MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD MONDAY, FEBRUARY 1, 2021

COUNCIL PRESIDENT ISTNICK – Welcome to the Massillon City Council Meeting for Monday, February 1, 2021. We have in attendance with us the following city officials: Mayor, Kathy Catazaro-Perry, Chief Deputy Auditor, Debbie Bonk, Law Director, Justin Richard, Chief Counsel, Bill Bartos, Economic Development Director, Dave Maley, Park and Recreation Director, Steve Pedro and Police Chief, Keith Moser. Under item #5 on the agenda 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'd like to remind all of you that if you are not speaking, please mute your mics so that we can hold all the background noise to a minimum

COUNCIL PRESIDENT ISTNICK – Roll call.

1. **ROLL CALL**

Roll call for the evening found the following Council Members present: Jill Creamer, Mike Gregg, Ted Herncane, Ed Lewis, Linda Litman, Mark Lombardi, Jamie Slutz, Megan Starrett and Jim Thieret.

Roll call of 9 present

2. **INVOCATION**

COUNCILMAN MIKE GREGG

3. **PLEDGE OF ALLEGIANCE**

LED BY COUNCILMAN GREGG

COUNCIL PRESIDENT ISTNICK – Thank you, Councilman Gregg.

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 additions or corrections to be made?

COUNCIL CLERK ROLLAND – No, there are not.

COUNCIL PRESIDENT ISTNICK – Then the minutes stand approved as written.

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

6. NEW AND MISCELLANEOUS BUSINESS

7. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 7 – 2021 **BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to renew a one (1) year agreement with the Stark County Public Defender's Office, for the purpose of providing representation for indigent defendants that are charged under City ordinances, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Gregg.

COUNCILMAN GREGG – Thank you, Madam President. As we discussed in our Committee Meeting, this is an annual contract that we do each year. There's no increase from the previous year. Are there any questions or comments on this legislation? Hearing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 7 – 2021 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – Thank you. And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 7 – 2021 has passed. Ord. No. 8 – 2021.

ORDINANCE NO. 8 – 2021 **BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

AN ORDINANCE adopting and approving the "Cash Drawer Policy", amended January 15, 2021, submitted by the Treasurer of the City of Massillon, Ohio; repealing Ordinance No. 33 – 2016, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Gregg.

COUNCILMAN GREGG – Thank you, Madam President. As we discussed in the Committee Meeting, this legislation is just adding some additional cash to the drawer for The Legends Golf Course to have additional cash in their drawer for change. Any questions or comments on this legislation? It does have emergency language and I don't see any reason to delay passing this, so, with no questions or comments; I'd like to make a motion that we waive the rules requiring three readings and bring Ord. No. 8 – 2021 forward for a vote.

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

9 yes

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 8 – 2021 has passed. Ord. No. 9 – 2021.

ORDINANCE NO. 9 – 2021 **BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

AN ORDINANCE amending the OCCUPATION LIST OF CLASS TITLES – 505 PARK DEPARTMENT AND 920 GOLF COURSE DEPARTMENT, PART-TIME/TEMPORARY/SEASONAL WAGE CLASSES AND RATES, in the City of Massillon, Ohio, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Gregg.

COUNCILMAN GREGG – Thank you, Madam President. As we discussed in our Committee Meeting, this ordinance is requesting to add to the Occupation List of Class Titles to allow the Parks Dept. to be more competitive with their hiring, it's a lower wage area. I know Mr. Pedro is on the call if there are any questions. Hearing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 9 – 2021 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Herncane. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 9 – 2021 has passed. Ord. No. 10 – 2021.

ORDINANCE NO. 10 – 2021 **BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1212 Summer Concert Fund, for the year ending December 31, 2021, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. The total appropriation is for $54,249.81. These are dollars that are donated for the Summer Concert Series and we are just asked to make this appropriation as they look for possibly having the concert series again this year. Depending on where pandemic response is. Are there any questions or discussion this evening? Hearing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 10 – 2021 forward for a vote.

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

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK- Thank you, Madam Clerk. Ord. No. 10 – 2021 has passed. Ord. No. 11 – 2021.

ORDINANCE NO. 11 – 2021 **BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1234 Park and Recreation Fund for the Senior Center, for the year ending December 31, 2021, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This is $3,150 for the Grant Expense Account. This is just a carryover of the funds that they have received in 2020. There was an extension for the funds to be spent and this is the remainder that they have to spend. Are there any questions or discussion this evening? Hearing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 11 – 2021 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Gregg. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 11 – 2021 has passed. Ord. No. 12 – 2021.

ORDINANCE NO. 12 – 2021 **BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to enter into a one (1) year Agreement with the Village of Wilmont, Ohio, for the purpose of providing prosecutorial services, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. The next three ordinances that we're going to review are all similar in nature. These are our contracts with outlying districts or communities to provide the services as stated. We do have the Law Director on the line if there are any questions. So, I will open it up; are there any questions or discussion this evening? Hearing none, I make a

motion that we suspend the rules requiring three readings, bringing Ord. No. 12 – 2021 forward for a vote.

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

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 12 – 2021 has passed. Ord. No. 13 – 2021.

ORDINANCE NO. 13 – 2021 **BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to enter into a one (1) year Agreement with the City of Beach City, Ohio, for the purpose of providing prosecutorial services, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. Are there any questions or discussion on this particular one? Hearing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 13 – 2021 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Gregg. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 13 – 2021 has passed. Ord. No. 14 – 2021.

ORDINANCE NO. 14 – 2021 **BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Auditor of the City of Massillon, Ohio, to pay an invoice dated January 7, 2021, and due by February 7, 2021, from the 1217 Coronavirus Relief Fund, for the year ending December 31, 2020, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. Obviously, I misspoke, there were only two with the contracts. This one is the invoice that we were discussing where we had monies and services for 2020, but the invoice that we received was in 2021. So, we now are appropriating the dollars as a "Then and Now (TAN)" appropriation so that we can get this invoice paid. Are there any

questions or discussion this evening? Hearing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 14 – 2021 forward for a vote.

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

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 14 – 2021 has passed.

8. UNFINISHED BUSINESS

9. PETITIONS AND GENERAL COMMINCATIONS

10. BILLS, ACCOUNTS AND CLAIMS

COUNCIL CLERK ROLLAND – Councilman Lewis.

COUNCILMAN LEWIS – Yes, so, Diane did express that there is an adjustment. I believe it was to MCTV bill. Is that correct, Diane?

COUNCIL CLERK ROLLAND – That is correct.

COUNCILMAN LEWIS – So, that new total is $110.00?

COUNCIL CLERK ROLLAND – No, it's zero.

COUNCILMAN LEWIS – Oh, the total $113 is coming off? Okay.

COUNCIL CLERK ROLLAND – Yes.

COUNCILMAN LEWIS – So, she was in communication with MCTV, so that bill does not need to be paid and would not be included in any action that we take this evening. Can you state for the record, Diane, the new total?

COUNCIL CLERK ROLLAND – Yes. The previous total was $1,158.08, minus the $113, that would bring it to $1,045.08.

COUNCILMAN LEWIS – Thank you. And can you elaborate on what the Connect USA, Inc. bill for $225 is?

COUNCIL CLERK ROLLAND – That you would have to take to Mr. Lombardi.

COUNCILMAN LOMBARDI – That was to run the cable from where the Dmark, MCTV Dmark cable comes into the building up to Council Chambers at Diane's desk.

COUNCIL PRESIDENT ISTNICK – Would that be covered by the COVID monies, or no?

COUNCILMAN LOMBARDI – It was supposed to have been, but I'm not sure. The work was done well in time, but I'm not sure why they took so long to invoice us. So, I don't know about that since the invoice came in so late.

COUNCIL PRESIDENT ISTNICK – Does someone have an answer to that? Because it appears that we're paying that bill.

COUNCILMAN LEWIS – It would have to be the Auditor's office; we'd have to call upon Ms. Bonk to see if she could elaborate.

COUNCIL PRESIDENT ISTNICK – Ms. Bonk.

DEBBIE BONK – Good evening, Council. There is no COVID money left to pay that invoice. All the COVID Relief money was accounted for in 2020 and we had to have everything encumbered and paid. Now, if we get some in, of course we can use it for that.

COUNCIL PRESIDENT ISTNICK – Thank you.

DEBBIE BONK – Your welcome.

COUNCIL PRESIDENT ISTNICK – Also, the $113, Diane had noticed that we were still paying that and we're really not using the Ethernet service. Councilman Lombardi, can you elaborate on that?

COUNCILMAN LOMBARDI – Yes. When I first started this project, we had to get onto our own internet service. Since then, the City has changed things around and decided to put Council on their internet service. So, we don't need the MCTV. The City is using Massillon Cable as well, so it kind of was like a double hit. So, we don't need Massillon Cable, our own separate Massillon Cable connection. We're on now with the City's connection.

COUNCIL PRESIDENT ISTNICK – Thank you. Nice catch on that, Diane.

COUNCIL CLERK ROLLAND – Your welcome.

The Repository	-	$ 601.60	Publication of November Ordinances
Connect USA, Inc.	-	225.00	Video Conferencing Abilities
The Repository	-	135.80	Public of Notice of Public Hearings
MCTV	-	113.00	Fiber Ethernet Service
Office Depot, Inc.	-	82.68	Office Supplies
Total		**$ 1,158.08**	
		113.00	
		$ 1,045.08	**New Total**

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

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

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

9 yes to pay the bills

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. The Clerk will pay the bills and charge them to their proper accounts.

11. REPORTS FROM CITY OFFICIALS

Treasurer's Report	-	December 2020
Mayor's Report	-	December 2020
Auditor's Report	-	December 2020

COUNCIL CLERK ROLLAND – Did everyone receive their copies?

COUNCIL – Yes.

COUNCIL CLERK ROLLAND – Okay.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we accept the Auditor's Report.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call.

9 yes to accept the Auditor's Report

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. The Auditor's Report has been excepted.

12. REPORTS OF COMMITTEES

COUNCIL PRESIDENT ISTNICK – Our next Work Session will be next Monday, February 8, 2021 at 6:30 p.m. and just a little advance notice, I will not be here on the 15th, so, Councilman Lewis, that one is all yours.

COUNCILWOMAN STARRETT – Just for clarification so everybody knows, it's the 16th not the 15th.

COUNCIL PRESIDENT ISTNICK – President's Day.

COUNCILWOMAN STARRETT – Yes.

COUNCIL PRESIDENT ISTNICK – Aww. I will be here for that; never mind. Sorry, Ed, just burst your bubble.

COUNCILMAN LEWIS – Quickly given, quickly taken away.

COUNCIL PRESIDENT ISTNICK – Thank you for that, Councilwoman Starrett.

13. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

14. CALL OF THE CALENDAR

15. THIRD READING ORDINANCE AND RESOLUTIONS

16. SECOND READING ORDINANCES AND RESOLUTIONS

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

L.J. DELUCA – Yes, Madam President.

COUNCIL PRESIDENT ISTNICK – Go ahead.

L.J. DELUCA – 2954 Veterans Blvd. S.E., Massillon, Ohio. I want to talk a little bit about the City of Green as opposed to the City of Massillon, Ohio. The City of Green, despite their 2020 challenges like Massillon and the COVID-19, the Mayor Gerrard Newbauger, the city is stronger in 2021. The questions that I have is in 2020 the income tax revenue which usually makes up 65% of the budget, was only $23.4 million or 5.3% down from 2019. The Mayor said that the city received $30.5 million dollars in other revenue services. So, I think that's wonderful and I just had a look here for comparison here. The City of Massillon, $32,866, give me a couple of people. Green, $26,000, they have robust safety forces over all this, well-maintained roadways and very good catch basins. The City of Massillon spans over 19 miles; we have a poverty rate of 17.27%, 1,733 people per square mile and our average income is only $57,366, we're still working on catch basins. They got a relatively new company there, FedEx Freight, not the FedEx that I go up to. This FedEx Freight about 219 on Global Parkway. But, I was just wondering where that money comes from? I have a lot of questions and I want to work on that and I want to investigate that. And finally, I want to end up, Madam President, we need to ban together. We got to be powerful. Massillon strong, Ohio strong. Your Massillon neighborhoods strong. I know we have something coming up here for the Street Dept.; a continuation of an existing 0.2% levy of income tax, but I've asked some people around town and they said that they just don't see this in action and I want to be fair to the Mayor and to Mr. Lee McBride, I'll do some more investigation on that too and get back with everybody. Thank you very much and have a great night.

COUNCIL PRESIDENT ISTNICK – Thank you very much. Anyone else? Anyone else?

18. ADJOURNMENT

COUNCILMAN GREGG – I make a motion that we adjourn.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Lombardi. Meeting adjourned. Thank you all for attending.

DIANE ROLLAND, COUNCIL CLERK

CLAUDETTE ISTNICK, PRESIDENT