

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

**DATE: MONDAY, OCTOBER 4, 2021
COUNCIL CHAMBERS and
LIVE-STREAMING
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. NEW AND MISCELLANEOUS BUSINESS**
- 7. INTRODUCTION OF 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.

8. UNFINISHED BUSINESS

9. PETITIONS AND GENERAL COMMUNICATIONS

10. BILLS, ACCOUNTS AND CLAIMS

11. REPORTS FROM CITY OFFICIALS

Auditor'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

16. SECOND 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.

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

18. ADJOURNMENT

DIANE ROLLAND – CLERK OF COUNCIL

DATE: OCTOBER 4, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 141 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: 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.

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 authorizes and directs 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. The annexation agreement, plat and map are attached hereto as Exhibit "A".

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 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 allow by law.

DATE: OCTOBER 4, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 142 – 2021

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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

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

Section 1:

Section 943.05 “Stormwater Fee Collection” of the Codified Ordinances of the City of Massillon, Ohio, is hereby amended as provided below. The amended title of Section 943.05 shall be “Stormwater Fee Collection; Fee to Constitute a Lien.”

943.05 Stormwater Fee Collection; Fee to Constitute a Lien.

The fee provided in Section 943.04 shall be billed to the person or entity currently receiving the City's utility bill for sanitary sewer services. For those properties within the corporate limits of the City that do not utilize the City's sanitary sewer services the property owner, or their designee, shall be billed separately for the fee. The owner of the parcel of property in question shall always be responsible for said bills. The fee shall appear on the utility bill rendered by the City for sanitary sewer services as a separate item and shall be considered an integral part of such bill. Failure to remit the entire amount of the charges for all services shall constitute a delinquency, with termination of all services to take place in accordance with the provisions of the Codified Ordinances of the City of Massillon, thirty days after such delinquency. The fee is hereby made a lien upon the premises associated therewith, and if the same is not paid within ninety days after it is due and payable, it shall be certified to the Auditor of the County, who shall place the same on the tax duplicate, with the interest and penalties allowed by law, and shall be collected as other Municipal taxes are collected.

DATE: OCTOBER 4, 2021

CLERK: DIANE ROLLAND

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CITY OF MASSILLON, OHIO
CLAUDETTE O. ISTNICK, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 143 – 2021

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: 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.

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

Section 1:

Rule 19 of Section 121.02 "Rules of Council" of the Codified Ordinances of the City of Massillon, Ohio, is hereby amended in accordance with the attached Exhibit "A," which is made a part hereof as if fully set forth herein.

Section 2:

Existing Rule 19 of Section 121.02 "Rules of Council" of the Codified Ordinances of the City of Massillon, Ohio, is hereby repealed.

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

DATE: OCTOBER 4, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 144 – 2021

BY: FINANCE COMMITTEE

TITLE: 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.

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 1238 Probation Services Fund, for the year ending December 31, 2021, the following:

\$ 20,000.00 to an account entitled "Services and Contracts"	-	1238.125.5.2392
<u>20,000.00</u> to an account entitled "Probation Equipment"	-	1238.125.5.2510
\$ 40,000.00 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 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.