

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

**DATE: TUESDAY, JANUARY 18, 2022
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. 1 – 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE amending the Zoning Map of the City of Massillon, Ohio, by rezoning certain property from R-1 One Family Residential to B-3 General Business District.

ORDINANCE NO. 2 – 2022

BY: ECONOMIC DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Jennifer Perko to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc. for Luvih Yoga Studio located at 15 Federal Ave. N.E., Massillon, Ohio.

ORDINANCE NO. 3 – 2022

BY: ECONOMIC DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Joyce and Judy Phillips to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc. for The Good Way to Shop, located at 104 Cherry Ave. N.W., Massillon, Ohio.

ORDINANCE NO. 4 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

AN ORDINANCE to accept the dedication of a sanitary sewer easement for Candell St., S.E., Massillon, Ohio.

ORDINANCE NO. 5 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

AN ORDINANCE to accept the dedication of road right of way and approve the Replat of Out Lot 927, Massillon, Ohio.

ORDINANCE NO. 6 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

AN ORDINANCE to accept the dedication of sanitary sewer easements in the City of Massillon, Ohio.

ORDINANCE NO. 7 – 2022

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Fund, for the year ending December 31, 2022, and declaring an emergency.

ORDINANCE NO. 8 – 2022

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the Sidewalk Replacement Program, for the year ending December 31, 2022, and declaring an emergency.

ORDINANCE NO. 9 – 2022

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of Massillon, Ohio, to exercise the option to renew for the fifth year under the terms of the Agreement originally effective January 1, 2013, with Kimble Recycling & Disposal, Inc. for the collection of residential and commercial refuse and recycling for the 2022 calendar year, and declaring an emergency.

RESOLUTION NO 1 – 2022

BY: COMMITTEE OF THE WHOLE

A RESOLUTION appointing **DIANE ROLLAND** as **Administrative Assistant/Clerk of Council** of Massillon City Council and establishing salary for said job, and declaring an emergency.

RESOLUTION NO. 2 – 2022

BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending **MEGAN E. STARRETT** as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 3 – 2022

BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending **LINDA K. LITMAN** as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 4 – 2022

BY: FINANCE COMMITTEE

A RESOLUTION authorizing the sale, during calendar year 2022, of city-owned motor vehicles and equipment which are not needed for public use, or are obsolete or unfit for the use for which they were acquired, by internet auction, and declaring the same to be an emergency.

8. UNFINISHED BUSINESS

9. PETITIONS AND GENERAL COMMUNICATIONS

10. BILLS, ACCOUNTS AND CLAIMS

US Bank Equip. Finance	-	\$ 127.00	January Payment for Copier
Diane Rolland (Office Depot)	-	<u>34.00</u>	Wall Calendar for Council Chambers
Total		\$ 161.00	

11. REPORTS FROM CITY OFFICIALS

Approval of Mayor's Appointment to Historic Preservation Commission:
Gary Miller

Approval of Mayor's Appointments to Stormwater District Review and Appeals Board:
Mike Knight, Dave Irwin and Gary Miller

Mayor's Report	-	December 2021
Auditor's Report	-	December 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

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

18. ADJOURNMENT

DIANE ROLLAND – CLERK OF COUNCIL

DATE: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 1 – 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE amending the Zoning Map of the City of Massillon, Ohio, by rezoning certain property from R-1 One Family Residential to B-3 General Business District.

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

Section 1:

The public necessity, convenience, general welfare, and good zoning practices require that the Zoning Map of the City of Massillon, Ohio, established in Section 1151.02 of the Codified Ordinances of the City of Massillon, Ohio, and subsequently amended, be amended to rezone the property described below in Section 2 from R-1 One Family Residential to B-3 General Business District. The rezoning was recommended by the City of Massillon Planning Commission after a public hearing held on November 10, 2021. All required notices and public hearings have been given and held according to law.

Section 2:

The property to be rezoned is known as Lot #478WH of Parcel #610533, a .164 acre parcel located at 723 Lincoln Way N.W., Massillon, Ohio. The property shall be rezoned from R-1 One Family Residential to B-3 General Business District. The purpose for the rezoning is to locate an auto repair and/or used car facility. A legal description of the property and a map of the area are attached to this Ordinance as Exhibit "A" and Exhibit "B" respectively.

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: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 2 – 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Jennifer Perko to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc. for Luvih Yoga Studio located at 15 Federal Ave. 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, Jennifer Perko desires to renovate Luvih Yoga Studio, located at 15 Federal Ave. N.E., Massillon, Ohio, and,

WHEREAS, the City of Massillon proposes to assist Jennifer Perko with an economic development “inducement grant”, for the purpose of assisting with start-up costs, including build-out, equipment, etc. for Luvih Yoga Studio.

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 Jennifer Perko to provide an economic development “inducement grant”, in a total amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00), for the purpose of assisting with start-up costs including build-out, equipment, etc., for Luvih Yoga Studio, located at 15 Federal Ave. N.E, Massillon, Ohio.

DATE: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 3 – 2022

BY: ECONOMIC DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Joyce and Judy Phillips to provide an economic development “inducement grant” to fund start-up costs including build-out, equipment, etc. for The Good Way to Shop, located at 104 Cherry Ave. N.W., 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, Joyce and Judy Phillips desire to renovate the property located at 104 Cherry Ave. N.W., Massillon, Ohio, and,

WHEREAS, the City of Massillon proposes to assist Joyce and Judy Phillips with an economic development “inducement grant”, for the purpose of assisting with start-up costs including build-out, equipment, etc. for The Good Way to Shop.

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 Joyce and Judy Phillips to provide an economic development “inducement grant”, in a total amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00), for the purpose of assisting with start-up costs including build-out, equipment, etc., for The Good Way to Shop, located at 104 Cherry Ave. N.W., Massillon, Ohio.

DATE: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 4 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE to accept the dedication of a sanitary sewer easement for Candell St., S.E., Massillon, Ohio.

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 accepts the dedication of a sanitary sewer easement for Candell St., S.E., Massillon, Ohio, as shown on the attached map. At its September 8, 2021 meeting, the City Planning Commission approved said easement plat in conjunction with proposed sanitary sewer extension project. The area is currently zoned R-1 Single Family Residential and R-3 Single Family Residential.

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: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 5 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE to accept the dedication of road right of way and approve the Replat of Out Lot 927, Massillon, Ohio.

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 accepts the dedication of road right of way and approves the Replat of Out Lot 927, Massillon, Ohio, as shown on the attached map. At its December 8, 2021 meeting, the City Planning Commission approved said plat for the subdivision. The request includes the dedication of .045 acres of roadways including a portion of 29th St. N.W., Massillon, Ohio. There will be five (5) additional platted lots to complete the subdivision and the area is currently zoned R-3 Single Family Residential.

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: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 6 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE to accept the dedication of sanitary sewer easements in the City of Massillon, Ohio.

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 accepts the dedication of sanitary sewer easements in the City of Massillon, Ohio, as shown on the attached map. At its December 8, 2021 meeting, the City Planning Commission approved said plat; including the dedication of easements for proposed extension of sewer on the property. The area is currently zoned R-T Two Family Residential.

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: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 7 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Fund, for the year ending 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:

There be and hereby is appropriated from the unappropriated balance of the 1203 Community Development Fund, for the year ending December 31, 2022, the following:

\$ 1,355.28 to an account entitled "Target Street Improvements"	-	1203.845.5.2812
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Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1203 Community Development Fund, for the year ending December 31, 2022, the following:

\$ 12,000.00 to an account entitled "Salvation Army"	-	1203.845.5.2869
55,000.00 to an account entitled "Commquest/Family Living Center"	-	1203.845.5.2841
109,880.00 to an account entitled "Downtown Street Improvements"	-	1203.845.5.2856
<u>250,000.00</u> to an account entitled "Getz Bldg. Reconstruction"	-	1203.845.5.2510
\$426,880.00 Total		

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: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 8 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the Sidewalk Replacement Program, for the year ending 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:

There be and hereby is appropriated from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2022, the following:

\$ 125,000.00 to an account entitled "Sidewalk Replacement Program" - 1100.405.5.2516

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 release the established funds without delay so as to ensure timely administration of the program. 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: JANURY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 9 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of Massillon, Ohio, to exercise the option to renew for the fifth year under the terms of the Agreement originally effective January 1, 2013, with Kimble Recycling & Disposal, Inc. for the collection of residential and commercial refuse and recycling for the 2022 calendar year, 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 exercise the option to renew the Agreement with Kimble Recycling & Disposal, Inc. for the collection of residential and commercial refuse and recycling for the 2022 calendar year. Said Agreement is 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 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; the emergency being to allow the contract to be signed immediately with the extension taking effect January 1, 2022. Provided it 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: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 1 - 2022

BY: COMMITTEE OF THE WHOLE

TITLE: **A RESOLUTION** appointing **DIANE ROLLAND** as **Administrative Assistant/Clerk of Council** of Massillon City Council and establishing salary for said job, and declaring an emergency.

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

Section 1:

Diane Rolland shall be appointed Clerk of Council/Administrative Assistant of City Council of Massillon, Ohio, to serve for the term of January 2022 to December 31, 2023.

Section 2:

That the annual salary for the Clerk of Council/Administrative Assistant shall be classified as a 12S UN unclassified position.

Section 3:

This Resolution being one for the internal management of Council shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2022

ATTEST: _____
DIANE ROLLAND, CLERK OF COUNCIL

CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED: _____

KATHY CATAZARO-PERRY, MAYOR

DATE: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 2 – 2022

BY: COMMITTEE OF THE WHOLE

TITLE: **A RESOLUTION** commending **MEGAN E. STARRETT** as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, on December 31, 2021, Megan Starrett completed four (4) terms as the Ward 5 Member of Council of the City of Massillon, Ohio; and

WHEREAS, Mrs. Starrett has devoted herself to her responsibilities and duties as a Member and Chairperson of the Community Development Committee of Massillon City Council; and

WHEREAS, Mrs. Starrett, during her terms of office as a Member of City Council, has given outstanding service to the citizens for the betterment of Massillon; and

WHEREAS, the City Council desires to recognize and note upon its official records its appreciation and commendation to Mrs. Megan Starrett for the excellent service she has rendered to the people and the City of Massillon during her terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, the Council commends Mrs. Megan Starrett for the efficient, energetic and capable manner in which she has discharged her duties and for the lasting contribution she has made to the City during her terms of office.

Section 2:

That this Resolution shall be immediately effective.

DATE: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 3 – 2022

BY: COMMITTEE OF THE WHOLE

TITLE: **A RESOLUTION** commending **LINDA K. LITMAN** as a Member of City Council of the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, on December 31, 2021, Linda Litman completed 3 (three) terms as the Ward 6 Member of Council of the City of Massillon, Ohio; and

WHEREAS, Mrs. Litman has devoted herself to her responsibilities and duties as a Member and Chairperson of the Police and Fire Committee of Massillon City Council; and

WHEREAS, Mrs. Litman, during her terms of office as a Member of City Council, has given outstanding service to the citizens for the betterment of Massillon; and

WHEREAS, the City Council desires to recognize and note upon its official records its appreciation and commendation to Mrs. Linda Litman for the excellent service she has rendered to the people and the City of Massillon during her terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, the Council commends Mrs. Linda Litman for the efficient, energetic and capable manner in which she has discharged her duties and for the lasting contribution she has made to the City during her terms of office.

Section 2:

That this Resolution shall be immediately effective.

DATE: JANUARY 18, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

RESOLUTION NO. 4 – 2022

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION authorizing the sale, during calendar year 2022, of city-owned motor vehicles and equipment which are not needed for public use, or are obsolete or unfit for the use for which they were acquired, by internet auction, and declaring the same to be an emergency.

WHEREAS, pursuant to Division (D) of Section 721.15 of the Ohio Revised Code, the legislative authority for the City of Massillon may adopt, during each calendar year, a resolution expressing its intent to sell city-owned personal property which is not needed for public use, or is obsolete or unfit for the use for which it was acquired, by internet auction; and

WHEREAS, the City of Massillon currently owns motor vehicles and pieces of related equipment which are not needed for public use, or are obsolete or unfit for the use for which they were acquired.

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

Section 1:

Authorization is given, during calendar year 2022, for city-owned motor vehicles and equipment which are not needed for public use, or are obsolete or unfit for the use for which they were acquired, to be sold by internet auction, in accordance with Division (D) of Section 721.15 of the Ohio Revised Code.

Section 2:

All internet auction sales shall be conducted under the authority and direction of the Director of Public Service and Safety, or her designee(s), on behalf of the City of Massillon.

Section 3:

All internet auction sales shall be conducted by GovDeals.com internet auction service (Address: 100 Capitol Commerce Blvd STE 110, Montgomery, AL 36117; Phone: 1-800-613-0156), or another internet auction provider.

Section 4:

All internet auction sales shall be conducted in accordance with the rules and regulations promulgated by and in effect for the chosen internet auction provider. The City of Massillon will maintain a link to all current internet auction providers on its website, www.massillonohio.gov, to inform the public of the providers' name and contact information, as well as the rules and regulations for all current internet auction sales.

Section 5:

For each internet auction sale, bidding shall remain open for not less than ten (10) days, including Saturdays, Sundays, and legal holidays.

Section 6:

For each internet auction sale, the Director of Public Service and Safety, or her designee(s), is authorized to establish any terms and conditions deemed to be appropriate for the particular sale, including a minimum price that will be accepted for each specific city-owned motor vehicle or piece of related equipment.

Section 7:

The Director of Public Service and Safety, or her designee(s), shall ensure all notices called for in Division (D) of Section 712.15 of the Ohio Revised Code are provided as required by law.

Section 8:

The Clerk of Council is authorized to correct any typographical errors discovered herein during or after the pendency or passage of this resolution. 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 resolution, during or after the pendency or passage of this resolution. Corrected copies are to be sent to all official recipients.

Section 9:

This resolution 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 avoid unnecessary delay of the City's internet auction sales and to maximize both the size of the bidder pool and the potential revenue the City receives from said sales. Provided this resolution 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.