

**MINUTES OF THE REGULAR MEETING  
MASSILLON CITY COUNCIL  
HELD TUESDAY, SEPTEMBER 4, 2018**

**COUNCIL PRESIDENT ISTNICK** – Welcome to the Massillon City Council Meeting for Tuesday, September 4, 2018. We have in attendance with us the following city officials: Safety Service Director, Joel Smith, Auditor, Jayne Ferrero, Law Director, Andrea Scassa, Economic Development Director, David Maley, Parks and Rec. Director, Steve Pedro, Fire Chief Tom Burgasser, Income Tax/Budget Director, Barb Sylvester, Health Dept. Commissioner, Terri Argent. We also have with us tonight State Representative from the 49<sup>th</sup> District, Thomas West and Building Dept., Jim Johnson. 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.

**COUNCIL PRESIDENT ISTNICK** – Roll call.

**1. ROLL CALL**

Roll call for the evening found the following Council Members present: Milan Chovan, Jill Creamer, Sarita Cunningham, Mike Gregg, Dave Irwin, Ed Lewis, Linda Litman and Megan Starrett.

Roll call of 8 present

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Starrett.

**COUNCILWOMAN STARRETT** – I make a motion that we excuse Councilman Paul Manson.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. Roll call.

8 yes to excuse Councilman Manson

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

**2. INVOCATION**

**COUNCILWOMAN LINDA LITMAN**

**3. PLEDGE OF ALLEGIANCE**

**LED BY COUNCILWOMAN LITMAN**

**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** – No, they are not. I'm still working on them. They should be posted by tomorrow.

**COUNCIL PRESIDENT ISTNICK** – Thank you. For the record, the Mayor is also with us tonight, Mayor Kathy Catazaro-Perry. We also have with us one of our outside counsel, Mr. Dingwell.

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

6. **INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 96 – 2018**      **BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Geis at Massillon, LLC and Shearer's Foods, LLC, providing for the adoption of a project which will establish a new facility and will result in the relocation and retention of 160 jobs within the City of Massillon Enterprise Zone, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. If you remember from last week's Work Session, we had a representative from Shearer's talk to us about this and about the renovation and relocation of the 160 jobs. Dave, would you come forward and add anything to it please?

**COUNCIL PRESIDENT ISTNICK** – Thank you, Mr. Maley.

**DAVE MALEY** – I believe everything was explained. They're relocating, they currently are in the city. They're relocating closer to their current facility. It will be a warehouse that's used by several plants; the one in Brewster, the one in Massillon and possibly others. It's a \$30+ million dollars project. They will be relocating 160 jobs. The timeframe is very tight and that's why we're pushing. I know they want to have the facility finished by next August.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Mr. Maley. Are there any questions this evening? Yes, Mrs. Litman.

**COUNCILWOMAN LITMAN** – Just a quick question. We had spoken to their legal counsel and they were going to make a slight change to the agreement. Has that been made or was that decided to do something differently?

**DAVE MALEY** – That is in the other piece of legislation.

**COUNCILWOMAN LITMAN** – Oh. That's not in this one? Oh, excuse me.

**DAVE MALEY** – But, it was done in the other piece.

**COUNCILWOMAN LITMAN** – Okay. Thank you.

**COUNCILWOMAN CUNNINGHAM** – Thank you. Seeing no more questions, I make a motion that we waive the rules requiring three readings and bring Ord. No. 96 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilman Chovan. 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. 96 – 2018 has passed. Ord. No. 97 – 2018.

**ORDINANCE NO. 97 – 2018**      **BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Development Agreement with the Massillon Development Foundation and Geis at Massillon, LLC, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. Mr. Smith, would you like to give any comments on this? Oh, Mr. Maley, thank you.

**DAVE MALEY** – This basically is the agreement that Ms. Litman just referenced. We had a change in a couple of words were taken out of the agreement. This is for the road that will be built from Millennium Blvd. to the facility site and it just basically outlines that the City of Massillon will pay \$150,000.00 of the project.

**COUNCILWOMAN CUNNINGHAM** – Any other questions on this ordinance? Seeing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 97 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilman Irwin. 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. 97 – 2018 has passed. Also as well, we have Atty. Dingwell with us this evening.

**COUNCILWOMAN CUNNINGHAM** – Atty. Plakas.

**COUNCIL PRESIDENT ISTNICK** – I'm sorry, I already said Dingwell. I mean Plakas. Ord. No. 98 – 2018.

**ORDINANCE NO 98 – 2018**      **BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer Parcel No. 4318240, located at 2860 Lincoln Way E., Massillon, Ohio, from the City of Massillon to the Community Improvement Corporation of Massillon (CIC), and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. I'd like to give this first reading.

**COUNCIL PRESIDENT ISTNICK** – Thank you. Ord. No. 98 – 2018 has received first reading. Ord. No. 99 – 2018.

**ORDINANCE NO. 99 – 2018**      **BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to transfer Parcel No 10-003720 and Parcel No. 10-000149, located at 845 – 8<sup>th</sup> St. N.E. and Parcel No. 43-18330, Parcel No. 43-18329, Parcel No. 43-09621 and Parcel No. 43-18882 located at 323 Marion Avenue, Massillon, Ohio, from the City of Massillon to the Community Improvement Corporation of Massillon (CIC), and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. I would like to bring forward the Mayor, Kathy Catazaro-Perry, please.

**COUNCIL PRESIDENT ISTNICK** – Thank you, Mayor.

**MAYOR CATAZARO-PERRY** – Good evening Madam President, Members of Council. On January 5, 2018, our City was shaken with the news that Affinity Medical Center would be closing. Leading up to that day we heard rumors about a possible merger or a sale, but never imagined the hospital would close. When I received the call the morning of January 5<sup>th</sup> that a memo was distributed to employees through their department directors and then met with the employees in each of their departments to communicate that the hospital would be closing. I was shocked as all you were. From that moment, I knew as a City that we could not just sit back and let this happen. By 4:00 p.m. that afternoon, I called a meeting in my office with Affinity physicians, employees, elected officials and community leaders. About the same time

that meeting was finishing up the Massillon Independent posted on their website an editorial titled "Fight on to keep the hospital in Massillon" by Veronica Vandress. From the time I heard the news, I knew in my heart that we needed to fight for our hospital. That evening it was clear to me that our community felt the same way. We worked through the weekend to try to keep our hospital open longer to buy some time to think through this abrupt announcement of the closure. As part of our plan, we immediately hired outside counsel. Tzangas, Plakas and Mannos Law firm. Specifically, Attorneys Lee Plakas and David Dingwell, to put together a strategy to pursue legal action. Concurrently we worked with Representatives Kirk Schuring, Thomas West and Senator Scott Oelslager to draft legislation to be introduced into the Ohio House of Representatives. The legislation eventually passed in the Ohio House, but later was not needed and did not need to move forward to the Senate. We then put in a request to Quorum to give the hospital to the City if they did not want it. A day before the court hearing on the stay to keep the hospital open, we were surprised to learn that Quorum Health, the owners of the hospital, presented just that. We had contemplated buying the hospital, however, we knew it was out of reach, financially. The offer to purchase the hospital for \$1.00 to include the assets and liabilities now was within our reach and we gave it serious consideration. In addition, the City also acquired the liabilities, but also received the negotiated assets inside the hospital as well as the properties in Perry Township. However, at this time, we had severe time constraints that were also a part of the equation. The decision to buy the hospital was an extremely difficult one because of the costs associated with the acquisition as well as maintaining the facility. After much debate with our counsel and Law Director, Andrea Scassa, and a large amount of dialogue with Quorum, we carved out the framework of the sale. It became evident that this was the best path forward to allow the City to pursue options to reopen a hospital in Massillon. Subsequently, legislation was brought forth and Council unanimously agreed it was in the best interest of the City to buy the hospital and associated properties for \$1.00. The properties transferred to the City on May 16<sup>th</sup>. From the beginning, our focus was to partner with another healthcare organization to provide long-term quality care to the residents of Massillon and Western Stark County. We desire our people to have a life saving healthcare when they need it. We also understand that healthcare is changing and it became apparent through discussions with numerous healthcare entities that a 150+ hospital with over 800 employees was unlikely. The goal has always been to have a high-quality acute care facility that provides the most sustainable healthcare services. Thus, over the past several months, my team and I have been in discussions with various organizations that have shown an interest in the hospital. Endless hours have been spent on road trips, conference calls, meetings, research and many hours within the hospital properties. We have expedited this process because we know we can't financially sustain this initiative for a long period of time. Experts say a deal of this magnitude to acquire a hospital usually takes 12 to 18 months, and that's the experts. I am pleased to report that our timeline has been approximately 9 months from the announcement of the closure in January. Since the beginning of this endeavor, we knew it was going to be difficult and a challenge for everyone involved. Because of that, we tried to implement a process that was fair, efficient and timely. Some have been critical of the lack of information that has been provided throughout this process. I can say, without a doubt, that we would not be where we are today if we had done it differently. Confidentiality was the cornerstone to the opportunity that we have before us. As I stated previously, we sent letters to numerous healthcare groups, in and out of state. We had discussions with known healthcare organizations and some new organizations. Six proposals were presented to us as well as City Council. Council agreed with us and they met with all three entities in Executive Session. Tonight, I am proud to announce that Paramount Matrix Healthcare as the entity, we believe, will best serve Massillon and surrounding communities. They are the entity that will have the best opportunity to sustain long term healthcare and will offer the most healthcare services to our community. I say opportunity because this truly is an opportunity for our City to bring back an institution to be a pillar in our community. A great city needs a great hospital for health and safety of Western Stark County. The managing partners of Paramount Matrix are here tonight; Matthew Brock and Jeff Hubrig Jr. They both bring knowledge, expertise, passion and entrepreneurship to this endeavor. They have continually impressed us throughout the negotiation process. Soon I will bring them up and let them go into more detail about themselves, their values and their vision for the hospital. I can tell that we have spent extensive time with both of them and the more we learn about them, the more impressed we become. This has been a long journey with many highs and many lows, but I can say that a partnership between the City and Paramount Matrix will be a win-win for our City. I would like, at this time, to thank Attorneys Plakas and Dingwell, our Law Director, Andrea Scassa, Joel Smith, Dave Maley, Barb Sylvester and Linda Benson, my assistant, for their work on the acquisition. Their expertise as well as their commitment to bring a hospital to a new beginning. Thank you to Council and to our residents for their patience as we went through this process. I'd also like to recognize our safety services as they have done an

excellent job, thus far, with transporting all of our patients to our neighboring city. At this time, I would like to ask you to give a warm welcome to Matthew Brock and Jeff Hubrig Jr.

**MATTHEW BROCK** – Along with Jeff, we formed Paramount Matrix Healthcare. We would like the opportunity to bring back the hospital to the City of Massillon. With that, we have a five-phase implementation period. With that, we hope and with the goal of bringing back basic services of the emergency room and urgent care and basic radiology and lab services by the goal of 45 to 60 days. And following that, we will bring back a full service medical surgical unit, a seven-bed intensive care unit, a geriatric psych unit along with a cardiac unit that provides full service cardiac catheterization along with cardiac surgery. Following that, we will bring in a basic pediatric unit that includes six beds, outpatient therapy, cardiac rehabilitation, room care along with partnerships with the Cleveland Clinic for TeleStroke along with other neighboring institutions. We also hope before the end of our first year in business to have a Sniff Nursing Home within the hospital. Now, let me introduce Jeff who will go over our basic proposal to the City.

**JEFF HUBRIG** – Thank you, Matthew. Good evening Massillon, Mayor, Council, Madam President. Thank you again on behalf of our organization for the opportunity to present this to you. It's been an honor working with everybody in this room over the previous few months to formulate this plan together. As Matthew said, we have operational plan that we've laid out that incorporates bringing holistic care back to this community. But, having studied what happened with Affinity, what led to its circumstances and to ensure that that this does not happen again, a big part of our discussion with the City was insulation. How can we insulate the City at all costs from history repeating itself? And what we came up with was an entire insulation package in the Letter of Intent that we've been working diligently with the City on for the proceeding few months. Now the way that we built this is the Letter of Intent that we have come to agreement on, once we execute the Letter of Intent, there's a Definitive Agreement that must be executed within the ten-day period. Upon execution of the Definitive Agreement, the first big piece of City insulation kicks into gear. Paramount Matrix has agreed to reimburse the City up to one million dollars for expenses incurred during the period that the City took over to maintain the hospital in its current status. Those funds are to be provided to the City upon execution of the Definitive Agreement and then we've set everything up as a triple-net lease to further insulate the City. So, instead of us acquiring Affinity and all of its assets outright from the get-go, we've set it up so that we have the privilege of leasing it, operating it and managing it for the City providing key services including billing, operational oversight; everything that's required to successfully run the facility and bring back the service lines and care to the community. But, the triple-net lease insures that we, in the event that anything were to happen, turn everything back over to the City fully operational and turn-key. We would be assuming insurance, liability; it's all spelled out in our Letter of Intent to ensure that the City is insulated from anything like what happened in the past, repeating itself. Additional, formation of the Board of Directors and forming transparent banking relationships has been a big part of what we've been discussing. So, our intention is to take Affinity, reopen it under the name of Massillon Regional Medical Center and then, we're going to have a Board of Directors, because it will be a non-profit. The Board of Directors is going to be largely selected by the Mayor and the community. It will also include the managing partners of Paramount Matrix which are Matthew and myself and from a banking standpoint, to ensure that the City and everybody is able to understand what the operational status is, we're going to have viewership rights for the Board outside of Paramount Matrix to see the status of funds for the hospital. So, true transparency in sense that aside from double signatures required, things like that. Your basic accounting principles, the fact that the Board, the chairperson of the Board and the Mayor would be able to see what actual financial status is at any given time, is critical to us in making sure that the City has insulation and transparency. The terms of the triple-net lease that we agreed upon are after the first five years, Paramount Matrix has the option to purchase. If we elect to take the purchase option, we've agreed on a price of 20 million dollars to purchase the facility, real estate, assets, etc. Again, the details are included in that Letter of Intent, but we have outlined that after five years the opportunity to purchase. And that's after five years of working and operating under the triple-net lease which completely protects the City from history repeating itself. If anything were to happen, we believe in turning it back over to the City, in operational status and allowing the City to continue. That's a huge part of our insulation. Now, our vision as a company, we are bringing a business model that's been proven to turn around acute care facilities. With Matthew's background, we're going to implement a business model that we know works for the sustainable operation of acute care facilities in smaller rural communities. Additionally, my experience has been over the last decade, I've worked in an entrepreneurial capacity developing technology for use in hospitals. Specifically, developing technology for treatment of medical waste in hospitals and solving

other quality, work quality and patient quality problems. We want to bring our backgrounds, that mind-set and that desire to solve problems that are on the forefront of healthcare today to Massillon. When we looked for institutions that would be a great fit for our business model, we were looking for cities that wanted and understood the importance of their hospital being successful in the community. Massillon is a perfect example of that. We saw the City rally around Affinity when it closed and that is the kind of community that we want to be a part of. That is the kind of commitment we want to bring to this City and we want to be a part of that family. We founded our organization to help acute care facilities operate in the modern era of healthcare. We seen the statistics and we understand what happens when these hospitals do not succeed. What happens to the communities that they serve. It is our goal, based on Matthew's experience and my experience working with technologies that are applicable for modern era of healthcare and how hospitals can benefit the entire community they're involved in. It is our goal to bring that to Massillon and provide not only top tier healthcare, but an institution that will sustainably operate for decades to come and provide the healthcare that the City needs. With the triple-net lease that we established, the rental rate is \$50,000 per month. So, over that initial five-year period, it comes out to be six million dollars that Paramount Matrix will have paid in rent to the City before we even enter that initial buy period where we have the option to purchase. So, we have set this up working with the Mayor and everybody, to ensure, to the best of our ability, that the City is insulated, that history does not repeat itself and that, with the blessing of Council, the Mayor's team and the community, we will have the privilege of taking our business model and ideas and implementing them into Massillon so that the institution provides the City with the healthcare it needs for years to come. And Matthew, I'd love for you to give a little bit of your background and some of what you've done in terms of the business model and our vision.

**MATTHEW BROCK** – I have been a hospital CFO for eight years. With that, I have worked both in non-profit and for-profit. Our organization plans on operating this hospital to be non-profit as part of the insulation package to the community. In addition to my background, I have turned around hospitals from losing negative fifty thousand a month to exceeding, breaking expectations, to earning a monthly between eight hundred to a million dollars a month. And with that, in addition to that, we plan on partnership with reference labs to bring in extra capital to the hospital for renovations along with providing and partnership for the community.

**JEFF HUBRIG** – And to Matthew's last point, those external partnerships are a key part in insulating the hospital and its financial, its overall financial health. Instead of simply relying on the health demands of the nearby community, things like toxicology partnership that we have lined up, we'll insure that there is significant external revenue coming to the facility. That's just example of partnerships that we have established and are continuing to work on to insure the facility is insulated regardless of the health demands of the community. And with our reopening plan, as we get into it, as we open additional service lines, adjusting for the demand of the community is key. Making sure that the needs are met, but that things that are not needed by the community are not needlessly being provided. So, it's a balancing act and a business model that has been proven that we intend to bring to the community. So, at this time, we'd love to open it up for Council to ask any questions and clarify any key points. Yes.

**COUNCILWOMAN LITMAN** – Would you please clarify the debt situation as far as the leases and your taking care of those or absorbing those?

**JEFF HUBRIG** – Sure. Matthew.

**MATTHEW BROCK** – We plan on, we have met today for an hour to an hour and a half with Barb Sylvester on the list of the capital leases that the City have assumed and we plan on assuming all liabilities that the City has taken on. And that includes Dressler location that we plan on putting in an urgent care along with a health and fitness center. And then, part of the LOI as well, includes a purchase of the Marion property.

**COUNCIL PRESIDENT ISTNICK** – Anyone else? Councilman Chovan.

**COUNCILMAN CHOVAN** – You had spoken about some kind of a partnership with Cleveland Clinic. You want to explain a little bit more about your partnerships with the Clinic and other organizations would fit into your structure?

**MATTHEW BROCK** – What we plan on doing is providing a complete service line and a complete general hospital for the community of Massillon. We do not believe that any patient should come to the emergency room and have to wait to be transported. Those critical

moments matter in life and death. So, for example, we could just have cardiac catheterization. However, we all know that once you stop that cardiac Cath, there's a chance you could end up on the cardiac table, operating table. So, we will be providing a cardiac operating room along with two cardiac catheterization labs along with a retro-physiology study lab. That partnership includes what we find to be most important with that partnership is the TeleStroke and we would like to provide partnership with the Cleveland Clinic for the community of Massillon because strokes can be life or death; life altering. And in addition to the current clot-bust drug, there is a medical procedure that an intravital radiologist can perform which includes doing, essentially, a cardiac catheterization and vacuuming out that stroke portion on the brain. So, these partnerships come back to a holistic view and a complete service line for the community. We do not want to half do a service line.

**COUNCIL PRESIDENT ISTNICK** – Councilman Gregg.

**COUNCILMAN GREGG** – Thank you, Madam President. Could you comment on your plans for hiring and town acquisitions in terms of doctors, nurses and other personnel?

**MATTHEW BROCK** – We plan on hosting an open house for all physicians that was on the medical staff for Affinity. In addition to that, we will be hosting a clinical open house and a non-clinical open house for those employees who wish to return to the hospital. They will have first dibs on any our open positions.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Most of this has been covered, but I like to summarize everything; particularly the financials. So, right now we're looking at the deal that Paramount Matrix has offered as being up to one million dollars reimbursement of all expenses that the City has currently incurred. So, we will have no expense, we will have no net at cost, essentially, in this endeavor. We also have a lease at \$50,000 per month which nets us around \$600,000 a year in revenue until there's a potential purchase at one date. And then I do believe that you are taking over as already addressed, the Dressler property. However, we end up having to work at it. And then did we mention already that in addition to that Marion property, you're agreeing to purchase for \$600,000?

**MATTHEW BROCK** – That's correct.

**COUNCILMAN LEWIS** – So, the City is looking at an immediate up to, at one point six million dollars of influx, plus an additional \$600,000 a year in revenue on top of the fine services that you guys are proposing or have a goal to provide, correct?

**MATTHEW BROCK** – That's correct.

**COUNCILMAN LEWIS** – That is all. I just wanted to kind of do a quick summary.

**COUNCIL PRESIDENT ISTNICK** – Anyone else? Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – The other gentleman mentioned the hospital waste clean-up that you're going to be working on. Could you explain a little bit more about that and I believe, in our earlier meeting, you said that the hospital could quite possibly be a flagship for that program.

**JEFF HUBRIG** – So, when we talk about a hospital's holistic impact on a community, quality care is of the center of that. Around that we're looking at, with my experience with the waste treatment, for example, what happens, what is the life cycle of the by-products of the patient's visit? So, if you come in for an operation, let's say, you have a surgical procedure, waste is collected in the OR in the form of a liquid, what happens to that, right? And there's policies and procedures in place in healthcare and ways that that is handled. But what we're looking at doing is how can we bring cutting edge disinfection, best practice to the hospital and with the waste treatment, for example, there's no other hospital that that technology would be going into before it would go here. So, while we make no guarantee that the technology will be commercially brought to market. If it is commercially brought to market, this would be a flagship opportunity in a first institution that it would go into.

**COUNCILWOMAN CUNNINGHAM** – Thank you.

**JEFF HUBRIG** – You're welcome.

**COUNCIL PRESIDENT ISNICK** – Councilwoman Litman.

**COUNCILWOMAN LITMAN** – I just wanted you to reiterate the timeline for opening the initial phase of the agreement.

**MATTHEW BROCK** – Our goal is to open the emergency room, urgent care, radiology and lab within 45 to 60 days. We have already begun working towards that goal and we believe it is attainable.

**COUNCILWOMAN LITMAN** – Thank you.

**COUNCIL PRESIDENT ISTNICK** – Anyone else? Councilman Lewis.

**COUNCILMAN LEWIS** – This is a question to Ms. Cunningham. Is the intention to give this first reading tonight?

**COUNCILWOMAN CUNNINGHAM** – Yes, it is. Excuse me, may I ask our Law Director to come, please.

**ANDREA SCASSA** – Hello. I passed out to you the LOI; the Letter of Intent that we did receive from Paramount Matrix Health. Matthew and Jeff, they did lay out the essential terms of the Letter of Intent and how they plan on bringing healthcare back to the City of Massillon. They hit upon the positives that they have presented to our city. That being the triple-net lease with the monthly rental of \$50,000, which as Councilman Lewis pointed out, within one year we would have \$600,000 in rental. They went over the option to purchase the \$20 million-dollar asset purchase that they have proposed to us. The one million-dollar reimbursement of transaction fees. I would like to point out that that is a minor change that is before you as opposed to what was previously presented. Paramount Matrix has agreed to that \$750,000 that was originally presented to us with an extra \$250,000. They asked for a little bit more time to close on the Marion property, which we agreed to, but offered to pay us that \$250,000 up front. So, that's where you will see a difference on that amount that was previously discussed on the Marion property. So, I did want to clear that up in case there was any question as far as the Marion property. But, they talked about the Dressler property. Acting as a sub-tenant assuming the preferred route by the City on the Dressler lease. But, again, that's a positive for the City. Like I said, I just handed this out to you. So, does anyone have any questions for myself or I can have retained counsel, Atty. David Dingwell, who is also very instrumental in working on the Letter of Intent, answer any questions.

**COUNCIL PRESIDENT ISTNICK** – Councilman Chovan.

**COUNCILMAN CHOVAN** – I don't have any questions because we're just getting this Letter of Intent, I haven't had a chance to read through it yet. I mean, Sarita wants to give this first reading, I guess I can understand that because I would like to read this. But I certainly don't think I want this to stretch for six weeks and go through three readings like normal. Personally, I would like some time to read through this, have a chance to get some questions together and if we even have to call a Special Meeting to pass this to get it going to stay on Jeff's and Matt's timeline, I would propose that we think of doing that.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – I totally agree with Mr. Chovan because of their timeline. I think we do need to take a look at this and I have problem with having a Special Meeting to pass this.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – My only question is, as far as that timeline, what is our goal date to move this forward?

**ANDREA SCASSA** – Correct. I heard what you said, Councilman Chovan, correct. They are making great stride in staying on their timeline, but, obviously, until this body gives authorization and just, again, to clarify, this will be passed to the Community Improvement Corporation of Massillon who will be actually entering into the lease with Paramount Matrix



Health. But again, none of that can happen until this body gives that authorization. When you look through the Letter of Intent, you will see a potential date of November 1<sup>st</sup> as entering into the lease. Again, these gentlemen have a very aggressive timeline. I know they would like to get things open there, so that's where the November 1<sup>st</sup> deadline comes about. I've made them quite aware of the legislative process that this body can take. So, at this point, from my standpoint, we would appreciate any expedited consideration. But we understand that with you just getting the Letter of Intent tonight, that you would like some time to read it.

**COUNCILMAN LEWIS** – But given, with the October deadline, right?

**ANDREA SCASSA** – The LOI, the Letter of Intent, references the lease being entered into November 1<sup>st</sup>.

**COUNCILMAN LEWIS** – Oh, November 1<sup>st</sup>. So, if Council did want to have a Special Meeting, it would take it to the 17<sup>th</sup> where is our next regular session and passed it, even with the 10 days, we'd be 30 days ahead of that, correct?

**ANDREA SCASSA** – That is correct. I would just remind you that we are still incurring expenses. Granted, they are offering a very generous reimbursement, but the City is still incurring expenses.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Litman.

**COUNCILWOMAN LITMAN** – I'm just noticing on page 3, we've got additional expenses of our legal counsel and documentary fees to paid by Paramount. That is in addition to what we've discussed previously?

**ANDREA SCASSA** – The \$800,000 for the documented expenses, the pre-transaction expenses and the \$200,000 is where the \$1 million is coming about, if you add those two figures together.

**COUNCILWOMAN LITMAN** – Okay. And could you comment on what we're up to as far as expenses? Would be taking advantage of the full \$1 million dollars? Just an estimate.

**ANDREA SCASSA** – At this point, I do not know. I don't handle the money aspect of that.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Our initial legislation was only \$600,000 and some odd thousand and we have given them more, so it's less than that. And we have legislation tonight for \$300,000 more.

**COUNCILWOMAN LITMAN** – So, it's close to that?

**COUNCILMAN LEWIS** – If we incur \$300,000 more, additional revenue. But at this point and time, it has to be less than the \$600,000 because they don't have the money to spend or they would have come earlier for the money. Does that make sense. We can ask Joel exactly.

**COUNCILWOMAN CUNNINGHAM** – I'd like to bring Mr. Smith forward.

**COUNCIL PRESIDENT ISTNICK** – Thank you, Mr. Smith.

**JOEL SMITH** – Mr. Lewis is correct in his assessment that we initially asked for \$620,000. As of this moment, we still have some of that money left. You have legislation in front of you for an additional \$389,000 that we feel we would need to get through October. Depending on when this deal goes through, we'll still have expenses we're incurring. We need that legislation tonight to be passed for the additional money. We have bills to pay that we don't have enough money to pay currently. By the time this deal is done and they take it over, we will be very close to that \$800,000 that they've offered to pay. In fact, we may not be at \$800,000 at that moment, but we have additional utility fees, bills that will come in through October. We have the leases for September that we'll be paying out and then we have the property taxes that we're going to have to pay our share of and those property taxes, I think, David, are about \$180,000 is what our estimate is on the property taxes. So, there's no doubt that we'll be over the \$800,000 by the time this deal is done if it includes all of our expenses that we incur prior to their turnover and those expenses would include all of the utilities that we

have to pay up to the day that we close. So, there's no doubt in my mind that we will have spent that \$800,000.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Starrett.

**COUNCILWOMAN STARRETT** – I would suggest that if we all read over this within the next couple of days and see no major issues that we do expedite this timeline just a little bit. These gentlemen are ready to hit the ground running. I think if the community and City Council members don't really see any major issues or concerns, I would suggest a Special Meeting, maybe by next Monday so we can maybe get this moving forward. These gentlemen are reading to go and the community is ready to see this hospital moving forward. So, barring any concerns or issues, that would be my suggestion.

**COUNCILWOMAN CUNNINGHAM** – That was going to be my suggestion. They have expedited this quite nicely and if we can read this within three days, I agree with Megan. We should bring this forward on Monday.

**ANDREA SCASSA** – If you don't have any other questions for me, I would like to bring Atty. Plakas up who will finish with some remarks.

**LEE PLAKAS** – Thank you and good evening Council President, members of Council, Mayor, Cabinet, Law Director Scassa. The Mayor started by repeating the editorial headline from the Massillon Independent that said, "Fight On to Keep the Hospital in Massillon". But a successful fight requires vision and courage. I believe that City Council, the Mayor, the Mayor's Cabinet and the citizens of Massillon recognize that hospitals are important to the vitality and the future of a city. We all know that a hospital is important to our health and safety and economic development. I think we all know in our gut that any city worth its salt has a hospital to call its own. But, there are always risks. With anything good or significant, there's always risks and I'd like to commend and comment on the examination of those risks by this City Council and the Mayor's office. And, I've been around courtrooms for 42 years watching people cross-examine ideas and projects and people and I'd like to say that I took a back seat in Council Chambers and as hard as it was for me to listen quietly to the City Council members asking all the right questions. To the Mayor and her Cabinet and the Law Director investigating in advance to as much as possible, guard against the risk of history repeating itself. But I think although there's always risk and there will always be nay-sayers that the City Council and the Mayor's office and I think the community, recognizes that the greater risk for a community like Massillon is doing nothing. Not taking a risk to try to advance forward. It's said that all old ship captains understanding that when they find themselves in the middle of the storm, the worse thing they can do is have the engines of their ship go out and the ship doesn't progress and move forward and it flounders. And when it does that, the ship sinks. So, this effort to take this risk and move forward by members of City Council and the Mayor's office is really the only logical, reasonable thing to do. So, we believe that this gives the people of Massillon a vision to be successful and I believe that even though and since like I said, I've been doing this for 42 years, that's longer than either Jeff or Matt have been alive. So, I'm not sure where to go with that, but the impression is, "Gee, they're too young. Gee, what do we know about them?". Well, I think what we know about them and what City Council learned after their cross-examination of both Matt and Jeff and their ideas along with everyone else that came here because everyone was given equal scrutiny and equal cross-examination. I think the thing that they learned and how City Council has already spoken for itself and it will continue to speak for themselves, they learned that the City of Massillon deserves vision. It deserves new ideas, it deserves new energies. It deserves new ways of doing something that hasn't been done before. So, ultimately, the question that the Independent asked, rhetorically is, do we have the guts, the willpower, the energy to fight on to keep a hospital in Massillon and I think that was the question put to the Mayor's office and City Council and when presented with that question, do the citizens of Massillon deserve a hospital to call their own? I think, from what I've seen by the action of City Council and the Mayor's office, they've answered clearly that they do. I'm proud of them for making that decision. I think it's a visionary decision and Jeff and Matt, you better work really hard and make sure that you make all of these people look very smart down the road and I think you'll find that Massillon will support you, if you do the right things and they'll support like no other city that you've ever seen and, hopefully, you will work hard enough to deserve their support. So, thank you. Thank you, City Council.

**COUNCIL PRESIDENT ISTNICK** – Thank you, Mr. Plakas. Does anyone else on Council have any comments? Seeing none, I do. It's been a long stretch. I have been one of the

people that nagged Joel and Dave and the Mayor most about who is it, who is it, who is it? And it's all turned out great from the moment we met these gentlemen. They answered every question that we had. They have a vision for Massillon. They want to work in the community and Council will let you know what we decide. Mayor, did you have anything else to say.

**MAYOR CATAZARO-PERRY** – No.

**COUNCIL PRESIDENT ISTNICK** – Okay. Ord. No. 99 – 2018 has received first reading. Ord. No. 100 – 2018.

**ORDINANCE NO. 100 – 2018** BY: **HEALTH, WELFARE & BUILDING REGS. COMMITTEE**

AN ORDINANCE 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), and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Litman.

**COUNCILWOMAN LITMAN** – Thank you, Madam President. I'd like to bring Joel. Joel if you wouldn't mind updating us a bit on the PEP insurance. I know we had a brief discussion previously. Is that something you would like to update us on?

**JOEL SMITH** – There really isn't any update, per se. The dollar amount came in at \$431,999, as we discussed last week. It covers all of our insurance for vehicles, properties, liability insurance for all of our departments and public officials. We have been with PEP for numerous years. There are very few insurance companies that offer this type of coverage. PEP is endorsed by the Ohio Municipal League. We did not go through a bid process on this this year. Again, we spoke to our insurance broker, Hammersmith, at length about that and going forward next year, we do have to give a three-month notice prior cancelling PEP. So, going forward, we can look at other entities, but I'm assured by Hammersmith that they do not feel that there's a better company out there than PEP and again, we can look for that next year, the cost of it.

**COUNCILWOMAN LITMAN** – Thank you. I do have one other questions. We've got a start date for a new year of September 16<sup>th</sup>. Is it your hope that this be passed this evening or coming close to that time?

**JOEL SMITH** – Right. The 16<sup>th</sup> is when our premium renews so, it would be before our next meeting. Unless anyone has questions related to this, this is just a slight increase over last year's premium and again, most of that increase is due to the hospital properties and as you have heard from Paramount that they will assume all costs after they take over if Council passes that ordinance.

**COUNCILWOMAN LITMAN** – So, once we transact the hospital, then we're going to receive a reduction?

**JOEL SMITH** – That's correct.

**COUNCILWOMAN LITMAN** – Okay. Are there any other questions from anyone in Council? Thank you, Joel. Then I would ask that we waive the three readings that are required and bring forth this legislation, Ord. No. 100 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Creamer. 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. 100 – 2018 has passed. Ord. No. 101 – 2018.

**ORDINANCE NO. 101 – 2018    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 of 2019 and to execute all necessary documentation needed to secure funding, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This is a program that we often utilize in order to secure funding from the State to help pay for road resurfacing projects. The projects in question for this particular application would be 27<sup>th</sup> Street and Jackson Ave. over there by the old K-Mart and in addition, 3<sup>rd</sup> Street N. W. Are there any questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 101 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Starrett. 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. 101 – 2018 has passed. Ord. No. 102 – 2018.

**ORDINANCE NO. 102 – 2018    BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with Perry Township to allocate costs associated with the resurfacing of 27<sup>th</sup> St. N.E. (Jackson Ave.).

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This coincides with the last piece that we just passed. What it is saying that Perry Township will part of the project with us and it will be a joint venture. Are there any questions or discussion? Seeing none, I would make a motion that we suspend the rules requiring three readings, bringing Ord. No 102 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. 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. 102 – 2018 has passed. Ord. No. 103 – 2018.

**ORDINANCE NO. 103 – 2018    BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to accept a grant from the Paul and Carol David Foundation for the City's Renaissance of Duncan Plaza Project.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes, this is yet again another grant that the City is receiving that assists us with the Duncan Plaza project. This brings us over a million dollars of grant funding for this project. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 103 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Starrett. 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. 103 – 2018 has passed. Ord. No. 104 – 2018.

**ORDINANCE NO. 104 – 2018**      **BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1422 Shearer's Foods Infrastructure Fund and the 1431 Baker Hughes Infrastructure Fund, for the year ending December 31, 2018, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This is an ordinance that is allowing us to go into the TIF's for Baker's Hughes and Shearer's to help pay for the Millennium extension which is involved with the project that we are doing with Shearer's and their expansion of the warehouse. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 104 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. 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. 104 – 2018 has passed. Ord. No. 105 – 2018.

**ORDINANCE NO. 105 – 2018**      **BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the year ending December 31, 2018, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This ordinance is for a total of \$389,700 worth of appropriations. This is additional funding as discussed earlier to assure that we are able to operate the hospital until the deal is completely closed and handled. Are there any questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 105 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. 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. 105 – 2018 has passed. Ord. No. 106 – 2018.

**ORDINANCE NO. 106 – 2018      BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1201 Street Construction M & R Fund, for the year ending December 31, 2018, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. In this ordinance we are moving \$6,000 into the City Income Tax Refunds. This is to make sure that the street fund is able to pay back any income tax refunds that are due from its portion that was collected. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 106 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Starrett. 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 106 – 2018 has passed. Ord. No. 107 – 2018.

**ORDINANCE NO. 107 – 2018      BY: FINANCE COMMITTEE**

AN ORDINANCE making certain transfers from the unappropriated balance of the 1219 WIC Program Fund, for the year ending December 31, 2018.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This transfer is to assure that we are able to cover the cost of the hospital, eye and dental for employees in the WIC Program. It's just \$575.00 and it's just the cleaning up of accounts to make sure we balance out to zero at the end of the year. Are there any questions? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 107 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. 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. 107 – 2018 has passed. Ord. No. 108 – 2018.

**ORDINANCE NO. 108 – 2018      BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1482 OPWC Project Fund, for the year ending December 31, 2018.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This particular account does require a little bit of cleaning up so that it zeros out at the end of the year. In order to do so, we have to take two steps. The first step is this transfer out of the \$1,336.77 and this is ordinance. The next one, you will see that it goes from the transfer out line to the advance in. Are there any questions about Ord. No. 108? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 108 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Starrett. 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. 108 – 2018 has passed. Ord. No. 109 – 2018.

**ORDINANCE NO. 109 – 2018**     **BY: FINANCE COMMITTEE**

AN ORDINANCE making certain transfers in the 2018 appropriations from within the 1482 OPWC Project Fund, for the year ending December 31, 2018.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Now we're taking what we put in the transfer out and placing it into advance in. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 109 – 2018 forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. 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. 109 – 2018 has passed.

**7. UNFINISHED BUSINESS**

**8. PETITIONS AND GENERAL COMMUNICATIONS**

Request for a transfer of liquor license from Wicked Pickle, LLC, dba Wicked Pickle located at 1008 – 9<sup>th</sup> St. S.W., 1<sup>st</sup> Floor and Patio, Massillon, OH 44647 to Santangelos Restaurant and Party Center, LLC, located at 1008 – 9<sup>th</sup> St. S.W., 1<sup>st</sup> Floor and Patio, Massillon, OH 44647. Permit Class is D5 and is located in Ward. 5.

**COUNCIL PRESIDENT ISTNICK** – Has the Councilwoman be informed?

**COUNCILWOMAN STARRETT** – I have not received a copy, but I will make sure I get one from Ms. Rolland.

**COUNCIL PRESIDENT ISTNICK** – Thank you.

**9. BILLS, ACCOUNTS AND CLAIMS**

**10. REPORTS FROM CITY OFFICIALS**

Treasurer's Report - July 2018  
Mayor's Report - July 2018  
Auditor's Report - July 2018

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

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

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. Roll call.

8 yes to accept the Auditor's Report

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

**11. REPORTS OF COMMITTEES**

**COUNCIL PRESIDENT ISTNICK** – Our next Work Session is Monday September 10, 2018 at 6:30.

**12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER**

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – I just wanted to follow back around. If it is the desire of the Community Development Committee and other members of Council to have a Special Meeting next week, the would be a time to call for it since we do have the press and everyone here. We do have the attorneys and everybody involved. If that's our intention, just call it now and have it on the books for the 10<sup>th</sup>. I mean, it doesn't hurt anything to do so.

**COUNCIL PRESIDENT ISTNICK** – I would agree and our chairman is not here tonight for Community Development, but Sarita and I are on the committee and I'd like to suggest that we meet, actually at 6:30 p.m. on the 10<sup>th</sup>, next Monday and have a Special Meeting to vote on this legislation prior to our Work Session. Sarita, are you okay with that?

**COUNCILWOMAN CUNNINGHAM** – I'm absolutely okay with that.

**COUNCILMAN CHOVAN** – Okay. So, this will be official notice to the newspaper and everybody else that we'd like to meet next Monday, September 10, 2018 at 6:30 p.m. to vote on the legislation for the hospital.

**COUNCIL PRESIDENT ISTNICK** – Do we need a roll call on that?

**COUNCILMAN LEWIS** – What?

**COUNCIL PRESIDENT ISTNICK** – Do we need a roll call on that?

**COUNCILMAN LEWIS** – No.

**COUNCIL PRESIDENT ISTNICK** – So, there will be a Special Meeting next Monday the 10<sup>th</sup> at 6:30 p.m. to vote on Massillon Regional.

**COUNCILMAN LEWIS** – Madam President, the specific terms for the newspaper and for the Special Meeting, if I'm understanding Mr. Chovan would be to address Ord. No. 99 -2018.

**COUNCIL PRESIDENT ISTNICK** – Okay. Anyone else?

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCE AND RESOLUTIONS**

**ORDINANCE NO. 81 – 2018**

**BY: HEALTH, WELFARE & BLDG. REGS. COMMITTEE**

AN ORDINANCE amending Chapter 505 "ANIMALS AND FOWL" of the Codified Ordinances of the City of Massillon, Ohio, by repealing certain Sections of Chapter 505 "ANIMALS AND FOWL", and enacting new Sections within Chapter 505 "ANIMALS AND FOWL", and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Litman.

**COUNCILWOMAN LITMAN** – Thank you, Madam President. This is an ordinance we have been discussing for the last several weeks. Is there anything further that Ms. Scassa would like to add?

**ANDREA SCASSA** – No.



**COUNCILWOMAN LITMAN** – Okay. Are there any questions from other council members? If not, I would like to bring it forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Roll call.

8 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 81 – 2018 has passed. Ord. No. 91 – 2018.

**ORDINANCE NO. 91 – 2018**

**BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Director of Parks and Recreation of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract upon award and approval of the Board of Control with the lowest and best bidder for the Reservoir Reclamation Resurfacing Project, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. After hearing from Stark County Soil and Water last week and also speaking with the Director of Parks and Recreation, this project is being put on hold while there's continued evaluations and investigations being done, it does seem that they are formulating a plan to test the soil and to make sure that safety is a first priority. So, at this time, I will be making a motion to table indefinitely.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilwoman Litman. Roll call.

8 yes to table Ord. No. 91 – 2018 indefinitely

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 91 – 2018 has been tabled indefinitely.

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 92 – 2018**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 by rezoning a certain tract of land from R-1 One Family Residential to O-2 Office District, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Second reading.

**COUNCIL PRESIDENT ISTNICK** – Thank you, Councilwoman Cunningham. Ord. No. 92 – 2018 has received second reading.

**COUNCILWOMAN LITMAN** – Can I ask a question on that?

**COUNCIL PRESIDENT ISTNICK** – Yes, you can.

**COUNCILWOMAN LITMAN** – There was a public hearing date that was to be determined. Has that been determined as of yet?

**COUNCIL CLERK ROLLAND** – October 1<sup>st</sup>.

**COUNCILWOMAN LITMAN** – Thank you.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Mrs. Litman.

**COUNCIL PRESIDENT ISTNICK** – Thank you. Ord. No. 92 – 2018 has received second reading. The public hearing will be on October 1<sup>st</sup>.

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997 by eliminating the 175 “HUMAN SERVICES DEPARTMENT” and merging the position of Equal Employment Opportunity Compliance Officer with the Civil Service Administrator under 150 “CIVIL SERVICE COMMISSION”, and enacting an increase to the Class Grade pay schedule within the 150 “CIVIL SERVICE COMMISSION”, in the City of Massillon, Ohio, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilman Gregg.

**COUNCILMAN GREGG** – Thank you, Madam President. We’ve had a number of discussions regarding this legislation. Asked questions of Mr. Smith regarding this and it’s just a matter of giving the Administration some flexibility in hiring the position for the departments mentioned. We’ve had two readings, so, is there any further discussion or questions regarding this? Seeing none, I propose that we waive the requirements for third reading and bring this forward for a vote.

**COUNCIL PRESIDENT ISTNICK** – Seconded by Councilman Chovan. Roll call.

8 yes for suspension

**COUNCIL PRESIDENT ISTNICK** – And for passage.

8 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 93 – 2018 has passed.

**16. NEW AND MISCELLANEOUS BUSINESS**

**COUNCIL PRESIDENT ISTNICK** – Before we move into the next item on the agenda, I would just like to make a quick comment. I was walking through the audience back there and thanking people for coming tonight and several of them told me that this was their very first Council meeting ever and I hope that you do come back. Even though it’s not a major big issue to anyone here. And when I call on people for seconds, I don’t want anyone to think that I have favorites out there, but, we have nine committees and a second usually comes from that committees’ co-chairs.

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

**GEORGE GLIBA** – 222 Lake Ave. Lot of people in the room tonight. I come up here a lot. I’m a taxpayer here in Massillon, but, throughout the whole duration with the hospital, it did take a long time to get something done. But, I don’t think it was a bad decision to keep the hospital here. I think it was a great decision. That hospital means the world to this City. I did want to say that there was a lot of hard work by the Mayor; give her her due and City Council and everybody. You know, a lot of times I come up here and criticize the City, but it’s all to make the City better. I just want to say that I think they did a good job with everything and keep moving forward and just leave it at that. I just didn’t want for nobody to say anything and hope people come up here and talk.

**COUNCIL PRESIDENT ISTNICK** – Now, George, before you continue, if anyone else wishes to come up, remember, that this is for anything that was not on the agenda and the hospital was on the agenda, but I cut you a little slack tonight, George.

**GEORGE GLIBA** – You did, you did. But, I thought somebody would talk tonight, so that’s why I didn’t talk earlier. So, there’s a lot of people here tonight. So, other than that, I mean, I will say this. About four months ago I said that if you pave State St. and Amherst, that would be a good selling point for that hospital (Laughter). I don’t know if anybody remembers that.

**COUNCILWOMAN STARRETT** – I do.

**GEORGE GLIBA** – And look what’s done.

**COUNCIL PRESIDENT ISTNICK** – I know.

GEORGE GLIBA – State St. and Amherst.

COUNCILWOMAN STARRETT – Thank you, George.

COUNCIL PRESIDENT ISTNICK – Thank you, George.

GEORGE GLIBA – I'm just saying. I think this pushed this early decision over the edge. And also, Mr. Plakas what he said tonight with the ship, the whole analogy of it was on point. I just want to say that. So, thank you.

COUNCIL PRESIDENT ISTNICK – Thank you.

18. **ADJOURNMENT**

COUNCIL PRESIDENT ISTNICK – Councilwoman Litman.

COUNCILWOMAN LITMAN – I make a motion that we adjourn.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Meeting adjourned.

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DIANE ROLLAND, COUNCIL CLERK

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CLAUDETTE ISTNICK, PRESIDENT