

**MINUTES OF THE REGULAR MEETING  
MASSILLON CITY COUNCIL  
HELD TUESDAY, JANUARY 22, 2019**

**COUNCIL PRESIDENT ISTNICK** – Welcome to the Massillon City Council Meeting for Tuesday, January 22, 2019. We have in attendance with us the following city officials: Mayor Kathy Catazaro-Perry, Safety Service Director, Joel Smith, Law Director, Andrea Scassa, Economic Development Director, David Maley, Income Tax/Budget Director, Barb Sylvester, our legal counsel, David Dingwell and from Aultman, Kevin Pete and Ann Gunther. On the wall to the left are agendas if you wish to follow the 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.

**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, Dave Irwin, Ed Lewis, and Megan Starrett.

Roll call of 7 present

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Councilwoman Starrett.

**COUNCILWOMAN STARRETT** – I make a motion that we excuse Councilman Manson and Councilwoman Litman.

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

7 yes to excuse Councilman Manson and Councilwoman Litman

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Councilman Manson and Councilwoman Litman have been excused. Councilman Lewis.

**2. INVOCATION**

**COUNCILMAN LEWIS**

**3. PLEDGE OF ALLEGIANCE**

**LED BY COUNCILMAN LEWIS**

**COUNCIL PRESIDENT ISTNICK** – Thank you, Councilman Lewis.

**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?

**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**

**ROBERT JONES** – I live at 7808 Cambridge N.W., Massillon, Ohio. My concerns deal with Ord. No. 6 – 2019, about the Aultman deal concerning the elimination of Massillon Community Hospital or Affinity and I believe or let me ask the Council members. Did you go out and talk to your constituents in the Wards? Did you knock on doors and talk to at least 50 to 100 of them

and find out their opinion? Not having them call you because some of those constituents do not know who their Ward person is. And if you did not, I feel sorry because I have a feeling that this deal is going to nip you all in the bud. My concern last week was if a person has an emergency and they end up going to Aultman West and they end up having to be admitted to the hospital, what guarantee is it that when they leave Aultman West that they are going to have a room when they get over to the main hospital? And I think that is going to be a problem. And also, Mr. Roth had mentioned that the heating system and HVAC system at the hospital was checked by some people that he had and didn't come to specifications or up to snuff. But, if I was a business man and I was looking at developing something, I could have my contractor say whatever I wanted him to say and I believe that that system in the hospital is far more superior than what was stated. I also think that with the elimination of the emergency room which they don't want competition. Did you Council members and talk to senior citizens? They are the ones that are going to be suffering. If you didn't, I mean, I don't know what reading it is, second reading, you better start pondering it in your heart, what the citizens of Massillon want instead of what you as a Council person wants. The elimination of the emergency room, that's a farce because I think Aultman West would have developed out there what they wanted anyway, but they just do not want the competition and that emergency room at Affinity was state-of-the-art, it was just within the last several years. And if you let it go for a couple years, it's going to be downgraded, of course, and I'm sorry, I think all of you are going to be making the wrong mistake. All I can say is that I hope you ponder it in your heart.

**COUNCIL PRESIDENT ISTNICK** – Thank you, Robert. Is there anyone else that would like to come forward?

## **6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

### **ORDINANCE NO. 6 – 2019**

### **BY: COMMITTEE DEVELOPMENT COMMITTEE**

AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an Agreement between Aultman Health Foundation and the City of Massillon, Ohio, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. As we've been discussing this for months, tonight this is going to be first reading.

**COUNCIL PRESIDENT ISTNICK** – Thank you. Ord. No. 6 – 2019 has received first reading. Ord. No. 7 – 2019.

### **ORDINANCE NO. 7 – 2019**

### **BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an Agreement with Placemark Collaborative, LLC, to provide consulting services to the Community Development Department of Massillon, Ohio, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. We had discussion on this last week, but there is emergency wording for this for time constraints and I would like to move this forward tonight, unless there's any questions or comments that we need discussed.

**COUNCIL PRESIDENT ISTNICK** – Councilman Chovan.

**COUNCILMAN CHOVAN** – Since I wasn't here last week, I was in the hospital. I'd like to know from maybe Barb, come up and just give a quick overview of what this is. That way, everybody else here can hear it too.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Milan.

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

**BARB SYLVESTER** – Good evening. Lori was here last week. She actually this week now is in Columbus for their quarterly meeting, so that's why she wasn't able to be here this evening. So, what this is is that every five-years, HUD requires any grantees to have a five-year

consolidated plan which is very in depth and with all of the consortiums that we work with, Stark County, Alliance, the City of Canton, they all use a consultant to assist them putting it together because of the demands of it. So, Lori went out, she did have three different bids for it and went by the recommendations, again, of the other cities and who they use and also, HUD does allow for the HUD dollars, the grant money to pay for this service and Lori did have carryover in her Services/Contracts. So, that's where the funding will be coming from. It won't be from the new action plan year. And Lori did say last evening that it's included in the quote and it's listed there if you read through it. I did agree to come in and make the presentation to Council as well, of the consolidated, 5-year consolidated once they have it completed.

**COUNCILWOMAN CUNNINGHAM** – Any other questions? Thanks, Barb. I make a motion that we waive the rules requiring three readings and bring Ord. No. 7 – 2019 forward for a vote.

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

7 yes for suspension

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

7 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 7 – 2019 has passed. Ord. No. 8 – 2019.

**ORDINANCE NO. 8 – 2019**

**BY: PARK AND RECREATION COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety and the Director of the Park and Recreation Department of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the Bike Share Program, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Creamer.

**COUNCILWOMAN CREAMER** – Thank you, Madam President. At the Work Session the Park and Rec. Director, Steve Pedro, was here to discuss this ordinance. This Bike Share Program has been approved by the Park and Rec. Board already. So, are there any other questions regarding this ordinance? Seeing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 8 – 2019 forward for a vote.

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

7 yes for suspension

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

7 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 8 – 2019 has passed. Ord. No. 9 – 2019.

**ORDINANCE NO. 9 – 2019**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Local Public Agency (LPA) Federal Local-Let Project Agreement and enter into a Contract with the Ohio Dept. of Transportation (ODOT), for the Lincoln Way Streetscape Project. STA-SR172 6.44, PID 104857, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Starrett.

**COUNCILWOMAN STARRETT** – Thank you, Madam President. This is ordinance as well as the next two ordinances have to do with the beginning of construction for the Streetscape Project on Lincoln Way. This ordinance just allows the City to enter into Contract with ODOT to become the lead agency for the project. It was indicated to us last week that this would

actually hopefully help save the City some money because the City will be putting out and receiving bids rather than ODOT. So, hopefully we can get more local and cheaper contacts to do the work with us being the lead agency. Any questions? Seeing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 9 – 2019 forward for a vote.

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

7 yes for suspension

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

7 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 9 – 2019 has passed. Ord. No. 10 – 2019.

**ORDINANCE NO. 10 – 2019**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the Lincoln Way Streetscape Project, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Starrett.

**COUNCILWOMAN STARRETT** – Thank you, Madam President. As the lead agency, the City would like to advertise and receive bids and enter into Contract for the construction of the Streetscape Project. This ordinance will allow the City to do that. Any questions or concerns? Seeing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 10 – 2019 forward for a vote.

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

7 yes for suspension

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

7 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 10 – 2019 has passed. Ord. No. 11 – 2019.

**ORDINANCE NO. 11 – 2019**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE**

AN ORDINANE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed proposals for the construction inspection of Lincoln Way Streetscape Project through the Qualification Based Selection (QBS) process, negotiate, and enter into a contract with the most qualified firm, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Starrett.

**COUNCILWOMAN STARRETT** – Thank you, Madam President. This is also for the Streetscape Project. This is just allowing the City of Massillon to enter into contract with the lowest and best firm for an independent construction inspection that we are required to do. Any questions on this? Seeing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 11 – 2019 forward for a vote.

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

7 yes for suspension

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

7 yes for passage

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. Ord. No. 11 – 2019 has passed.

**7. UNFINISHED BUSINESS**

**8. PETITIONS AND GENERAL COMMUNICATIONS**

**9. BILLS, ACCOUNTS AND CLAIMS**

The Repository	-	\$ 1,468.80	Publication of November Ordinances
The Repository	-	71.40	Publication of Public Notice
Walter H. Drane	-	390.00	Hosting Code on Internet 1/1/2019-12/31/2019
Keller's	-	94.11	Office Supplies
<b>Total</b>		<b>\$ 2,024.31</b>	

**COUNCIL PRESIDENT ISTNICK** – Councilman Lewis.

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

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

7 yes to pay the bills

**COUNCIL PRESIDENT ISTNICK** – Thank you, Madam Clerk. The bills will be paid and charged to the proper accounts.

**10. REPORTS FROM CITY OFFICIALS**

Treasurer's Report	-	December 2018
Auditor's Report	-	December 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 Starrett. Roll call.

7 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 next Monday, January 28, 2019 at 6:30 p.m.

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

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCE AND RESOLUTIONS**

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 2 – 2019**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from R-3 One-Family Residential to PUD Planned Unit Development, and declaring an emergency.

**COUNCIL PRESIDENT ISTNICK** – Councilwoman Cunningham.

**COUNCILWOMAN CUNNINGHAM** – Thank you, Madam President. Due to the fact that there is going to be a Public Hearing on this ordinance, I'm giving it second reading this evening.

**COUNCIL PRESIDENT ISTNICK** – Thank you, Councilwoman Cunningham. Ord. No. 2 – 2019 has received second reading.

## **16. NEW AND MISCELLANEOUS BUSINESS**

**COUNCIL PRESIDENT ISTNICK** – Does anybody have anything? I'm going to call Mr. Smith forward to get a briefing on what's happening in Massillon.

**JOEL SMITH** – I thought Steve (Grazier) kept us up-to-date on what's going on.

**COUNCIL PRESIDENT ISTNICK** – Now you know I love hearing from you, Mr. Smith.

**JOEL SMITH** – Okay. Well, what would you like to hear about, Madam President?

**COUNCIL PRESIDENT ISTNICK** – I'd like to hear about the Fire Dept. I'd like to hear about the Rezzy. I'd like to hear about the streets, although I thought that the City did a very nice job on them this weekend.

**JOEL SMITH** – I would agree. The Street Dept. came out, I want to say about 10:00 a.m. on Saturday to begin their operations. They had their whole crew which is 11 members that worked 12 hours on Saturday until, well, some of them I think worked maybe 14 hours. That crew went home. Our Safety Dept. and a few others came out and plowed overnight for 8 hours and then the Street Dept. came back out on Sunday. Were out again for about 12 to 14 hours. They were out yesterday. I've heard a lot of good compliments about their efforts. Many people told me that our roads were better than the surrounding areas. Still work to be done. You know, they're not perfect yet. A lot of snow out there. But, when they got calls from residents on certain streets, they responded to those calls. I think the Mayor and I got a couple of e-mails over the weekend and we relayed those immediately to the Street Dept. So, I think they were responsive and did a good job. A lot of overtime worked over the holiday weekend, but necessary work for them. So, overall, we feel like they did a good job. We did put out the parking ban in hopes of getting as many vehicles moved off the roadways because we knew the storm was predicted to be very heavy. I think, overall, Lee told me that most of our residents did comply with that ban. I don't believe that the Police Dept. towed or ticketed any vehicles that weren't moved. Certainly, there was some residents with concerned that did not have driveways, but the point was get as many of them off the road as we could so we could clear the roads. So, it was better than normal for the clearing. Fire Dept., we're on course. We were predicting substantial completion by February 15<sup>th</sup>. When I say substantial completion, that would be the construction piece of it. Certainly, there'd be a punch list that we would have to go through to make sure everything was done. I'm sure the yard work will have to wait until spring. We do have in the budget to hire three new firemen by April 1<sup>st</sup> and we would hope to have the station by April 1<sup>st</sup>. That's the goal and we think we will reach that goal. The equipment for it has been bought. Some equipment like furnishings and things we're repurposing from the hospital that the Chief has found that he's able to use including lockers, office furniture, a few mattresses, bedding. There's a washer and dryer in the hospital that he's going to be able to utilize for their uniforms. So, we think it'll be open by April 1<sup>st</sup>, that's the goal. The reservoir, I think I would leave that to the Park and Rec. Dept. to determine what their plans is there. I think you've heard Steve here a couple of times say that he's going to start doing some work in the basin this spring or when the ground hardens up. You know the Park and Rec., that is a park and we'll let them lead that effort. So, specifically, you need to bring Steve in here. We're in the hiring process still with the Police Dept. We have two new hires that will be starting on February 4<sup>th</sup>. We have a third that's slated to start on April 22<sup>nd</sup> or some time in April. The Police Dept. is limited on how many they can train at a time and we're still doing interviews. Currently, we have four positions open. Two will be filled February 4<sup>th</sup> and the third one in April and hopefully the fourth on in April, we hope. The hospital situation, if you looked at our budget you would have seen that we did not put a lot of money into that account. The money is running out quickly that was in the account. I will be in front of you next week with legislation requesting additional funds for the hospital. We are looking at ways to cut expenses there. We shut off the utilities for the little medical arts building that is unoccupied. Most of the utilities on one of the Lincoln Way properties that's unoccupied are off. We have to maintain the utilities in the Amherst building. There's still one

doctor's group in that building. They have a lease still. There are two groups in the Marion building. So, the Marion building is being maintained. The hospital is down to one of the four boilers working. We have to keep the electric on. We have that MRI machine in there; you can't just turn that off. So, until a determination is made on removing that equipment, we have to keep the lights working. So, we still have the two employees there. You will see legislation coming before you next week about Wastewater wants to add two employees and we're hopeful that one of the employees at the hospital will interview and take that position. So, we'll cut back one employee at the hospital by doing that. That's where we are. You know the costs are still significant there. But we're cutting where we can. So, when we get the lease out of our hands that's the big lease on Dressler. That's a big savings and we'll continue to work to cut costs as we go along here. But, when this deal is done, you don't turn the lights off and walk away. We can't get rid of security yet as long as you have all that equipment inside. We don't want that building to start being vandalized or burgled and we need that one employee there to continue to help with the operations of it. It's a significant operation just to keep it going. What else? Anything else?

**COUNCIL PRESIDENT ISTNICK** – Councilman Chovan.

**COUNCILMAN CHOVAN** – Mr. Smith, do we have any plans to order an additional ambulance for the City?

**JOEL SMITH** – I think Fire Chief is planning to purchase one later this year. They have, well, they're operating with four and they're going to purchase one later this year. His fund in that account, the 1401 account, is built to the point where we will be able afford another one. But we'll have the four ambulances. That's what we're operating with now. We'll be replacing the oldest one. I think he may keep it on hand for now, but four is really all we can operate at this point with our manpower, even with the four stations. You're only going to have 12 people working and they run with three men crews.

**COUNCILMAN CHOVAN** – Will we have, we have an assistant chief on each shift. Is he counted in that 12?

**JOEL SMITH** – No. It would be 13 with him, but the plan is, obviously, we want to watch that budget and we're going to keep four squads running at most times. The Chief and I have talked about operations, though. Especially on the midnight shift when it gets quiet. If he doesn't have a full crew, how much overtime is he going to throw out there? So, we're going to try and manage that overtime a little bit when we get to that point.

**COUNCILMAN CHOVAN** – So basically, when Station No. 3 opens, we're going to move one of the four into there?

**JOEL SMITH** – That's correct.

**COUNCILMAN CHOVAN** – So, it not going to give us anymore capacity.

**JOEL SMITH** – No.

**COUNCILMAN CHOVAN** – It's just going to give us better coverage, geographically?

**JOEL SMITH** – Right. Better geographic coverage is going to change his response zones away from what they are currently and I think there would be a better response to the northeast side with that stations there, obviously. That's what the public had asked for and we hope we're opening that station for that purpose; to make that northeast side a little better covered. But, we'll manage, again, the overtime on the midnight shift based on call volume, call histories and if we have a full crew, great. But we'll look at that overtime and rather than pay 24 hours of overtime, we may cut it back a little bit, especially late at night when the volumes are much less, we may not need the four.

**COUNCILMAN CHOVAN** – And the assistant chiefs are all qualified EMT's too, so, if they got to jump in there.

**JOEL SMITH** – That's correct.

**COUNCILMAN CHOVAN** – Okay, thanks.

**COUNCIL PRESIDENT ISTNICK** – Anyone else? Thank you, Mr. Smith.

**JOEL SMITH** – Thank you.

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

18. **ADJOURNMENT**

**COUNCILMAN LEWIS** – 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