

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

**DATE: MONDAY, APRIL 5, 2021
VIA TELECONFERENCE CALL
TIME: 6:30 p.m.**

THERE ARE NO PUBLIC HEARINGS TONIGHT

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILMAN MARK LOMBARDI**
- 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. 69 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Kimberly & Company Salon and Boutique to provide an economic development “inducement grant” to fund expansion costs including build-out, equipment, etc. at the property located at 921 Lincoln Way E., Massillon, Ohio.

ORDINANCE NO. 70 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Chloe’s Diner to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc. at the property located at 112 – 1st St. N.E., Massillon, Ohio.

ORDINANCE NO. 71 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE adopting the recommendations of the Massillon Tax Incentive Review Committee (TIRC) with regard to the renewal and termination of Massillon Enterprise Zone (EZ) projects.

ORDINANCE NO. 72 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a donation from Campbell Oil, Inc., on behalf of the Massillon Park and Recreation Department, and declaring an emergency.

ORDINANCE NO. 73 – 2021

BY: PARK AND RECREATION COMMITTEE

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

ORDINANCE NO. 74 – 2021

BY: FINANCE COMMITTEE

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

ORDINANCE NO. 75 – 2021

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Park and Recreation Fund, for the year ending December 31, 2021, and declaring an emergency.

ORDINANCE NO. 76 – 2021

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to renew the one (1) year contract with the City of Canal Fulton, Ohio, for the purpose of providing prosecutorial services, and declaring an emergency.

8. UNFINISHED BUSINESS

9. PETITIONS AND GENERAL COMMUNICATIONS

A Request for a Transfer of Liquor License from Bertie L. Marple, Est., N. Smith, Coextr., 2954 Pinkertron Ln., Springfield Twp., Zanesville, OH 43701 to Village Tavern, LLC located at 146 – 1st St. N.E., Massillon, OH 44646. Permit Classes D1, D2 and D6 and is located in Ward 2.

10. BILLS, ACCOUNTS AND CLAIMS

The Repository	-	\$ 1,132.00	Publication of February Ordinances
Graphic Enterprises	-	<u>140.00</u>	Service Call for Copier
		\$ 1,272.00	

11. REPORTS FROM CITY OFFICIALS

Mayor's Report - February 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 RESOLUTION

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

18. ADJOURNMENT

DIANE ROLLAND – CLERK OF COUNCIL

DATE: APRIL 5, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 69 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Kimberly & Company Salon and Boutique to provide an economic development “inducement grant” to fund expansion costs including build-out, equipment, etc., at the property located at 921 Lincoln Way E., 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, Kimberly & Company Salon and Boutique desires to renovate the property located at 921 Lincoln Way E., Massillon, Ohio, and,

WHEREAS, the City of Massillon proposes to assist Kimberly & Company Salon and Boutique with an economic development “inducement grant”, for the purpose to assist the business owner with expansion costs including build-out, equipment, etc.

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 the Print Bar by providing an economic development “inducement grant”, in a total amount not to exceed Three Thousand Dollars (\$3,000.00) for the purpose of assisting the business owner with expansion costs including build-out, equipment, etc., at the property located at 921 Lincoln Way E., Massillon, Ohio.

DATE: APRIL 5, 2021

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 70 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Chloe's Diner to provide an economic development "inducement grant" to fund start-up costs including build-out, equipment, etc., at the property located at 112 – 1st St. N.E., 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, Chloe's Diner desires to renovate the property located at 112 – 1st St. N.E., Massillon, Ohio, and,

WHEREAS, the City of Massillon proposes to assist Chloe's Diner with an economic development "inducement grant", for the purpose to assist the business owner with start-up costs including build-out, equipment, etc.

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 Chloe's Diner by providing an economic development "inducement grant", in a total amount not to exceed Fifteen Thousand Dollars (\$15,000.00) for the purpose of assisting the business owner with start-up costs including build-out, equipment, etc., at the property located at 112 – 1st St. N.E., Massillon, Ohio.

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LEGISLATIVE BRANCH

ORDINANCE NO. 71 – 2021

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE adopting the recommendations of the Massillon Tax Incentive Review Committee (TIRC) with regard to the renewal and termination of Massillon Enterprise Zone (EZ) projects.

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

Section 1:

The Massillon Tax Incentive Review Committee held its annual meeting regarding Massillon Enterprise Zone Projects on March 18, 2021. A summary report of the Massillon City Enterprise Zone Projects is attached hereto as Exhibit "A".

Section 2:

The Massillon Tax Incentive Review Committee has recommended that the exemptions for all of the City's active Enterprise Zone Projects be continued.

Section 3:

The Council of the City of Massillon hereby approves and adopts the recommendations of the Tax Incentive Review Committee as set forth on the attached Exhibit "A". All exemptions shall be continued.

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: APRIL 5, 2021

CLERK: DIANE ROLLAND

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CITY OF MASSILLON, OHIO
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LEGISLATIVE BRANCH

ORDINANCE NO. 72 – 2021

BY: PARK AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept a donation from Campbell Oil, Inc., on behalf of the Massillon Park and Recreation 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 Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to accept a donation from Campbell Oil, Inc. on behalf of the Massillon Park and Recreation Department.

Section 2:

The donation is in the amount of Fifty Thousand Dollars (\$50,000.00) and to be used for the purpose of resurfacing the walking path at Reservoir Park and South Sippo Park. This measure was approved by the Recreation Board on March 17, 2021 by a 4 – 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.

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 Massillon; the emergency being that these funds have already been received and deposited into an appropriate City account and have been donated for a project the Park and Recreation Department desires to commence without delay and in time for the 2021 construction 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: APRIL 5, 2021

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 73 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the Massillon Civil Service Commission, 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:

\$ 20,000.00 to an account entitled "Services/Contracts" – 1100.150.5.2392

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; the emergency being that these funds are needed for upcoming hiring and promotions for Civil Service positions. 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: APRIL 5, 2021

CLERK: DIANE ROLLAND

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 74 – 2021

BY: FINANCE COMMITTEE

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

\$ 89,243.00 to an account entitled “MMO Rewards Supplies” – 1100.905.5.2410

Section 2:

These funds were received as a rewards bonus from Medical Mutual of Ohio to be used for pre-approved reimbursable wellness purchases due to COVID-19. See attached 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.

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; the emergency being that these funds are needed to expedite purchases in a timely manner for reimbursement. 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: APRIL 5, 2021

CLERK: DIANE ROLLAND

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 75 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Park and Recreation 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 1234 Park and Recreation Fund, for the year ending December 31, 2021, the following:

\$ 50,000.00 to an account entitled "Capital Improvement" – 1234.505.5.2510

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 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; the emergency being that these funds are being used for the purpose of resurfacing the Campbell Walking Path at the Reservoir and South Sippo Parks and the Park and Recreation Department desires to commence this project without delay and in time for the 2021 construction 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: APRIL 5, 2021

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 76 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to renew the one (1) year contract with the City of Canal Fulton, Ohio, for the purpose of providing prosecutorial services, 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 renew the one (1) year contract with the City of Canal Fulton, Ohio, for the purpose of providing prosecutorial services.

Section 2:

The Director of Law of the City of Massillon, Ohio, is hereby authorized to renew the one (1) year contract with the City of Canal Fulton, Ohio, for the purpose of providing prosecutorial services. The City of Canal Fulton, Ohio, shall pay the sum of Twenty-Five Thousand Two Hundred Dollars (\$25,200.00) under the terms of the contract. The contract will be from February 1, 2021 through January 31, 2022. These funds will go into the General Fund. Said Agreement is attached 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.