

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

**DATE: MONDAY, SEPTEMBER 19, 2022  
COUNCIL CHAMBERS  
TIME: 6:30 p.m.**

**THERE ARE NO PUBLIC HEARINGS TONIGHT**

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILMAN MICHAEL SNEE**
- 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. 133 – 2022**

**BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed Request for Qualifications (RFQ) for the design and the inspection of the Improvements to the City of Massillon Municipal Buildings HVAC Systems 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.

**ORDINANCE NO. 134 – 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 sign the Consent Legislation with the Ohio Department of Transportation (ODOT), for the Annual Municipal Bridge Inspection Program, PID 117554, and declaring an emergency.

**ORDINANCE NO. 135 - 2022**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) 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**

US Bank Equip. Finance -	\$ 127.00	September Payment for Copier
Office Depot -	27.50	Office Supplies
U.S. Postal Service -	<u>11.76</u>	Postage for Certified Annexation Documents
	<b>\$ 166.26</b>	<b>Total</b>

**11. REPORTS FROM CITY OFFICIALS**

Treasurer's Report	-	August 2022
Mayor's Report	-	August 2022

**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**

**ORDINANCE NO. 126 – 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 RM-1 Multiple Family Residential.

**ORDINANCE NO. 129 – 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**

DATE: SEPTEMBER 19, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 133 – 2022

BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed Request for Qualifications (RFQ) for the design and the inspection of the Improvements to the City of Massillon Municipal Buildings HVAC Systems 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.

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 advertise for and receive sealed Request for Qualifications (RFQ) for the design and the inspection of the Improvements to the City of Massillon Municipal Buildings HVAC Systems Project, all in accordance with the Ohio Revised Code and the City of Massillon Qualifications-Based Selection (QBS) Process and to negotiate and enter into a contract with the most qualified selected firm(s). The cost is not to exceed One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00).

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.

DATE: SEPTEMBER 19, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 134 – 2022

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Consent Legislation with the Ohio Department of Transportation (ODOT), for the Annual Municipal Bridge Inspection Program, PID 117554, 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 directed and authorized to sign the Consent Legislation with the Ohio Department of Transportation (ODOT) for the Annual Municipal Bridge Inspection Program, PID 117554.

Section 2:

Whereas the State and the City have identified the need for Bridge Inspection Program Services, including, but not limited to routine inspections, element level inspections, critical-findings reports, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans and underwater dive inspection reports, if needed, that is located within the Corporation Limits of the City.

Section 3:

The State shall assume and bear 100% of all of the costs for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant's Scope of Services Task Order Contract, attached hereto as Exhibit "A".

DATE: SEPTEMBER 19, 2022

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 135– 2022

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) 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 1203 Community Development Block Grant (CDBG) Fund, for the year ending December 31, 2022, the following:

\$ 106,000.00 to an account entitled "Habitat for Humanity"	-	1203.845.5.2849
105,000.00 to an account entitled "Housing Rehabilitation"	-	1203.845.5.2806
32,448.00 to an account entitled "Code Enforcement-Services/Contracts"	-	1203.845.5.2392
31,299.00 to an account entitled "Downtown Street Imprvmts."	-	1203.845.5.2856
25,157.00 to an account entitled "Housing Administration"	-	1203.845.5.2807
16,299.00 to an account entitled "Massillon Main Street"	-	1203.845.5.2828
10,000.00 to an account entitled "CommQuest/Fam. Living Ctr."	-	1203.845.5.2841
10,000.00 to an account entitled "Domestic Violence Shelter"	-	1203.845.5.2858
10,000.00 to an account entitled "Strk. Co. Ment. Health/Recvry."	-	1203.845.5.2875
9,500.00 to an account entitled "Boys and Girls Club/Massillon"	-	1203.845.5.2824
9,000.00 to an account entitled "Westark"	-	1203.845.5.2803
9,000.00 to an account entitled "Stark Fresh"	-	1203.845.5.2877
8,000.00 to an account entitled "Faith in Action"	-	1203.845.5.2859
7,479.08 to an account entitled "Services/Contracts"	-	1203.845.5.2392
6,000.00 to an account entitled "Canton Ex-Newsboys Assoc."	-	1203.845.5.2876
5,000.00 to an account entitled "Make-A-Way"	-	1203.845.5.2813
5,000.00 to an account entitled "YMCA/West. Stark County"	-	1203.845.5.2830
5,000.00 to an account entitled "Vantage Aging"	-	1203.845.5.2850
3,000.00 to an account entitled "Straight Path Program"	-	TBD
3,000.00 to an account entitled "Legacy Proj. of Stark Co."	-	TBD
1,500.00 to an account entitled "Travel/Seminar/Schooling"	-	1203.845.5.2389
1,500.00 to an account entitled "Fair Housing"	-	1203.845.5.2814
1,000.00 to an account entitled "Supplies/Materials/Postage"	-	1203.845.5.2410
<b>\$ 420,192.08 Total</b>		

## **SECOND READING**

DATE: SEPTEMBER 6, 2022

CLERK: DIANE ROLLAND

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

COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 126 – 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 RM-1 Multiple Family Residential.

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 RM-1 Multiple Family Residential. The City of Massillon Planning Commission did not give its recommendation for the rezoning at its meeting held on August 10, 2022. 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 #1562WH of Parcel #604597, a .152 acres parcel located at 56 – 5<sup>th</sup> St. S.E., Massillon, Ohio. The property shall be rezoned from R-1 One Family Residential to RM-1 Multiple Family Residential. The purpose for the rezoning is to allow for rental units and an office. 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: SEPTEMBER 6, 2022

CLERK: DIANE ROLLAND

MASSILLON CITY COUNCIL  
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COUNCIL CHAMBERS

LEGISLATIVE BRANCH

ORDINANCE NO. 129 – 2022

BY: FINANCE COMMITTEE

TITLE: 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.

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 authorizes and directs the Mayor of the City of Massillon, Ohio, to submit application for Ohio Public Works Commission for the funding year 2023 and to execute all necessary documentation needed to secure such funding. Said projects shall be as follows:

- Tremont Ave. S.W. Resurfacing Project
- Lincoln Way Phase III Project

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 that the application for funding request is due beginning September 2022, via online portal. Provided it receives the affirmative vote of two-thirds of the elected 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.