

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD, MONDAY, MAY 17, 2010**

COUNCIL PRESIDENT GAMBER B I'd like to welcome all of you to Massillon City Council for Monday, May 17, 2010. We have in attendance with us this evening: Mayor Cicchinelli, Law Director Stergios, Engineer Dylewski, Auditor Ferrero and Wastewater Treatment Superintendent Bledsoe. On the wall to your left are agendas for anyone who wishes to follow the meeting. Also under item #5 on the agenda is where the public can speak on any item that appears on the agenda and then under item #17 is where the public can speak on any item that does not appear on the agenda. I'd also like to remind anyone with a cell phone please turn it off or turn it very far down.

1. ROLL CALL

Roll call for the evening found the following Council Members present: Gary Anderson, Kathy Catazaro-Perry, Dave Hersher, Ron Mang, Paul Manson, Donnie Peters and Larry Slagle.

Thus giving a roll call vote of 7 present.

COUNCIL PRESIDENT GAMBER B Mr. Mang, we have two absences do you have a motion?

COUNCILMAN MANG B Yes, I'd like to move that we excuse Councilman McCune and Councilman Townsend, seconded by Councilwoman Catazaro-Perry.

Roll call vote of 6 yes, 1 no to excuse Councilman McCune and Councilman Townsend. Peters voted no.

2. INVOCATION

COUNCIL PRESIDENT GAMBER B I will recognize Councilman Paul Manson for the invocation and the Pledge of Allegiance.

COUNCILMAN MANSON B gave the invocation for the evening.

3. PLEDGE OF ALLEGIANCE

COUNCILMAN MANSON – Chairman of the Finance Committee led those in attendance in the Pledge of Allegiance.

4. READING OF THE JOURNAL

COUNCIL PRESIDENT GAMBER B Madame Clerk, are the minutes of the previous meeting transcribed and open for public viewing (Yes, they are) Are there any additions or corrections to the minutes? If not the minutes stand approved as written.

5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA

JOHN ATKINS – I now live at 344 11th Street SW, Unit #4, Massillon, Ohio. I just want to take a minute to look at everyone. Last year I email this entire council I included the mayor's office because I was on the streets homeless because I have a service animal. I've been in Massillon, Ohio since December 24th and have yet to be able to get accommodations until last week. I haven't been able to get into a shelter even your own city shelter your own assistant tried to help me get into a shelter and they told her no they wasn't going to take my service animal. That's in direct violation of the Ohio State Law the guy that's in your office I don't know his name he told me Ohio Laws didn't pertain to Massillon and I told him that Massillon is in Ohio those laws do pertain to Massillon. Under the ADA Act in the fair housing laws federal and state you know this city has been breaking the law. I came to your administration you know begging for help and no one helped me. In fact everyone kept trying to send me to Canton; Canton kept sending me back to Massillon because all across Stark County I couldn't get into accommodations because of my service animal. 2009 I was on treatment for Hepatitis C which left me paralyze partially paralyze actually on my right side and a good part of my left side. The county of San Diego had a program called the "buddy program" for rescued animals. They put them through training they made them service animals for the sick and the disabled and brought me a service animal here and they told me to care of her and left. So the animal had to go potty I had to get out of my house and take her to go potty and within a couple of weeks I was actually walking six miles. I have good days and I have bad days but you know I went to very top of the city government here and I begged for help. No offence to you Mr. Mayor I mean you actually was the only office that called and had any interest in it and I'm really grateful for that. But you know I'm writing a term paper my final research paper for my human philosophy human contact class because I'm a psychology major and I take all my classes on line in fact I'm doing all my classes at your library and I still maintain A's even though I've been homeless. I turned in my rough draft today and the paper is about I'll give you the title Massillon, a city morally and ethically bankrupt. The whole point of the paper was to look at a situation and look at all the factors and try to determine how a person or how an entity can fix that situation. So my first option in the paper was to come to the city council and beg city council to do something. There's no reason that a homeless person that is disabled in this city and you have a shelter should be left on the street. That's just uncalled for I mean its just I never thought I moved from California to this town and be homeless. Never in my life and its been almost 6 months now. So my paper the next part of it I couldn't do my conclusion today because I don't have a conclusion to that paper. They asked my what my options are here go the city council if the city council doesn't do anything then the follow up complaint Housing and Urban Development and then send it to the Department of Justice and have the Department of Justice investigate the complaints. I would prefer not to do that I'm looking around to each person here and I'm hoping that you know that you can come together and you can resolve this issue. But it has been six months for me I do have a place now I really don't want to be here any longer but there's a treatment in Akron that might save my life. I think that's worth staying here and worth battling all this for. All I ever wanted was a roof over my head that was it and I was denied that. I begged and I pleaded and everyone knew I was sleeping at 1st and Erie Street everyone knew it all these agencies throughout your county and your city knew I was sleeping there with my service animal and no one helped me. I sat there and I starved, I pooped on myself I've been without lifesaving medications for four months now because I hadn't taken any of the medications. I mean that's just down right deployable. So now my conclusion is what is the city council going to do I need to be able to write my final draft?

COUNCIL PRESIDENT GAMBER B Thank you very much. Is there anyone else who would like to make any comments to city council? Mr. Mayor, I think I saw that you would like to speak.

MAYOR CICCHINELLI – Mr. Atkins, I certainly was aware when you appeared in my office the first time which how long ago? (A couple months ago) A couple of months ago, there are procedures that are required please don't misunderstand it is not a City of Massillon homeless shelter. We do not run the homeless shelter I believe that my staff Mr. Aaby is who you were talking about and also the two administrative assistants because when you came I was not there I was in a meeting. So there are procedures and I know that there's a 211 number which is a requirement through the United Way for you to access and you to call. Aane did jot down there's a homeless hotline which again you had to try to access you had to try to call. There's the America Rescue Workers and there's a shelter over in Alliance but each of those have certain criteria and regulations. We can't answer to any of those organizations however through

the local YWCA, Aane did talk to an Elizabeth Jergensen gave her your number and she said that she would call you. Now I guess my question to you if I may ask him a question. Did she call you?

JOHN ATKINS – I did meet her at the Salvation Army eventually when the Salvation Army was trying to get me into a rapid rehousing program because the challenge at that was that there was a landlord here in Massillon that was trying to charge me all these fees for my service animal. They were trying to get those fees paid for but if I may correct you when I came to your office sir you were the last stop. The 211 all the shelters you mentioned I mean you were the last stop.

MAYOR CICCHINELLI – I appreciate that and I think what I'm trying to tell you in looking at the notes that were taken by Mr. Aaby in discussing Trillium which is an organization in town here Salvation Army and everything else every other organization. It appears that my office my staff did assist you and did help you if there are specific issues about your service dog I mean the City of Massillon doesn't really get into any of that. That's not any regulation or ordinance passed by council or anything like that or per my administration, the administrative code as far as a service animal is concerned. So I just want you to understand that when you came in you did get service and it eventually resulted in you finding housing in Massillon.

JOHN ATKINS – Actually that was incorrect I was actually on my way out of town last Tuesday after emailed you guys the council excuse me when FEMA stepped in and provided funding because the agencies within the City of Massillon and Stark County in Canton wouldn't release the funds because there was a tie up with the landlord over there because he was trying to charge me service fees for the animal.

MAYOR CICCHINELLI – But you see that's what you have to understand Mr. Atkins those funds the City of Massillon has no jurisdiction. Those individual organizations have their own set of rules and regulations. All we can do is help you contact those organizations assist you in giving you contact folks which we did. So a lot of times people don't understand these organizations and social agencies do not operate through the City of Massillon. We help fund some of those we have given money through our Community Development Block Grant monies through the years for certain organizations and certain programs. However, we do not run those organizations and that's where some of the questions that you had we could not answer. All we are in this case is a resource and I think and I hope you agree I think that at least through the efforts of the administrative staff that doors were opened and it resulted in finding housing.

JOHN ATKINS – No, in fact the doors closed any that were open at that point were closed because someone made a comment to me oh your asking for this help...

MAYOR CICCHINELLI – Okay, who made that comment to you? Was that comment made by a City of Massillon employee?

JOHN ATKINS – No.

MAYOR CICCHINELLI – Okay, that's the point I'm making here.

JOHN ATKINS – My question to you if I may. In your fair housing department I read on the website today that you the city is supposed to act as a middle person in disputes in the city. Here's my question and please tell me where I'm wrong on this. There's businesses I can't go into most businesses with my service animal that's just a no. Only the hospital Aultman let me in with my dog. My question is all these businesses and shelters and motels and everything everyone accepts financing in your city but you don't any control over what they do with Ohio State Law. I mean the Ohio State Law is very clear in terms of a service animal and my and maybe I'm misunderstanding this but what I'm hearing is that you don't have any control over how the businesses or shelters or hotels in your city act. There's no system in place to protect like myself.

MAYOR CICCHINELLI – Well, you have a fair housing complaint we have a fair housing board. If you desire you can file some type of action against an entity whether it be a private

individual that owns property or a social agency. You're allowed to do that but the only point I'm making here is we do give dollars out to various groups. Some are not even in this area some are. The fact is we don't run those on a day to day basis we couldn't do that. Like any other organization that gets funding from us through our Community Block Grant monies. But there are always recourses available to citizens and that is if you have a complaint there are organizations that you can file a complaint with. The point of all this is...

COUNCIL PRESIDENT GAMBER B Mr. Atkins, what I would suggest is that possibly after the meeting you might want to sit down with the mayor. I think what he's indicating is that we basically can refer you to a lot of agencies and if you have a problem with them in some regard to how they obey or disregard the law then that's up to you to file that complaint. But if I could ask you I spoke Mrs. Cowen-Zanders at the Salvation Army today you do have a place to live right now. Is that correct?

JOHN ATKINS – Yes, I got moved into a place last week. That is correct.

COUNCIL PRESIDENT GAMBER B Okay, so at least in the short term as you say you do have a roof over your head.

JOHN ATKINS – I do and I've very grateful for that. What really stuns me is you know honestly Mr. Mayor every state I've taken my service animal to airplane, train, if didn't matter no one gave me any challenges. But when I stepped into your city I can't even take my service animal with me unless I'm going to the hospital or going out to the bus. Your shelters no one would take me what doesn't sound right about that? All I'm asking is this council and you come together to find some kind of resolution or some way of resolving this issue so people like myself don't end up on the street homeless again. I have one question for you and I'll you be if it was you sleeping in a car over on Erie and 1st and you had a service animal and you were pooping on yourself and you didn't have the medication that you needed and you were going hungry and when you knew there was a shelter right around the corner that you had all rights to and they denied you what would you do and how would you feel?

MAYOR CICCHINELLI – I'm sure I would feel the same way you did and nobody's excusing what has transpired that's what you have to understand. But government is only a service you came to the government we responded it may have taken a little longer but eventually like Mr. Gamber said the agencies that could help you we gave you contact people we gave you numbers and it did work. Because it resulted in housing.

JOHN ATKINS – What you're saying is not true though I mean when I was in your office your assistant only called the shelter that was it. Mr. Aaby made a contact with the YWCA one phone call that I got a month later. It was dead winter I had frostbite on my hands.

MAYOR CICCHINELLI – But there are requirements if you, you said you were from San Diego if you come into town you know there are other these agencies have other needs with citizens here also. So we the only point I'm making point I'm making here is they have their own set of rules and regulations. They have to screen individuals and make sure that the specific instances and cases that are before them they have all the information. Sometimes that takes a little longer I agree its horrible what happened to you but I just want you to understand its not a lack of effort by city government. We don't have the homeless shelter we don't govern that and there are requirements and that's why we gave you the 211 number which is for United Way which we do send people. That's what we've done in past cases now we don't have a lot of that here okay like San Diego but the point is I think we did act properly and my staff did make a couple phone calls for you on your behalf. But once those phone calls are made that's it because those agencies are the ones that determine whether you qualify for housing whether the assistance is proper. We don't even get into any of that that's my point.

COUNCIL PRESIDENT GAMBER B Okay, but let me step in again. Mr. Atkins, you do have a place to stay right now. Your second goal is to have council take a look at this we have a health and welfare committee I will ask that committee to examine you know the subject that you brought up tonight. If there's anything that council can do to tighten up the enforcement or to take care of some of the cracks in the system we will certainly do it. We're more than

completely sympathetic with you and your situation. We wish we could do more but as the mayor said we don't have those facilities ourselves. We don't run them or operate them all we can do is refer you even though it took time you are in a situation now where you have shelter. We can look at this and see if there's anything council can do and if there is anything to do we will do it. I assure you.

MAYOR CICCHINELLI – And the administration agrees.

COUNCIL PRESIDENT GAMBER B Mrs. Catazaro-Perry.

COUNCILWOMAN CATAZARO-PERRY – Mr. Atkins, did you know we have a free clinic here in Massillon?

JOHN ATKINS – Yes.

COUNCILWOMAN CATAZARO-PERRY – Okay, you can access that for medications.

JOHN ATKINS – Really, I didn't know that.

COUNCILWOMAN CATAZARO-PERRY – You sure can. So do you know where its located?

JOHN ATKINS – I do.

COUNCILWOMAN CATAZARO-PERRY – Okay, I would encourage you to go there, there's some great people there that can help you with your medicine. Okay.

COUNCIL PRESIDENT GAMBER B Thank you very much for coming Mr. Atkins and good luck to you sir.

6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

COUNCIL PRESIDENT GAMBER B Mr. Peters, you have a request?

COUNCILMAN PETERS B Yes, I'd like to make a request that we move Ordinance No. 56 – 2010 forward on the agenda. We have people that are here and maybe they would like to leave.

COUNCIL PRESIDENT GAMBER B is there any objections to do that? I see no objection; Madame Clerk would you please read the title to Ordinance No. 56 – 2010.

ORDINANCE NO. 56 B 2010

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

Authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to rename Isabella Avenue SW, running east/west between Duncan Street SW and Jackson Street SW to Mark Ross Avenue SW, and declaring an emergency.

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COUNCILMAN PETERS B The request for this change was made by the Ross family. We've spent some quite a lot of time and it's been almost a year since they requested it. I apologize to them for the wait partially it was some of my fault. But we've sent letters to every person on Isabella we've had two public hearings that really weren't required but we did it anyways out of respect for the people that live on that street. Like I said at the public hearing tonight which by the way at both meetings no one came forward in opposition of renaming the street. Like I said tonight Mayor Ross served ten years on city council and eight years as Mayor. This is where he had his shop and so they thought it was only fitting that we rename the street after him.

COUNCILMAN PETERS moved to bring Ordinance No. 56 – 2010 forward for passage,

seconded by Councilman Manson.

ORDINANCE NO. 56 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

ORDINANCE NO. 65 B 2010
COMMITTEE

BY: COMMUNITY DEVELOPMENT

Petitioning the Board of Stark County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Tuscarawas Township, and declaring an emergency.

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COUNCILMAN MANG B This piece of legislation will wrap up the Hendricks Annexation from the standpoint that this body has already approved bringing Hendricks into the city but has also approved the zoning request which was approved for R-1 single family. Tonight we have before us the changing the boundary lines to show this piece of property is now in the city. I'll be asking for suspension of the rules.

COUNCILMAN MANG moved for suspension of the rules and passage, seconded by Councilman Hersher.

The rules were suspended by a roll call vote of 7 yes.

ORDINANCE NO. 65 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 7YES.

ORDINANCE NO. 66 B 2010

BY: ENVIRONMENTAL COMMITTEE

Authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Participation and Redevelopment Agreement with PSR Development Ltd to perform a Phase II Environmental Assessment of the former Republic Steel Property, and declaring an emergency.

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COUNCILMAN HERSHER B Recently we've passed legislation to apply for this grant and to accept this grant. This piece of legislation allows us to enter into the Participation and Redevelopment Agreement with PSR for the environmental assessment out at the old Republic site. If I could Mr. President I would like to call the law director forward, please. Mr. Stergios, I'm sorry for just bringing this up now but I didn't notice this until I was walking in this evening. I think there's a typographical error in section 3 of the ordinance if we could look at that please and I direct council's attention to that too. I believe section 3 the boiler plate yeah, yeah... I think we probably just have a copy and paste error from other ordinance, but we have the agreement with URS so that the sewer rate study may begin...

LAW DIRECTOR STERGIOS – URS, that's correct. That would be PSR Development Ltd to perform a Phase II Environmental Assessment and it may begin in a timely manner.

COUNCILMAN HERSHER B So do I need...?

COUNCIL PRESIDENT GAMBER B Are there questions on this? Mrs. Catazaro-Perry?

COUNCILWOMAN CATAZARO-PERRY – Yes, it says see attached agreement and I don't have an attached agreement.

COUNCILMAN HERSHER B It came with the work session email it was 40 – 50 pages so it probably wasn't practical to print it.

COUNCILWOMAN CATAZARO-PERRY – Thank you.

COUNCILMAN HERSHER B Do I need to amend?

COUNCIL PRESIDENT GAMBER B We're just going to call that a typo, the law director gave the appropriate language PSR Development Ltd.

COUNCILMAN HERSHER moved for suspension of the rules and passage, seconded by Councilman Manson.

The rules were suspended by a roll call vote of 7 yes.

ORDINANCE NO. 66 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

ORDINANCE NO. 67 B 2010

BY: FINANCE COMMITTEE

Making certain appropriations from the unappropriated balance of the Law Department Community Partnership Fund, General Fund, Parks & Recreation Community Park Fund, Marketplace Infrastructure Fund, Bond Retirement Wastewater Treatment Fund, Wastewater Treatment Capital Improvement Fund and the SA 23rd/Springhill Fund, for the year ending December 31, 2010, and declaring an emergency.

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COUNCILMAN MANSON B Yes, we have seven parts to this ordinance tonight. So we'll start right out here with #1 that's for \$91,941, please prepare an ordinance to appropriate from the unappropriated balance of the law department community partnership fund to the following and it shows you \$75,000 for salary, \$12,000 for PERS and so on. This will pay for approximately 1.5 prosecutors I believe. This is a grant so any questions on that we have the law director here can answer them. Second part is for and we've got quite a bit together here the first three parts of it's the \$31,380 and the \$68.00 that's for a total of \$31,822 please prepare an ordinance to appropriate from the unappropriated balance of the general fund 1100 to the following accounts for the domestic violence prosecutor grant that was accepted. That's a total with salary and everything \$31,822. Next part is \$10,000 for arbitration services we need an ordinance appropriating from the unappropriated balance of the general fund \$10,000 this money is needed to cover expenses for legal representation with the city attorney Leslie Kuntz of Krugliac, Wilkins, Griffiths and Dougherty for various arbitration cases. The next part is \$8,304 and these are taxes that city owed to Tuscarawas Township for the Rohr Storage Annexation that took place several years back. That's the share they have coming back from that. Next one is for \$5,000 an ordinance appropriating from the unappropriating balance of the general fund \$5,000 to services and contracts. This money is needed to cover expenses for necessary payments of grievances filed against the city by various bargaining units. This payments are for arbitrators and mediators. Next is \$500 and this is please prepare an ordinance to appropriate \$500 from the unappropriated balance of the general fund 1100 to account 1100 and the last four numbers are 2410 supplies and materials. This money has been received as a private donation to the police department and for necessary supplies and equipment. Any questions on section 2? We have section 3, for \$9,000 please prepare an ordinance to appropriate from the unappropriated balance of the parks and recreation community park fund 1434 to the following they give the account number. It's \$9,000 for park equipment where they intend to purchase a groundmaster 72" side discharge mower. Any questions? Next part is for \$5,000 please prepare an ordinance to appropriate from the unappropriated balance of the Marketplace infrastructure fund 1419 to the following and it gives the account number \$5,000 in fees. These fees are from Stark County for processing TIF monies that's what we have the Stark County Auditor. Next section is \$5,000 also please prepare an ordinance to appropriate from the unappropriated balance of the bond retirement fund wastewater treatment fund 1305 to the following and that's going to go to fees. These are fees from Stark County for processing delinquent sewer bills. Next one is for \$1,000 part 6 please prepare an ordinance to appropriate from the unappropriated balance of the wastewater treatment capital improvement fund 1406. \$1,000 and these are fees from the Stark County for processing delinquent sewers; so we put a total of \$6,000 into that account. The next one is this is the big one \$5.00 please prepare an ordinance to appropriate from the unappropriated balance of the 23rd Street/Springhill fund 1350 to the following account and this is for county collection fees. These fees are from Stark County for processing special assessments and we actually owed \$.94 but they chose to transfer \$5.00 in case there is a little more coming in. Any questions that anybody would like to have

answered?

COUNCIL PRESIDENT GAMBER B Mrs. Catazaro-Perry?

COUNCILWOMAN CATAZARO-PERRY – On section 4 the \$5,000 fees that we're paying for processing the TIF monies how often do they charge us that and what exactly is that \$5,000 for. What TIF monies are we processing?

COUNCILMAN MANSON B I would believe that this is for handling for all year when they collect and for dispersing it. But I would like to ask that the auditor come up and give an explanation on it.

AUDITOR FERRERO – We pay that twice year and this one is for out at the Marketplace and they handle our TIF money. Any time the county does anything for us for the taxes then we have to pay them a handling a fee for doing so.

COUNCILWOMAN CATAZARO-PERRY – Thank you.

COUNCILMAN MANSON B One more question. We would handle the Meadows Plaza the same way?

AUDITOR FERRERO – That's absolutely right.

COUNCILMAN MANSON B Thank you.

COUNCILMAN MANSON moved for suspension of the rules and passage, seconded by Councilwoman Catazaro-Perry.

The rules were suspended by a roll call vote of 7 yes.

ORDINANCE NO. 67 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

RESOLUTION NO. 8 B 2010

BY: COMMITTEE OF THE WHOLE

In support along with other Stark County governments in Committing to Diversity.

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COUNCILMAN MANG B At the work session we had two gentlemen here explaining what they wish to accomplish within the county. One of those was to get each government body to commit to a resolution which this body agreed to at the work session to put this before for question of vote. I think our resolution expresses the things that we have been doing and I would hope that all the governing bodies would pass this resolution also. At that time they told us I think that they had the City of Canton, two other ones. But be as it may I'm going to be asking for suspension.

COUNCILMAN MANG moved for suspension of the rules and passage, seconded by Councilman Slagle.

COUNCIL PRESIDENT GAMBER B Are there questions? Mr. Peters?

COUNCILMAN PETERS – I'm not trying to be you know hard to get along with like I normally am. I'm not going to vote for suspension tonight because I have some questions about this that I'll get answered on my own. Like Mr. Mang said we're already doing this and I'm not one to pass a resolution just to pass a resolution because everybody else is doing it. So, I'm going to vote no on suspension I'm not going to necessarily going to vote no on the resolution. But that's where I stand.

COUNCIL PRESIDENT GAMBER B Just a comment that it does take 7 votes to suspend the rules.

COUNCILMAN PETERS – I know that.

The rules were not suspended by a roll call vote of 6 yes, 1 no. Peters voted no.

RESOLUTION NO. 8 – 2010 WAS GIVEN FIRST READING.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM MASS ENTERTAINMENT INC 14 LINCOLN WAY WEST MASSILLON OHIO 44646 TO THREE BUCK CHUCK INC DBA 3 BUCK CHUCKS 14 LINCOLN WAY WEST MASSILLON OHIO 44646

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM B & B RESTAURANT LTD DBA LEGENDS OF MASSILLON RESTAURANT 2700 AUGUSTA DR SE 1ST FL & GOLF COURSE MASSILLON OHIO 44646 TO CITY OF MASSILLON DBA LEGENDS OF MASSILLON RESTAURANT 2700 AUGUSTA DR SE 1ST FL & GOLF COURSE MASSILLON OHIO 44646

9. BILLS, ACCOUNTS AND CLAIMS

- A. Repository - \$149.40
- B. Independent – \$15.20
- C. Keller Office - \$77.80

COUNCIL PRESIDENT GAMBER B Mr. Manson, we need a motion?

COUNCILMAN MANSON B I move that we pay the bills, seconded by Councilwoman Catazaro-Perry.

Roll call vote of 7 yes to pay the bills.

10. REPORTS FROM CITY OFFICIALS

- A). POLICE CHIEF SUBMITS MONTHLY REPORT FOR APRIL 2010 B COPY FILE
- B). TREASURER SUBMITS MONTHLY REPORT FOR APRIL 2010 B COPY FILE
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR APRIL 2010 – COPY FILE
- D). INCOME TAX DEPT SUBMITS MONTHLY REPORT FOR APRIL 2010 – COPY FILE
- E). WASTE DEPT SUBMITS MONTHLY REPORT FOR APRIL 2010 – COPY FILE
- F). MAYOR SUBMITS MONTHLY REPORT FOR APRIL 2010.

COUNCIL PRESIDENT GAMBER B Thank you. Everyone has those reports and we'll keep copies on file.

11. REPORTS OF COMMITTEES

COUNCIL PRESIDENT GAMBER B We do have five Mondays this month so we will not meet next Monday the 24th the following Monday the 31st is a holiday so we will meet on Tuesday, June 1st for our next committee session.

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

COUNCIL PRESIDENT GAMBER B Mr. Slagle?

COUNCILMAN SLAGLE – At the previous meeting Councilman McCune had raised the fact that a constituent had expressed concerns about the west side rails to trail walking path. Mr. McCune apologized for not being here but he came down with a health issue this morning and it

carried on through the day unfortunately. But he asked me to report that he met with Mr. Yoder along with Kenn Kaminski this morning they drove and the path west to 93 and also they drove it east to where the bridge is down the path had been mowed. There was no overflowing of trash that could be seen which were the two complaints that were raised. Fortunately during that same inspect they found that a private citizen had put in a private pond which had blocked off one of our drainage ditches which accordingly was causing problems with the path. Mr. Kaminski will take that up obviously with the city law director I suspect to find out what can be done about that. But the inspection according to Mr. McCune looked fine other than that one issue that if not taken care of could create a problem.

COUNCIL PRESIDENT GAMBER B Thank you, Mr. Slagle. Mr. Peters?

COUNCILMAN PETERS – I'd just like to mention to all the members of council and you all will be getting invitations but I want to make sure everyone is aware of in case you didn't see the newspaper this morning. Also the unveiling of the bronze plaques for the Vietnam Veterans Memorial Viaduct that will be Monday, May 31 after the Memorial Day Parade at 12:00 noon. If you could let myself or Margy Vogt or Mel Herncane know that you're going to be there we'll make sure that there is a place for you so you're recognized for being there also and proper seating. So if you'll let me know we can do that. I invite all of you to be there because I think its going to be a pretty good ceremony.

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

- **SECOND READING ORDINANCES AND RESOLUTIONS**

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16. NEW AND MISCELLANEOUS BUSINESS

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

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COUNCIL PRESIDENT GAMBER B Mr. Atkins, again before you leave if there's anyone that you think you need to talk with please take the time while you're here. Again, we appreciate you coming in.

18. ADJOURNMENT

COUNCILMAN MANSON – I move that we adjourn, seconded by all.

MARY BETH BAILEY, CLERK,

GLENN E. GAMBER, PRESIDENT

