

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

**DATE: TUESDAY, FEBRUARY 18, 2020  
PLACE: COUNCIL CHAMBERS  
TIME: 6:30 P.M.**

**THERE ARE NO PUBLIC HEARINGS TONIGHT**

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILMAN ED LEWIS IV**
- 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. 21 – 2020**

**BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #1, and declaring an emergency.

**ORDINANCE NO. 22 – 2020**

**BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #2, and declaring an emergency.

**ORDINANCE NO. 23 – 2020**

**BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #3, and declaring an emergency.

**ORDINANCE NO. 24 – 2020**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Auditor of the City of Massillon, Ohio, to pay invoices that reflect a Then and Now (TAN) transaction over Three Thousand Dollars (\$3,000.00) per Ohio Revised Code 5705.41, and declaring an emergency.

**ORDINANCE NO. 25 – 2020**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1419 Massillon Marketplace TIF Fund for the Wales Road Improvement Project, for the year ending December 31, 2020, and declaring an emergency.

**7. UNFINISHED BUSINESS**

**8. PETITIONS AND GENERAL COMMUNICATIONS**

**9. BILLS, ACCOUNTS AND CLAIMS**

The Repository	-	\$ 1,186.40	-	Publication of December Ordinances
The Repository	-	<u>71.20</u>	-	Publication of Notice of Public Hearing
		\$ 1,257.60	-	<b>Total</b>

**10. REPORTS FROM CITY OFFICIALS**

Mayor's Report	-	December 2019
Auditor's Report	-	January 2020

**11. REPORTS OF COMMITTEES**

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

**13. CALL OF THE CALENDAR**

**ORDINANCE NO. 7 – 2020**

**BY: FINANCE COMMITTEE**

**Tabled February 3, 2020 until February 18, 2020**

**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.

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 8 – 2020**

**BY: HEALTH, WELFARE AND BUILDING REGULATIONS 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. 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.

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**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: FEBRUARY 18, 2020

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 21 – 2020

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #1, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it necessary in the public health, safety and welfare for the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, with lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #1

Section 2:

The Director of Public Service and Safety is hereby authorized and directed to advertise for and receive sealed bids and enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #1. The total estimated project cost is One Hundred Fifty-Seven Thousand, Five Hundred Four Dollars and Zero Cents (\$157,504.00) and will be funded through the budgeted 2105 Storm Sewer Repair Fund and the 1201 Storm Sewer Repair Fund. A list of catch basins to be replaced under Contract #1 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.

DATE: FEBRUARY 18, 2020

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 22 – 2020

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #2, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it necessary in the public health, safety and welfare for the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, with lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #2

Section 2:

The Director of Public Service and Safety is hereby authorized and directed to advertise for and receive sealed bids and enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #2. The total estimated project cost is One Hundred Fifty-Nine Thousand, Five Hundred Sixty-Four Dollars and Zero Cents (\$159,564.00) and will be funded through the budgeted 2105 Storm Sewer Repair Fund and the 1201 Storm Sewer Repair Fund. A list of catch basins to be replaced under Contract #2 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.

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CLERK: DIANE ROLLAND

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 23 – 2020

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #3, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it necessary in the public health, safety and welfare for the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, with lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #3

Section 2:

The Director of Public Service and Safety is hereby authorized and directed to advertise for and receive sealed bids and enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2020 Catch Basin Replacement Project Contract #3. The total estimated project cost is One Hundred Nineteen Thousand, Eight Hundred Forty Dollars and Zero Cents (\$119,840.00) and will be funded through the budgeted 2105 Storm Sewer Repair Fund and the 1201 Storm Sewer Repair Fund. A list of catch basins to be replaced under Contract #3 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.

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CITY OF MASSILLON, OHIO  
CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 24 – 2020

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor of the City of Massillon, Ohio, to pay invoices that reflect a Then and Now (TAN) transaction over Three Thousand Dollars (\$3,000.00) per Ohio Revised Code 5705.41, 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 of the City of Massillon, Ohio, to pay invoices that reflect a Then and Now (TAN) transaction over Three Thousand Dollars (\$3,000.00) per Ohio Revised Code 5705.41.

Section 2:

The Auditor of the City of Massillon, Ohio, is hereby authorized and directed to pay invoices that reflect a Then and Now (TAN) transaction over Three Thousand Dollars (\$3,000.00) per Ohio Revised Code 5705.41.

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.

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CLERK: DIANE ROLLAND

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CITY OF MASSILLON, OHIO  
CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 25 – 2020

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1419 Massillon Marketplace TIF Fund for the Wales Road Improvement Project, 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 1419 Massillon Marketplace TIF Fund, for the year ending December 31, 2020, the following:

\$ 44,041.20 to an account entitled "Wales Road Improvement Project" - 1419.435.5.2513

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 for services rendered by Bowman Appraisal Services and AECOM as described in Ordinance No. 127 – 2019 and Ordinance No. 128 – 2019 (attached hereto as Exhibit "A" and Exhibit "B"), in a timely manner. 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.