

**MINUTES OF THE REGULAR MEETING  
MASSILLON CITY COUNCIL  
HELD MONDAY, FEBRUARY 5, 2024**

**COUNCIL PRESIDENT SLATER** – Welcome to the Massillon City Council Meeting for Monday, February 5, 2024. We have in attendance the following City officials: Mayor, Jamie Slutz, Safety Service Director, Renee Baker, Auditor, John Ferrero, Law Director, Justin Richard, Asst. Law Director, Edmond Mack, Chief Counsel, Earle Wise Jr., City Engineer, Alex Pitts, Director of Development, Ted Herculane, Police Chief, Jason Saintenoy, Fire Chief, Matt Heck and Income Tax/Budget Director, Lori Kotagides Boron. Under #5 on the agenda is where the public can speak on any topic that appears on tonight’s agenda and under #17 is where the public can speak on any topic that does NOT appear on tonight’s agenda. I’d like to remind you that if you have a cell phone, please set it to mute, vibrate or turn it off. Thank you.

**COUNCIL PRESIDENT SLATER** – Roll call.

**1. ROLL CALL**

Roll call for the evening found the following Council Members present: Jill Creamer, Sarita Cunningham, Mike Gregg, Julie Harwig Smith, Ed Lewis, Mark Lombardi, Eric Ray and Mike Snee.

Roll call of 8 present

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk.

**2. INVOCATION**

**COUNCILMAN MIKE SNEE**

**3. PLEDGE OF ALLEGIANCE**

**LED BY COUNCILMAN SNEE**

**4. READING OF THE JOURNAL**

**COUNCIL PRESIDENT SLATER** – Thank you, Councilman Snee. Madam Clerk are the minutes of the previous meeting transcribed and open for public viewing?

**COUNCIL CLERK ROLLAND** – Yes they are.

**COUNCIL PRESIDENT SLATER** – Are there any additions or corrections to be made?

**COUNCIL CLERK ROLLAND** – No, there are not.

**COUNCIL PRESIDENT SLATER** – Thank you. The minutes stand approved as written.

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

**6. NEW AND MISCELLANEOUS BUSINESS**

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. In accordance with Division (G)(3) of Section 121.22 of the Ohio Revised Code, I move that we enter into executive session, for the purpose of conferencing with the City's Attorneys to discuss pending court actions. Further that is executive session include all Members of Council, the President of Council, the Mayor, the Safety Service Director, the Director of Development, Law Director, Justin Richard, Asst. Law Director, Edmond Mack, Chief Counsel, Earle Wise, Atty. Greg Beck and Atty. Tonya Rogers.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Snee. Roll call.

8 yes to enter into Executive Session – 6:35 p.m.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi

**COUNCILMAN LOMBARDI** – I'd like to make a motion that we exit executive session.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Ray. Roll call.

8 yes to exit executive session – 7:20 p.m.

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Councilman Lewis.

**COUNCILMAN LEWIS** – Thank you, Mr. President. At this time, I'd like to ask that John D. Ferrero, our City Auditor to come up and tell us a little bit about what's going on in the Auditor's office.

**JOHN FERRERO** – Mr. President, Members of Council, Mr. Lewis, thank you for inviting me to say a few words here tonight. First of all, I want to congratulate each one of you for your election and your willingness to serve our great city and all the elected officials that were elected. Looking forward to working with you in the next few years. As you all know, I'm in the Auditor's office and my door is always open for you if you have any questions on anything. The legislation or any of the accounts. I'm still learning all of the accounts that we have. We kept all the staff. It's a great staff, they know what they are doing there. They each have certain obligations that they do and they do it well. Trying to get them to cross-train now in case somebody gets sick or retires or leaves so that we'd have somebody that can take that over. They were doing that under the previous auditor, but that's one thing I wanted them to learn because that's important. I've seen a lot of times where someone leaves the office and then we lose that valuable experience. We are going to start the State audit on March 4, 2024; meeting with the State auditing staff from Cincinnati that the State Auditor has hired to work with us. So, we'll do that March 4<sup>th</sup> and I've worked throughout my years of being the Massillon Law Director and also County Prosecutor, I've worked the State Auditor's office. So, I've met a lot of members down there. Worked with many accounting firms, so we hope that will go smooth. As of today, we have 414 city employees and as you well know, the Auditor's office has to issue those checks. We have to bring in each employee before their start to go over the paperwork with them. If they want insurance, we have a person in the office that handles the insurance that works with our company to make sure everything is done properly; all the forms are taken care of. As of right 414 members of our great city work there and we're

working with them to make sure they transition with the city in a good light. But again, I'm going to keep this short because this lawyer isn't going to keep you as long as those lawyers did; I know Mr. Lewis has my cell phone number and a couple of you, if anybody needs to call me on my cell phone or contact my office and we'll help you in any way. Any questions? Thank you once again.

**COUNCIL PRESIDENT SLATER** – Thank you, sir.

## 7. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

### **ORDINANCE NO. 8 – 2024**

### **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 SLATER** – Councilwoman Creamer.

**COUNCILWOMAN CREAMER** – Thank you, President Slater. As stated, this ordinance would like us to authorize us to into an agreement with Placemark Collaborative, LLC. This consulting service has developed our previous Community Development Department's HUD five-year consolidated plan along with our annual action plan. This agreement would be paid using CDBG services and contracts fund. There is emergency language regarding this request to move forward. Does anyone have any questions or concerns at this time regarding this request to execute this agreement? Seeing none, I would like to make a motion to waive the rules requiring three readings and bring forward Ord. No. 8 – 2024 for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 8 – 2024 has passed. Ord. No. 9 – 2024.

### **ORDINANCE NO. 9 – 2024**

### **BY: PARKS AND RECREATION COMMITTEE**

AN ORDINANCE authorizing the Director of Parks and Recreation of the City of Massillon, Ohio, on behalf of the Massillon Recreation Board, 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 Wampler Park Pickleball Court Project, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilwoman Harwig Smith.

**COUNCILWOMAN HARWIG SMITH** – Mr. Pedro was supposed to be here tonight to give us a little bit more information. There wasn't any questions asked, but there were questions that were put out there. I will share a little bit that I know about it, that it is for four pickleball courts,

the fencing, the asphalt at Wampler Park and hopefully the bids come under. This is just for the bids, but I'll see if Steve, since he wasn't here tonight will be here at the work session. So, I'm going to give this first reading.

**COUNCIL PRESIDENT SLATER** – Thank you. Ord. No. 9 – 2024 has received first reading. Ord. No. 10 – 2024.

**ORDINANCE NO. 10 – 2024**

**BY: POLICE AND FIRE COMMITTEE**

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a purchase agreement to purchase a 2024 MEDIX Type I ambulance on behalf of the Massillon Fire Department, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is, of course, to like we discussed in the Work Session and the ordinance states to purchase a new ambulance. Chief Heck did talk to us about it in the Work Session. Does anybody have any further questions for him? Seeing none, I would like to make a motion to suspend the rules and bring Ord. No. 10 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Snee. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 10 – 2024 has passed. Ord. No. 11 – 2024.

**ORDINANCE NO. 11 – 2024**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

AN ORDINANCE amending Ordinance No. 124 – 2023 and Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997 by amending the Class Grade pay schedule for the position of Director of Development and eliminating the positions of Community Development Director and Economic Development Director within the 845 “COMMUNITY DEVELOPMENT AND PLANNING DEPARTMENT”.

**COUNCIL PRESIDENT SLATER** – Councilman Gregg.

**COUNCILMAN GREGG** – Thank you, Mr. President. We discussed this in Work Session. Basically this is housekeeping for the City; eliminating two no longer used positions and lining up the class schedule of the new position of Director of Development. Are there any questions or concerns about this ordinance, or comments? Seeing none, I'd like to make a motion that we waive the rules regarding three readings and bring Ord. No. 11 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Snee. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 11 – 2024 has passed. Ord. No. 12 – 2024.

**ORDINANCE NO. 12 – 2024**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997 by amending the Class Grade pay schedule for the position of Safety Service Director within the 160 “SERVICE DEPARTMENT”, and declaring the same to be an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Gregg.

**COUNCILMAN GREGG** – Thank you, Mr. President. Along the lines with the last piece of legislation, this is, again, for the housekeeping of the Occupation List of Class Titles and this time dealing with the Safety Service Director. Any questions or concerns. Seeing none, I move that we waive the rules regarding three readings and bring Ord. No. 12 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Harwig Smith. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 12 – 2024 has passed. Ord. No. 13 – 2024.

**ORDINANCE NO. 13 – 2024**

**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 contract 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 SLATER** – Councilman Gregg.

**COUNCILMAN GREGG** – Thank you, Mr. President. As we discussed in the Work Session, this is an agreement that we do each year. We’ve done it for quite a few years and it hasn’t changed in those years either. So, we can move this forward. Any questions or comments regarding this ordinance? Seeing none, I make a motion that we suspend the rules regarding three readings and bring Ord. No. 13 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Harwig Smith. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 13 – 2024 has passed. Ord. No. 14 – 2024.

**ORDINANCE NO. 14 – 2024**

**BY: STREETS, HIGHWAYS, TRAFFIC AND 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 2024 Hills and Dales Road Resurfacing Project, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – Thank you, President Slater. This is for the resurfacing project for the Hills and Dales resurfacing. Any questions about this at this time from Council or Committee members? I'd like to make a motion that we waive the rules regarding three readings and bring Ord. No. 14 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 14 – 2024 has passed. Ord. No. 15 – 2024.

**ORDINANCE NO. 15 – 2024**

**BY: STREETS, HIGHWAYS, TRAFFIC AND 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 Castle West Estates Improvement Project Phase III, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – Thank you, President Slater. This is simply for the Castle West Estates Improvement Phase III. This is the final phase of this project. Any questions about the

final phase? I'd like to make a motion that we waive the rule requiring three readings and bring Ord. No. 15 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 15 – 2024 has passed. Ord. No. 16 – 2024.

**ORDINANCE NO. 16 – 2024**

**BY: STREETS, HIGHWAYS, TRAFFIC AND 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 St. Andrews Estates Improvement Project Phase V, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – Thank you, President Slater. This is for the St. Andrews Estates Improvement Project Phase V. Any questions at this time? Seeing none, I'd like to make a motion that we waive the rule requiring three readings and bring Ord. No. 16 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 16 – 2024 has passed. Ord. No. 17 – 2024.

**ORDINANCE NO. 17 – 2024**

**BY: STREETS, HIGHWAYS, TRAFFIC AND 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 City Streets Pavement Marking Project, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – So this would be for the road restriping as we discussed in the Work Session for the entire City. Any questions from Council at this time? Seeing none, I'd like to make a motion that we waive the rules requiring three readings and bring Ord. No. 17 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 17 – 2024 has passed. Ord. No. 18 – 2024.

**ORDINANCE NO. 18 – 2024**

**BY: STREETS, HIGHWAYS, TRAFFIC AND 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 2024 Catch Basin Replacement Project, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – Thank you, President Slater. This is for the catch basin replacement projects. Any questions from Council at this time? Seeing none, I'd like to make a motion that we waive the rules requiring three readings and bring Ord. No. 18 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 18 – 2024 has passed. Ord. No. 19 – 2024.

**ORDINANCE NO. 19 – 2024**

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

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign the Consent Legislation with the Ohio Department of Transportation (ODOT) for systematic sign replacements on U.S Route 30, State Route 21, State Route 236 and State Route 627 within the City of Massillon, PID 109473, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.



**COUNCILMAN SNEE** – Thank you, President Slater. This simply for the sign replacements throughout the City. Any questions from Council at this time? Seeing none, I'd like to make a motion that we waive the rules requiring three readings and bring Ord. No. 19 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 19 – 2024 has passed. Ord. No. 20 – 2024.

**ORDINANCE NO. 20 – 2024**

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

AN ORDINANCE authorizing the Director of Public Safety and Service of the City of Massillon, Ohio, to participate as a member in the Community, University, Education Council of Governments, (CUE-COG), for the purpose of road salt, fuel and vehicles or other goods as determined by the CUE COG Board, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – Thank you, President Slater. I'd like to open this up for any questions at this time. Ms. Creamer.

**COUNCILWOMAN CREAMER** – Yes. We were communicated that there was going to be a cost savings if we would enter into this agreement regarding the salt, I believe. But, also was mentioned was fuel. Is there any type of cost savings or how much cost savings would we have if we would move forward with this regarding fuel?

**COUNCILMAN SNEE** – I'm making a note here. I will look into that and get back to you. Unless there's a member from the Administration who'd like to come up and comment on it now. Thank you, Mr. Pitts.

**ALEX PITTS** – As far as cost savings for fuel, I would have to look into that. That was not a part of the CUE COG, from my understanding. It was just the salt and I believe there was purchasing of vehicles as well. But, we're mainly after the salt aspect of it. I did look into sand as well and as far as looking at sand to use on our roads, I found that we would end up using a lot more sand than salt and it would also clog our storm sewer systems and it doesn't disintegrate like salt does and it doesn't melt the snow or the ice. So, it might help with traction, but it will end up leaving a mess on our roads. So, I know you didn't ask about that but that was one of the questions that was brought up last week. So I just wanted to clarify that.

**COUNCILMAN SNEE** – Right. Ms. Creamer.

**COUNCILWOMAN CREAMER** – So, we're not required to proceed with anything other than salt? We can pick and choose what's in this agreement to move forward with, to my understanding, right? It's not where we're required to or have to purchase everything in this agreement.

**ALEX PITTS** – Well, the main thing that we're looking for is for the salt. We weren't really looking at any other aspect because that's where the cost savings really was for us was the salt. We were looking at saving around \$40,000 to \$45,000 a year in salt. That was the biggest thing. I can look into other cost savings. To the best of my knowledge, the biggest one was the salt because of how much we use per year.

**COUNCILWOMAN CREAMER** – Thank you.

**COUNCILMAN SNEE** – Any further questions from any other members on Council? Mr. Lewis.

**COUNCILMAN LEWIS** – If possible, I would like if we could just give this a reading.

**COUNCILMAN SNEE** – Yeah. That was my plan. Mr. Pitts would you be okay with at least another reading? That would give you time to research.

**ALEX PITTS** – Yeah. That's fine. I know there's a deadline to enter into the CUE COG and it is coming up soon. But, yeah, that should be fine.

**COUNCILMAN SNEE** – Mr. Ray.

**COUNCILMAN RAY** – When is that deadline, do you know off hand?

**ALEX PITTS** – I don't know off the top of my head.

**COUNCILMAN RAY** – The only reason why I ask is because Councilperson Creamer had mentioned the way that the salt affects us and the way it affects the roads and destroys cars and I was just wondering if we could give it a little bit more thought to see what other alternatives we may have out there.

**ALEX PITTS** – So I did do a decent amount digging into other alternatives. So, there's salt, of course, there's brine which is a mixture of water and salt. ODOT uses it a lot on highways, but, you have to get the percentage of water mixed with salt perfectly well done. I believe it's like 23% for salt and then 67% or the remainder with water and then there's also magnesium chloride, calcium chloride, but those, I looked into those and we're talking about \$171.00 per ton and \$135.00 per ton, respectively. So, they're better than salt but the cost difference is astronomically more. We're looking at around \$56.00 per ton for salt if we go into this CUE COG. And then sand, of course, is anywhere between \$15.00 to \$30.00 per ton, but like I said, we'd have to continuously apply it because it doesn't melt the snow or the ice, so we're going to be using a lot more of it and it would create a mess and also clog our storm sewer systems. So that was the item that I myself and also my Admin. Asst. had done regarding that. So, it seemed like salt was the most reasonable.

**COUNCILMAN RAY** – I think when she had mentioned it, it was lessening us having to do the roads as much; so that's where the saving would come in. So, if we were to pay more for the material, we would save on the amount of times and labor as to having to do the roads over.

**ALEX PITTS** – The only issue with that is if we're clogging our storm sewer systems, for example, with the sand, we're going to pay a lot more in cost just to have maintenance, a lot more maintenance on our storm sewer because we'll to CVT them and then also check them and clean them a lot more frequently as well. So then, that involves hiring a contractor and get them under contract for a lot of storm sewer system. So, that's the only thing.

**COUNCILMAN RAY** – I understand.

**COUNCILMAN SNEE** – Mr. Gregg.

**COUNCILMAN GREGG** – Thank you, Mr. Snee. Councilman Ray, that was me that actually brought that up.

**COUNCILMAN RAY** – Oh, I apologize.

**COUNCILMAN GREGG** – That's okay. Mr. Pitts and I spoke before the meeting and he kind of went over those answers for me and I was satisfied, but I think, and you are going to give this a reading right?

**COUNCILMAN SNEE** – Yes.

**COUNCILMAN GREGG** – So I think this is maybe going to bear some more discussion because like you said, yeah, I'll see the cost of material of magnesium chloride and the calcium chloride is a lot more than salt, but if it saves us in cost to the streets, that's kind of the analysis I think we need to look at. The other point about the sand clogging the storm sewers; of course, if it gets in them it will. But if we sweep it before that happens and we can reuse it, because you can reuse sand for that purpose, we could kind of alleviate that and I realize not all of our streets are going to get swept immediately after a snow storm, but that's just something that other communities have done. So, bottom line is I think it maybe need more discussion. Thank you.

**COUNCILMAN SNEE** – Thank you, Mr. Pitts. Excellent questions. I appreciate the attention for it. With that said, I think we're going to give this first reading.

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 20 – 2024 has received first reading. Ord. No. 21 – 2024.

**ORDINANCE NO. 21 – 2024**

**BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the purpose of the Sidewalk Replacement Program, for the year ending December 31, 2024, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This is an appropriation for \$125,000.00 to continue the Sidewalk Program. Any conversation or discussion this evening? Seeing none, I make a motion we suspend the rules requiring three reading, bringing Ord. No. 21 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Lombardi. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 21 – 2024 has passed. Ord. No. 22 – 2024.

**ORDINANCE NO. 22 – 2024**

**BY: FINANCE COMMITTEE**

AN ORDINANCE authorizing the Auditor of the City of Massillon, Ohio, to pay a 2023 invoice which reflects a “Then and Now” transaction over \$3,000.00 per Ohio Revised Code 5705.41, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This ordinance will allow us to pay a bill that is from a previous year where we pay it out of this year’s finances. Are there any questions or discussion this evening? Seeing none, I make a motion we suspend the rules requiring three readings, bringing Ord. No. 22 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 22 – 2024 has passed. Ord. No. 23 – 2024.

**ORDINANCE NO. 23 – 2024**

**BY: FINANCE COMMITTEE**

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1401 Capital Improvement Fund, for the purpose of the Massillon Fire Department, for the year ending December 31, 2024, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Lewis.

**COUNCILMAN LEWIS** – Yes. This ordinance will be appropriating \$239,416.00 for the ambulance purchase that was already discussed earlier this evening. There were some questions about this and having the funds available. I spoke with the Deputy Auditor earlier this week. There are funds in the account to cover this expense that we can appropriate them this evening. Are there any further questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 23 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Lombardi. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 23 – 2024 has passed. Res. No. 6 – 2024.

**RESOLUTION NO. 6 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting to the Mayor’s appointment of Delores Spencer to the Recreation Board of the City of Massillon, Ohio, for the term expiring December 31, 2028.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is to appoint Delores Spencer to the Recreation Board of the City of Massillon. Are there any questions? Seeing none, I would like to make a motion that we suspend the rules requiring three readings and bring Res. No. 6 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Res. No. 6 – 2024 has passed. Res. No. 7 – 2024.

**RESOLUTION NO. 7 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting to the Mayor’s appointment of Michael Reed to the Board of Health of the City of Massillon, Ohio, for the term expiring December 31, 2028.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. Again, this is to appoint Michael Reed to the Board of Health of the City of Massillon. Are there any questions or comments? Seeing none, I'd like to make a motion that we suspend the rules requiring three readings and bring Res. No. 7 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Cunningham. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Res. No. 7 – 2024 has passed. Res. No. 8 – 2024.

**RESOLUTION NO. 8 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting to the Mayor's appointment of Margaret Elum to the Board of Health of the City of Massillon, Ohio, for the term expiring December 31, 2026.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is to appoint Margaret Elum to the Board of Health. Are there any questions or comments? Seeing none, I'd like to make a motion to suspend the rules requiring three readings and bring Res. No. 8 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Cunningham. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Res. No. 8 – 2024 has passed. Res. No. 9 – 2024.

**RESOLUTION NO. 9 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting to the Mayor's appointment of Jeff Day to the Historic Preservation Commission of the City of Massillon, Ohio, for the term expiring December 31, 2025.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is to appoint Jeff Day to the Historic Preservation Commission. Are there questions or comments? Seeing none, I'd like to make a motion to suspend the rules requiring three readings and bring Res. No. 9 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Ray. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** - Thank you, Madam Clerk. Res. No. 9 – 2024 has passed. Res. No. 10 – 2024.

**RESOLUTION NO. 10 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting to the Mayor's appointment of Jeff Doll to the Historic Preservation Commission of the City of Massillon, Ohio, for the term expiring December 31, 2025.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is to appoint Jeff Doll to the Historic Preservation Commission. Any questions or comments? Seeing none, I'd like to make a motion to suspend the rules requiring three readings and bring Res. No. 10 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Harwig Smith. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Res. No. 10 – 2024 has passed. Res. No. 11 – 2024.

**RESOLUTION NO. 11 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting to the Mayor's appointment of John Picard to the Historic Preservation Commission of the City of Massillon, Ohio, upon the recommendation of the Massillon Museum, for the term expiring December 31, 2025.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is to appoint John Picard to the Historic Preservation Commission. Are there any questions or comments? Seeing none, I make a motion that we suspend the rules requiring three readings and bring Res. No. 11 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Cunningham. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Res. No. 11 – 2024 has passed. Res. No. 12 – 2024.

**RESOLUTION NO. 12 – 2024**

**BY: COMMITTEE OF THE WHOLE**

A RESOLUTION consenting the Mayor’s appointment of Fred Horner to the Historic Preservation Commission of the City of Massillon, Ohio, upon the recommendation of the Massillon WestStark Chamber of Commerce, for the term expiring December 31, 2025.

**COUNCIL PRESIDENT SLATER** – Councilman Lombardi.

**COUNCILMAN LOMBARDI** – Thank you, President Slater. This is to appoint Fred Horner to the Historic Preservation Commission. Are there any questions or comments? Seeing none, I make a motion to suspend the rules requiring three readings and bring Res. No. 12 – 2024 forward for a vote.

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

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Res. No. 12 – 2024 has passed.

**8. UNFINISHED BUSINESS**

**9. PETITIONS AND GENERAL COMMUNICATIONS**

A Request for a New Liquor License for MCM Enterprises of Massillon, LLC, DBA Menches Brothers, located at 235 Lincoln Way W., Suite B106, Massillon, Ohio, 44647. Permit Class is D2 and is located in Ward 2.

**COUNCIL PRESIDENT SLATER** – Councilman Ray, did you receive a copy?



**COUNCILMAN RAY** – Yes, I did receive a copy.

**COUNCIL PRESIDENT SLATER** – Thank you.

A Request for a New Liquor License for Aldi Inc., Ohio, DBA Aldi 76, located at 3541 Erie St. S., Massillon, Ohio, 44646. Permit Classes are C1 and C2 and is located in Ward 4.

**COUNCIL PRESIDENT SLATER** – Councilwoman Creamer, did you receive a copy?

**COUNCILWOMAN CREAMER** – Yes, I did. Thank you.

**COUNCIL PRESIDENT SLATER** – Thank you.

**10. BILLS, ACCOUNTS AND CLAIMS**

Office Depot	-	\$134.80	Office Supplies
American Legal Publishing	-	<u>465.00</u>	Web Hosting Fee 01/01/24-01/01/25
<b>Total</b>		<b>\$599.80</b>	

**COUNCIL PRESIDENT SLATER** – Councilman Lewis.

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

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Gregg. Roll call.

8 yes to pay the bills

**COUNCIL PRESIDENT SLATER** – The Clerk will pay the bills and charge them to their proper accounts.

**11. REPORTS FROM CITY OFFICIALS**

Treasurer's Report	-	December 2023
Auditor's Report	-	January 2024

**COUNCIL PRESIDENT SLATER** – Councilman Lewis.

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

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Lombardi. Roll call.

8 yes to accept the Auditor's Report

**COUNCIL PRESIDENT SLATER** – The Auditor's Report has been accepted.

**12. REPORTS OF COMMITTEES**

**COUNCIL PRESIDENT SLATER** – Our next Work Session will be Monday, February 12, 2024, at 6:30 p.m.

**13. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS**

**14. CALL OF THE CALENDAR**

**15. THIRD READING ORDINANCE AND RESOLUTIONS**

**16. SECOND READING ORDINANCES AND RESOLUTIONS**

**COUNCIL PRESIDENT SLATER** – Ord. No. 4 – 2024

**ORDINANCE NO. 4 – 2024**

**BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE**

AN ORDINANCE amending the OCCUPATION LIST OF CLASS TITLES, 305-307 POLICE DEPARTMENT, in the City of Massillon, Ohio, by establishing and creating the position of “Corrections Officer” and establishing the Class Grade Schedule for said position within the 305-307 POLICE DEPARTMENT and eliminating obsolete positions under 305-307 POLICE DEPARTMENT, and declaring an emergency.

**COUNCIL PRESIDENT SLATER** – Councilman Gregg.

**COUNCILMAN GREGG** – Thank you, Mr. President. We discussed this in our Work Session this past week. We had Chief Saintenoy who came forward and explained the reasons behind this. Any questions or thoughts on this? Seeing none, I know the Chief is anxious to move forward, so, I’m going to ask that we waive the rules requiring three readings and bring Ord. No. 4 – 2024 forward for a vote.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilwoman Harwig Smith. Roll call for suspension.

8 yes for suspension

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

8 yes for passage

**COUNCIL PRESIDENT SLATER** – Thank you, Madam Clerk. Ord. No. 4 – 2024 has passed.

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

**GAYLE DANZY** – I live in Ward 1 in Massillon and because I’m not technologically astute, I’m trying to make this phone work because I had to make some notes because I wanted to make sure that I didn’t forget to say anything. I was detained by Councilman Snee in the last Council meeting and he said some things to me that I think need clarification because what he believes that I said, is not what I said at all. But, if he believes that I said that, there could be others that believe I said that.

**COUNCILMAN LOMBARDI** – Point of Order, President Slater.

**COUNCIL PRESIDENT SLATER** – Go ahead.

**COUNCILMAN LOMBARDI** – This is not a forum to confront Councilpeople.

**GAYLE DANZY** – I apologize. I retract his name. I know I said it, so let's retract it from the record. I talked about the EEO officer and somehow it was thought that I was suggesting that a black person should be hired and have that office. I never mentioned any race for the person to be hired. It could be black, blue green or yellow. I could care less. I was referring to the position that Mr. Grier held some years ago. I believe he was appointed by Mayor Ciccinielli. His job became part-time and then it just disappeared. But the EEO officer is an officer that's represented legally because it represents people of the protected class, race being one of them. So, to have an EEO officer who looks out for the best interest of African Americans among other races would be something legal. I mentioned that sometimes you ask "What do other cities do?" and I was told that you don't. But I have heard you ask "What do other cities do", specifically when you were talking about the cost of maintenance of the park at Wampler Park. We did get opinions from what other cities did. So, I'm not asking for any representation by color and this is something that may not need to be said and probably people wouldn't know that. I just want to share that I have a biracial granddaughter and when I did my DNA I found out that my maiden name Browning also consisted of people that were biracial. So that say, guess what? I'm biracial. I hate no one. I love everybody. People may not like me and their entitled to do that because everybody's opinion is important. Nobody's opinion is more important than anybody else's. I believe that with all my heart. So, I wanted to get that out there. Then, I believe I'm represented by Councilman Lombardi because that was brought up when I said I wasn't represented. Councilman Lombardi represents the Ward that I live in and since he is my Councilman, it is his choice to respond to all the concerns I've brought up or not. He doesn't have to but he hears them because he's here. But he is my Councilman. Lastly, I wanted to say that I was told and I won't mention names since I'm not supposed to do that, that when I made my comments that I offended Mr. Pitts who I believe serves as the engineer because I said Mr. Pitts while he's an African American man, he does not represent me. I don't even know Mr. Pitts. So, you don't have to be of any specific color to represent someone. You just represent their best interest. It doesn't matter what color you are. But, I wanted to publicly apologize to Mr. Pitts if he was anyway offended by anything that I said because it was not my intent to offend Mr. Pitts. So, I wanted to get that out publicly too so that no one would think that I offended him. And then my last question was, I have a concern about the division of wards. Who would I ask to find out how the wards got divided to have more than one council person. I grew up in the fourth ward and I just thought that there was just one fourth ward council person and it's been brought to my attention that now Walnut Rd.; one side of the street is one council person and the other side of Walnut Rd. is another council person. The street where Eva's bar, you may not know, I can't remember the name of the street, but they have a different council person. So, who would I talk to to find out what streets each one of you council people represent? And I know this isn't the time to answer, but I understand that I can get an answer to that in the next Council meeting. Thank you.

**COUNCIL PRESIDENT SLATER** – Thank you.

## 18. ADJOURNMENT

**COUNCIL PRESIDENT SLATER** – Councilman Snee.

**COUNCILMAN SNEE** – I'd like to make a motion to adjourn.

**COUNCIL PRESIDENT SLATER** – Seconded by Councilman Lombardi. Roll call.

8 yes to adjourn

**COUNCIL PRESIDENT SLATER** – Meeting adjourned.

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DIANE ROLLAND, COUNCIL CLERK

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MIKE SLATER, PRESIDENT