

A G E N D A

DATE: AUGUST 5, 1996
TIME: 7:30 P.M.
PLACE: COUNCIL CHAMBERS

1. ROLL CALL
2. INVOCATION - COUNCILMAN DALE WALTERHOUSE
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA

A). MRS. SHERRY SAMPSEL AND RESIDENTS OF SECOND WARD IN REGARDS TO THE STATION ON THE CORNER OF CHERRY AND AMHERST. (RESOLUTION NO. 17)

6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 132 - 1996 BY: RULES, COURTS AND CIVIL SERVICE COMM

1st
AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - ENGINEERING DEPARTMENT of Ordinance No. 94 - 1994 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - ENGINEERING DEPARTMENT, and enacting anew Section 2(D) OCCUPATION LIST OF CLASS TITLES - ENGINEERING DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 133 - 1996 BY: PARKS & RECREATION COMMITTEE

1st
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids according to law, and enter into contract with the lowest and best bidder, to lease vehicles for use in the Parks and Recreation Department, and declaring an emergency.

ORDINANCE NO. 134 - 1996 BY: PARKS AND RECREATION COMMITTEE

P
AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to execute a two year extension of a non-drilling oil and gas lease for and on behalf of the City of Massillon, to MB Operating Company, Inc., and declaring an emergency.

1st
Public Hearing Sept 18
ORDINANCE NO. 135 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from RM-1 Multiple Family Residential to B-1 Local Business, and declaring an emergency.

ORDINANCE NO. 136 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

P
AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with Family Counseling Services of Western Stark County, Inc., for the Senior Citizens Homemaker Program, and declaring an emergency.

ORDINANCE NO. 137 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

P
AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with the Massillon Urban League for the Housing Counseling Program, and declaring an emergency.

ORDINANCE NO. 138 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

P
AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with Begin a New, Inc., for tutoring, counseling and job preparatory services for disadvantaged area youth, and declaring an emergency.

ORDINANCE NO. 139 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing and directing the Director of Public Service and

AUGUST 5, 1996

Separated
7,500 } *5-2*
3,000 } *P*
ORDINANCE NO. 141 - 1996

BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers in the 1996 appropriation from within the General Fund of the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 142 - 1996

BY: FINANCE COMMITTEE

R
AN ORDINANCE making certain appropriations from the unappropriated balance of the Wastewater Treatment Fund, Community Development Block Grant Program Fund, Garage Fund, and Capital Improvement Fund, of the City of Massillon, Ohio, for the year ending December 31, 1996, and declaring an emergency.

ORDINANCE NO. 143 - 1996

BY: FINANCE COMMITTEE

P
AN ORDINANCE establishing the surety amounts for bonds for elected officials, and declaring an emergency.

ORDINANCE NO. 144 - 1996

BY: FINANCE COMMITTEE

R
6-1
AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT\PLANNING DEPARTMENT of Ordinance No. 94 - 1994 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT\PLANNING DEPARTMENT, and enacting anew Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT\PLANNING DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 16 - 1996

BY: COMMITTEE OF THE WHOLE

R
A RESOLUTION supporting the passage of the RTA Tax levy that will be on the November 5, 1996 General Election Ballot.

✓
RESOLUTION NO. 17 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

1-4⁰⁵
6-4⁰
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on July 11, 1996, wherein the Zoning Board of Appeals denied a certain variance as relates to property owned by Mr. Mark McLean and known as Lot No. 857-858 located at 514 Cherry Road N.E., in the City of Massillon, Ohio, and declaring an emergency.

✓
7. UNFINISHED BUSINESS

✓
8. PETITIONS AND GENERAL COMMUNICATIONS

✓
9. BILLS, ACCOUNTS AND CLAIMS

✓
10. REPORTS FROM CITY OFFICIALS

A). MAYOR SUBMITS MONTHLY REPORT FOR JULY 1996

B). AUDITOR SUBMITS MONTHLY REPORT FOR JULY 1996

✓
11. REPORTS OF COMMITTEES

✓
12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

✓
13. CALL OF THE CALENDAR

✓
14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 120 - 1996

BY: FINANCE

R
5-1
AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No. 94 - 1994 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES WASTEWATER TREATMENT DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 131 - 1996

BY: FINANCE COMMITTEE

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 132 - 1996

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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

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

Section 1:

Section 2(D) OCCUPATION LIST OF CLASS TITLES - ENGINEERING DEPARTMENT of Ordinance No. 94 - 1994 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - ENGINEERING DEPARTMENT of Ordinance No. 94 - 1994 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 4; AND INSERT IN THE SALARY ORDINANCE 94 - 1994)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary for the more efficient operation of the Engineering Department of the City of Massillon, Ohio. 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

PROVED: FRANCIS H. CICCHINELLI, JR., MAYOR

CLASS GRADE	DEPARTMENT & TITLE DESCRIPTION	EDULE	BASE RATE EFFECTIVE SCHEDULE			
	<u>FIRE DEPARTMENT</u>	325		<u>Nov. 29, 1993</u>		
H	Fire Chief	F		"		
G	Assistant Chief	F		"		
F	Superintendent Buildings	F		"		
E	Fire Capt./Super. of Fire Equip./EMS Coordinator	F		"		
D	Firefighter-Paramedic/Fire Safety Inspector	F		"		
C	Firefighter	F		"		
B	Fire Cadet I	F		"		
A	Fire Cadet II	F		"		
	<u>PART TIME/TEMPORARY/SEASONAL</u>		<u>March 21, 1994</u>	<u>March 20, 1995</u>	<u>March 18, 1996</u>	
UN	Temp. Clerk Typist	UN	\$ 6.60 Per Hr	\$ 6.80 Per Hr	\$ 7.04 Per Hr	
	<u>ENGINEERING DEPT.</u>	405		<u>March 21, 1994</u>		
29S	City Engineering/Planning Director	SU UN		"		
24S	Assistant City Engineer	CL		"		
22S	Civil Engineer	CL		"		
18S	Engineering Technician II	CL		"		
16S	Engineering Technician I	CL		"		
15S	Contract Manager	CL		"		
14S	Construction Inspector III	CL		"		
14S	Engineering Aide III	CL		"		
12S	Construction Inspector II	CL		"		
12S	Engineering Aide II	CL		"		
11S	Engineering/Planning Clerk	CL		"		
10S	Construction Inspector I	CL		"		
10S	Engineering Aide I	CL		"		
* 9S	Secretary	CL		<u>August 5, 1996</u>		
	<u>PART TIME/TEMPORARY/SEASONAL</u>		<u>March 21, 1994</u>	<u>March 20, 1995</u>	<u>March 18, 1996</u>	
UN	Temp. Clerk Typist	UN	\$ 6.60 Per Hr	\$ 6.80 Per Hr	\$ 7.04 Per Hr	
UN	Temp. Laborer	UN	\$ 6.60 Per Hr	\$ 6.80 Per Hr	\$ 7.04 Per Hr	
	<u>CITY-HALL/PUBLIC-BLDGS.410</u>			<u>March 21, 1994</u>		
12H	Chief Custodian	SU UN		"		
10H	Janitor	CL		"		

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 133 - 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 according to law, and enter into contract with the lowest and best bidder, to lease vehicles 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 according to law, and enter into contract with the lowest and best bidder, to lease the following types of vehicles for use in the Parks and Recreation Department.

1. A mid-sized automobile for the Park & Recreation Director.
2. A mid-sized extended cab pick up truck for the Park Supt.
3. A mid-sized extended cab pick up truck for the Recreation Supt.

Section 2:

That the Director of Public Service and Safety and the Parks and Recreation Board of the City of Massillon, Ohio, are hereby authorized and directed to prepare plans and specifications and to advertise for and receive sealed bids according to law, and to enter into contract with the lowest and best bidder to lease vehicles 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 it is necessary that the Parks and Recreation Department lease these vehicles for the more efficient operation of the various department heads during working hours. 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 134 - 1996

BY: PARKS AND RECREATION COMMITTEE

AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to execute a two year extension of a non-drilling oil and gas lease for and on behalf of the City of Massillon, to MB Operating Company, Inc., and declaring an emergency.

WHEREAS, on September 8, 1992 Council approved Ordinance No. 160 - 1992 granting a non-drilling oil and gas lease to MB Operating Company, Inc.; and

WHEREAS, on July 5th, 1994 Council approved Ordinance No. 137 - 1994 granting an extension of a non-drilling oil and gas lease to MB Operating Company, Inc.; and

WHEREAS, MB Operating Company, Inc., has requested a two (2) year extension of this lease agreement with the City of Massillon;

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

Section 1:

The Mayor and the Director of Public Service and Safety be and hereby are authorized to sign on behalf of the City of Massillon, Ohio, a two (2) year extension of a non-drilling oil and gas lease for and on behalf of the City of Massillon, granting to MB Operating Company, Inc., an Ohio Corporation, its successors and assigns, certain rights as more fully set forth in Section 2 hereof.

Section 2:

The non-drilling lease referred to in Section 1 hereof which is to be extended shall be in the following form and shall contain the following terms and conditions:

(SEE ATTACHED COPY)

Section 3:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and that it is necessary to allow MB Operating Company to continue its operations in the City of Massillon, upon the best terms obtainable. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately on 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. CICCHINELLI, JR., MAYOR

EXTENSION OF OIL AND GAS LEASE

WHEREAS, on August 26, 1992, City of Massillon, granted to MB Operating Co., Inc. an oil and gas lease covering 1.09 acres, more or less, situated in Sec. 8, Perry Twp., Stark Co., Ohio, said lease being for a term of Two (2) years, and being recorded in Volume 1289, Page 265, of the lease records of said County; and An extension of the oil and gas lease signed on August 26, 1994, for a period of two (2) years, recorded in the Stark County Records Vol. 1688, Pg. 158.

WHEREAS, it is the desire of said lessors to extend the term of said lease for a period of Two (2) years,

NOW, THEREFORE, BE IT KNOWN that, in consideration of One Dollar (\$1.00) receipt of which is hereby acknowledged, the undersigned lessors do hereby extend the expiration date of said lease for Two (2) years, or from August 26, 1996 to August 26, 1998, this extension in no way affecting any other conditions or covenants of said lease.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 19_____.

WITNESS:

CITY OF MASSILLON

Francis H. Cicchinelli, Jr., Mayor

Alan A. Climer, Services Safety Dir.

STATE OF _____ }
COUNTY OF _____ } ss.

Before me a _____ in and for said County and State, personally appeared _____ and _____ and acknowledged the execution of the within instrument to be their voluntary act and deed.

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 135 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from RM-1 Multiple Family Residential to B-1 Local Business, 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 RM-1 Multiple Family Residential to B-1 Local Business. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on July 10, 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 B-1 Local Business.

Being known as Part of Out Lot 168, a 0.54 acre parcel of land located on the north side of Lincoln Way, N.W., between 19th Street, N.W. and Grosvenor Street, N.W. and known as 2012 Lincoln Way N.W., Massillon, Ohio.

Section 3:

That this Ordinance is declared to be an emergency measure in that the owner desires to construct a drive thru drug store 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 136 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with Family Counseling Services of Western Stark County, Inc., for the Senior Citizens Homemaker Program, and declaring an emergency.

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

Section 1:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with the Family Counseling Services of Western Stark County, Inc., for the Senior Citizens Homemaker Program, at a cost not to exceed Twenty Thousand Dollars (\$20,000.00).

Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the further reason that these services are needed to meet the goals and objectives of the City's Community Development Block Grant Program. 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 137 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with The Massillon Urban League for the Housing Counseling Program, and declaring an emergency.

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

Section 1:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with The Massillon Urban League for the Housing Counseling Program, at a cost not to exceed Fifteen Thousand Dollars (\$15,000.00).

Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the further reason that these services are needed to meet the goals and objectives of the City's Community Development Block Grant Program. And 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 138 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with Begin-A-New, Inc., for tutoring, counseling and job preparatory services for disadvantaged area youth, and declaring an emergency.

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

Section 1:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with the Begin-A-New, Inc., for tutoring, counseling and job preparatory services for disadvantaged area youth, at a cost not to exceed Ten Thousand Dollars (\$10,000.00).

Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the further reason that these services are needed to meet the goals and objectives of the City's Community Development Block Grant Program. 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 139 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with The Massillon Urban League for the Teen Pregnancy Prevention Program, and declaring an emergency.

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

Section 1:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with The Massillon Urban League for the Teen Pregnancy Prevention Program, at a cost not to exceed Six Thousand Dollars (\$6,000.00).

Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the further reason that these services are needed to meet the goals and objectives of the City's Community Development Block Grant Program. 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 140 - 1996

BY: FINANCE COMMITTEE

TITLE: 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.

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

Section 1:

Section 2(D) OCCUPATION LIST OF CLASS TITLES - POLICE DEPARTMENT of Ordinance No. 94 - 1994 and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - POLICE DEPARTMENT of Ordinance No. 94 - 1994 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 3 AND INSERT IN THE SALARY ORDINANCE 94 - 1994)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary in that the Part Time Parking Enforcement Officer is need to patrol the downtown area for parking violations on a daily basis. 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. CICCHINELLI, JR., MAYOR

CLASS GRADE	DEPARTMENT & TITLE DESCRIPTION		BASE RATE EFFECTIVE SCHEDULE	
	<u>AUDITOR DEPARTMENT 205</u>			
12S UN	Deputy Auditor		<u>March 21, 1994</u>	
9S UN	* Deputy Account Clerk II		"	
8S UN	Deputy Account Clerk II		<u>June 23, 1996</u>	
6S UN	Deputy Clerk Typist II		<u>March 21, 1994</u>	
	"		"	
6S UN	<u>PART TIME/TEMPORARY/SEASONAL</u>		<u>March 21, 1994</u>	
	Deputy Clerk Typist II (entry)		<u>March 20, 1995</u>	
			\$ 8.68 Per Hr	
			\$ 8.94 Per Hr	
			<u>March 18, 1996</u>	
			\$ 9.25 Per Hr	
	<u>INCOME TAX DEPARTMENT 210</u>			
18S SU UN	Tax Administrator		<u>March 21, 1994</u>	
12S UN	Investigator		"	
11S UN	Deputy Tax Administrator		"	
9S UN	Senior Auditor		"	
8S UN	Income Tax Auditor		"	
6S UN	Cashier/Receptionist		"	
5S UN	Deputy Clerk Typist II		"	
	<u>PART TIME/TEMPORARY/SEASONAL</u>		<u>March 21, 1994</u>	
	Cooperative Business Education Student		\$ 4.25 Per Hr	
			<u>April 15, 1996</u>	
			\$ 9.78 Per Hr	
7S UN	Auditor			
	<u>TREASURER 215</u>			
6S UN	<u>PART TIME/TEMPORARY/SEASONAL</u>		<u>March 21, 1994</u>	
	Deputy Clerk Typist II (entry)		<u>March 20, 1995</u>	
			\$ 8.68 Per Hr.	
			\$ 8.94 Red Hr.	
			<u>March 18, 1996</u>	
			\$ 9.25 Per Hr.	
	<u>POLICE DEPARTMENT 305</u>			
E	Police Chief		<u>April 1, 1994</u>	
D	Police Captain		"	
C	Police Lieutenant		"	
B	Police Sergeant		"	
A	Police Officer		"	
15S UN	Animal Control Officer		<u>March 18, 1996</u>	
9S UN	Police Secretary - Bookkeeper		<u>April 1, 1994</u>	
6S UN	Police Stenographer - Secretary		"	
5S UN	Clerk Typist I		"	
3S UN	Parking Enforcement Officer		"	
	<u>PART TIME/TEMPORARY/SEASONAL</u>		<u>March 21, 1994</u>	
	Regular School Police		<u>March 20, 1995</u>	
	Extra School Police		\$ 199.53 Bi - Wkly	
	Morals Bureau Tem. Clk		\$ 5.21 Per Hr	
	Police Steno - Sec.		\$ 6.80 Per Hr	
6S UN	Parking Enforcement Officer		\$ 8.94 Per Hr	
3S UN			<u>August 5, 1996</u>	
			\$ 8.59 Per Hr.	

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 141 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 1996 appropriation from within the General Fund, of the City of Massillon, Ohio, 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 transferred from the 1996 appropriation from within the General Fund of the City of Massillon, Ohio, the following:

\$ 7,500.00 from "Hospital/Eye/Dental/P.E.R.S." 1100.305.2210 to "Furtherance of Justice" 1100.315.2387

3,000.00 from "P.E.R.S." 1100.125.2230 to Community Sanctions Coordinator Salary" 1100.126.2110

\$ 600.00 from "VD Control" 1100.715.2390 to "Travel/Seminar/Schooling" 1100.705.2389

Section 2:

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary for state-mandated schooling and seminars required for the staff of the Health Department, 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. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 142 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Wastewater Treatment Fund, Community Development Block Grant Program Fund, Garage Fund, and Capital Improvement 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 Wastewater Treatment Fund of the City of Massillon, Ohio, for the year ending December 31, 1996, the following:

\$ 25,000.00 to an account entitled "P.E.R.S." 2101.610.2230

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Community Development Block Grant Program Fund of the City of Massillon, Ohio, for the year ending December 31, 1996, the following:

\$ 20,000.00 to an account entitled "Senior Citizens Homemaker Program"

1402.845.2803

\$ 15,000.00 to an account entitled "Housing Counseling Program" 1402.845.2802

\$ 10,000.00 to an account entitled "Begin-A-New" 1402.845.2809

\$ 6,000.00 to an account entitled "Teen Pregnancy Prevention Program"

1402.845.2815

Section 3:

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

\$ 5,000.00 to an account entitled "P.E.R.S." 2201.440.2230

Section 3:⁴

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:

3,996.00 to an account entitled "Traffic Controller/EPAC" 1401.420.2530

Section 4:⁵

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 Massillon, 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.

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 143 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE establishing the surety amounts for bonds for elected officials, 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 is hereby is established within the City of Massillon, Ohio, surety amounts for bonds for elected officials as follows:

Clerk of Courts.....\$75,000.00
Treasurer.....\$25,000.00
Auditor.....\$ 1,000.00
Law Director.....\$ 1,000.00

Section 2:

The City Auditor be and is hereby authorized and directed to draw her warrants and make payments on vouchers duly approved by the proper departmental authority.

Section 3:

That this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that the surety amounts for bonds for elected officials be established for the purpose of complying with the requirement of the Auditor. 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

PROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 144 - 1996

BY: FINANCE COMMITTEE

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

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

Section 1:

Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT/PLANNING DEPARTMENT of Ordinance No. 94 - 1994 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT DEPARTMENT of Ordinance No. 94 - 1994 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 8; AND INSERT IN THE SALARY ORDINANCE 94 - 1994)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary for the more efficient operation of the Community Development/Planning Department of the City of Massillon, Ohio. 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. CICCHINELLI, JR., MAYOR

CLASS GRADE DEPARTMENT & TITLE DESCRIPTION

BASE RATE EFFECTIVE SCHEDULE

21S	SU	CL	HEALTH DEPARTMENT	705-710-730	March 21, 1994				
15S	CL		Health Administration Officer						
14S	CL		Housing Inspector		"				
14S	CL		Public Health Sanitarian		"				
12S	CL		Public Health Nurse II		"				
12S	CL		Public Health Nurse I		"				
12S	CL		Public Health Sanitarian-in-Training						
14S	CL		WIC Clinic Supervisor		July 9, 1995				
9S	CL		WIC Clinic Assistant		March 21, 1994				
9S	CL		Registrar of Vital Statistics		April 15, 1996				
8S	CL		Registrar of Vital Statistics		March 6, 1995				
8S	CL		Clerk Typist II/Deputy Registrar		March 21, 1994				
7S	CL		WIC Clerk		March 6, 1995				
6S	CL		Clerk Typist II		March 21, 1994				
			PART TIME/TEMPORARY/SEASONAL						
15S	CL		Health Comm. (APPT.)		March 21, 1994				
			Sanitarian (entry)		March 20, 1995				
			(not to exceed \$12,000.00 per year)		\$653.74Bi-wkly				
			Acting Health Comm.		\$ 11.95 Per Hr				
			Medical Director		March 18, 1996				
14S	CL		WIC Prof/Nutritionist		\$200.00Bi-wkly				
12S	CL		WIC Staff Prof. (entry)		\$307.59Bi-wkly				
12S	CL		Public Health Nurse I		\$ 11.12 Per Hr				
5S	CL		WIC Clerk		\$ 10.40 Per Hr				
			COMMUNITY DEVELOPMENT/PLANNING 845		\$ 10.40 Per Hr				
26S	SU	UN	Community Development Director &		\$ 8.44 Per Hr				
			Economic Development Director		January 1, 1996				
19S	SU	UN	Housing Director						
16S	CL		Building Inspector		March 21, 1994				
15S	SU	UN	Youth Director		January 1, 1996				
9S	CL		Secretary/Bookkeeper		March 21, 1994				
* 8S	UN		Housing Clerk/Secretary		August 5, 1996				
6S	UN		Clerk Typist II		March 21, 1996				
5S	CL		Clerk Typist I		"				
5S	CL		Relocation Aide		"				
			PART TIME/TEMPORARY/SEASONAL						
	UN		SESP Administrator/Youth Center		March 21, 1994				
			(limit six hours per day)		March 20, 1995				
	UN		Cook Youth Center		\$ 7.50 Per Hr				
	UN		Aide/Youth Center		\$ 7.35 Per Hr				
	UN		Site Coordinator/Youth Center		\$ 6.80 Per Hr				
	UN		Clerical-Secretary/Youth Center		\$ 6.14 Per Hr				
			(limit six hours per day)		\$ 6.14 Per Hr				

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 16 - 1996

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION supporting the passage of the RTA Tax Levy that will be on the November 5, 1996 General Election Ballot.

WHEREAS, it is vital that public transportation operate throughout Stark County including the City of Massillon, and

WHEREAS, Stark County is among the fastest growing in the State of Ohio, and

WHEREAS, with the loss of Regional Transit Authority's (RTA) Grant of federal funds, the passage of a county wide quarter percent sales tax is crucial to the continued existence of the RTA and to its ability to meet the necessary needs of the community, and

WHEREAS, the Council supports the efforts of the Board of Trustees of the RTA in their endeavor to bring all of Stark County into its area of service and the passage of the sales tax needed to fund that expansion,

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

Section 1:

This Council hereby supports the passage of the RTA Tax Levy that will be on the November 5, 1996 General Election Ballot.

Section 2:

This Council calls on the citizens of Massillon to support the passage of the RTA Tax Levy.

Section 3:

That this resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____, 1996

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL JOHN H. FRIEG, PRESIDENT

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: August 5, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 17 - 1996

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on July 11, 1996, wherein the Zoning Board of Appeals denied a certain variance as relates to property owned by Mr. Mark McLean and known as Lot No. 857-858 located at 514 Cherry Road N.E., in the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, the Massillon Zoning Board of Appeals on July 11, 1996, denied a variance to erect a canopy closer to front property line than the code permits at 514 Cherry Road N.E. and which property is owned by Mr. Mark McLean.

WHEREAS, on July 19, 1996, a Notice of Appeal pursuant to Section 1129.09 of the Massillon Zoning Code has been filed with the Clerk of Council by Mr. Mark McLean, owner of property known as Lot No. 857-858 located at 514 Cherry Road N.E., in the City of Massillon, Ohio, appealing a decision in Case No. 791 of the Massillon Zoning Board of Appeals.

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, Ohio, deems it is in the best interest of proper community growth and welfare of the community to reverse the decision of the Massillon Zoning Board of Appeals made on July 11, 1996, in regards to the property owned by Mr. Mark McLean.

Section 2:

That this Resolution is declared to be an emergency measure in that the reversal of the decision of the Massillon Zoning Board of Appeals is essential for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Wherefore, this Resolution shall be in full force and effect immediately from and after passage and approval by the Mayor.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1996

APPROVED: _____

SHARON HOWELL, CLERK OF COUNCIL

JOHN H. FRIEG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR