DATE: TUESDAY, JANUARY 21, 2020

PLACE: COUNCIL CHAMBERS

TIME: 6:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

- 1. ROLL CALL
- 2. INVOCATION BY COUNCILWOMAN NANCY HALTER
- 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. 8 – 2020

BY: HEALTH, WELFARE AND BUILDING REGS. COMMITTEE

AN ORDINANCE amending Chapter 521 "HEALTH, SAFETY AND SANITATION" of the Codified Ordinances of the City of Massillon, Ohio, by repealing Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY," and enacting an amended Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY," and declaring an emergency.

ORDINANCE NO. 9 – 2020 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

AN ORDINANCE authorizing the Auditor, the Mayor and the President of the Health Department Board of the City of Massillon, Ohio, to enter into a contract with Local Government Services (LGS) to compile the basic financial statements for the City of Massillon Health Department for the financial year ending December 31, 2019, and declaring an emergency.

ORDINANCE NO. 10 – 2020 BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to enter into a one (1) year Agreement with the Village of Brewster, Ohio, for the purpose of the Massillon Law Department to provide prosecutorial and legal services to the Village of Brewster, Ohio, and declaring an emergency.

ORDINANCE NO. 11 – 2020 BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of Massillon, Ohio, to exercise the option to renew the Engineering contract with OHM Advisors for the years 2020, 2021 and 2022, and declaring an emergency.

ORDINANCE NO. 12 – 2019 BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1401 Capital Improvement Fund to purchase a staff vehicle for the Massillon Fire Department, for the year ending December 31, 2020, and declaring an emergency.

ORDINANCE NO. 13 – 2020 BY: FINANCE COMMITTEE

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

RESOLUTION NO. 2 – 2020 BY: COMMITTEE OF THE WHOLE

A RESOLUTION appointing Diane Rolland as Administrative Assistant/Clerk of Massillon City Council and establishing salary for said job, and declaring an emergency.

RESOLUTION NO. 3 – 2020 BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending SARITA CUNNINGHAM as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 4 – 2020 BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending DAVE IRWIN as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 5 – 2020 BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending PAUL MANSON as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 6 – 2020 BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending JASON HARRIS as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

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

The Repository \$ 680.00 Publication of November Ordinances
Bonnies Engravers \$ 350.50 Name Plates and Rubber Stamp

\$1.030.50 Total

\$1,030.50 Tot

10. REPORTS FROM CITY OFFICIALS

Treasurer's Report - December 2019
Auditor's Report - December 2019

- 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 RESOLUTIONS

ORDINANCE NO. 1 – 2020 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 with John Patrick Picard Architect Inc. for architectural services in the redevelopment of Duncan Plaza.

ORDINANCE NO. 2 – 2020 BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from O-1 Office to R-1 One Family Residential, and declaring an emergency.

ORDINANCE NO. 3 – 2020

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the City of Massillon, Ohio, to accept the estimated proposal submitted by Edward Elum for the repairs and improvements to Duncan Plaza.

ORDINANCE NO. 7 – 2020 BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the City's share of the redevelopment of Duncan Plaza, for the year ending December 31, 2020, and declaring an emergency.

- 16. NEW AND MISCELLANEOUS BUSINESS
- 17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS <u>NOT</u> ON THE AGENDA
- 18. ADJOURNMENT

DIANE ROLLAND - CLERK OF COUNCIL

DATE: <u>JANUARY 21, 2020</u>

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 8 - 2020

BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE amending Chapter 521 "HEALTH, SAFETY AND SANITATION" of the Codified Ordinances of the City of Massillon, Ohio, by repealing Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY," and enacting an amended Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY," and declaring an emergency.

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

Section 1:

Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY" of Chapter 521 "HEALTH, SAFETY AND SANITATION" of the Codified Ordinances of the City of Massillon, Ohio, is hereby repealed.

Section 2:

An amended Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY" of Chapter 521 "HEALTH, SAFETY AND SANITATION" of the Codified Ordinances of the City of Massillon, Ohio, is hereby enacted. Attached as "Exhibit A" is amended Ordinance 521.04 "SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY."

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: JANUARY 21, 2020 CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 9 – 2020

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor, the Mayor and the President of the Health Department Board of the City of Massillon, Ohio, to enter into a contract with Local Government Services (LGS) to compile the basic financial statements for the City of Massillon Health Department for the financial 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:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary for the Auditor, the Mayor and the President of the Health Department Board of the City of Massillon, Ohio, to enter into a contract with Local Government Services (LGS) to compile the basic financial statements for the City of Massillon Health Department for the financial year ending December 31, 2019.

Section 2:

The Auditor, the Mayor and the President of the Health Department Board of the City of Massillon, Ohio, are hereby authorized and directed to enter into a contract with Local Government Services (LGS) to compile the basic financial statements for the City of Massillon Health Department for the financial year ending December 31, 2019. Said contract is 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.

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 10 – 2020

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to enter into a one (1) year Agreement with the Village of Brewster, Ohio, for the purpose of the Massillon Law Department to provide prosecutorial and legal services to the Village of Brewster, Ohio, 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 Director of Law of the City of Massillon, Ohio, to enter into a one (1) year Agreement with the Village of Brewster, Ohio, for the purpose of providing prosecutorial and legal services.

Section 2:

The Director of Law of the City of Massillon, Ohio, is hereby authorized and directed to enter into a one (1) year Agreement with the Village of Brewster, Ohio, for the purpose of providing prosecutorial and legal services. The Village of Brewster, Ohio, shall pay the sum of Twelve Thousand, Three Hundred Dollars (\$12,300.00) under the terms of the Agreement. The contract will be effective from January 1, 2020 through December 31, 2020. These funds will go into the General Fund. 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 of this ordinance, during or after the pendency or passage of this ordinance. Corrected copies are to be sent to all official recipients.

DATE:___ JANUARY 21, 2020

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 11 – 2020

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of Massillon, Ohio, to exercise the option to renew the Engineering contract with OHM Advisors for the years 2020, 2021 and 2022, 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 the Director of Public Service and Safety of the City of Massillon, Ohio, to exercise the option to renew the Engineering contract with OHM Advisors for the years 2020, 2021 and 2022.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio is hereby authorized and directed to exercise the option to renew the Engineering contract with OHM Advisors for standard engineering services, strategic planning service contracts, professional design service contracts and private sector developments for the years 2020, 2021 and 2022. Contract 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:	JANUARY 21, 2020	CLERK:	DIANE	ROLLANI

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 12 – 2020

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1401 Capital Improvement Fund to purchase a staff vehicle for the Massillon Fire Department, for the year ending December 31, 2020, 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 1401 Capital Improvement Fund, for the year ending December 31, 2020, the following:

\$ 41,300.00 to an account entitled "Lease Purchase" = 1401.325.5.2530

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 that the vehicle has been ordered and should arrive within thirty (30) days. 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: <u>JANUARY 21, 2020</u>	1, 2020
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CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 13 - 2020

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant Fund, for the year ending December 31, 2020, 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 Community Development Fund, for the year ending December 31, 2020, the following:

\$ 71,788.13 to an account entitled "Clearance/Demolition" - 1203.845.5.2801 37,637.00 to an account entitled "Downtown St. Improvements" - 1203.845.5.2856 1203.845.5.2814

\$ 111,351.36 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 expend CDBG funds from previous program years. 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: JANUARY 21, 2020	CLERK: DIANE ROLLAND

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LEGISLATIVE BRANCH

RESOLUTION NO. 2 - 2020

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION appointing Diane Rolland as Administrative Assistant/Clerk of Massillon City Council and establishing salary for said job, and declaring an emergency.

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

Section 1:

Diane Rolland shall be appointed Administrative Assistant/Clerk of City Council of Massillon, Ohio, to serve for the term of January 2020 to December 31, 2022.

Section 2:

That the annual salary for the Administrative Assistant/Clerk of Council shall be classified as a 12S UN Classified position.

Section 3:

This Resolution being one for the internal management of Council shall be immediately effective.

PASSED IN COUNCIL THISDAY OF	, 2020
ATTEST:DIANE ROLLAND, CLERK OF COUNCIL	CLAUDETTE O. ISTNICK, PRESIDENT
APPROVED:	
	KATHY CATAZARO-PERRY. MAYOR

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 3 - 2020

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending SARITA CUNNINGHAM as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, on December 31, 2019, Sarita Cunningham completed four (4) terms as the Ward 1 Member of Council of the City of Massillon, Ohio; and

WHEREAS, Ms. Cunningham has devoted herself to her responsibilities and duties as a Member and Chairperson of the Public Utilities Committee of Massillon City Council; and

WHEREAS, Ms. Cunningham, during her terms of office as a Member of City Council, has given outstanding service to the citizens for the betterment of Massillon; and

WHEREAS, the City Council desires to recognize and note upon its official records its appreciation and commendation to Ms. Sarita Cunningham for the excellent service she has rendered to the people and the City of Massillon during her terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, the Council commends Ms. Sarita Cunningham for the efficient, energetic and capable manner in which she has discharged her duties and for the lasting contribution she has made to the City during her terms of office.

Section 2:

DATE:	JANUARY	21, 2020
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CLERK:	DIANE ROLLAND	

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 4 – 2020

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending DAVE IRWIN as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, on December 31, 2019, Dave Irwin completed two (2) terms as the Ward 2 Member of Council of the City of Massillon, Ohio; and

WHEREAS, Mr. Irwin has devoted himself to his responsibilities and duties as a Member and Chairperson of the Environmental Committee of Massillon City Council; and

WHEREAS, Mr. Irwin, during his terms of office as a Member of City Council, has given outstanding service to the citizens for the betterment of Massillon; and

WHEREAS, the City Council desires to recognize and note upon its official records its appreciation and commendation to Mr. Dave Irwin for the excellent service he has rendered to the people and the City of Massillon during his terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, the Council commends Mr. Dave Irwin for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to the City during his terms of office.

Section 2:

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 5 – 2020

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending PAUL MANSON as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, on December 31, 2019, Paul Manson completed sixteen (16) years as Councilman at Large of Council of the City of Massillon, Ohio; and

WHEREAS, Mr. Manson has devoted himself to his responsibilities and duties as a Member, Chairperson of the Community Development Committee and Pro Tem of Massillon City Council; and

WHEREAS, Mr. Manson, during his terms of office as a Member of City Council, has given outstanding service to the citizens for the betterment of Massillon; and

WHEREAS, the City Council desires to recognize and note upon its official records its appreciation and commendation to Mr. Paul Manson for the excellent service he has rendered to the people and the City of Massillon during his terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, the Council commends Mr. Paul Manson for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to the City during his terms of office.

Section 2:

DATE: JANUARY 21, 2020	
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CLERK:	DIANE	ROLL	AND
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 6 - 2020

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending JASON HARRIS as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, on December 31, 2019, Jason Harris completed his appointment as Councilman at Large of Council of the City of Massillon, Ohio; and

WHEREAS, Mr. Harris has devoted himself to his responsibilities and duties as a Member and Chairperson of the Police and Fire Committee of Massillon City Council; and

WHEREAS, Mr. Harris, during his appointed term of office as a Member of City Council, has given outstanding service to the citizens for the betterment of Massillon; and

WHEREAS, the City Council desires to recognize and note upon its official records its appreciation and commendation to Mr. Jason Harris for the excellent service he has rendered to the people and the City of Massillon during his appointed term of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, the Council commends Mr. Jason Harris for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to the City during his appointed term of office.

Section 2: