled "Hospital Real Property Taxes"	-	1100.915.5.2391
\$394,104.20 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.

Section 3:

This Ordinance is hereby 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 to pay costs of hospital and associated expenses related to Affinity agreement. 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 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 99 – 2019

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio to accept a donation from Massillon Cable TV (MCTV) in sponsorship of the Neighborhood Community Fair, 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 to accept a donation from Massillon Cable TV (MCTV) on behalf of the City of Massillon, Ohio.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to accept a donation in the amount of Seven Hundred Fifty Dollars (\$750.00) from Massillon Cable TV (MCTV) in sponsorship of the Community Resource Fair which will take place in L.C. Jones Park.

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 15, 2019

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 2 – 2019

BY: COMMITTEE OF THE WHOLE

TITLE: A Memorial Resolution to recognize and honor the outstanding public service and recent passing of Councilman Milan E. Chovan Jr.

WHEREAS, Massillon City Council wishes to acknowledge the exemplary public service of Milan E. Chovan Jr. and express its condolences to his family, and

WHEREAS, Milan passed away while serving as Councilman-At-Large, and

WHEREAS, his fellow Council members showed their respect for him by appointing him as Chairman of the Police and Fire Committee, and

WHEREAS, City Councilman Milan E. Chovan Jr. was a tireless servant of this City and had a passion for the Massillon Police and Massillon Fire Departments, and

WHEREAS, he demonstrated outstanding commitment, loyalty and devotion to Massillon City Council as Councilman-At-Large, and

WHEREAS, the memory of a good man is a blessing, and he will be sadly missed by family, friends and the community.

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

Through this Memorial Resolution, Massillon City Council expresses its deepest condolences at the passing of Milan E. Chovan Jr. and extends its sincere sympathy to his family.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2019

APPROVED: _____
DIANE ROLLAND, CLERK OF COUNCIL

CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED: _____

KATHY CATAZARO-PERRY, MAYOR