

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

**DATE: MONDAY, JUNE 7, 2021  
VIA TELECONFERENCE CALL and/or  
COUNCIL CHAMBERS  
TIME: 6:30 p.m.**

**THERE ARE TWO PUBLIC HEARINGS TONIGHT  
6:00 P.M.**

**ORDINANCE NO. 79 – 2021 – K-Mart  
ORDINANCE NO. 82 – 2021 – 1722 Erie Ave. N.**

- 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. 94– 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** the Auditor of the City of Massillon, Ohio, to establish the 1221 American Rescue Plan Fund and all necessary line items within said fund, authorizing the Auditor and/or appropriate City official(s) to receive and expend American Rescue Plan Act funds, and declaring an emergency.

**ORDINANCE NO. 95 – 2021**

**BY: FINANCE COMMITTEE**

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

**ORDINANCE NO. 96 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1230 Federal Grant Cops Fund, for the year ending December 31, 2021.

**ORDINANCE NO. 97 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain transfers in the 2021 appropriations from within the 1230 Federal Grant Cops Fund, for the year ending December 31, 2021.

**ORDINANCE NO 98 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1218 Federal Grants Fund, for the year ending December 31, 2021.

**ORDINANCE NO. 99 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain transfers in the 2021 appropriations from within the 1218 Federal Grants Fund, for the year ending December 31, 2021.

**ORDINANCE NO. 100 – 2021**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 2202 Insurance Fund, for the year ending December 31, 2021, and declaring an emergency.

**8. UNFINISHED BUSINESS**

**9. PETITIONS AND GENERAL COMMUNICATIONS**

A Transfer of a Liquor License from Bison Appendages, Inc. DBA Buffalo Wild Wings Grill and Bar, Suites B109-B112 located at 235 Lincoln Way W. & Patio, Massillon, OH 44647 to Massillon Wing Co., LLC DBA Buffalo Wing Wings, Suites B109-B112 located at 235 Lincoln Way W. & Patio, Massillon, OH 44647 located in Ward 2 and Permit Classes are D5 and D6.

**10. BILLS, ACCOUNTS AND CLAIMS**

The Repository	-	\$ 438.40	Publication of April Ordinances
The Repository		139.40	Publication of Notice Public Hearing
Office Depot	-	<u>94.22</u>	Copy Paper and Office Supplies
		<b>\$ 672.02</b>	<b>Total</b>

**11. REPORTS FROM CITY OFFICIALS**

Mayor's Report - April 2021

**12. REPORTS OF COMMITTEES**

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

**14. CALL OF THE CALENDAR**

**ORDINANCE NO. 79 – 2021**                      **BY: COMMUNITY DEVELOPMENT COMMITTEE**  
**Tabled May 17, 2021 until June 7, 2021**

**AN ORDINANCE** amending the Zoning Map of the City of Massillon, Ohio, by rezoning certain property from B-3 General Business District to I-1 Light Industrial District.

**15. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 82 – 2021**                      **BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** amending the Zoning Map of the City of Massillon, Ohio, by rezoning certain property from B-3 General Business District to I-1 Light Industrial District.

**16. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 89 – 2021**                      **BY: ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** amending Section 925.16 “Specifications for Installing Building Sewers” of Codified Ordinances of the City of Massillon, Ohio.

**ORDINANCE NO. 91 – 2021**                      **BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE**

**AN ORDINANCE** to accept the dedication of road right of way and easements for Augusta Lakes, Phase 3A subdivision, Massillon, Ohio.

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

**18. ADJOURNMENT**

**DIANE ROLLAND – CLERK OF COUNCIL**

DATE: JUNE 7, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 94 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE the Auditor of the City of Massillon, Ohio, to establish the 1221 American Rescue Plan Fund and all necessary line items within said fund, authorizing the Auditor and/or appropriate City official(s) to receive and expend American Rescue Plan Act funds, and declaring an emergency.

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

Section 1:

The Auditor of the City of Massillon, Ohio, is hereby authorized and directed to establish the 1221 American Rescue Plan Fund and all necessary line items within said fund.

Section 2:

The Auditor of the City of Massillon, Ohio, and/or the appropriate City official(s) are authorized to receive and expend American Rescue Plan Act funds, in accordance with the Interim Final Rule issued by the United States Department of the Treasury, and all other current or future rules, directives, guidance, etc., issued by any applicable federal, state, or local authority.

Section 3:

The Auditor of the City of Massillon, Ohio, is authorized to draw 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.

DATE: JUNE 7, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 95 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1235 Community Health Service 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:

\$ 57,800.00 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 Massillon; the emergency being to pay salaries for nursing overtime and contract tracers and bills that will be reimbursed from the COVID-19 grant. 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: JUNE 7, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 96 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1230 Federal Grant Cops Fund, for the year ending December 31, 2021.

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 1230 Federal Grant Cops Fund, for the year ending December 31, 2021, the following:

\$ 2,477.93 to an account entitled "Transfer Out" - 1230.305.5.2752

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: JUNE 7, 2021

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 97 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2021 appropriations from within the 1230 Federal Grant Cops Fund, for the year ending December 31, 2021.

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

Section 1:

There be and hereby is transferred from the 2021 appropriations within the 1230 Federal Cops Fund, for the year ending December 31, 2021 the following:

FROM:	Transfer Out	1230.305.5.2752	-	\$ - 2,477.93
TO:	Transfer In	1100.905.4.1860	-	\$ + 2,477.93

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.

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 98 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1218 Federal Grants Fund, for the year ending December 31, 2021.

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 1218 Federal Grants Fund, for the year ending December 31, 2021, the following:

\$ 1,050.00 to an account entitled "Transfer Out" - 1218.305.5.2752

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: JUNE 7, 2021

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 99 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2021 appropriations from within the 1218 Federal Grants Fund, for the year ending December 31, 2021.

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

Section 1:

There be and hereby is transferred from the 2021 appropriations within the 1218 Federal Grants Fund, for the year ending December 31, 2021 the following:

FROM:	Transfer Out	1218.305.5.2752	-	\$ - 1,050.00
TO:	Transfer In	1100.905.4.1860	-	\$ + 1,050.00

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.

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CLERK: DIANE ROLLAND

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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 100 – 2021

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 2202 Insurance 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 2202 Insurance Fund, for the year ending December 31, 2021, the following:

\$ 10,000.00 to an account entitled "Employee Insurance" - 2202.905.5.2310

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 Massillon; the emergency being to pay health insurance invoices for COBRA members 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.