

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD MONDAY, AUGUST 19, 2024**

COUNCIL PRESIDENT SLATER – Welcome to the Massillon City Council Meeting for Monday, August 19, 2024. We have in attendance the following City officials: Safety Service Director, Renee Baker, Asst. Law Director, Edmond Mack, City Engineer, Alex Pitts and Director of Development, Ted Herncane. 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, please.

1. ROLL CALL

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

Roll call of 8 present

COUNCIL PRESIDENT SLATER – Councilman Lombardi.

COUNCILMAN LOMBARDI – Thank you, President Slater. I make a motion that we excuse Councilman Snee.

COUNCIL PRESIDENT SLATER – Seconded by Councilman Ray. Roll call, please.

8 yes to excuse Councilman Snee

COUNCIL PRESIDENT SLATER – Councilman Snee has been excused. Councilman Gregg.

2. INVOCATION

COUNCILMAN MIKE GREGG

3. PLEDGE OF ALLEGIANCE

LED BY COUNCILMAN GREGG

4. READING OF THE JOURNAL

COUNCIL PRESIDENT SLATER – Thank you, Councilman Gregg. 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 – Then the minutes stand approved as written. Thank you, Madam Clerk.

5. **REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA**
6. **NEW AND MISCELLANEOUS BUSINESS**
7. **INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

COUNCIL PRESIDENT SLATER – Ord. No. 75 – 2024.

ORDINANCE NO. 75 – 2024

BY: HEALTH, WELFARE & BUILDING REGS. COMMITTEE

AN ORDINANCE amending Section 509.12 “Noise-Making and Noise-Amplifying Devices; Variances” under CHAPTER 509 “DISORDERLY CONDUCT AND PEACE DISTURBANCE” of PART FIVE-“GENERAL OFFENSES CODE” of the Codified Ordinances of the City of Massillon, Ohio.

COUNCIL PRESIDENT SLATER – Councilwoman Cunningham.

COUNCILWOMAN CUNNINGHAM – Thank you, Mr. President. This will be first reading.

COUNCIL PRESIDENT SLATER – Ord. No. 75 – 2024 has received first reading. Ord. No. 76 – 2024.

ORDINANCE NO. 76 – 2024

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1206 Municipal Motor Vehicle Tax Fund, for the year ending December 31, 2024, and declaring an emergency.

COUNCIL PRESIDENT SLATER – Councilman Lewis.

COUNCILMAN LEWIS – First reading.

COUNCIL PRESIDENT SLATER – Ord. No. 76 – 2024 has received first reading. Ord. No. 77 – 2024.

COUNCIL CLERK ROLLAND – Before we go forward, Mr. President, I’d like to put it on the record that the Mayor is in attendance.

COUNCIL PRESIDENT SLATER – Okay. Thank you.

COUNCIL CLERK ROLLAND – You are welcome.

COUNCIL PRESIDENT SLATER – Ord. No. 77 – 2024.

ORDINANCE NO. 77 – 2024

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund, for the purpose of salaries and benefits, for the year ending December 31, 2024.

COUNCIL PRESIDENT SLATER – Councilman Lewis.

COUNCILMAN LEWIS – First reading.

COUNCIL PRESIDENT SLATER – Ord. No. 77 – 2024 has received first reading. Res. No. 25 – 2024.

RESOLUTION NO. 25 – 2024

BY: COMMITTEE OF THE WHOLE

AN RESOLUTION consenting to the appointment of Tom Rivera to the Recreation Board of the City of Massillon, Ohio, for the term expiring December 31, 2025.

COUNCIL PRESIDENT SLATER – Councilman Lombardi.

COUNCILMAN LOMBARDI – Thank you, President Slater. I'd like to make a motion to suspend the rules requiring three readings and bring Res. No. 25 – 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. Res. No. 25 – 2024 has passed.

8. UNFINISHED BUSINESS

9. PETITIONS AND GENERAL COMMUNICATIONS

A Request for a New Liquor License for Bender's Food and Spirits, Inc., DBA West End Tavern, 1st Floor, Basement and Patio, located at 1407 Tremont Ave. S.W., Massillon, Ohio 44647. Permit Class is D2 and is located in Ward 5.

COUNCIL PRESIDENT SLATER – Councilwoman Harwig Smith, I take it that you received that information?

COUNCILWOMAN HARWIG SMITH – Yes I have.

COUNCIL PRESIDENT SLATER – Great.

10. BILLS, ACCOUNTS AND CLAIMS

LocaliQ Ohio-Gannett - \$790.96 –

Publication of May and June Ordinances
Public Notice for Public Hrg. – August 12th

COUNCIL PRESIDENT SLATER – Councilman Lewis.

COUNCILMAN LEWIS – I motion that we 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

Mayor's Report - July 2024

COUNCIL PRESIDENT SLATER – Thank you.

12. REPORTS OF COMMITTEES

COUNCIL PRESIDENT SLATER – Our next Work Session will be Monday August 26, 2024, at 6:30 p.m.

13. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

14. CALL OF THE CALENDAR

15. THIRD READING ORDINANCES AND RESOLUTIONS

COUNCIL PRESIDENT SLATER – Res. No. 24 - 2024

RESOLUTION NO. 24 – 2024

BY: FINANCE COMMITTEE

A RESOLUTION approving the 2025 Stark County Alternative Tax Budget for the City of Massillon, Ohio, as listed on the attached Exhibit “A”, and declaring an emergency.

COUNCIL PRESIDENT SLATER – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we move forward and bring Res. No. 24 – 2024 forward for a vote.

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

8 yes for passage

COUNCIL PRESIDENT SLATER – Thank you, Madam Clerk. Res. No. 24 – 2024 has passed.

16. **SECOND READING ORDINANCES AND RESOLUTIONS**

COUNCIL PRESIDENT SLATER – Ord. No. 60 – 2024.

ORDINANCE NO. 60 – 2024

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE enacting CHAPTER 778 “ADULT USE CANNABIS CONTROL” under PART SEVEN, “BUSINESS REGULATION CODE” of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

COUNCIL PRESIDENT SLATER – Councilwoman Creamer.

COUNCILWOMAN CREAMER – Second reading.

COUNCIL PRESIDENT SLATER – Ord. No. 60 – 2024 has received second reading. Ord. No. 61 – 2024.

ORDINANCE NO. 61 – 2024

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE amending PART ELEVEN “PLANNING AND ZONING CODE”, CHAPTERS 1163, 1165, and 1167 of TITLE FIVE, “ZONING DISTRICTS” of the Codified Ordinances of the City of Massillon, Ohio, to allow as a permitted use in all B-1, B-2 and B-3 business districts, adult use cannabis operators, and declaring an emergency.

COUNCIL PRESIDENT SLATER – Councilwoman Creamer.

COUNCILWOMAN CREAMER – Second reading.

COUNCIL PRESIDENT SLATER – Ord. No. 61 – 2024 has received second reading.

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

18. **ADJOURNMENT**

COUNCIL PRESIDENT SLATER – Councilman Gregg. Oh, Councilwoman Cunningham.

COUNCILWOMAN CUNNINGHAM – Thank you. I didn’t raise my hand fast enough when remarks of Council. I just wanted to give a “shout-out” to the Massillon Tigers as they travel tomorrow to Oregon to represent the City and good luck, Tigers.

COUNCIL PRESIDENT SLATER – Go Tigers.

COUNCILMAN GREGG – I was about to say you have seniority, so, I’ll be happy to yield the floor to you.

COUNCIL PRESIDENT SLATER – Councilman Gregg.

COUNCILMAN GREGG – I make a motion that we adjourn.

COUNCIL PRESIDENT SLATER – Seconded by Councilman Lombardi. Roll call, please.

8 yes to adjourn

COUNCIL PRESIDENT SLATER – Meeting adjourned.

DIANE ROLLAND, COUNCIL CLERK

MIKE SLATER, PRESIDENT