

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

**DATE: MONDAY, OCTOBER 18, 2021  
COUNCIL CHAMBERS and  
LIVE-STREAMING  
TIME: 6:30 p.m.**

**THERE ARE NO PUBLIC HEARINGS TONIGHT**

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILMAN MIKE GREGG**
- 3. PLEDGE OF ALLEGIANCE**
- 4. READING OF THE JOURNAL**
- 5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA**
- 6. NEW AND MISCELLANEOUS BUSINESS**
- 7. INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 145 – 2021**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Kristin Murray to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc., for Wolf & Wildflower, located at 54 Erie St. N., Massillon, Ohio.

**ORDINANCE NO. 146 – 2021**

**BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** approving amended golf rates for The Legends of Massillon Golf Course, effective beginning with the 2022 golf season, repealing Ordinance No. 120 – 2020, and declaring an emergency.

**ORDINANCE NO. 147 – 2021**

**BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Director of the Parks and Recreation Department 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 a new lease for golf carts at The Legends of Massillon Golf Course, and declaring an emergency.

**ORDINANCE NO. 148 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement for a one (1) year renewal with Medical Mutual of Ohio for health insurance coverage for City employees, effective January 1, 2022 through December 31, 2022, and declaring an emergency.

**ORDINANCE NO. 149 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Massillon City Health Department to accept a grant from the Massillon Rotary to fund a Community Baby Shower for the citizens of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 150 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Massillon City Health Department to accept a Federal Workforce Development grant from the Stark County Health Department, and declaring an emergency.

**ORDINANCE NO. 151 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1235 Community Health Services Fund, for the year ending December 31, 2021, and declaring an emergency.

**ORDINANCE NO. 152 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1213 Lincoln Way Streetscape Fund, for the year ending December 31, 2021, and declaring an emergency.

**ORDINANCE NO. 153 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Fund for The Legends of Massillon Golf Course, for the year ending December 31, 2021, and declaring an emergency.

**ORDINANCE NO. 154 – 2021**

**BY: NON-COMMITTEE – RULE 28.1**

**AN ORDINANCE** to terminate the contract for City Engineer services between OHM Advisors and the City of Massillon, Ohio, effective upon the hiring of a full-time City Engineer, no later than June 1, 2022.

**8. UNFINISHED BUSINESS**

**9. PETITIONS AND GENERAL COMMUNICATIONS**

A Request for a Stock Exchange of a Liquor License for Speedway, LLC, DBA Speedway 9290 located at 906 Lincoln Way E., Massillon, Ohio 44646. Permit Classes are C1 and C2 and is located in Ward 1.

**10. BILLS, ACCOUNTS AND CLAIMS**

U.S. Bank Equip. Finance        -        \$ 127.00        -        October Payment for Copier

**11. REPORTS FROM CITY OFFICIALS**

Treasurer's Report        -        September 2021  
Mayor's Report        -        September 2021

**12. REPORTS OF COMMITTEES**

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

**14. CALL OF THE CALENDAR**

**15. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 138 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) Program Fund, for the year ending December 31, 2021.

**ORDINANCE NO. 139 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) Program Fund, for the year ending December 31, 2021.

**16. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 141 – 2021**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an annexation agreement with Perry Township, Stark County, Ohio, for the annexation of parcels #4301532, #4301533 and #4301534.

**ORDINANCE NO. 142 – 2021**

**BY: ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** amending Section 943.05 “STORMWATER FEE COLLECTION” of the Codified Ordinances of the City of Massillon, Ohio.

**ORDINANCE NO. 143 – 2021**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending the rules of Massillon City Council by amending Rule 19 of Section 121.02 “RULES OF COUNCIL” of the Codified Ordinances of the City of Massillon, Ohio.

**ORDINANCE NO. 144 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1238 Probation Services Fund, for the year ending December 31, 2021, and declaring an emergency.

**17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA**

**18. ADJOURNMENT**

**DIANE ROLLAND – CLERK OF COUNCIL**

DATE: OCTOBER 18, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 145 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Kristin Murray to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc., for Wolf & Wildflower, located at 54 Erie St. N., Massillon, Ohio.

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, Kristin Murray desires to renovate and acquire inventory for Wolf & Wildflower, located at 54 Erie St. N., Massillon, Ohio, and,

WHEREAS, the City of Massillon proposes to assist Kristin Murray with an economic development “inducement grant”, for the purpose of assisting with start-up costs including build-out, equipment, etc. for Wolf & Wildflower, located at 54 Erie St. N., 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 and directs the Mayor to enter into an agreement with Kristin Murray to provide an economic development “inducement grant”, in a total amount not to exceed Four Thousand Dollars (\$4,000.00), for the purpose of assisting with start-up costs including build-out, equipment, etc., for Wolf & Wildflower, located at 54 Erie St. N., Massillon, Ohio.

DATE: OCTOBER 18, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 146 – 2021

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE approving amended golf rates for The Legends of Massillon Golf Course, effective beginning with the 2022 golf season, repealing Ordinance No. 120 – 2020, and declaring an emergency.

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

Section 1:

The amended golf rates for The Legends of Massillon Golf Course, effective beginning with the 2022 golf season, are hereby approved. Said amended golf rates are attached hereto as Exhibit "A", which consists of three pages. The Recreation Board approved his action by a 5 – 0 vote. City Council last approved amended golf rates for The Legends of Massillon Golf Course via Ordinance No. 120 – 2020.

Section 2:

Ordinance No. 120 – 2020 is hereby repealed. All other ordinances and resolutions in conflict with any provision of the Ordinance are hereby repealed to the extent of the conflict.

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 necessary for the immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being for the golf fees to be in effect for the 2022 golf season. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed 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: OCTOBER 18, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 147 – 2021

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of the Parks and Recreation Department 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 a new lease for golf carts at The Legends of Massillon Golf Course, and declaring an emergency.

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

Section 1:

The Director of the Park and Recreation Department of the City of Massillon, Ohio, 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 a new lease for golf carts at The Legends of Massillon Golf Course. Estimated cost not to exceed One Hundred Ninety-five Thousand Dollars (\$195,000.00), annually.

Section 2:

This action was approved by the Recreation Board by a 5 – 0 vote.

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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MASSILLON CITY COUNCIL  
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 148 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement for a one (1) year renewal with Medical Mutual of Ohio for health insurance coverage for City employees, effective January 1, 2022 through December 31, 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 to enter into an agreement for a one (1) year renewal with Medical Mutual of Ohio for health insurance coverage for City employees, effective January 1, 2022 through December 1, 2022.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into an agreement for a one (1) year renewal with Medical Mutual of Ohio for health insurance coverage for City employees, effective January 1, 2022 through December 31, 2022. The Healthcare Committee unanimously agreed to renew the current Medical Health Plan for 2022 with a 0% rate increase. The Renewal Form 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: OCTOBER 18, 2021

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 149 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Massillon City Health Department to accept a grant from the Massillon Rotary to fund a Community Baby Shower for the citizens of Massillon, 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 Massillon City Health Department is hereby authorized and directed to accept a grant from the Massillon Rotary to fund a Community Baby Shower for the citizens of Massillon, Ohio. The Massillon City Health Department will be providing nutrition education, a healthy cooking demonstration, pack-n-plays, car seats, etc. The amount of the grant is Five Thousand Eight Hundred Sixty Dollars (\$5,860.00) and the Community Baby Shower is planned for January 2022.

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 immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being that the funds are immediately available and needed for the planning of this project. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed 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.

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MASSILLON CITY COUNCIL  
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 150 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Massillon City Health Department to accept a Federal Workforce Development grant from the Stark County Health Department, and declaring an emergency.

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

Section 1:

The Massillon City Health Department is hereby authorized and directed to accept a Federal Workforce Development grant from the Stark County Health Department in the amount of One Hundred Eighty Thousand Dollars (\$180,000.00). The grant is to fund two (2) new and one (1) extended contracted positions. The grant requires at least 50% of the funds to be used for hiring staff and the grant time period is September 1, 2021 through June 1, 2023.

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 immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being that the funds are immediately available and the grant period has already commenced. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed 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.

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 151 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1235 Community Health Services Fund, for the year ending December 31, 2021, 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 1235 Community Health Services Fund, for the year ending December 31, 2021, the following:

\$ 45,000.00 to an account entitled "Grant Expense" - 1235.705.5.2411

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 Immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being to pay salaries and invoices in a timely manner. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed 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.

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CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 152 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1213 Lincoln Way Streetscape Fund, for the year ending December 31, 2021, 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 1213 Lincoln Way Streetscape Fund, for the year ending December 31, 2021, the following:

\$ 50,000.00 to an account entitled "Duncan Plaza Redevelopment" - 1213.405.5.2514

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 Immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being to pay invoices in a timely manner. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed 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: OCTOBER 18, 2021

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
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CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 153 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Fund for The Legends of Massillon Golf Course, for the year ending December 31, 2021, 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 1234 Parks and Recreation Fund, for the year ending December 31, 2021, the following:

\$ 10,000.00 to an account entitled "Utilities" - 1234.920.5.2340

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 Immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being to pay invoices in a timely manner. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed 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: OCTOBER 18, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 154 – 2021

BY: NON-COMMITTEE – RULE 28.1

TITLE: AN ORDINANCE to terminate the contract for City Engineer services between OHM Advisors and the City of Massillon, Ohio, effective upon the hiring of a full-time City Engineer, no later than June 1, 2022.

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

Section 1:

The contract for City Engineer services between OHM Advisors and the City of Massillon, Ohio, shall be and is hereby terminated, effective upon the hiring of a full-time City Engineer, no later than June 1, 2022.

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 shall take effect and be in force from and after the earliest period allowed by law.