

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

**DATE: MONDAY, AUGUST 15, 2022  
COUNCIL CHAMBERS  
TIME: 6:30 p.m.**

**THERE IS A PUBLIC HEARING TONIGHT  
6:00 P.M.  
ORDINANCE NO. 99 - 2022**

- 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. 116 – 2022**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

**AN ORDINANCE** accepting the annexation of 0.530 acres located in the S.W. Qtr. of Sec. 16 Perry Twp., (T-10N, R-9W), Stark County, Ohio, from Perry Twp. to the City of Massillon, Ohio.

**ORDINANCE NO. 117 – 2022**

**BY: ECONOMIC DEVELOPMENT COMMITTEE**

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Chris Ketler to provide an economic development “inducement grant” to fund start-up costs, including build-out, equipment, etc., for Krack Pots Comedy Club, located at 14 Lincoln Way W., Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 118 - 2022**

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

**AN ORDINANCE** amending the rules of Massillon City Council by amending Rule 28.1 and 28.2 of Section 121.02 “RULES OF COUNCIL” of the Codified Ordinances of the City of Massillon, Ohio.

**ORDINANCE NO. 119 – 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, for the purpose of estimated funding for Economic Inducement Grants, and declaring an emergency.

**ORDINANCE NO. 120 – 2022**

**BY: FINANCE COMMITTEE**

AN ORDINANCE making certain transfers in the 2022 appropriations from within the 1100 General Fund, for the year ending December 31, 2022, and declaring an emergency.

**ORDINANCE NO. 121 – 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.

**ORDINANCE NO. 122 – 2022**

**BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1235 Community Health Services Fund, for the year ending December 31, 2022, and declaring an emergency.

**ORDINANCE NO. 123 – 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, for the purpose of the Sponsorship Program, and declaring an emergency.

**ORDINANCE NO. 124 – 2022**

**BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1212 Summer Concert Series Fund, for the year ending December 31, 2022, and declaring an emergency.

**ORDINANCE NO. 125 – 2022**

**BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1201 Street Construction M & R Fund, for the year ending December 31, 2022.

**8. UNFINISHED BUSINESS**

**9. PETITIONS AND GENERAL COMMUNICATIONS**

A Request for a Stock Exchange of a Liquor License for Social Hospitality Group, LLC, DBA Social & Porches located at 824 Lincoln Way E., Massillon, OH 44646. Permit Class is D5 and is located in Ward 1.

A Request for a Transfer of Liquor License from M & S Bar and Grill, LLC, located at 62 Erie St. S., First Floor Only, Massillon, OH 44646 to Starway Lounge, LLC, located at 45-49 Lincoln Way E., Massillon, OH 44646. Permit Classes are D1, D2, D3 and D3A and is located in Ward 2.

**10. BILLS, ACCOUNTS AND CLAIMS**

The Repository	-	\$ 1,402.68	Publication of May and June Ordinances & Pub. Hrg.
US Bank Equip.	-	<u>127.00</u>	August payment for Copier
<b>Total</b>	-	<b>\$ 1,529.68</b>	

**11. REPORTS FROM CITY OFFICIALS**

Treasurer's Report	-	July 2022
Mayor's Report	-	July 2022

**12. REPORTS OF COMMITTEES**

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

**14. CALL OF THE CALENDAR**

**ORDINANCE NO. 99 – 2022**                      **BY: COMMUNITY DEVELOPMENT COMMITTEE**  
**Tabled August 1, 2022 until August 15, 2022**

**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**

**16. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 109 – 2022**                      **BY: FINANCE COMMITTEE**

**AN ORDINANCE** to repeal Ordinance No. 139 – 2021 in part, as it pertains to the appropriation of the Community Development Block Grant (CDBG) Fund of \$250,000.00 to an account entitled "Getz Building Reconstruction, Account No. 1203.845.5.2510.

**ORDINANCE NO. 115 – 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain transfers in the 2022 appropriations from within the 1100 General Fund, for the year ending December 31, 2022, and declaring an emergency.

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

**18. ADJOURNMENT**

**DIANE ROLLAND – CLERK OF COUNCIL**

DATE: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 116 – 2022

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE accepting the annexation of 0.530 acres located in the S.W. Qtr. of Sec. 16 Perry Twp., (T-10N, R-9W), Stark County, Ohio, from Perry Twp. to the City of Massillon, Ohio.

WHEREAS, on May 11, 2022, the Stark County Commissioners entered an order by Resolution allowing the annexation of 0.530 acres located in the S.W. Qtr. of Sec. 16 Perry Twp., (T-10N, R-9W), Stark County, Ohio; and

WHEREAS, on May 23, 2022, the Stark County Commissioners delivered a certified transcript of all orders of the Board, signed by all members of the Board, the Petition, map and all other papers on the file relating to the 0.530 acres located in the S.W. Qtr. Of Sec. 16 Perry Twp., (T-10N, R-9W), Stark County, Ohio, to the City of Massillon Clerk of Council.

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

Section 1:

This Council hereby accepts the annexation of 0.530 acres located in the S.W. Qtr. Of Sec. 16 Perry Twp., (T-10N, R-9W), Stark County Ohio, as more fully described in the legal description labeled as Exhibit "A" and the map labeled as Exhibit "B". Said annexed land is from Perry Twp., Stark County, Ohio.

Section 2:

Said annexed land shall be attached and assigned to Ward 4 of the City of Massillon, Ohio.

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: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 117 – 2022

BY: ECONOMIC DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Chris Ketler to provide an economic development “inducement grant” to fund start-up costs, including build-out, equipment, etc., for Krack Pots Comedy Club, located at 14 Lincoln Way W., Massillon, Ohio, and declaring an emergency.

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, Chris Ketler desires to renovate Krack Pots Comedy Club, located at 14 Lincoln Way W., Massillon, Ohio; and

WHEREAS, the City of Massillon proposes to assist Chris Ketler with an economic development “inducement grant”, for the purpose of assisting with start-up costs, including build-out, equipment, etc., for Krack Pots Comedy Club.

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 Chris Ketler to provide an economic development “inducement grant”, in a total amount not to exceed Six Thousand Dollars and Zero Cents (\$6,000.00), for the purpose of assisting with start-up costs, including build-out, equipment, etc., for Krack Pots Comedy Club, located at 14, Lincoln Way W., Massillon, Ohio.

DATE: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 118 – 2022

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending the rules of Massillon City Council by amending Rule 28.1 and 28.2 of Section 121.02 "RULES OF COUNCIL" of the Codified Ordinances of the City of Massillon, Ohio.

WHEREAS, Massillon City Council is vested with the authority to determine its own rules, as provided in Section 731.45 of the Ohio Revised Code; and

WHEREAS, Council desires to amend its rules at this time, in accordance with Section 731.45 of the Ohio Revised Code, Section 121.02 of the Codified Ordinances of the City of Massillon, Ohio.

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

Section 1:

Rules 28.1 and 28.2 of Section 121.02 of the Codified Ordinances of the City of Massillon, Ohio, are hereby amended and shall read as follows:

Rule 28.1

All non-committee sponsored ordinances or resolutions appearing on the agenda for Council action shall be given first reading only, and unless otherwise ordered by Council, be referred by the presiding officer to the appropriate committee, which shall report on the same with or without amendment, as the committee may deem best, at the next regularly scheduled meeting of Council from the time of first reading.

Rule 28.2

A non-committee sponsored ordinance or resolution may only be placed on the agenda for second reading, third reading, and passage by leave of a majority vote of the elected and/or appointed members of Council, and only after the first regularly scheduled meeting of Council from the time of first reading.

DATE: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 119 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2022, for the purpose of estimated funding for Economic Inducement Grants, 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:

\$ 60,000.00 to an account entitled "Transfer Out" - 1100.905.5.2752

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 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 appropriate estimated funds for Economic Inducement Grants for the year. 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: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 120 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2022 appropriations from within the 1100 General 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 transferred from the 2022 appropriations within the 1100 General Fund, for the year ending December 31, 2022 the following:

FROM:	Transfer Out	1100.905.5.2752	-	\$ - 60,000.00
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TO:	Transfer In	1237.905.4.1860	-	\$ + 60,000.00
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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 cover estimated funding for Economic Inducement Grants for the year. 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.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022

ATTEST:

\_\_\_\_\_  
DIANE ROLLAND, CLERK OF COUNCIL

\_\_\_\_\_  
CLAUDETTE O. ISTNICK, PRESIDENT

APPROVED:

\_\_\_\_\_  
KATHY CATAZARO-PERRY, MAYOR

DATE: AUGUST 15 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 121 – 2022

BY: FINANCE COMMITTEE

TITLE: 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.

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 1237 Economic Development Fund, for the year ending December 31, 2022, the following:

\$ 60,000.00 to an account entitled "Services and Contracts" - 1237.845.5.2392

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, Ohio; the emergency being to appropriate estimated funds Economic Inducement Grants for the year. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed members of 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: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 122 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1235 Community Health Services 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 1235 Community Health Services Fund, for the year ending December 31, 2022, the following:

\$ 26,000.00 to an account entitled "Grant Expenses" - 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 the City of Massillon, Ohio; the emergency being to ensure the continuous and uninterrupted provision of essential services by the Massillon City Health Department. Provided this Ordinance receives the affirmative vote of two-thirds of the elected and/or appointed members of 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: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 123 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2022, for the purpose of the Sponsorship Program, 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:

\$ 750.00 to an account entitled "Sponsorship Program" - 1100.110.5.2411

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 the City of Massillon, Ohio; the emergency being to allow for timely payment of printing expenses for the Banner 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: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 124 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1212 Summer Concert Series 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 1212 Summer Concert Series Fund, for the year ending December 31, 2022, the following:

\$ 9,166.00 to an account entitled "Services and Contracts" - 1212.505.5.2392

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, Ohio; the emergency being to pay invoices for entertainment and related expenses 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.

DATE: AUGUST 15, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 125 – 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1201 Street Construction M & R Fund, for the year ending December 31, 2022.

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 1201 Street Construction M & R Fund, for the year ending December 31, 2022, the following:

\$ 15,000.00 to an account entitled "Intersection Safety Study" - 1201.435.5.2398

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.