

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD, MONDAY, OCTOBER 1, 2012**

COUNCIL PRESIDENT GAMBER B I'd like to welcome all of you to Massillon City Council for Monday, October 1, 2012. We have a number of city officials with us this evening Mayor Catazaro-Perry, Safety Service Director Maier, Income Tax Administrator Koher, Health Dept. Commissioner Argent, Law Director Stergios and Engineer Dylewski. 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: Milan Chovan, Sarita Cunningham-Hedderly, Nancy Halter, Ed Lewis, Paul Manson, Donnie Peters, Andrea Scassa, Larry Slagle and Tony Townsend.

Thus giving a roll call vote of 9 present.

2. INVOCATION

COUNCILMAN PETERS – Gave the invocation.

3. PLEDGE OF ALLEGIANCE

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

4. READING OF THE JOURNAL

COUNCIL PRESIDENT GAMBER - 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

6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 102 - 2012
COMMITTEE

BY: FINANCE

Authorizing the Mayor of the City of Massillon, Ohio, to enter into a two (2) year rental agreement with the St. James AME Zion Church Life Center for office space to be used by the Massillon City Health Department, and declaring an emergency.

COUNCILMAN PETERS – This is for the lease rental agreement with St. James Church for the health department. We discussed this in length at our work session Terri Argent from the health department spoke about it. There were a few questions I've been informed that the council members that had questions at least that I knew of they're satisfied with it.

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

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 102 – 2012 WAS PASSED BY A ROLL CALL VOTE OF 9 YES.

ORDINANCE NO. 103 - 2012 **BY: FINANCE**
COMMITTEE

Authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Public Entities Pool of Ohio (PEP) for the vehicle, property, general and public official liability, and law enforcement coverage for the City of Massillon, and declaring an emergency.

COUNCILMAN PETERS – This ordinance is permitting the safety service director to enter into a contract with the Public Entities Pool of Ohio for the general and public official liability, vehicle liability and law enforcement liability coverage. The total contribution for the City of Massillon is \$382,413 the total contribution for the Massillon City Health Department is \$6,547. The renewal date of this policy is September 16th, 2012. Just for the record last year's premium was \$355,013 and last year's health department premium was \$5,787.73. Because of the date as I just said of the policy I'm going to move that we waive the rule requiring three separate readings and bring Ordinance No. 103 – 2012 forward for its passage.

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

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 103 – 2012 WAS PASSED BY A ROLL CALL VOTE OF 9 YES.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM THE OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM ROBERT EUGENE SAND DBA WEST END CARRY OUT 209 17TH ST SW MASSILLON 44647 TO BAILEYS WEST END INC DBA BAILEYS WEST END 209 17TH ST NW MASSILLON OHIO 44646.

COUNCIL PRESIDENT GAMBER – We have one item from the Division of Liquor Control regarding a transfer of a liquor license. All the west siders will be happy it looks like the West Side Market will be back open.

9. BILLS, ACCOUNTS AND CLAIMS

A). REPOSITORY - \$783.31

COUNCIL PRESIDENT GAMBER – Mr. Peters?

COUNCILMAN PETERS – I'd like to make a motion that we pay the bill, seconded by Councilman Manson.

Roll call vote of 9 yes to pay the bill.

10. REPORTS FROM CITY OFFICIALS

A). AUDITOR SUBMITS MONTHLY REPORT FOR SEPTEMBER 2012 B COPY FILE

COUNCIL PRESIDENT GAMBER – We also have a report from the auditor we need a motion to accept that Mr. Peters.

COUNCILMAN PETERS – I move that we accept the auditor's report for September 2012, seconded by Councilman Slagle.

Roll call vote of 9 yes to accept the auditor's report for September 2012.

11. REPORTS OF COMMITTEES

COUNCIL PRESIDENT GAMBER – The next committee work session will be Monday the 8th.

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

COUNCIL PRESIDENT GAMBER – Are there any committee reports or resolutions or requests from council members. Mr. Slagle?

COUNCILMAN SLAGLE – Yes, I'd like to publicly request that the Massillon Rec. Board be invited to attend our next work session on October the 8th. All members thereof and even Mr. Straugn.

COUNCIL PRESIDENT GAMBER – Alright, may I suggest you follow up that public invitation with a personal invitation. (I will do so) That way you're certain that they received it. Is there anyone else?

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 97 - 2012 **COMMITTEE**

BY: FINANCE

Authorizing the Mayor of the City of Massillon, Ohio, to submit an application for funding to Ohio EPA's Water Pollution Control Loan Fund (WPCLF) and execute any necessary documents for upgrade to the Wastewater Treatment Plant, and declaring an emergency.

COUNCILMAN PETERS – I'd like to make a motion that we table Ordinance No. 97 – 2012 I'll give a date of the first I don't have a I can't it doesn't go the next month but I'm being told November 5th.

COUNCIL PRESIDENT GAMBER – November 5th is a...

COUNCILMAN PETERS – Yeah, that would be that meeting.

COUNCIL PRESIDENT GAMBER – We have a motion to table, seconded by Councilman Manson.

Roll call vote of 9 yes to table until November 5, 2012.

ORDINANCE NO. 97 – 2012 HAS BEEN TABLED UNTIL NOVEMBER 5, 2012

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 100 - 2012 **COMMITTEE**

BY: FINANCE

Amending Section 181.18 "Tenant Reports" of Chapter 181 "INCOME TAX," of the Codified Ordinances of the City of Massillon, by enacting a new Section 181.18 "Tenant Reports", and declaring an emergency.

COUNCILMAN PETERS – Second reading.

ORDINANCE NO. 100 – 2012 WAS GIVEN SECOND READING.

ORDINANCE NO. 101 - 2012 **COMMITTEE**

BY: FINANCE

Amending Section 181.02 "Definitions" of Chapter 181 "INCOME TAX," of the Codified Ordinances of the City of Massillon, by enacting two new definitions within Section 181.02 "Definitions", and declaring an emergency.

COUNCILMAN PETERS – Second reading.

ORDINANCE NO. 101 – 2012 WAS GIVEN SECOND READING.

16. NEW AND MISCELLANEOUS BUSINESS

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

PATRICIA SOLINGER – 1235 Oak Avenue SE. Councilman Townsend at earlier this year during a work session or city council entertained the idea of having town meetings or ward meetings. I would encourage him to do that start doing that like the past mayor did. That way you all know what we've thinking and what we want, we can ask questions we can't ask questions here we just give comments. Also there's a house on Oak Avenue, 806 Oak Avenue that is in Mr. Townsend's ward its an eye soar. It was Mr. Findley had owned it at one time started to redo it and left it go. Now its my knowledge a younger man owns it and he uses for storage most of it is on the outside. It's in horrible condition. So I would like Mr. Townsend if he would go by that way on your way home and take a look at it. Thank you.

COUNCIL PRESIDENT GAMBER – Thank you. Mr. Townsend would like to respond.

COUNCILMAN TOWNSEND – I have a question...

PATRICIA SOLINGER – Yes.

COUNCIL PRESIDENT GAMBER – May we get you back to the microphone please?

COUNCILMAN TOWNSEND – No, no, its not for her its for when we redistrict the wards to my understanding that part of Oak St is not no longer part of ward 4.

PATRICIA SOLINGER – You're my councilman...

COUNCIL PRESIDENT GAMBER – Alright, lets do this lets we'll check the ward map Mr. Townsend suggested that there are changes.

COUNCILMAN TOWNSEND – There was some redistricting done about a year ago no, less than that a few months ago some of the area of ward 4 was broken up into ward 3 and 2. I think Oak Street SE where you're identifying if its on the west side of 3rd Street I believe it goes into 2 if its on the east side of 3rd I believe it goes into 3.

COUNCIL PRESIDENT GAMBER – Two of you please get together after the meeting and figure out where it is. Alright, thank you. Is there anyone else who would like to agree council? If not Mr. Peters we need a motion from you.

18. ADJOURNMENT

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

MARY BETH BAILEY, CLERK,

GLENN E. GAMBER, PRESIDENT



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