

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

DATE: MONDAY, DECEMBER 5, 2022  
COUNCIL CHAMBERS  
TIME: 6:30 p.m.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL - *9 Present*
2. INVOCATION BY COUNCILMAN ED LEWIS IV
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL - *Posted*
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA
6. NEW AND MISCELLANEOUS BUSINESS
7. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

*Passed - 9 yes*  
ORDINANCE NO. 172 - 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio to enter into an agreement with Stark County Regional Planning Commission (SCRPC) for the Massillon Housing Department ending December 31, 2023, and declaring an emergency.

*1st Reading*  
ORDINANCE NO. 173 - 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

*1st Reading*  
ORDINANCE NO. 174 - 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

*1st Reading*  
ORDINANCE NO. 175 - 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

**AN ORDINANCE** amending the Zoning Map of the City of Massillon, Ohio, by rezoning certain property from O-1 Office to R-1 One Family Residential.

*1st Reading*  
**ORDINANCE NO. 176 – 2022**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

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

*1st Reading*  
**ORDINANCE NO. 177 – 2022**

**BY: ECONOMIC DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Cyrus Ausar to provide an economic development “inducement grant” to fund start-up costs, including build-out, equipment, etc., for Grow Mental Health & Wellness, located at 141 – 1<sup>st</sup> St. N.E., Massillon, Ohio, and declaring an emergency.

*1st Reading*  
**ORDINANCE NO. 178 – 2022**

**BY: ECONOMIC DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into an Enterprise Zone Agreement for a tax abatement for Mast Trucking, Inc., and declaring an emergency.

*Passed - 9 yes*  
**ORDINANCE NO. 179 – 2022**

**BY: POLICE AND FIRE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement to purchase a 2023 MEDIX Type I ambulance on behalf of the Massillon Fire Department, and declaring an emergency.

*1st Reading*  
**ORDINANCE NO. 180 – 2022**

**BY: POLICE AND FIRE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, upon the approval of the Board of Control, to enter into a Master Service and Purchase Agreement with Axon Enterprise, Inc., for the purpose of purchasing the CORE+ (TASER and Body Worn Camera Program) and Fleet 3 Advantage (In-Car Program) package bundles for the Massillon Police Department, and declaring an emergency.

*Passed - 9 yes*  
**ORDINANCE NO. 181 – 2022**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Law of the City of Massillon, Ohio to renew a one (1) year agreement with the Stark County Public Defender’s Office, for the purpose of providing representation for indigent defendants that are charged under City Ordinances, and declaring an emergency.

*Passed - 9 yes*

**ORDINANCE NO. 182 – 2022**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** to approve the 2022 Replacement Pages to the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

*Passed - 9 yes*

**ORDINANCE NO. 183 – 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1401 Income Tax - Capital Improvement Fund, for the year ending December 31, 2022, and declaring an emergency.

*1st Reading*

**ORDINANCE NO. 184 – 2022**

**BY: FINANCE COMMITTEE**

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

*1st Reading*

**ORDINANCE NO. 185 – 2022**

**BY: FINANCE COMMITTEE**

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

**8. UNFINISHED BUSINESS**

**9. PETITIONS AND GENERAL COMMUNICATIONS**

**10. BILLS, ACCOUNTS AND CLAIMS**

Office Depot - \$ 81.38 Copy Paper -

*9 yes to pay the bills*

**11. REPORTS FROM CITY OFFICIALS**

Auditor's Report - November 2022 -

*9 yes to accept Auditor's Report*

**12. REPORTS OF COMMITTEES**

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

**14. CALL OF THE CALENDAR**

**15. THIRD READING ORDINANCES AND RESOLUTIONS**

*Passed - 9 yes*  
**ORDINANCE NO. 155 – 2022**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997 by separating the positions of Civil Service Administrator and Equal Employment Opportunity Officer as merged by the enactment of Ordinance No. 93 – 2018, reclassifying and enacting an increase to the Class Grade pay schedule for the position of Civil Service Administrator under 150 “CIVIL SERVICE COMMISSION,” re-establishing and creating the 175 “HUMAN RESOURCES DEPARTMENT,” re-establishing and creating the position of Equal Employment Opportunity Officer and establishing the Class Grade pay schedule for said position within the 175 “HUMAN RESOURCES DEPARTMENT, repealing Ordinance No. 93 – 2018 in its entirety, in the City of Massillon, Ohio, and declaring the same to be an emergency.

*Tabled - 12/19/22 - 9 yes to table*  
**ORDINANCE NO. 160 – 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** amending Ordinance No. 143 – 1976 to enact a new Section “ALLOCATION OF FUNDS – INCOME TAX” by repealing Section 13 – “ALLOCATION OF FUNDS - INCOME TAX” and enacting a new Section 13 – “ALLOCATION OF FUNDS - INCOME TAX” and repealing Ordinance No. 151 – 2019, and declaring an emergency.

*Tabled - 12/19/22 - 9 yes to table*  
**ORDINANCE NO. 161 – 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** to adopt appropriations for the operating and capital expenditures of the City of Massillon, Ohio, for the fiscal year 2023, and declaring an emergency.

*8 yes; 1 abstention - Study*  
**RESOLUTION NO. 14 – 2022**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**A RESOLUTION** reversing the decision of the Massillon Board of Zoning Appeals in the Variance Case No. 2022-16.

**16. SECOND READING ORDINANCES AND RESOLUTIONS**

*2nd Reading*  
**ORDINANCE NO. 166 – 2022**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997, 845 COMMUNITY DEVELOPMENT-PLANNING DEPARTMENT to increase Class Grade Pay Schedule for Economic Development Director from 22S SU UN to Class Grade 26S SU UN.

*2nd Reading*

**ORDINANCE NO. 167 – 2022**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

**AN ORDINANCE** amending CHAPTER 165 of the Codified Ordinances of the City of Massillon, Ohio, by enacting Section 165.01 to require that employees of the City reside within Stark County or any adjacent county.

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

**18. ADJOURNMENT**

*- 9 yes*

*8:35  
P*

**DIANE ROLLAND – CLERK OF COUNCIL**