

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD, MONDAY, OCTOBER 17, 2016**

COUNCIL PRESIDENT ISTNICK – Welcome to the Massillon City Council Meeting for Monday, October 17, 2016. We have in attendance with us the following city officials: Mayor Kathy Catazaro-Perry, Auditor, Jayne Ferrero, Acting Law Director Thomas Ferrero, Economic Development Specialist, Dave Maley, Parks & Rec. Superintendent, Kim O'Farrell and Income Tax/Budget Director, Mike McKee. On the wall to your left are agendas for anyone who wishes to follow tonight's meeting. Also if you look at the agenda, under item #5 is where the public can speak on any item that appears on tonight's agenda and then under item #17 is where the public can speak on any item that does NOT appear on tonight's agenda. I want remind anyone with cell phones, please turn them down or set them to vibrate.

1. ROLL CALL

Roll call for the evening found the following Council Members present: Milan Chovan, Jill Creamer, Sarita Cunningham-Hedderly, Ed Lewis, Linda Litman, Andrea Scassa and Megan Starrett.

Roll call of 8 present

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes, I make a motion that we excuse Mr. Irwin.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Cunningham-Hedderly. Roll call.

8 yes to excuse Councilman Irwin

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Councilman Irwin has been excused.

2. INVOCATION

COUNCILWOMAN CREAMER - Gave the invocation for tonight.

3. PLEDGE OF ALLEGIANCE

COUNCILWOMAN JILL CREAMER – Chairperson of the Parks and recreation Committee led those in attendance in the Pledge of Allegiance.

4. READING OF THE JOURNAL

COUNCIL PRESIDENT ISTNICK – Madam Clerk, are the minutes of the previous meeting transcribed and open for public viewing?

COUNCIL CLERK ROLLAND – Yes they are.

COUNCIL PRESIDENT ISTNICK – Are there any corrections or additions?

COUNCIL CLERK ROLLAND – No, there are not.

COUNCIL PRESIDENT ISTNICK – Thank you.

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

COUNCIL PRESIDENT ISTNICK – We have arrived at #5. This is the part of the agenda where citizens may speak on a topic that appears on tonight's agenda. If you would like to speak on something, please come to the microphone at this time. Give your name and address for the record and the topic you want to discuss. In addition, please print your name and address on the Sign-In Sheet on the table before you so that your name and address appears correct on our records.

6. **INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 145 – 2016

BY: PUBLIC UTILITIES COMMITTEE

AN ORDINANCE to provide for water service to be furnished by Aqua Ohio, Inc. to the City of Massillon, Ohio and the inhabitants thereof, and to regulate the rates under which water service shall be furnished in the City of Massillon, Ohio for and during the period from January 1, 2017 through December 31, 2021.

COUNCIL PRESIDENT ISTNICK – Councilwoman Cunningham-Hedderly.

COUNCILWOMAN CUNNINGHAM-HEDDERLY – Yes, thank you, Madam President. First reading.

COUNCIL PRESIDENT ISTNICK – Ord. No. 145 – 2016 has received first reading. Ord. No. 146 – 2016.

ORDINANCE NO. 146 – 2016

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, 2016, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance is taking \$50,000 and appropriating it to Services/Contracts for the purpose of the purchase of new equipment in the fitness room. \$20,000 and putting in the Salary for the purpose to assist in paying the salaries of those who work at the Legend Golf Course to help get through the end of the season. All of this has already been approved by the Parks and Recreation Board prior. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 146 – 2016 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Scassa. Roll call for suspension.

8 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

8 yes for passage.

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 146 – 2016 has passed. Ord. No. 147 – 2016.

ORDINANCE NO. 147 – 2016

BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers in the 2016 appropriations of the 1100 General Fund, for the year ending December 31, 2016, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. In this ordinance we would be taking \$11,750 from Salary/Law Director Staff, \$2,975 from Accumulated Sick and placing it into the DV-Salary, DV-P.E.R.S., DV-Medicare and Safety Service Clerk Salary for a total of \$14,725. Is there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 147 – 2016 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Manson. Roll call for

suspension.

8 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

8 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 147 – 2016 has passed. Resolution No. 17 – 2016.

RESOLUTION NO. 17 - 2016

BY: FINANCE COMMITTEE

A RESOLUTION accepting the amounts and rates as determined by the Budget Commission authorizing the necessary tax levies and certifying them to the County Auditor by November 1, 2016.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. In this resolution is our annual resolution to accept the rates for the County Auditor for the tax levies that are existing in the City. Is there any discussion or any questions? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Res. No. 17 – 2016 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Scassa. Roll call for suspension.

8 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

8 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Res. No. 17 – 2016 has passed.

7. **UNFINISHED BUSINESS**

8. **PETITIONS & GENERAL COMMUNICATIONS**

Request for transfer of liquor license from FAB, LLC, DBA Gallery 121 located at 121 Lincoln Way W. and Patios, Massillon, Ohio 44646 to The Social Hospitality Group, LLC, DBA Social located at 824 Lincoln Way E., Massillon, Ohio 44646 located in Ward 2: Permit Class is D5.

COUNCIL PRESIDENT ISTNICK – Has Councilman Irwin received a copy of this?

COUNCIL CLERK ROLLAND – Yes he has.

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk.

9. **BILLS, ACCOUNTS & CLAIMS**

The Repository - \$1,040.40 for the publication of August ordinances

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we pay the bills.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Manson. Roll call.

8 yes to pay the bills

10. REPORTS FROM CITY OFFICIALS

Treasurer's Report – September 2016

Auditor's Report – September 2016

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I'd like to make a motion to accept the Auditor's Report.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Scassa. Roll call to accept the Auditor's Report.

8 yes to accept the Auditor's Report.

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Remember next week that we do not have Council because there are 5 Mondays. So, our next Work Session will be October 31, 2016.

11. REPORTS OF COMMITTEES

12. RESOLUTIONS & REQUESTS OF COUNCIL MEMBERS

13. CALL OF CALENDAR

14. THIRD READING OF ORDINANCES & RESOLUTIONS

15. SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 136 – 2016

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Community Hub for the purpose of advertisement, community information and economic development.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes. Thank you, Madam President. We talked about this. There have been quite a few questions. I intend to make this second reading. I want you to know that our Law Dept. is taking a look at this and they have a number questions. Mr. Cyperski and Mr. Ferrero both, they've been looking at it. And I know there's been some Council people, I believe, contacted. I'm going to talk to them, themselves. So, I'll be giving this second reading. Is it okay if I speak?

COUNCIL PRESIDENT ISTNICK – Sure, Paul.

COUNCILMAN MANSON – Andrea, are you still going to discuss with the Historical Preservation Committee, this week, I believe?

COUNCILWOMAN SCASSA – Yes. As far as I know. We're still meeting Thursday and it's definitely on the agenda.

COUNCILMAN MANSON – Okay. You can tell them that our Law Dept. does have some questions. The contract's kind of one-sided, I guess. So, second reading.

COUNCIL PRESIDENT ISTNICK – Ord. No. 136 – 2016 has received second reading.

16. NEW & MISCELLANEOUS BUSINESS

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

18. ADJOURNMENT

COUNCIL PRESIDENT ISTNICK – Councilwoman Creamer.

COUNCILWOMAN CREAMER – I make a motion that we adjourn.

COUNCIL PRESIDENT ISTNICK – Seconded Councilwoman Starrett.

DIANE ROLLAND, CLERK OF COUNCIL CLAUDETTE ISTNICK, PRESIDENT