

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD MONDAY, AUGUST 5, 2019**

COUNCIL PRESIDENT ISTNICK – Welcome to the Massillon City Council Meeting for Monday, August 5, 2019. We have in attendance with us the following city officials: Mayor, Kathy Catazaro-Perry, Safety Service Director, Barb Sylvester, Law Director, Andrea Scassa, Economic Development Director, David Maley and Fire Chief, Tom Burgasser. 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: Jill Creamer, Sarita Cunningham, Mike Gregg, Jason Harris, Dave Irwin, Ed Lewis, Linda Litman and Paul Manson.

Roll call of 8 present

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Thank you, Madam President. I’d like to make a motion that we excuse Councilwoman Starrett this evening.

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

8 yes to excuse Councilwoman Starrett

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Councilwoman Starrett has been excused.

2. INVOCATION

COUNCILWOMAN CREAMER

3. PLEDGE OF ALLEGIANCE

LED BY COUNCILWOMAN CREAMER

4. READING OF THE JOURNAL

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

COUNCIL CLERK ROLLAND – Yes, they are.

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

COUNCIL CLERK ROLLAND – No, there are not.

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

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

6. **INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 100 – 2019

BY: POLICE AND FIRE COMMITTEE

AN ORDINANCE approving and adopting the extension of an alternative method for apportioning the Stark County Undivided Local Government Fund for 2020 through 2022; authorizing the Mayor to execute said agreement, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Harris.

COUNCILMAN HARRIS – This is the ordinance that we talked about in Work Session. Appropriates certain tax funds under Chapter 5747 of the Ohio Revised Code by a majority vote by the SCOG, Stark Council of Governments. Are there any objections or discussion on this? Seeing none, I move to suspend the rules requiring three readings and bring Ord. No. 100 – 2019 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. 100 – 2019 has passed. Ord. No. 101 – 2019.

ORDINANCE NO. 101 – 2019

BY: POLICE AND FIRE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement to purchase portable radios for the Massillon Fire Department and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Harris.

COUNCILMAN HARRIS – This is the ordinance involving three (3) APX 6000 portable radios and one (1) APX 8000 portable radio for the Fire Department totaling not to exceed \$21,500 for all four (4) radios. Are there any objections or discussion? Seeing none, I move to suspend the rules requiring three readings and move Ord. No. 101 – 2019 forward for a vote.

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

8 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

8 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 101 – 2019 has passed. Ord. No. 102 – 2019.

ORDINANCE NO. 102 – 2019

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 2019 MEDIX Type I ambulance on behalf of the Massillon Fire Department, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Harris.

COUNCILMAN HARRIS – This is for the new ambulance to replace the 2011 ambulance currently in service. Are there any questions or discussion? Seeing none, I move to suspend the rules requiring three readings and move to bring Ord. No. 102 – 2019 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. 102 – 2019 has passed. Ord. No. 103 – 2019.

ORDINANCE NO. 103 – 2019

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 Dept. of Transportation (ODOT), for the STW MUNI BRDG INSP PROG 2 Project, PID 109334, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Thank you, Madam President. It's my intention to move this forward. I just thought maybe Mrs. Sylvester could come up and give us a little bit about what it's for and how it works.

COUNCIL PRESIDENT ISTNICK – Thank you, Mrs. Sylvester.

BARB SYLVESTER – Good evening. Yes, this is an agreement to go into with ODOT. In the past, prior to the year 2014, I did some research, the City was required to inspect all of their

own city bridges. But after 2014, the State did establish a plan for anyone who has a population of 50,000 or less that they will pay 100% of the inspections of any of our city bridges. So, I did attach all of the information with you to give you the detail as to all of what their inspections do include.

COUNCIL PRESIDENT ISTNICK – Councilwoman Litman.

COUNCILWOMAN LITMAN – This agreement indicates that 100% of the cost will be paid for by the State, but it also indicates that if there are any features that are not included that there would be a cost to the City.

BARB SYLVESTER – That’s correct. If you look on the second page of what I have attached there, the back page of the Request for Legislation, if you look at the very last paragraph, it states there that the LPA which stands for Local Participating Agent, that’s the City, agrees that 100% of it will be paid in the future and then it goes on to list. So, if they were to come back to us and say that we have to post a sign of weight limits or something of that nature, then there could be some small cost incurred to us because the Engineering Dept. would have to get involved, so, basically they’re saying they’re covering 100% of the inspections but there could be, under this paragraph, some few minor costs that the City could have to incur.

COUNCILWOMAN LITMAN – So, we’re not expecting it to be a large cost?

BARB SYLVESTER – No. And that’s basically what it says there. So, just if we would have to do any posting of signs.

COUNCILWOMAN LITMAN – Okay. Thank you.

BARB SYLVESTER – You’re welcome.

COUNCIL PRESIDENT ISTNICK – Anyone else? Councilman Manson.

COUNCILMAN MANSON – Yes. Thank you, Madam President. I’d like to make a motion that we waive the rule requiring three separate readings and bring Ord. No. 103 – 2019 forward for passage.

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. 103 – 2019 has passed. Ord. No. 104 – 2019.

ORDINANCE NO. 104 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the Neighborhood Community Fair, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. Madam President, may I have the Mayor come forward, please?

COUNCIL PRESIDENT ISTNICK – Yes you may. Thank you, Mayor.

MAYOR CATAZARO-PERRY – Good evening Madam President, Members of Council.

COUNCILMAN LEWIS – I just wanted verify that the \$750.00 was a donation to the City that we received and it is now being used to cover the cost of the event.

MAYOR CATAZARO-PERRY – That is correct.

COUNCILMAN LEWIS – That's the only question that I had.

COUNCIL PRESIDENT ISTNICK – Does anyone else have a question? Councilman Lewis.

COUNCILMAN LEWIS – So, if there are no other questions or discussion, I would make a motion that we suspend the rules requiring three readings, bringing Ord. No. 104 – 2019 forward for a vote.

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

8 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

8 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 104 – 2019 has passed. Ord. No. 105 – 2019.

ORDINANCE NO. 105 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund to purchase radios for the Massillon Fire Department, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. After speaking with both the Chief and the Auditor of the City, we were doing some research about how this is coming from the General Fund instead of the Capital Improvement Fund that normally an ambulance purchase would come from and possibly even the radios and there were some more questions that we're having about how to

fund this particular purchase. So, we have already passed ordinances that authorize the Fire Department to move forward with it, but we want a couple of more questions answered and we want to discuss this at the next Work Session. So, I spoke with the Auditor and she said there's no issue with us giving this first reading this evening. It should not interrupt the Fire Chief's ability to continue to move forward on this project. So, with that said, I give this first reading.

COUNCIL PRESIDENT ISTNICK – Thank you, Councilman Lewis. Ord. No. 105 – 2019 has received first reading. Ord. No. 106 – 2019.

ORDINANCE NO. 106 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1421 Wastewater Treatment Plant Upgrade Fund, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This is a continuation of the project that we've been working on for a few years down at the Wastewater Treatment Plant and we receive money through the low interest loan program that we utilize at that time and we just keep moving it forward and having to appropriate as new phases of the project are working. So, if there are no questions or discussion this evening, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 106 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Councilman Manson.

COUNCILMAN MANSON – Yes, thank you. I don't think a lot of people realize how big of a thing that this really is. This is one of the biggest things we do in the City. In fact, when we worked on this when it was first brought to us, we were presented with two plans. One that was a little less expensive and one that was more expensive because we were told that maybe within 10 to 15 years or so, there'd be more requirements and we wanted to get ahead of it and as far as for future development, the Wastewater Treatment Plant is huge for the City and we have plenty of capacity. It's first class now. Hopefully we have resolved the odor problem what we had down there or at least improved this thing. So, people don't look at these things like this, but this is really a very important thing for the City and for the future of development. Thank you.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I've made my motion. Do I have a second?

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. 106 – 2019 has passed. Ord. No. 107 – 2019.

ORDINANCE NO. 107 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers in the 2019 appropriations from within the 1100 General Fund and the 2101 Wastewater Treatment Fund, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This is a movement of funds that we had already appropriated in the Wastewater Treatment Fund for the purpose of hospital, eye, dental benefit coverage. We just need to balance it out properly through the year. So, that is what this ordinance will be doing. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 107 – 2019 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.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 107 – 2019 has passed. Ord. No. 108 - 2019.

ORDINANCE NO. 108 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE amending Section 181.081 “CREDIT FOR TAX PAID TO ANOTHER MUNICIPALITY” of CHAPTER 181 “INCOME TAX” of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This is the ordinance that would restore the tax credit in the City of Massillon to 100% for people that live in the City, but work outside of the City. We still have some figures that we want to work out and I do have a call into the State Auditor’s office. I’m still waiting to make contact with them to get some more insight from them. But, with that said, the intention tonight is to give it first reading.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. Lewis. Ord. No. 108 – 2019 has received first reading. Res. No. 3 – 2019.

RESOLUTION NO. 3 – 2019

BY: FINANCE COMMITTEE

A RESOLUTION approving the 2020 Stark County Tax Budget for the City of Massillon, Ohio, as listed on the attached Exhibit “A”, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This Resolution we have every year. It is often termed as our “Wish List”. It is the budget that we send over to the County to justified the reason for the collections of property taxes and other tax models that are in effect. It does not necessarily reflect our specific budget; it is just showing our need. Are there any questions or discussion this evening? With that said, I make a motion that we suspend the rules requiring three readings, bringing Res. No. 3 – 2019 forward for a vote.

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

8 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

8 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Res. No. 3 – 2019 has passed.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

The Repository - \$ 877.20 Publication of June Ordinances

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

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

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

8 yes to pay the bills

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

10. REPORTS FROM CITY OFFICIALS

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Madam President, I was wondering if at this time we could request an update on the Streetscape Project from the Administration?

COUNCIL PRESIDENT ISTNICK – That would be lovely. Mayor?

MAYOR CATAZARO-PERRY – Good evening. Well, we are meeting every single Monday to work with the inspector who is communicating daily with all the businesses downtown. So, his name is Andrew. So, if you run into Andrew, he has all of the information and he's sharing it personally with each of the business owners downtown. So, this week, all of the roadway has completely been removed. We are finding some unknowns. We found a basement that needed filled, so they're taking care of that and then there was also a tunnel in front of Han Rhee's building. So, that will be taken care of as well. They are grading the intersections today and First Energy has been contacted and they will be disconnecting the electric so we can put in the conduit and the new electric. So that is what's happening this week. So, if you don't see work out there, they're really finished up all they can do until First Energy comes in to do their work and that was one of the questions we had from one of the business owners today. So, they cannot move forward until the electric company comes in at this time. They're going to install conduits and the brick layers have stopped in; they will be doing First St. first and then the mid-block crossing. So, what's nice about the mid-block crossing, a lot of people have been a little confused on that, is typically you have to go to one end of the street or the other to cross the street. This is going to allow people from the middle to cross over safely. So that is what that cross-walk is for. The light poles that we needed to be on order have been approved and they have been ordered and so everything is ahead of schedule at this point and we will be, every week I can give you an update if you like, but, we meet with Andrew every single week and then he shares that information with every single business owner downtown. We did do a game for Smiley's. We had some fashion show tickets that were given to us by Compass Media and I was down there with Smiley doing the give away and he said that that worked very well. He was packed that night and we also did it the following night. So, I know that the Downtown Massillon Association is looking at things like that to do to garner business for our downtown businesses. So, be looking for that. I think it's going to work, but please patronize our businesses while we're going through this construction phase.

COUNCIL PRESIDENT ISTNICK – Can I ask a question? The mid-walk crossing is going to be in the middle of the block and then there's going to be a light here, a light here and then the mid-block crossing in the middle?

MAYOR CATAZARO-PERRY – I brought a picture here for you tonight.

COUNCIL PRESIDENT ISTNICK – Because where there's a cross-walk, pedestrians can cross and traffic has to stop. So, I'm wondering if the lights are green and pedestrians walk across then traffic is going to have to stop for them?

MAYOR CATAZARO-PERRY – They do have to stop for pedestrians and here's what it looks like (diagram shown), if you've not seen a picture.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – One of my questions was along the same lines. Is that slightly elevated?

MAYOR CATAZARO-PERRY – It is slightly elevated.

COUNCILMAN LEWIS – And I ask that because I visited Marietta, Ohio, a few weeks ago and I had questions about that elevation and actually, Marietta has an area where they do the same thing on their main street and it's pretty effective. It's not as dramatic as a speed bump. Your car can still maintain 25 mph and being going over it, but if you're going 45 mph you might have a little bit of an issue, but the speed limit is 25 mph and you should be fine. But it does help keep that traffic slowed down a little bit to help keep it safe for pedestrians and actually it might even benefit the business owners helping keep the traffic slowed down a bit. But I was concerned about that at first, but having witnessed it and experienced it, it seemed to be an effective tool.

MAYOR CATAZARO-PERRY – I can also give you an update on the street paving, if you'd like? So, this year, I'm really proud Council; the work that you've done. We've been able to move money forward through grants and through our General Fund at 5.9 million, almost 6 million dollars, will be have been put on our roads. The resurfacing of 2019 streets is 1.759; that's extensive for us. We promised a million dollars with the income tax increase and its way above that. It's almost 1.6 million. The target streets and those dollars come from CDBG funds; those are \$151,000. The Richville Drive which was a collaborative effort is almost \$1.6 million. Municipal roads; Erie St., that's \$175,000 and Jackson Ave. is almost \$300,000 and then of course, Lincoln Way is \$2.2 million for a total of \$5 million, nine hundred, eight-five thousand dollars. But we also appropriated \$220,000 for catch basins. So, we're also working on Mrs. Creamer's area; Augusta underdrain Phase I and that's about \$120,000 and Springhill Settlement underdrain Phase II is at \$110,000. I know we still need to get to Castle West for the underdrain issue there and we will. It is on our radar. But, that's significant dollars for this year and you should all be very proud of the money that's being spent on our roads this year.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I'm sorry, I have one follow-up question for the Streetscape.

MAYOR CATAZARO-PERRY – Sure.

COUNCILMAN LEWIS – One issue that was brought to my attention and, unfortunately, I was not able to answer as well as I would like is that I was under the assumption this whole time that we were working solely on Erie to 1st, but the sidewalks beyond those perimeters have already been addressed and that caught me off guard. Can you explain a little bit of what's going on with that so that all of Council can be more informed with that part of the project?

MAYOR CATAZARO-PERRY – So, in the map that have, and when I received your call last week, I was on vacation so I have nothing in front of me to refer to. But the map that I have here, it shows that the reason we were confused, Ed, was because we went out to bid for the entire project and then it was too expensive. So, we had to go back out to bid; shut it down a little bit and this area here is the area that you're referring to and when you look on this map that we're passing out, it doesn't show that. The sidewalk up here, we also had in the first plan to be able to do that as well and put everything underground. But that's why we're going to call this Phase III and Phase IV or maybe just Phase III is because financially we didn't have all of the funds to do all of it. So, this was included, however, it's not highlighted on this map and so there was a lot of confusion. But it has included, it is part of the project which is very good because now we only have to go over to the east to complete it. One thing that is not being

done because of the expense is the light arm mask. That is not going to be done this time. That will be in a Phase III because of the expense of that. So, yes sir.

COUNCILMAN MANSON – You said in front of Han Rhee’s business there was a tunnel? So, are we going past that to Walgreen’s on the north side of the street?

MAYOR CATAZARO-PERRY – Walgreen’s will not be touched. They have all new sidewalks.

COUNCILMAN MANSON – No, I said to Walgreen’s?

MAYOR CATAZARO PERRY – Yes.

COUNCILMAN MANSON – So we’ll be going in front of the Angry Bar-B-Q and Han Rhee’s and all that. And the south side, how far will it go? Will it go to 1st St.?

MAYOR CATAZARO-PERRY – It’s going to Keller’s Office.

COUNCILMAN MANSON – Okay.

COUNCIL PRESIDENT ISTNICK – Anyone else? Councilwoman Cunningham.

COUNCILWOMAN CUNNINGHAM – Thank you, Madam President. Mayor, do you have any update on the possible VA Clinic?

MAYOR CATAZARO-PERRY – We do have an update. The paperwork that is front of the director had to go to six departments and as of last Friday, three of them have signed off on it and they did not anticipate any problems. And so, once that is accomplished then there’s three more that need to be done. We anticipate that to happen this week and then they can move forward.

COUNCILWOMAN CUNNINGHAM – Thank you.

MAYOR CATAZARO-PERRY – You’re welcome.

COUNCIL PRESIDENT ISTNICK – Councilwoman Litman.

COUNCILWOMAN LITMAN – You mentioned that the new conduit would be installed by First Energy. Will the downtown be without any electric?

MAYOR CATAZARO-PERRY – Just the light poles.

COUNCILWOMAN LITMAN – Just the light poles, okay. So, it won’t affect the businesses themselves?

MAYOR CATAZARO-PERRY – It will not.

COUNCILWOMAN LITMAN – Thank you.

COUNCIL PRESIDENT ISTNICK – Anyone else? Thank you, Mayor.

COUNCILMAN GREGG – I’m sorry. Regarding the street paving; I’ve had a number of questions and I read a number of questions regarding “Why isn’t it being done? What’s happening there?”. But it is being done, correct?

MAYOR CATAZARO-PERRY – Well, what we’re trying to do first is our catch basins and so, they’re replacing those. You don’t want to do your street and then replace the catch basin. So, they’re trying to get all of those accomplished and the street paving will begin August 12th with weather permitting.

COUNCILMAN GREGG – So that was part of the plan?

MAYOR CATAZARO-PERRY – Absolutely. That’s how the engineers designed it.

COUNCILMAN GREGG – Alright. Thank you.

COUNCIL PRESIDENT ISTNICK – Anyone else? Thank you, Mayor.

MAYOR CATAZARO-PERRY – Thank you.

11. REPORTS OF COMMITTEES

COUNCIL PRESIDENT ISTNICK – Our next Work Session will be next Monday, August 12, 2019 at 6:30 p.m. Councilman Manson.

COUNCILMAN MANSON – Yes. There’s a couple of things I’d like to talk about. For one thing, I won’t be here on the 12th, Megan’s going to be handling the Committee Meeting that night. I imagine everybody saw the article about the pay raises in the newspaper. I know it caused some controversy with some people I know. But we’re getting the information out there and like I said before, I would like to talk more seriously about this on the 26th at the Committee Meeting and get a direction on this and what we’re intending to go. It’s not just Council. It’s the elected officials. So, they would be affected by this and I think we need to get the word out on what’s going on. Now I know the newspaper did an article. I think there’s some things that still need to be covered. We don’t get any healthcare here. Many other jobs similar to this in other cities and townships do have healthcare along with it. I don’t believe that the salaries, wages for Council or other elected officials in town are out of line. I believe they’re reasonable. I don’t believe they’re unreasonably high and we took this action to stop the raises when we were in fiscal emergency and we are starting to move back and starting to give raises to our employees. I think that’s an important thing, but also, I think we need to get something in place for the future. So, I’d like to get real serious about this and try to get it on the agenda for September and then we have six weeks to talk about it and move on. And I’d like to remind everybody that it’s not for now, it’s for the next election; people elected in the next round. And then another thing, I’d like for people to bring some more information, questions or whatever. I’d like to still keep talking about Duncan Plaza. I made a statement the other night at the end and it’s even getting stronger. I’ve been going through a lot of the stuff that we’ve accumulated over the last five or six years that we intend that we wanted to do; that we intend to do. Talking like with catch basins. Mr. Smith, before he left; he made a statement that he didn’t know if we would ever get caught up. Well, that’s unacceptable. In my mind, that’s totally unacceptable that we can’t get caught up on catch basins. Two times, two of the meetings in the last month that we had, different individuals brought up about the steel plates on catch basins. They are unsafe. I don’t like it and I think we need to get some

things done on that. We're talking about tearing apart a place, Duncan Plaza, that is not just in good shape, it's in very good shape and spending a lot of money on it and our infrastructure in our neighborhoods is still not up to where it should be. Now I'm not saying that we shouldn't do anything about Duncan Plaza, but I do think we can slow down and talk about it. We may do exactly what some of the plans are, but it doesn't hurt to slow down and I think a good example is what we did with the fire station up there. We got a fire station back in operation and probably save a million or a million and a half dollars over having to build a new one. So, I think we have spending money wisely and I think this is a place where we need to do that again. There was some conversation; we were looking at this thing with the Duncan Plaza. We're having the Law Director look into it as to whether it's a park or not. Regardless, Duncan Plaza and the Streetscape are running together as far as the thought process for the residents and stuff like that and personally, I do not believe this is just a parks driven project. It is a project of the city. So, I think we should look long and hard as residents about how we spend our parks money. I've been getting complaints; I've been getting phone calls and we've been getting them all along about the reservoir and I'm really glad we got started into that up there at the reservoir. I think taking the trees and stuff off the west side of the Rezy was a big move as far as starting to clean that up and giving people an idea of what it may look like in the future. I think we need to do that, but there also needs to be money spent in Lincoln Park and just all over. The golf course needs money spent. I don't want to get into who likes golf or who doesn't or like this. These are all assets to the City and to be a progressive city we should have all of these things and I want to see us take care of them. The catch basin thing that just came up; we got the plan here. Like I said, Mr. Smith said he didn't think we could ever get caught up. We need to start putting more money into catch basins and getting that done. We need to get them all done. Especially in the places that the streets are not going to be done for a while. We do those all the time when we have a street project and just like we talked here, that's the first thing you do is replace all the catch basins and stuff before you blacktop; we do that. But we have a lot of areas in the City where the streets are not ready to be repaved or we have failing catch basins. And I just can't see how we can go out and tear up an area in a park in the center of the City that is in very good condition and overlook these other things. We talked earlier in the year. We were not satisfied with the street thing and that all of Walnut was not done. We said we wanted to go back and look at that and see if we could find that money and I still think that's important. I've had more and more people come to me saying "Yes, we should be doing Walnut". There's a huge amount of traffic on that street and it's not fair to that neighborhood how it's torn up and we're not putting it back together. So, I think all of these things we need to slow down a little bit on. Streetscape, I'm all for it. I'm down here three or four days a week looking at what's going on and that's fine. We're getting the infrastructure, we're getting catch basins, gas lines, water lines, all new sidewalks. Should be a great place for twenty-five years down there. But I do think we need to have more conversation about this stuff with Duncan Plaza. I just wanted to get that point out there. I'd like to keep talking more about that.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. Manson. Mrs. Litman.

COUNCILWOMAN LITMAN – Do you think we could have an update on the catch basin situation? The Mayor said that we are spending \$220,000, currently, but I know that we've had significant dollars in the past several years put towards catch basins. Do we have an idea of how many that we've repaired thus far?

COUNCIL PRESIDENT ISTNICK – Thank you, Mayor.

MAYOR CATAZARO-PERRY – I don't have that number with me tonight, but I'd be happy to bring that next Monday and I can review it. It's a significant number that we've accomplished and then the \$220,000 will do quite a few for this year as well. So, I'll bring that number next week.

COUNCILWOMAN LITMAN – Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you.

COUNCILMAN MANSON – I think we also need to know not how many we're doing; how many are on the list that need. I think that's a very important thing and I know Tony down at Wastewater Treatment has got a pretty good handle on what does need done.

COUNCIL PRESIDENT ISTNICK – Councilman Harris.

COUNCILMAN HARRIS – Thank you, Madam President. I've heard a lot of issues as well with the catch basins and not particularly ones that have need fixing, but ones that have already been fixed and need fixed again. Is there some kind of report, I guess this is a question for the Mayor? Can I call the Mayor up?

COUNCIL PRESIDENT ISTNICK – Yes you can.

COUNCILMAN HARRIS – Hi, Ms. Mayor. For the catch basins that have been replaced in the last five years, are there ones that already need replaced and if so, are we allocating funds to eventually fix those?

MAYOR CATAZARO-PERRY – Well, we switched our process. We were utilizing the Street Dept. for quite some time and those were not holding up. So, we now outsource all of our catch basins. It's a sturdier base that they use and the ones that you're talking about are the ones that were done by our Street Dept. and it just wasn't doing the job that we needed them to do. So, we outsource them now.

COUNCILMAN HARRIS – Out of curiosity, when we outsource, do we consider cost savings in that or general life of the catch basin?

MAYOR CATAZARO-PERRY – The engineers recommended that we outsource them because they were not holding up and we were actually wasting our money by just using the brick and mortar because the salt eats away at the mortar and then the bricks fall in and so, we've changed our process now according to the recommendation of the Engineering Dept.

COUNCILMAN HARRIS – And those are getting put into the current rotation of the ones currently needing fixed, are the ones that have already been repaired and needing fixed, are they getting included into that?

MAYOR CATAZARO-PERRY – Yes, we are putting some of those in. Actually, Tony has done an outstanding job. He's rated all of the catch basins that we know of in the City and every time we turn around, we're finding more and adding to the list. But they're all rated and he actually can share that report with each one of you if you like. But he's done an outstanding job.

COUNCILMAN HARRIS – Thank you, Madam Mayor.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – I would suggest that if you have a chance, take a half an hour and go spend it with Tony. He really does have it well charted; what needs to be done. We had three groups operating there for a while. We were starting to do some with the Wastewater Treatment Plant people, I believe.

MAYOR CATAZARO-PERRY – He has a crew that he's trained.

COUNCILMAN MANSON – And then we bid them out. I know Wenger bid on them one time, his construction company. I know they did some and I can't think of the other company that did some in there. But, there maybe some where they broke down, but most of these now are pre-cast.

MAYOR CATAZARO-PERRY – Correct.

COUNCILMAN MANSON – And they may still fail, but they shouldn't fail as soon and I think the biggest problem is we still haven't gotten caught up on what we had out there. We may some that have failed that we did, but I don't think we've gotten all the way through the process of replacing what was already broken down.

MAYOR CATAZARO-PERRY – Tony has an excellent notebook and he's got it divided up into the different ones. Barb says that you are all just getting copies of that.

COUNCIL PRESIDENT ISTNICK – Councilman Harris.

COUNCILMAN HARRIS – Is there a way that we can get that on the website for the people to know?

MAYOR CATAZARO-PERRY – I'm not sure about how large that is and if that would be able to hold on the website, but we maybe can get what we're doing.

COUNCILMAN HARRIS – Like a map?

MAYOR CATAZARO-PERRY – It's a large document. I will talk to Tony about that and see if we can get that added.

COUNCILMAN HARRIS – Perfect.

COUNCIL PRESIDENT ISTNICK – Mayor, what's the difference in price per catch basin the way we were doing it that wasn't holding up and the new way? Do you have that information?

MAYOR CATAZARO-PERRY – I think it's about \$3,500.

COUNCIL PRESIDENT ISTNICK – For one?

MAYOR CATAZARO-PERRY – Yes.

COUNCIL PRESIDENT ISTNICK – And what was the old way?

MAYOR CATAZARO-PERRY – About \$2,500.

COUNCIL PRESIDENT ISTNICK – Thank you. Anyone else?

MAYOR CATAZARO-PERRY – All of this was based on our engineers. The ones that have the knowledge and the direction that was given to us is that, it's very frustrating that we get to a point where we're getting some catch basins caught up and then they would fall back in. That's not spending our money wisely and they recommended that we change our practice which is what we did.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I didn't know we'd have so many questions tonight. I have also received some reports that some of the catch basins, especially the new ones, seem to be clogging up a little bit and I have recommended that they call the City because I believe the Wastewater Treatment Plant does have that truck that can flush the line. Is that accurate information to provide?

MAYOR CATAZARO-PERRY – Well, one of the most important things that a resident can do is to make sure that they are not mowing into the street because the grass and all of the leaves and everything gets into our catch basins and clogs them up. So, we'd like them to please do not do that. The other issue with mowing into the street and pushing their leaves out into the street is that it's hard for a motorcycle that's traveling, it's very slippery and can cause accidents. So, those are some very important things. And then, when we do get a hard rain and that debris is laying there, the water needs to get into that drain to drain the streets and that doesn't happen when the catch basins are clogged. So, it's very important that our residents keep those free and clear and we even clean our own on our street just to make sure that the water is flowing properly when it does rain. So, that's very, very important.

COUNCIL PRESIDENT ISTNICK – Anyone else? Thank you, Mayor.

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

ORDINANCE NO. 30 – 2019

Tabled Indefinitely April 1, 2019

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE to accept the dedication of road right of way and easements for Phoenix Avenue S.E., location in the Neocom Industrial Park in Massillon, Ohio, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – I make a motion that we bring Ord. No. 30 – 2019 forward to the agenda that has been tabled indefinitely, I think it went back to March when we originally got that.

COUNCIL PRESIDENT ISTNICK – So you're making a motion to untable it?

COUNCILMAN MANSON – Yes.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call to untable Ord. No. 30 – 2019.

7 yes; 1 no – Harris voted “No”

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 30 – 2019 has been untabled. Councilman Manson.

COUNCILMAN MANSON – Yes, thank you, Madam President. I'd like you, if you would bring Mr. Maley up and he can explain what's going on here and where this stands now.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. Maley.

DAVE MALEY – Yes, Mr. Manson. Basically, we tabled this. There was an issue with regards to a gas easement that ran in the right-of-way for this road and Ms. Scassa didn't feel comfortable at that point moving forward. That's why we tabled it. Since this point in time, the easement has been released. We received the recorded easement of releases, so, we feel very comfortable moving ahead for the dedication of the road. This road leads to the new Shearer's warehouse.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes, seeing no more questions, I make a motion that we bring Ord. No. 30 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Is this back to first reading?

COUNCILMAN MANSON – It wasn't amended, it was just tabled. I don't believe it has to go back to first reading.

COUNCIL PRESIDENT ISTNICK – So we can pass it without suspension?

COUNCILMAN MANSON – Whatever reading it was when we tabled it is where it would come back.

COUNCIL PRESIDENT ISTNICK – Diane, do you know?

COUNCIL CLERK ROLLAND – It was at second reading on March 18th and third reading on April 1st.

COUNCIL PRESIDENT ISTNICK – Okay, thank you. So, you brought it forward for passage, roll call.

8 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 30 – 2019 has passed.

14. THIRD READING ORDINANCE AND RESOLUTIONS

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 95 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Safety Service Director of the City of Massillon, Ohio, to enter into a Memorandum of Understanding (MOU) with Johnson Controls to do a preliminary assessment for a potential facilities upgrade project of City buildings, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes, thank you, Madam President. We had a pretty good discussion about this the other night, and Ms. Creamer, you weren't here. We did get into the details of this pretty well and this really doesn't obligate us to anything. We will still be making the decision on if we want to move forward on the individual recommendations; if we want to or don't want to. So, for that reason, I intend to try to move this forward tonight.

COUNCIL PRESIDENT ISTNICK – Councilwoman Litman.

COUNCILWOMAN LITMAN – Thank you, Madam President. We actually had talked about trying to include the handicap accessibility assessment with this. Dave, I'm not sure if you had had an opportunity to speak with them and whether they could include that in their assessment?

DAVE MALEY – Yes, I did speak with them and they will include that in the buildings.

COUNCILWOMAN LITMAN – Great. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. Maley. Anyone else? Councilman Manson.

COUNCILMAN MANSON – I make a motion that we waive the rule requiring three separate readings and bring Ord. No. 95 – 2019 forward for passage.

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. 95 – 2019 has passed.

16. NEW AND MISCELLANEOUS BUSINESS

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

BRUCE SAMPSEL – I'm speaking on behalf of my mother, Betty Sampsel. She's 92 and lives on Tremont. She has to back out of her driveway and it's never been easy to back out there, but, since they took the stop sign out at 12th St., cars are just flying up Tremont and it makes it really difficult to back out onto Tremont. She lives at 1228 Tremont S.W. I'm also a Massillon resident. I live on 11th St., but our family is over there quite a bit. It's hard for us to get out, plus there's bar and restaurant less than a block away. Sometimes there's bikers on the street or on the sidewalk. Sometimes there are delivery trucks and it makes it hard to see going westbound towards 17th St. and it's really hard to see traffic coming up the hill on Tremont and I just wanted to say, I don't know why that stop sign on 12th St. was taken out. I think it was a mistake. I think that somebody's going to have an accident because the traffic is going too fast and with the construction downtown the traffic on Tremont is even heavier and sometimes its really difficult to get out of there. You can't see very well either way. So, I just wanted to express for my mother and my family that we would prefer that that stop sign at 12th St. be put back in there to at least slow people down and it gives my mom a chance to see if there are people coming that way. Thank you.

COUNCIL PRESIDENT ISTNICK – Mr. Sampsel, there's a piece of paper there that you need to sign. Mr. Sampsel, how long has the stop sign been gone?

BRUCE SAMPSEL – What do you think Mom?

BETTY SAMPSEL – I'm not sure, but it's been awhile and they ride past really fast.

COUNCIL PRESIDENT ISTNICK – Thank you. Is there anyone else that would like to address Council?

GEORGE GLIBA – 222 Lake Ave. N.E., taxpayer of Massillon. I just wanted to say that there was good conversation tonight with City Council; a lot of good questions asked of the Mayor. I do want to say that up front, but there was stuff I was going to talk about and Mr. Harris talked about it and that's the catch basins. They do get clogged up and I'm wondering if this year they'll have a leaf pickup, by chance, for citizens to take their leaves to the street. Because it seems like that's part of the problem. Even the Mayor addressed it that things are getting clogged up and what happens is that water settles around those catch basins and those catch basins have cuts in each corner there for expansion; they're like expansion joints. They fill up with water, they expand and garbage trucks go over them in the winter time and they crack. So, a follow-up would be great for Barb (Sylvester) to maybe have the engineers look at that. Because I was going up 17th on my bike and I get to see a lot when I'm just riding my bike and kind of see what's going on with the roads and everything. But there are cracks in some of the catch basins; the perimeter of the grates. They have a concrete perimeter. I did want to address that. But good conversation tonight. I did read the paper Sunday and I do agree with City Council an increase in pay. I think they have a lot of tough decisions. They take a lot of criticism. But I think if more people from the City came up here and knew what was going on, they wouldn't take as much criticism because a lot of times people say things and they really don't know what they're talking about and that's why I come up here all the time. I don't come up here to criticize or say bad things about the City, but I try to have City Council at least think

about things that the decisions that are being made. But like I say, I said last week, you usually get it right. The fire station, you kept it. People are pleased with that. The decision on the hospital, Massillon needs a hospital. So, that was another good decision. Now this amphitheater thing, I just hope everyone gets behind the Mayor on this and everyone comes together and agrees that its needed. If it's a couple of hundred thousand dollars, go for it. But I did want to say that we need to get behind the Mayor on this. A lot of other cities have amphitheatres and I don't know if anybody was able to look at other places that have amphitheatres and ask questions. I did talk to Linda briefly and she said she talked to the people in Wooster about their amphitheater and it was a lot of good, positive messaging. So, other than that, I got nothing. You all are doing a good job, I think. So, let's leave it at that. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you, George. Anyone else?

18. ADJOURNMENT

COUNCILWOMAN CREAMER – I make a motion to adjourn.

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

DIANE ROLLAND, COUNCIL CLERK

CLAUDETTE ISTNICK, PRESIDENT