

Agenda
A G E N D A

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

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

- Mr. Wendell Edwards*
A). MR. WENDELL EDWARDS TO PRESENT PLAQUE FOR THE LILLIAN GISH TRIANGLE
B). MR. PETE STROBEL TO PRESENT PETITIONS

5.a COUNCIL TO ADJOURN TO EXECUTIVE SESSION REGARDING LITIGATION NAVARRE/FOHL ROAD ANNEXATION AND JEDD.

6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 176 - 1996 BY: FINANCE COMMITTEE

P
AN ORDINANCE authorizing the Auditor to pay three 1995 bills for which there was no purchase order, out of the 1996 appropriations within the Youth Center Fund, Community Development Fund, and Swimming Pool Fund, and declaring an emergency.

ORDINANCE NO. 177 - 1996 BY: SEWER AND WASTE DISPOSAL COMMITTEE

P
AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract, without competitive bidding, with CT Consultants, Inc., for consulting services for various sanitary sewer projects in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 178 - 1996 BY: SEWER AND WASTE DISPOSAL COMMITTEE

P
AN ORDINANCE authorizing the Director of Public Service and Safety to enter into easement agreements for property located in the Southwest Quarter of Section 3 and the Northwest Quarter of Section 10 located in Tuscarawas Township for the purpose of constructing, installing and maintaining the West Massillon Trunk Sewer, and declaring an emergency.

ORDINANCE NO. 179 - 1996 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

P
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with Eric Alan Grohe, for Phase III of the painting of the mural in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 180 - 1996 BY: PARKS & RECREATION COMMITTEE

P
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Public Entities Pool of Ohio (PEP) for municipal general liability, public officials' liability, police professional and municipal automobile insurance coverage in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 181 - 1996 BY: PARKS & RECREATION COMMITTEE

P
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Love Insurance Agency, Inc., for building contents, crime, boiler and machinery insurance coverage for the City of Massillon, and declaring an emergency.

ORDINANCE NO. 182 - 1996 BY: FINANCE COMMITTEE

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

ORDINANCE NO. 183 - 1996 BY: SEWER AND WASTE COMMITTEE

P
AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract without competitive bidding, with Bio Gro Division of Wheelabrator Water Technologies Inc., to clean the digester at the Wastewater Treatment Plant, and declaring an emergency.

OCTOBER 7, 1996

ORDINANCE NO. 184 - 1996

BY: FINANCE COMMITTEE

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

ORDINANCE NO. 185 - 1996

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Sewer O&M Fund; Parks & Recreation Fund, State Highway M&R Fund, Mural Fund, parking Meter Fund, Youth Center Activity Fund and Swimming Pool Fund, of the City of Massillon, Ohio, for the year ending December 31, 1996, and declaring an emergency.

ORC 186 - MIN. WAGE ACT.

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

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR SEPTEMBER 1996
- B). AUDITOR SUBMITS MONTHLY REPORT FOR SEPTEMBER 1996

11. REPORTS OF COMMITTEES

- A). RESOLUTION FROM OHIO EPA AND GOVERNOR VOINOVICH DESIGNATING OCTOBER 7TH TO 11TH AS "OHIO WATER QUALITY AWARENESS WEEK"

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

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 164- 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 P-1 Vehicular Parking, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS
16. NEW AND MISCELLANEOUS BUSINESS
17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA
18. ADJOURNMENT

THERE WILL BE A PUBLIC HEARING THIS EVENING REGARDING
ORDINANCE NO. 164 - 1996 AT 7:00 P.M.

SHARON HOWELL - CLERK OF COUNCIL

DATE: OCTOBER 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 176 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay three 1995 bills for which there was no purchase order, out of the 1996 appropriations within the Youth Center Fund, Community Development Fund, and Swimming Poole Fund, 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 finds it necessary to authorize the City Auditor to pay a 1995 bill for which there was no purchase order, out of the 1996 appropriation of the Youth Center Fund. Said bill to be paid is as follows:

\$225.89 Radio Shack - Stereo Equipment

Section 2:

The Council of the City of Massillon, Ohio, hereby finds it necessary to authorize the City Auditor to pay a 1995 bill for which there was no purchase order, out of the 1996 appropriation of the Community Development Fund. Said bill to be paid is as follows:

\$ 57.20 State of Ohio, Dept. of Education - Summer Feeding Service Program

Section 3:

The Council of the City of Massillon, Ohio, hereby finds it necessary to authorize the City Auditor to pay a 1995 bill for which there was no purchase order, out of the 1996 appropriation of the Swimming Poole Fund. Said bill to be paid is as follows:

\$ 56.00 Remittance to State

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 Youth Center 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 form 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. CICHINELLI, JR., MAYOR

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 177 - 1996

BY: SEWER AND WASTE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract, without competitive bidding, with CT Consultants, Inc., for consulting services for various sanitary sewer projects in the City of Massillon, 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 finds that it is necessary to enter into a contract, without competitive bidding, with CT Consultants, Inc., for consulting services for the following various sanitary sewer projects in the City of Massillon.

Kelly-Millersburg Extension
Nave-Richville Extension
Legend Hills Connector

Section 2:

That the Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract, without competitive bidding, with CT Consultants, Inc., for consulting services for above mentioned projects in the City of Massillon.

Section 3:

That the cost of the professional services shall not exceed the amount of Sixty-Five Thousand Dollars (\$65,000.00)

Section 4:

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 additional reason that it is necessary that CT Consultants perform the consulting services so that the sanitary sewer projects be completed. 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

177

REQUEST FOR LEGISLATION TO: Sewer & Waste Disposal
Council Committee

REQUEST LEGISLATION FOR: October 7, 1996
Council Meeting Date

DEPARTMENT REQUESTING LEGISLATION: James J. Benekos, City Engineer - JJB
Department Head

MAYOR'S APPROVAL: James J. Benekos
Mayor
Date: September 30, 1996

AVAILABILITY OF FINANCES: Salvador B. Gomez
Auditor
Date: _____

SUBJECT OF REQUESTED LEGISLATION: Contract for Consultant Services
Please prepare legislation to enter into a contract without competitive bidding with CT Consultants, Inc., 1204 N. Main Street, North Canton, Ohio 44720, for consulting services for the following projects:

- Kelly-Millersburg Extension
- Nave-Richville Extension
- Legend Hills Connector

at a cost not to exceed \$65,000.00. Funding will come from Account No. 2101.615.2396 entitled "Consultant Services". Request for appropriation of funds has been submitted to the Finance Committee on this date.

JJB/cas
date typed: Sept. 26, 1996

Date Original Given To Auditor: 9-30-96
Date Copy Given To Council Clerk: 9-30-96
Recd. Board of Directors 9-30-96
Date of action 9-30-96

DATE: October 7, 1996

October 7, 1996

CLERK: SHARON HOWELL

SHARON HOWELL

COUNCIL CHAMBERS

CITY OF MASSILLON, OHIO

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 178 - 1996

BY: SEWER AND WASTE DISPOSAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into easement agreements for property located in the Southwest Quarter of Section 3 and the Northwest Quarter of Section 10 located in Tuscarawas Township for the purpose of constructing, installing and maintaining the West Massillon Trunk Sewer, 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 is hereby authorized to enter into easement agreements for property located in the Southwest Quarter of Section 3 and the Northwest Quarter of Section 10 located in Tuscarawas Township for the purpose of constructing, installing and maintaining the West Massillon Trunk Sewer.

Section 2:

That this Ordinance is hereby declared to be an emergency measure for the reason that it is necessary to enter into the easement agreements for the purpose of completing the West Massillon trunk sewer project and is necessary to 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

APPROVED:

FRANCIS H. CICHINELLI, JR., MAYOR

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 179 - 1996

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with Eric Alan Grohe, for Phase III of the painting of the mural in the City of Massillon, Ohio, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract agreement with Eric Alan Grohe, for Phase III of the painting of the mural in the City of Massillon, Ohio.

Section 2:

That the Director of Public Service and Safety be and is hereby authorized to enter into a contract agreement with Eric Alan Grohe, for Phase III of the painting of the mural in the City of Massillon, Ohio.

Section 3:

That the cost of said contract shall not exceed Ten Thousand Dollars (\$10,000.00) for Phase III.

Section 4:

That this Ordinance is declared to be an emergency measure immediately necessary for the additional reason that this project will continue the beautification of Downtown Massillon. 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. CICCINELLI, JR., MAYOR

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 180 - 1996

BY: PARKS & RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Public Entities Pool of Ohio (PEP) for municipal general liability, public officials' liability, police professional and municipal automobile insurance coverage in the City of Massillon, 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 finds that it is necessary to enter into a contract with the Public Entities Pool of Ohio for municipal general liability, public officials' liability, police professional and municipal automobile insurance coverage for the City of Massillon.

Section 2:

That the Director of Public Service and Safety of the City of Massillon be and hereby is authorized to enter into a contract with the Public Entities Pool of Ohio, for municipal general liability, public officials' liability, police professional and municipal automobile insurance coverage for the City of Massillon, Ohio.

Section 3:

Upon delivery of the aforesaid agreement, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

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 imperative that the City of Massillon has liability insurance coverage in immediate effect. 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. CICCINELLI, JR., MAYOR

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 181 - 1996

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Love Insurance Agency, Inc. for building, contents, crime, boiler and machinery insurance coverage for the City of Massillon, 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 finds that it is necessary to enter into a contract with the Love Insurance Agency, Inc. for building, contents, crime, boiler and machinery insurance coverage for the City of Massillon, Ohio.

Section 2:

That the Director of Public Service and Safety of the City of Massillon be and hereby is authorized to enter into a contract with the Love Insurance Agency, Inc., for building, contents, crime, boiler and machinery insurance coverage for the City of Massillon, Ohio.

Section 3:

Upon delivery of the aforesaid agreement, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

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 to have insurance coverage on the listed items. 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

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 182 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 1996 appropriation from within the General Fund and Parks & Recreation 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:

TRANSFER FROM:

1100.415.5.2110 BUILDING SALARY.....	\$ 19,800.00
1100.435.5.2447 REPAY L.W.W.....	16,800.00
1100.305.5.2210 HOSP/EYE/DENTAL.....	16,000.00
1100.405.5.2110 ENGINEERING SALARY.....	12,000.00
1100.210.5.2111 INCOME TAX SALARY.....	12,000.00
1100.705.5.2150 ACCUM.SICK LEAVE-HEALTH.....	6,800.00
1100.125.5.2115 SALARY COURT HOUSE SECURITY.....	5,400.00
1100.325.5.2210 HOSP/EYE/DEN.....	1,000.00
1100.125.5.2111 COURT CLERKS SALARY.....	400.00

TRANSFER TO:

1100.205.5.2111 AUDITOR CLERKS SALARY.....	\$ 22,300.00
1100.905.5.2710 TRANSFER TO GARAGE FUND.....	17,000.00
1100.135.5.2111 BAILIFF SALARY.....	10,500.00
1100.325.5.2110 FIRE DEPT. SALARY.....	10,000.00
1100.126.5.2110 SALARY COMMUNITY SERVICE COORDIN..	5,400.00
1100.435.5.2430 STREET GAS & OIL.....	5,000.00
1100.205.5.2395 ACCRUAL CONVER./ANNUAL REPORT.....	5,000.00
1100.305.5.2114 ANIMAL CONTROL OFFICER.....	4,400.00
1100.305.5.2111 POLICE CLERKS SALARY.....	4,300.00
1100.160.5.2110 SERVICE DIRECTOR SALARY.....	2,200.00
1100.120.5.2111 PT. SP. CT. OFFICER.....	1,900.00
1100.105.5.2110 COUNCIL SALARY.....	1,500.00
1100.135.5.2430 BAILIFF GAS & OIL.....	400.00
1100.305.5.2112 POLICE SCHOOL PATROL.....	200.00
1100.120.5.2110 SP. CT. OFFICER.....	100.00

Section 2:

There be and hereby is transferred from the 1996 appropriation from within the Parks and Recreation Fund of the City of Massillon, Ohio, the following:

\$ 25,000.00 from "Park Salary" 1234.505.5.2110 to	"Recreation Salary" 1234.510.5.2110
\$ 14,000.00 from "Park P.E.R.S." 1234.505.5.2230 to	"Recreation P.E.R.S." 1234.510.5.2230
\$ 3,000.00 from "SR.Salary" 1234.505.5.2110 to	"Park Adv/Mk" 1234.505.5.2394

Section 3:

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 various departments in 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.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1996

APPROVED:

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

APPROVED: _____

FRANCIS H. CICCINELLI, JR., MAYOR

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 183 - 1996

BY: SEWER AND WASTE DISPOSAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract, without competitive bidding, with Bio Gro Division of Wheelabrator Water Technologies Inc., to clean the digester at the Wastewater Treatment Plant, 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 finds that it is necessary to enter into a contract, without competitive bidding, with Bio Gro Division of Wheelabrator Water Technologies Inc., to clean the digester at the Wastewater Treatment Plant.

Section 2:

That the Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract, without competitive bidding, with Bio Gro Division of Wheelabrator Water Technologies Inc., to clean the digester at the Wastewater Treatment Plant.

Section 3:

That the cost of this professional service will not exceed the amount of Forty-Seven Thousand Dollars (\$47,000.00).

Section 4:

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 additional reason that THE Wheelabrator Water Technologies Inc., is experienced in cleaning digesters and the Wastewater Treatment Plant needs immediate service. 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. CICCINELLI, JR., MAYOR

REQUEST FOR LEGISLATION TO:

Sewers and Waste Committee
Council Committee

Council Committee

183

WEST LEGISLATION FOR:

DEPARTMENT REQUESTING LEGISLATION:

October 7, 1996

Council Meeting Date

Wastewater Treatment Department

Department Head

MAYOR'S APPROVAL:

Department Head
Francis H. Ackrell Jr.
Mayor
September 12, 1996

Mayor

DATE:

September 12, 1996

AVAILABILITY OF FINANCES:-

Auditor

DATE:

SUBJECT OF REQUESTED LEGISLATION:

Request authorization for the cleaning out of a digester at the Wastewater Treatment Plant. The digester has not been cleaned in 10 years and needs maintenance.

Bio Gro Division of Wheelabrator Water Technologies Inc. will need to haul approx. 1,000,000 gallons at a cost of \$.0470 per gallon.

Funds are available in Wastewater Treatment Account 2101.610.2390 (Sludge Hauling).

GIVEN TO AUDITOR:-

9-15-96

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 184 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 1996 appropriation from the General Fund to the Mosquito Control 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 the General Fund to the Mosquito Control Fund the following:

§ 800.00 FROM: "Transfer To Mosquito Control" 1100.905.5.2713
TO: "Transfer In" 1212.725.4.1860

Section 2:

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds must be transferred from the General Fund to the Mosquito Control Fund in 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.

PASSED IN COUNCIL THIS _____ DAY OF _____, 1996

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

JOHN H. FRIEG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCINELLI, JR., MAYOR

DATE: October 7, 1996

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 185 - 1996

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Sewer O&M Fund; Parks & Recreation Fund, State Highway M&R Fund, Mural Fund, Parking Meter Fund, Youth Center Activity Fund and Swimming Pool 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 Sewer O&M Fund of the City of Massillon, Ohio, for the year ending December 31, 1996, the following:

\$ 65,000.00 to an account entitled "Consultant Services" 2101.615.2396

Section 2:

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

\$ 17,600.00 to an account entitled "Recreation Salary" 1234.510.5.2110
\$ 17,500.00 to an account entitled "Recreation Oper. Supp." 1234.510.5.2420
\$ 7,500.00 to an account entitled "Recreation Contractural" 1234.510.5.2392
\$ 5,000.00 to an account entitled "Recreation P.E.R.S." 1234.510.5.2230
\$ 2,000.00 to an account entitled "Recreation Unemp." 1234.510.5.2290
\$ 400.00 to an account entitled "Recreation Maint/Bldg" 1234.510.5.2332

Section 3:

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

\$ 12,500.00 to an account entitled "Salary Safety" 1202.420.5.2110

Section 4:

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

\$ 10,000.00 to an account entitled "Mural Phase III" 3112.905.2510

Section 5:

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

\$ 300.00 to an account entitled "Gas and Oil" 1208.445.5.2340

Section 6:

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:

\$ 173.57 to an account entitled "Youth Center Activity" 1224.875.2380

Section 7:

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

\$ 6.00 to an account entitled "Remittance to State" 1236.705.2390

Section 8:

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.

PASSED IN COUNCIL THIS _____ DAY OF _____, 1996

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

JOHN H. FRIEG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCCHINELLI, JR., MAYOR

DATE: September 17, 1996

CLERK:

SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 18 - 1996

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: A RESOLUTION endorsing the proposed annexation of 2.1 acres of land in Tuscarawas Township, owned by the City of Massillon, Ohio, and urging the Stark County Commissioners to approve said annexation.

WHEREAS, the City of Massillon, Ohio, owns 2.1 acres in Tuscarawas Township and Council of the City of Massillon, Ohio, desires that said municipally owned property be located within the city limits, and

WHEREAS, the Mayor and Director of Service and Safety are authorized to sign a petition requesting annexation of said city owned land to the City;

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

Section 1:

Massillon City Council hereby endorses and urges the Stark County Commissioners to approve the proposed annexation of 2.1 acres of City owned land in Tuscarawas Township.

Section 2:

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. CICHINELLI, JR., MAYORS

*File: Westside
Annexation.*