

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

**DATE: MONDAY, DECEMBER 6, 2021
COUNCIL CHAMBERS and
LIVE-STREAMING
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. NEW AND MISCELLANEOUS BUSINESS**
- 7. INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 175 – 2021

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

AN ORDINANCE amending the OCCUPATION LIST OF CLASS TITLES, 415 BUILDING DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 176 – 2021

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the Massillon Fire Department, for the year ending December 31, 2021, and declaring an emergency.

ORDINANCE NO. 177 – 2021

BY: FINANCE COMMITTEE

AN ORDINANCE amending the salary and wage schedules for SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) EMPLOYEES, CLASSIFIED EMPLOYEES, and UNCLASSIFIED EMPLOYEES in the City of Massillon, Ohio, also amending the MISCELLANEOUS SCHEDULE for part-time employees in the City of Massillon, Ohio, and declaring an emergency.

8. UNFINISHED BUSINESS

9. PETITIONS AND GENERAL COMMUNICATIONS

10. BILLS, ACCOUNTS AND CLAIMS

The Repository	-	\$ 285.52	Publication of September Ordinances
Graphic Enterprises	-	54.22	Overage Charge – 8/24/21 to 11/23/21
Corporate Credit Card	-	<u>21.25</u>	Webex Subscription - November
Total	-	\$ 360.99	

11. REPORTS FROM CITY OFFICIALS

Auditor's Report - November 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. 158 – 2021

BY: FINANCE COMMITTEE

AN ORDINANCE to adopt appropriations for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year 2022, and declaring an emergency.

16. SECOND READING ORDINANCES AND RESOLUTIONS

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. 154 – 2021

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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.

ORDINANCE NO. 163 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE repealing Ordinance 118 – 2011, which subdivided the City of Massillon, Ohio, into wards and enacting a new Ordinance subdividing the City of Massillon, Ohio, into wards, and declaring an emergency.

ORDINANCE NO. 168 – 2021

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

AN ORDINANCE amending the OCCUPATION LIST OF CLASS TITLES, 705 – 730 HEALTH DEPARTMENT, PART-TIME/TEMPORARY/SEASONAL, and the MISCELLANEOUS SCHEDULE in the City of Massillon, Ohio, and declaring an emergency.

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

18. ADJOURNMENT

DIANE ROLLAND – CLERK OF COUNCIL

DATE: DECEMBER 6, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 175 – 2021

BY: HEALTH, WELFARE, RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending the OCCUPATION LIST OF CLASS TITLES, 415 BUILDING DEPARTMENT, in the City 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 OCCUPATION LIST OF CLASS TITLES, 415 BUILDING DEPARTMENT, originally established by Council via Ordinance No. 127 – 1997, is hereby amended and shall read as follows:

(SEE ATTACHMENT Page 5 of OCCUPATION LIST OF CLASS TITLES)

Section 2:

The amendments reflected in Section 1 and the attachment to this Ordinance are (1) the position of Secretary in the Building Department shall now be known as Administrative Assistant/Permit Assistant, and (2) this position shall now be compensated in accordance with the pay schedule for Classified employees. The position shall remain in the 9S Class Grade. The Massillon Civil Service Commission has given all necessary approvals.

Section 3:

All ordinances and resolutions in conflict with any provision of this Ordinance are hereby repealed to the extent of the conflict.

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.

DATE: DECEMBER 6, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 176 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the Massillon Fire Department, 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 1100 General Fund, for the year ending December 31, 2021, the following:

\$ 103,811.00 to an account entitled "New Fire Equipment" - 1100.325.5.2530

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 Immediate preservation of the public peace, health or safety of the citizens of the City of Massillon, Ohio; the emergency being to secure current pricing and to maintain the level of service currently provided without interruption. 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: DECEMBER 6, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 177 - 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending the salary and wage schedules for SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) EMPLOYEES, CLASSIFIED EMPLOYEES, and UNCLASSIFIED EMPLOYEES in the City of Massillon, Ohio, also amending the MISCELLANEOUS SCHEDULE for part-time employees in the City 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 salary and wage schedules for SUPERVISORY (CLASSIFIED OR UNCLASSIFIED) EMPLOYEES, CLASSIFIED EMPLOYEES, and UNCLASSIFIED EMPLOYEES in the City of Massillon, Ohio, and the MISCELLANEOUS SCHEDULE for part-time employees in the City of Massillon, Ohio, previously amended via Ordinance No. 125 – 2020, are hereby amended and shall read as follows:

(SEE WAGE SCALE ATTACHMENTS “A thru C”; ATTACHED HERETO)

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to revise all copies of schedules referenced above in Section 1 in accordance with the amendments reflected in this Ordinance.

Section 3:

All existing ordinances and resolutions in conflict with any provision of this Ordinance are hereby repealed to the extent of the conflict.

THIRD READING

DATE: NOVEMBER 1, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 158 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE to adopt appropriations for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year 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, adopts and approves permanent appropriations, effective January 1, 2022, for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year ending December 31, 2022, pursuant to Ohio Revised Code, Section 5705.38, which appropriations and legal level of control are set forth on the attached Exhibit "A".

Section 2:

That the Auditor of the City of Massillon, Ohio, is hereby authorized and directed to draw warrants on the Treasurer of the City of Massillon, Ohio, for payments from any of the foregoing appropriations upon proper certification and vouchers approved by the Board of Officers (or Officer) authorized by law to approve the same or any ordinance or resolution of Council to make expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed in accordance with law or ordinance.

Section 3:

The Auditor of the City of Massillon, Ohio, is hereby authorized to execute the inter-fund transfers outlined in the attached Exhibit "A" and to draw the warrants upon receipt of vouchers duly approved by the proper departmental authority.

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.

SECOND READING

DATE: NOVEMBER 15, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

**** AMENDED ****

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 will fund the hiring of three (3) part-time and temporary Administrative Assistant employees in the Health Department. 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.

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: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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.

DATE: NOVEMBER 15, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 163 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE repealing Ordinance 118 – 2011, which subdivided the City of Massillon, Ohio, into wards and enacting a new Ordinance subdividing the City of Massillon, Ohio, into wards, and declaring an emergency.

WHEREAS, according to the last federal census, as shown by the proclamation of the Secretary of State, the City of Massillon, Ohio, has a population of 32,163; and

WHEREAS, this Council is authorized and directed by law to redistrict said City and subdivide the same into wards.

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

Section 1:

That Ordinance No. 118 – 2011 be and is hereby repealed.

Section 2:

That it is hereby enacted that the City of Massillon, Ohio, is hereby subdivided into six (6) wards, which are equal in number to the members of Council who are hereafter to be elected from wards according to law. Such six (6) wards are hereby created and established in the City of Massillon, Ohio, and the boundaries thereof shall be such as are hereafter set forth, which boundaries are fixed to that each ward shall contain as nearly as practicable an equal number of inhabitants.

DATE: NOVEMBER 15, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 168 – 2021

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending the OCCUPATION LIST OF CLASS TITLES, 705 – 730 HEALTH DEPARTMENT, PART-TIME/TEMPORARY/SEASONAL, and the MISCELLANEOUS SCHEDULE in the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, in accordance with the authority vested in the Board of Health of the Massillon City Health District by Chapter 3709 of the Ohio Revised Code, the Board has created the Part-Time/Temporary/Seasonal position of Administrative Assistant in the Massillon City Health Department and has set the duties and salary for said position; and

WHEREAS, the Board of Health has requested that Massillon City Council add said position to the OCCUPATION LIST OF CLASS TITLES, 705 – 730 HEALTH DEPARTMENT, PART-TIME/TEMPORARY/SEASONAL, and the MISCELLANEOUS SCHEDULE; and

WHEREAS, the Board of Health intends to hire three (3) Administrative Assistants on a part-time and temporary basis through the use of Workforce Development grant funds.

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

Section 1:

The OCCUPATION LIST OF CLASS TITLES, 705 – 730 HEALTH DEPARTMENT, PART-TIME/TEMPORARY/SEASONAL, originally established by Council via Ordinance No. 127 – 1997, is hereby amended and shall read as follows:

(SEE ATTACHMENT “A”, Page 9 of the OCCUPATION LIST OF CLASS TITLES)

Section 2:

The MISCELLANEOUS SCHEDULE, last amended via Ordinance No. 125 – 2020, is hereby amended and shall read as follows:

(SEE ATTACHMENT “B”, the MISCELLANEOUS SCHEDULE)