

A G E N D A

DATE: MARCH 18, 1996  
TIME: 7:30 P.M.  
PLACE: COUNCIL CHAMBERS

1. ROLL CALL
2. INVOCATION - COUNCILMAN BILL POOLE
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 59 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from R-1 Single Family Residential to I-1 Light Industrial, and declaring an emergency.

ORDINANCE NO. 60 - 1996 BY: PARKS AND RECREATION 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 enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for equipment for use in the Parks and Recreation Department, and declaring an emergency.

ORDINANCE NO. 61 - 1996 BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Street M&R Fund, Capital Improvement Fund and Youth Center Activity Fund, of the City of Massillon, Ohio, for the year ending December 31, 1996, and declaring an emergency.

RESOLUTION NO. 12 - 1996 BY: COMMITTEE OF THE WHOLE

A RESOLUTION supporting Issue 16, which is a renewal of an existing levy for the Massillon City School District.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS
9. BILLS, ACCOUNTS AND CLAIMS
10. REPORTS FROM CITY OFFICIALS

- A). MAYOR SUBMITS MONTHLY REPORT FOR FEBRUARY 1996
- B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR FEBRUARY 1996
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR FEBRUARY 1996

*530 Finance  
300 Community Development*

11. REPORTS OF COMMITTEES
12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS
13. CALL OF THE CALENDAR

ORDINANCE NO. 24 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from R-2 One Family Residential to R-T Two Family Residential, and declaring an emergency.

ORDINANCE NO. 25 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

AN ORDINANCE amending Section 1151.92 of the Massillon Code of 1985 rezoning certain tracts of land from B-3 General Business to RM-2 Multiple Family Residential, and declaring an emergency.

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 38 - 1996 BY: RULES, COURTS & CIVIL SERVICE  
AND FINANCE COMMITTEE

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - POLICE DEPARTMENT of Ordinance No. 94 - 1994 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - POLICE DEPARTMENT and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - POLICE DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 45 - 1996 BY: RULES, COURTS AND CIVIL SERVICE COMM.

AN ORDINANCE authorizing the Administration of the City of Massillon to adopt a policy on Sexual Harassment for employees of the City of Massillon, and declaring an emergency.

ORDINANCE NO. 46 - 1996

BY: RULES, COURTS AND CIVIL SERVICE COMM.

AN ORDINANCE authorizing the Administration of the City of Massillon to adopt a policy on a Drug Free Workplace and Drug Testing of employees of the City of Massillon, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 55 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from Perry Township to Massillon Zoning, and declaring an emergency.

ORDINANCE NO. 56 - 1996

BY: PARKS AND RECREATION COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with the lowest and best bidder, upon award and approval of the Board of Control, for equipment for use in the Parks and Recreation Department, and declaring an emergency.

16. NEW AND MISCELLANEOUS BUSINESS

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

18. ADJOURNMENT

SHARON HOWELL - CLERK OF COUNCIL

THERE ARE TWO PUBLIC HEARING THIS EVENING

ORDINANCE NO. 24 - 1996 AT 7:00 P.M.

ORDINANCE NO. 25 - 1996 AT 6:30 P.M.

DATE: March 18, 1996

CLERK: SHARON HOWELL

**FIRST READING**

**Public Hearing 5/6/96 - 7:00pm**

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*2nd reading 4/15/96*

*deferred 5/6/96*

ORDINANCE NO. 59 - 1996

BY: THE COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from R-1 Single Family Residential to I-1 Light Industrial, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

It is hereby determined to be in the best interest and promotion of the general health, safety and convenience, comfort, prosperity and welfare of the community to change the designation of the area set forth in Section 2 hereof from R-1 Single Family Residential to I-1 Light Industrial. Said rezoning was denied by the Planning Commission of the City of Massillon, Ohio, on February 14, 1996 and that notice and public hearing has been given according to law.

Section 2:

The City of Massillon, Ohio, Zone Map as identified by Section 1151.02 of the Massillon Code of 1985, be and hereby is amended to show the following described area as I-1 Light Industrial.

Being known as Part of Out Lot 288, a 3.00 acre parcel located on the north side of Finefrock Road S.W. (State Route 241), west of 9th Street S.W.

Section 3:

That this Ordinance is declared to be an emergency measure in that the owner desires to construct storage buildings on this land and hence immediately necessary for the preservation of the health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1996

APPROVED:

SHARON HOWELL, CLERK OF COUNCIL

JOHN H. FRIEG, PRESIDENT

ATTEST:

FRANCIS H. CICCINELLI, JR., MAYOR

REPORT

Rezonning Request  
Part of Out Lot 288  
R-1 To I-1

6-384

五

M.S.

TH.

SR2+1

BERLIN S.W.

|                                                                                       |                                                |
|---------------------------------------------------------------------------------------|------------------------------------------------|
|  | R-1 ONE - FAMILY RESIDENTIAL 7800 SQ. FT. LOTS |
|  | A-1 AGRICULTURAL                               |
|  | R-MH MOBILE HOME PARK                          |
|  | R-2 ONE - FAMILY RESIDENTIAL 9600 SQ FT LOTS   |
|  | R-3 ONE - FAMILY RESIDENTIAL 12000 SQ FT LOTS  |
|  | R-4 ONE - FAMILY RESIDENTIAL 1/2 ACRE LOTS     |
|  | R-T TWO - FAMILY RESIDENTIAL                   |
|  | RM-1 MULTIPLE - FAMILY RESIDENTIAL             |
|  | O-1 OFFICE                                     |
|  | B-1 LOCAL BUSINESS                             |
|  | B-2 CENTRAL BUSINESS DISTRICT                  |
|  | B-3 GENERAL BUSINESS                           |
|  | I-1 LIGHT INDUSTRIAL                           |
|  | I-2 GENERAL INDUSTRIAL                         |
|  | P-1 VEHICULAR PARKING                          |
|  | RM-2 MULTIPLE FAMILY RESIDENTIAL               |

DATE: March 18, 1996

CLERK: SHARON HOWELL

**PASSED 3/18/96**

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 60 - 1996

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for equipment for use in the Parks and Recreation Department, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for equipment for use in the Parks and Recreation Department. A list of said equipment is attached hereto as Exhibit "A".

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to prepare plans and specifications and to advertise for and receive sealed bids according to law, and upon award and approval by the Board of Control, enter into contract with the lowest and best bidder for equipment for use in the Parks and Recreation Department.

Section 3:

That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that the equipment is needed to operate the Parks and Recreation Department. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS          DAY OF          1996

APPROVED:                                 

SHARON HOWELL, CLERK OF COUNCIL

JOHN H. FRIEG, PRESIDENT

APPROVED:                                 

FRANCIS H. CICCCHINELLI, JR., MAYOR

EXHIBIT "A"

To: The Massillon Recreation Board

From: Superintendent of Parks Ray Romans

Subject: Equipment needed for Department Start up (Revised 3/5/96)

Below please find a list of equipment that I feel we will need for the start-up of the Parks Department for 1996.

|                                               | Storage area                          |              |
|-----------------------------------------------|---------------------------------------|--------------|
| 1. One Tractor with Interstate mowing system  | Reservoir Garage                      | \$30,000.00  |
| 2. One Skid Steer with implements and trailer | Reservoir Garage                      | \$50,000.00  |
| 3. One Chipper or like equipment              | Reservoir Fence                       | \$31,000.00  |
| 4. Three 4 wheel drive 60" deck mowers        | Reservoir Garage                      | \$34,500.00  |
| 5. Two 2 wheel drive 60" deck mowers          | Reservoir Garage                      | \$20,000.00  |
| 6. One 3 ton dump truck with plow             | FENCED AREA<br>AT RESERVOIR<br>GARAGE | \$48,000.00  |
| 7. One extended cab pickup truck              |                                       | \$16,000.00  |
| 8. Two mid-size extended cab pickup truck     |                                       | \$26,000.00  |
| 9. One utility van                            |                                       | \$14,000.00  |
| 10. Stake truck                               |                                       | \$22,000.00  |
| 11. Leaf vacuum                               | Reservoir Garage                      | \$21,000.00  |
|                                               | Total                                 | \$312,500.00 |

DATE: March 18, 1996

PASSED 3/18/96

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 61 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Street M&R Fund, Capital Improvement Fund and Youth Center Activity Fund, of the City of Massillon, Ohio, for the year ending December 31, 1996, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON,  
STATE OF OHIO, THAT:

Section 1:

There be and hereby is appropriated from the unappropriated balance of the Street M&R Fund of the City of Massillon, Ohio, for the year ending December 31, 1996, the following:

\$ 50,000.00 to an account entitled "Repair and Maintenance Supplies-Street"  
1201.435.2441

## Section 2:

There be and hereby is appropriated from the unappropriated balance of the Capital Improvement Fund of the City of Massillon, Ohio, for the year ending December 31, 1996, the following:

|             |                                                                |               |
|-------------|----------------------------------------------------------------|---------------|
| \$ 5,000.00 | to an account entitled "Office Improvements"                   | 1401.115.2590 |
| \$ 3,500.00 | to an account entitled "City Hall Telephone Equipment Updates" | 1401.410.2530 |
| \$ 1,610.00 | to an account entitled "Administration-Facsimile Machine"      | 1401.110.2530 |

\$ 3,500.00 to an account entitled "City Hall Telephone Equipment Updates"  
1401.410.2530

\$ 1,610.00 to an account entitled "Administration-Facsimile Machine"  
1401.110.2530

### Section 3:

There be and hereby is appropriated from the unappropriated balance of the Youth Center Activity Fund of the City of Massillon, Ohio, for the year ending December 31, 1996, the following:

|             |                                 |               |
|-------------|---------------------------------|---------------|
| \$ 1,050.00 | to an account entitled "Refund" | 1224.845.2720 |
|-------------|---------------------------------|---------------|

### Section 4:

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary for the more efficient operation of the aforesaid departments of the City of assillon, Ohio, and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS DAY OF , 1996

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL,

JOHN H. FRIEG, PRESIDENT

APPROVED:

FRANCIS H. CICHINELLI, JR., MAYOR

DATE: March 18, 1996

CLERK: SHARON HOWELL

PASSED 3/18/96

CITY OF MASSILLON, OHIO

UNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 12 - 1996

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION supporting Issue 16, which is a renewal of an existing levy for the Massillon City School District.

WHEREAS, the Massillon Board of Education has determined that it is necessary to place on the March 19, 1996 election ballot a renewal of an existing levy for the Massillon City School District, and

WHEREAS, passage of Issue 16 will enable the Massillon City Schools to maintain the day-to-day operations, and

WHEREAS, a financially stable school system would attract industry and business to the Massillon area and would further the economic development of the community,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon strongly supports the passage of Issue 16 and encourages the citizens who reside in the Massillon City School District to vote for passage of the Issue.

Section 2:

That this Resolution shall be immediately effective.

PASSED IN COUNCIL THIS DAY OF 1996

APPROVED:

SHARON HOWELL, CLERK OF COUNCIL

JOHN H. FRIEG, PRESIDENT

APPROVED:

FRANCIS H. CICCINELLI, JR., MAYOR