

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

DATE: TUESDAY, FEBRUARY 22, 2022  
COUNCIL CHAMBERS and  
LIVE-STREAMING  
TIME: 6:30 p.m.

THERE IS A PUBLIC HEARING TONIGHT  
6:00 P.M.  
ORDINANCE NO. 1 - 2022

1. ROLL CALL - 8 Present - *Stutz absent - 8 yes to expense*
2. INVOCATION BY COUNCILWOMAN JULIE HARWIG SMITH
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL - *Posted*
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA  
*Ord. no. 5 David Ramsey, Matthew Schmitt, Harry Buick, Sara Appleton*
6. NEW AND MISCELLANEOUS BUSINESS *Lauren Ramsey, Devon Blick*
7. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

*1st Reading*  
ORDINANCE NO. 35 - 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer 2.8257 acres (2.6082 acres from Parcel No. 680220 and 0.2175 acres from Parcel No. 680671) from the western portion of 401 Walnut Rd. S.W., located in Massillon, Ohio, from the City of Massillon to the Community Improvement Corporation of Massillon (CIC), and declaring an emergency.

*1st Reading*  
ORDINANCE NO. 36 - 2022

BY: ECONOMIC DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Casey Conkle to provide an economic development "inducement grant" to fund start-up costs including build-out, equipment, etc. for Casey's Play Care, located at 209 Ohio Ave. N.E., Massillon, Ohio.

*Passed 8 yes*  
**ORDINANCE NO. 37 - 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1234 Parks and Recreation Fund, for the year ending December 31, 2022, and declaring an emergency.

*1st Reading*  
**ORDINANCE NO. 38 - 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1237 Economic Development Fund, for the year ending December 31, 2022, and declaring an emergency.

## 8. UNFINISHED BUSINESS

## 9. PETITIONS AND GENERAL COMMUNICATIONS

A Request for a New Liquor License for Don't Pass Go, LLC, DBA Don't Pass Go, located at 805 Wales Rd. N.E., Massillon, OH 44646. Permit Class is D1 and is located in Ward 1.

A Request for a New Liquor License for Ventura Communications, Inc., located at 45 - 1<sup>st</sup> St. N.W., Massillon, OH 44647. Permit Class is D3 and is located in Ward 2.

A Request for an Economic Transfer (Trex) from Magoo Properties, LLC, DBA The Shoppes at Wagram Center, located at 12990-98 National Rd. S.W., Etna Twp., Pataskala, OH 43062 to Ventura Communications, Inc., 1<sup>st</sup> Floor & Patio, located at 45 - 1<sup>st</sup> St. N.W., Massillon, OH 44647. Permit Classes are D1 and D2 and is located in Ward 2.

## 10. BILLS, ACCOUNTS AND CLAIMS

The Repository	-	\$ 629.92	Publication of December Ordinances
The Repository	-	64.12	Publication of Notice of Public Hearing
U.S. Bank Equip.	-	<u>133.35</u>	February Payment on Copier
<b>Total</b>	-	<b>\$ 827.39</b>	

*8 yes to  
pay the  
bills*

## 11. REPORTS FROM CITY OFFICIALS

Mayor's Report	-	January 2022
Auditor's Report	-	January 2022

*- 8 yes to accept Auditor's Report*

## 12. REPORTS OF COMMITTEES

## 13. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

*- Public Speaking address*

## 14. CALL OF THE CALENDAR

**15. THIRD READING ORDINANCES AND RESOLUTIONS**

*Passed - 8 yes*  
**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.

*Tabled Indefinitely - 8 yes*  
**ORDINANCE NO. 4 – 2022**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

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

*Tabled 3/21/22 - 8 yes*  
**ORDINANCE NO. 5 – 2022**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

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

*Tabled 3/21/22 - 8 yes*  
**ORDINANCE NO. 6 – 2022**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

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

**16. SECOND READING ORDINANCES AND RESOLUTIONS**

*Passed - 8 yes*  
**ORDINANCE NO. 11 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** amending Chapter 920 "Erosion/Sediment Control", Sections 920.01(b), 920.07(a), and 920.10(b) of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

*Passed 8 yes*  
**ORDINANCE NO. 12 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive, and evaluate Statements of Qualifications and to negotiate and enter into contract(s) for the design and the inspection of the Sippo Sanitary Sewer Replacement Project, all in accordance with Sections 153.65 to 153.73 of the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process, and declaring an emergency.

*Passed - 8 yes*

**ORDINANCE NO. 13 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the Sippo Sanitary Sewer Replacement Project, and declaring an emergency.

*Passed - 8 yes*

**ORDINANCE NO. 14 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive, and evaluate Statements of Qualifications and to negotiate and enter into contract(s) for the design and the inspection of the 26<sup>th</sup> St. N.W. Area Storm Sewer Improvement Project, all in accordance with Sections 153.65 to 153.73 of the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 15 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 26<sup>th</sup> St. N.W. Storm Sewer Improvement Project, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO 16 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive, and evaluate Statements of Qualifications and to negotiate and enter into contract(s) for the design and the inspection of the, 20<sup>th</sup> St. S.E. Area Storm Sewer Improvement Project, all in accordance with Sections 153.65 to 153.73 of the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 17 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 20<sup>th</sup> St. S.E. Area Storm Sewer Improvement Project, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 18 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive, and evaluate Statements of Qualifications and to negotiate and enter into contract(s) for the design and the inspection of the North Erie Canal/Burton Ave. N.E. Storm Sewer Improvement Project, all in accordance with Sections 153.65 to 153.73 of the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 19 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the North Erie Canal/Burton Ave. N.E. Storm Sewer Improvement Project, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 20 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive, and evaluate Statements of Qualifications and to negotiate and enter into contract for the inspection of the Tuscarawas River Protection Project, all in accordance with Sections 153.65 to 153.73 of the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 21 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the Tuscarawas River Protection Project, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 22 – 2022**

**BY: PUBLIC UTILITIES AND ENVIRONMENTAL COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the Hills and Dales Road Pipe Replacement Project, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 29 2022**

**BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive, and evaluate Statements of Qualifications and to negotiate and enter into contract(s) for the design and the inspection of the Erie St. S. Improvement Project, all in accordance with Sections 153.65 to 153.73 of the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process, and declaring an emergency.

*Passed 8 yes*

**ORDINANCE NO. 32 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to submit applications for funding to the Ohio Public Works Commission for the funding year 2023, and declaring an emergency.

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

**18. ADJOURNMENT**

**DIANE ROLLAND – CLERK OF COUNCIL**