

A G E N D A

DATE: JANUARY 20, 19987
TIME: 7:30 P.M.
PLACE: COUNCIL CHAMBERS

1. ROLL CALL
2. INVOCATION - COUNCILMAN TIM BRYAN
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. 6 - 1998 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract with the Stark County Engineer for the Ohio & Erie Canal Scenic Byway Wayfinding System, and declaring an emergency.

ORDINANCE NO. 7 - 1998 BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

AN ORDINANCE amending CHAPTER 165 "EMPLOYEES GENERALLY" of the Codified Ordinances of the City of Massillon, by the addition of Section 165.01(e) "Residency Required" of said CHAPTER 165 "EMPLOYEES GENERALLY", and declaring an emergency.

ORDINANCE NO. 8 - 1998 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. 9 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from P-1 Parking to B-2 Central Business District, and declaring an emergency.

ORDINANCE NO. 10 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from R-1 Single Family to B-1 Local Business District, and declaring an emergency.

ORDINANCE NO. 11 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from RM-1 Multiple Family Residential to R-1 Single Family Residential, and declaring an emergency.

ORDINANCE NO. 12 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the West Side Area Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 13 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE accepting the Final Plat for the MDF Business Park in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 14 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the Mayor and Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 15 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, to enter into a contract agreement with Make-A-Way Center in the rehabilitation of its drop-in center located at 227 Third Street S.E. in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 16 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

P AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to extend the contract with the Massillon Chapter of Habitat for Humanity to assist in the construction of new housing for low income homeowners in the City of Massillon, Ohio, and declaring an emergency. b/c

ORDINANCE NO. 17 - 1998

BY: HEALTH, WELFARE & BUILDING REGULATIONS

P AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a five year contract with the Walter H. Drane Company for the updating and publishing of the Codification of Codes for the City of Massillon, and declaring an emergency. b/c

ORDINANCE NO. 18 - 1998

BY: SEWER AND WASTE DISPOSAL COMMITTEE

P AN ORDINANCE authorizing and directing the Mayor and Director of Public Service and Safety to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring an emergency. b/c

ORDINANCE NO. 19 - 1998

BY: SEWER AND WASTE DISPOSAL COMMITTEE

SDH ✓ P AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with Bitzel Excavating, Inc. for the construction of the Nave-Richville Sanitary Sewer Extension, in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 20 - 1998

BY: PARKS AND RECREATION COMMITTEE

P AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract agreement without competitive bidding, with GPD Associates, for professional services pertaining to the Sippo Valley Corridor Project, and declaring an emergency. b/c

ORDINANCE NO. 21 - 1998

BY: PARKS AND RECREATION COMMITTEE

P AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract agreement without competitive bidding, with Environmental Design Group, for professional services pertaining to the total construction of the Community Park Project, and declaring an emergency. b/c

ORDINANCE NO. 22 - 1998

BY: FINANCE COMMITTEE

SDH ✓ P AN ORDINANCE making certain appropriations from the unappropriated balance of the Parks and Recreation Fund, Wastewater Treatment Plant Fund and Community Development Block Grant Program Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, and declaring an emergency. b/c

ORDINANCE NO. 23 - 1998

BY: FINANCE COMMITTEE

P AN ORDINANCE making a certain appropriation from the unappropriated balance of the Capital Improvement Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, and declaring an emergency. b/c

ORDINANCE NO. 24 - 1998

BY: PARKS AND RECREATION COMMITTEE

13 P AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Lot No. 3541 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose, and declaring an emergency.

RESOLUTION NO. 3 - 1998

BY: HEALTH, WELFARE AND BUILDING REGULATIONS

P A RESOLUTION expressing firm support for increasing the legal age for purchase of tobacco products in Ohio to 21 years of age.

RESOLUTION NO. 4 - 1998

BY: COMMITTEE OF THE WHOLE

P A RESOLUTION commending Jack D. Sombati as Regional Director AFSCME Ohio Council 8.

JANUARY 20, 1998

RESOLUTION NO. 5 - 1998

BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending David A. Smith as President of Council for the City of Massillon, Ohio.

RESOLUTION NO. 6 - 1998

BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending Bill H. Hamit as a City Councilman for the City of Massillon, Ohio.

RESOLUTION NO. 7 - 1998

BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending Dale A. Walterhouse as a City Councilman for the City of Massillon, Ohio.

RESOLUTION NO. 8 - 1998

BY: COMMITTEE OF THE WHOLE

A RESOLUTION commending William L. Kraft as a City Councilman for the City of Massillon, Ohio.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

A). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING TRANSFER OF A LIQUOR LICENSE FROM ASHLAND INC., DBA SUPERAMERICA 5290, 906 LINCOLN WAY E., MASSILLON, OHIO, 44646 TO SUPERAMERICA BEVERAGE LLC., DBA SUPERAMERICA 5290, 906 LINCOLN WAY E., MASSILLON, OHIO, 44646.

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

A). MAYOR SUBMITS MONTHLY REPORT FOR DECEMBER 1997

B). FIRE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 1997

C). POLICE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 1997

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

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 ARE NO PUBLIC HEARING SCHEDULED FOR THIS EVENING

SHARON HOWELL
CLERK OF COUNCIL

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 6 - 1998

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract with the Stark County Engineer for the Ohio & Erie Canal Scenic Byway Wayfinding System, 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 a contract with the Stark County Engineer for the Ohio & Erie Canal Scenic Byway Wayfinding System.

Section 2:

That the cost of said contract shall not exceed Four Thousand Fifty-One Dollars (\$4,051.00).

Section 3:

That upon the completion of said services 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 such services, and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

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 further reason that it is necessary to enter into this contract with the Stark County Engineer so that the Ohio & Erie Canal Scenic Byway Wayfinding System can 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 _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR

AGREEMENT

THIS AGREEMENT, made this _____ day of _____, 1998, by and between the Board of Stark County Commissioners, hereinafter County, acting through by and through its duly authorized representatives and the City of Massillon, by and through its duly authorizedc representatives, hereinafter referred to as City

WHEREAS, the U.S. Congress has recently designated the Ohio and Erie Canal a historic corridor eligible for federal funding and

WHEREAS, matching local funds are necessary to obtain the federal funding, and

WHEREAS, Stark County's share of said matching local funds is \$11,100.00., and

WHEREAS, the City has agreed to participate in said project to secure the federal funding by providing (based upon population) the sum of Four Thousand and Fifty-one dollars as its share of the local funds., and

WHEREAS, the securing of such federal funding is for the public convenience and welfare of the citizens of Stark County and the City of Massillon.

NOW THEREFORE IT IS MUTUALLY AGREED, as follows

1. Stark County will participate in the effort to secure the grant totaling \$240,000.00 from the federal government to be used for the installation of a signage system along the Ohio and Erie Canal Scenic Byway and to create tourism-related materials for the area benefiting the citizens of Stark County and the City of Massillon.
2. The City for the public convenience and welfare of its citizens agrees to contribute within 30 days of the signing of this agreement the sum of \$4,051.00 as its share of the local matching funds based upon population.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed as of the day and year first above written.

Board of Stark County Commissioners

Witness

By _____
Commissioner

Witness

By _____
Commissioner

By _____
Commissioner

City of Massillon

Witness

By _____

Witness

Approved as to form and Legal Sufficiency

Assistant Prosecuting Attorney

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 7 - 1998

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 165 "EMPLOYEES GENERALLY" of the Codified Ordinances of the City of Massillon, by the addition of Section 165.01 (e) "Residency Required" of said CHAPTER 165 "EMPLOYEES GENERALLY", and declaring an emergency.

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

Section 1:

That there be and hereby is enacted a new Section 165.01(e) of CHAPTER 165 "EMPLOYEES GENERALLY", of the Codified Ordinances of the City of Massillon. Said newly enacted Section shall read as follows:

165.01 RESIDENCY REQUIRED

- * (e) This Chapter shall not be applicable to members of Local 251 of the International Association of Firefighters, also known as the Massillon Professional Firefighters Association, local 251, AFL-CIO who were hired before November 25, 1996.

Section 2:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactments are necessary for the more efficient operation of the various departments of the City of Massillon, Ohio, and for the additional reason that this section must be amended to comply with the requirement of the Collective Bargaining Agreement that the City has with Local #251. 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.

CONTINUOUS

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: 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.

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 from Perry Township to Massillon Zoning classifications, as approved by the Planning Commission of the City of Massillon, Ohio, on December 10, 1997, and that notice and public hearing has been given according to law.

Section 2:

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

Being known as Out Lots 753 and 754, a 30.021 acre area, located on the south side of Navarre Road, east of Sterilite Avenue S.E. and being part of the MDF area annexation to the City of Massillon, County of Stark, Ohio.

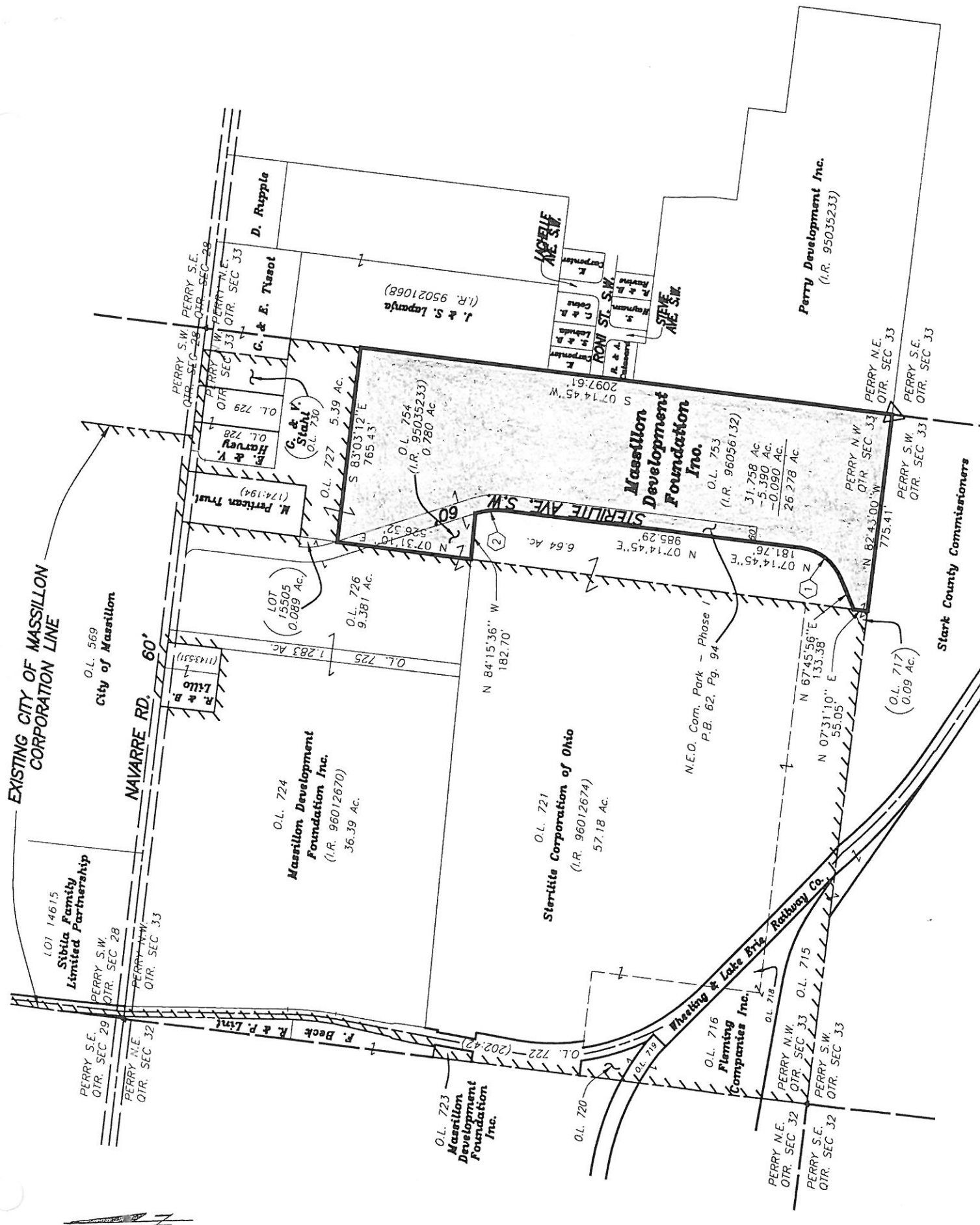
Section 3:

That this ordinance is declared to be an emergency measure in that the use herein provided for is essential to the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community and that this property would best be served to be designated I-1 Light Industrial. 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 _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 9 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from P-1 Parking to B-2 Central Business District, 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 P-1 Parking to B-2 Central Business District. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on December 10, 1997 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 is hereby amended to show the following described area as B-2 Central Business District.

Being known as Lot No. 13041, a 27,689 square foot parcel located on the northeast corner of First Street S.W. and Charles Avenue S.W.

Section 3:

That this Ordinance is declared to be an emergency measure in that the property that is being rezoned will be used for the proposed site for the SARTA Bus Transfer Station, parking deck and hotel development project and hence is 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 _____ 1998

APPROVED:

SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

1ST ST. S.W.



CHARI FS AVE SW

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 10 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from R-1 Single Family 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 R-1 Single Family to B-1 Local Business. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on December 10, 1997 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 is hereby amended to show the following described area as B-1 Local Business.

Being known as Lot No. 543 located at 122, 124 and 126 8th Street N.E.

Section 3:

That this Ordinance is declared to be an emergency measure in that the property being rezoned will be used for the construction of a storage building and hence is 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

66

ANDREW

14712	1648
1652	1646
	1645
	1644

1623	1622
1624	1627
	1628
	1629
1625	1630

N.E.

66

557	556
558	555
552	554
551	553
550	549

FEDERAL

AVE.

488	490
493	491
494	495
497	496

1642	1643
1641	7890
	7891

REZONING REQUEST

122-24-26 8th Street, N.E.

R-1 to B-1

7892	7893
951	

ST.

1631	1635
------	------

956	957
958	

9 5 9

NORTH

8TH

9TH

543	542
544	541
545	540
546	539
547	538
548	537

533	532
534	531
535	530
529	528
527	526

FEDERAL AVE.

N.E.

500	503
501	504
507	506

509	14596
510	512
513	

LINCOLN

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 11 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from RM-1 Multiple Family Residential to R-1 Single Family Residential, 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 R-1 Single Family. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on December 10, 1997 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 is hereby amended to show the following described area as R-1 Single Family.

Being known as Lot No. 304, a 5.00 acre vacant parcel located on the west side of 16th Street S.E., south of Franklin Elementary School.

Section 3:

That this Ordinance is declared to be an emergency measure in that the owner of this property is planning to develop a 20 lot sub-division for the purpose of providing more single family homes in Massillon and hence is 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 _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR

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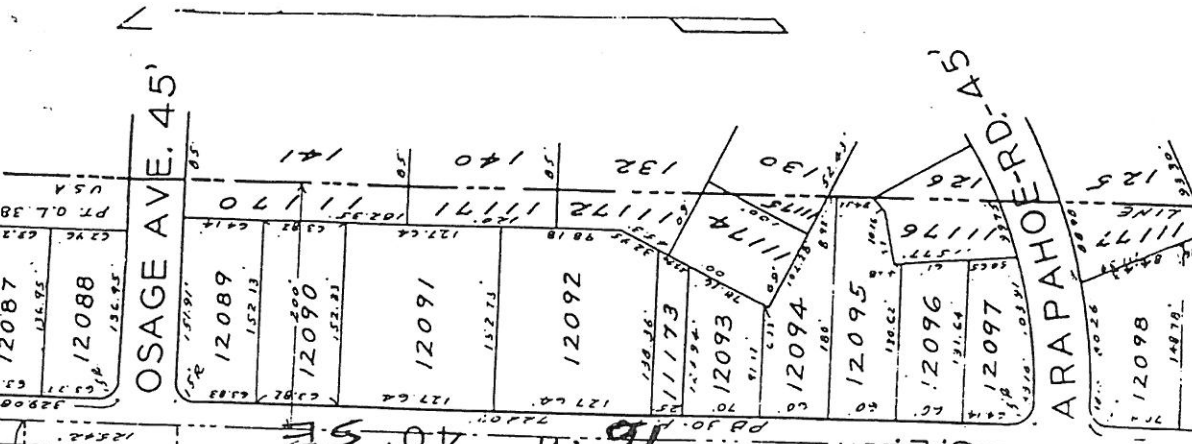
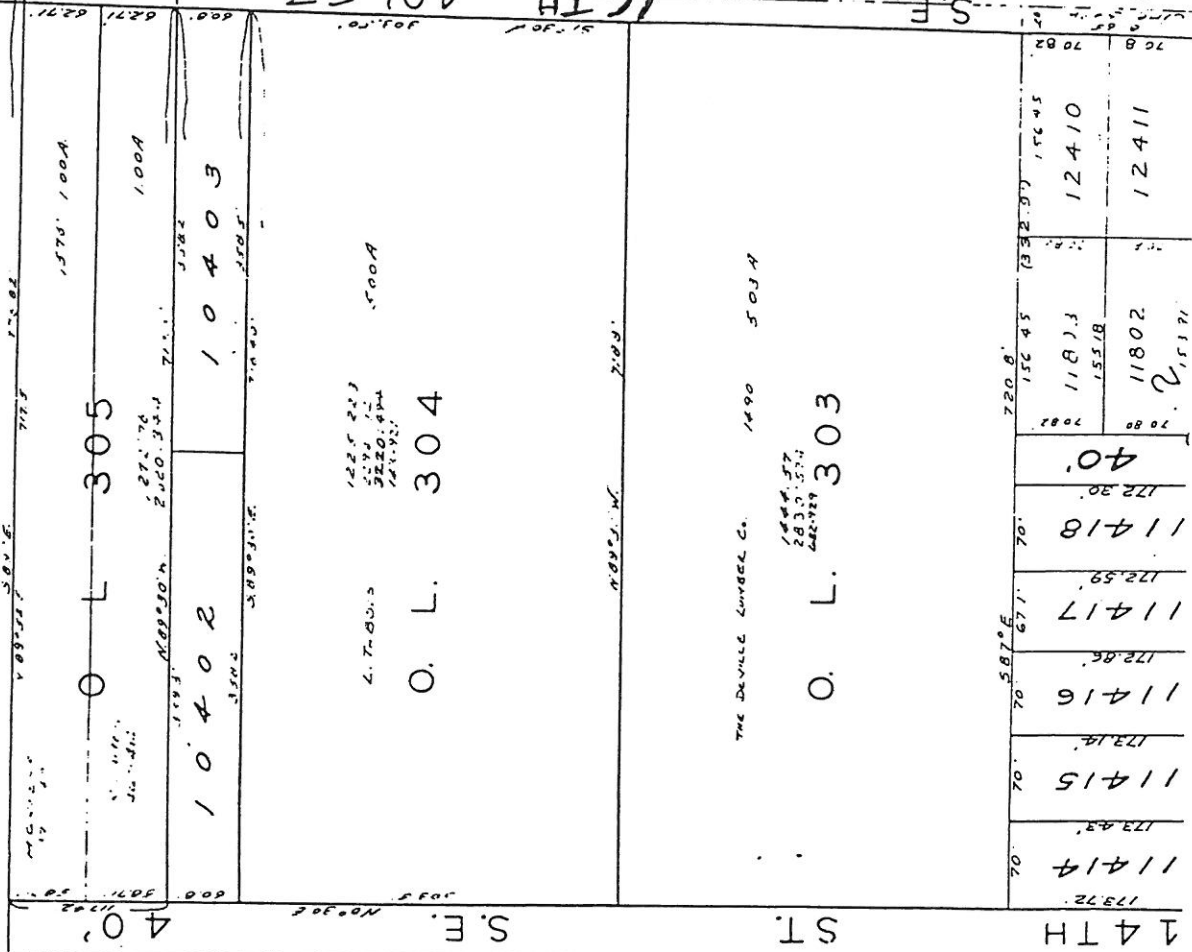
5412	5372
5413	5371
5414	5370
5415	
5416	
14954	
14953	
5420	
5421	

S.E.

5319	5355	5357
5320	5356	5358
5334	5336	5335
5335		
5336		

5431	5437
5430	5440
5429	5439
5428	5438
5427	5437

REZONING REQUEST
OUT LOT 304
RM-1 MULTIPLE FAMILY RESIDENTIAL
TO R-1 SINGLE FAMILY RESIDENTIAL



DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 12 - 1998

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the West Side Area Annexation, upon annexation, and declaring an emergency.

WHEREAS, certain property owners have filed a petition requesting the Hammer Area Annexation to be annexed to the City of Massillon, Ohio, pursuant to the Ohio Revised Code Section 709.02, and

WHEREAS, The Ohio Revised Code Section 709.031 (B) requires;

Upon receiving this notice, the Municipal Legislative Authority, shall by Ordinance or Resolution, adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation, and

WHEREAS, this Ordinance is intended to comply with the requirements of the Ohio Revised Code Section 709.031 (B), and

WHEREAS, the legislative authority of the City of Massillon, Ohio, is supportive of the annexation proposal, and

WHEREAS, the Stark County Commissioners have scheduled a public hearing, to be held in City Council Chambers on Wednesday, February 11, 1998 at 7:00 P.M.

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

Section 1:

The City of Massillon, Ohio, will extend to the proposed area, upon annexation, the availability of all municipal services extended to all of the current citizens, residents and property owners of the City of Massillon, Ohio, including, but not limited, to the services of the Municipal Police Department, services of the Municipal Fire Department, services of the Municipal Service Department, services of the Engineering Department, services of the Building Department, services of the Street Department, services of the Safety Department, services of the Planning Department, services of the Health Department, services of the Sewer Department and services of the City of Massillon Administration.

Section 2:

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 to indicate what services the City of Massillon will provide to the area upon annexation prior to the Stark County Commissioners hearing on February 11th, 1998. 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 13 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat for the MDF Business Park in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

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

Section 1:

The Final Plat for MDF Business Park in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer and designated as File No. SD-530, Acc. No. 3375 be, and the same is approved and accepted and that the dedication to public use of the streets and alleys thereon shown, be, and the same is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held January 14, 1998. The undertaking given by the owners for improvement of streets and now on file with the City Engineer is approved as heretofore:

Being Known as part of Out Lot 587, a 41.669 acre area, located on the west side of State Route 21, south of Warmington Road S.W. This final plat will replat this property into 5 Out Lots and to dedicate an extension of existing Commerce Drive S.W.

Section 2:

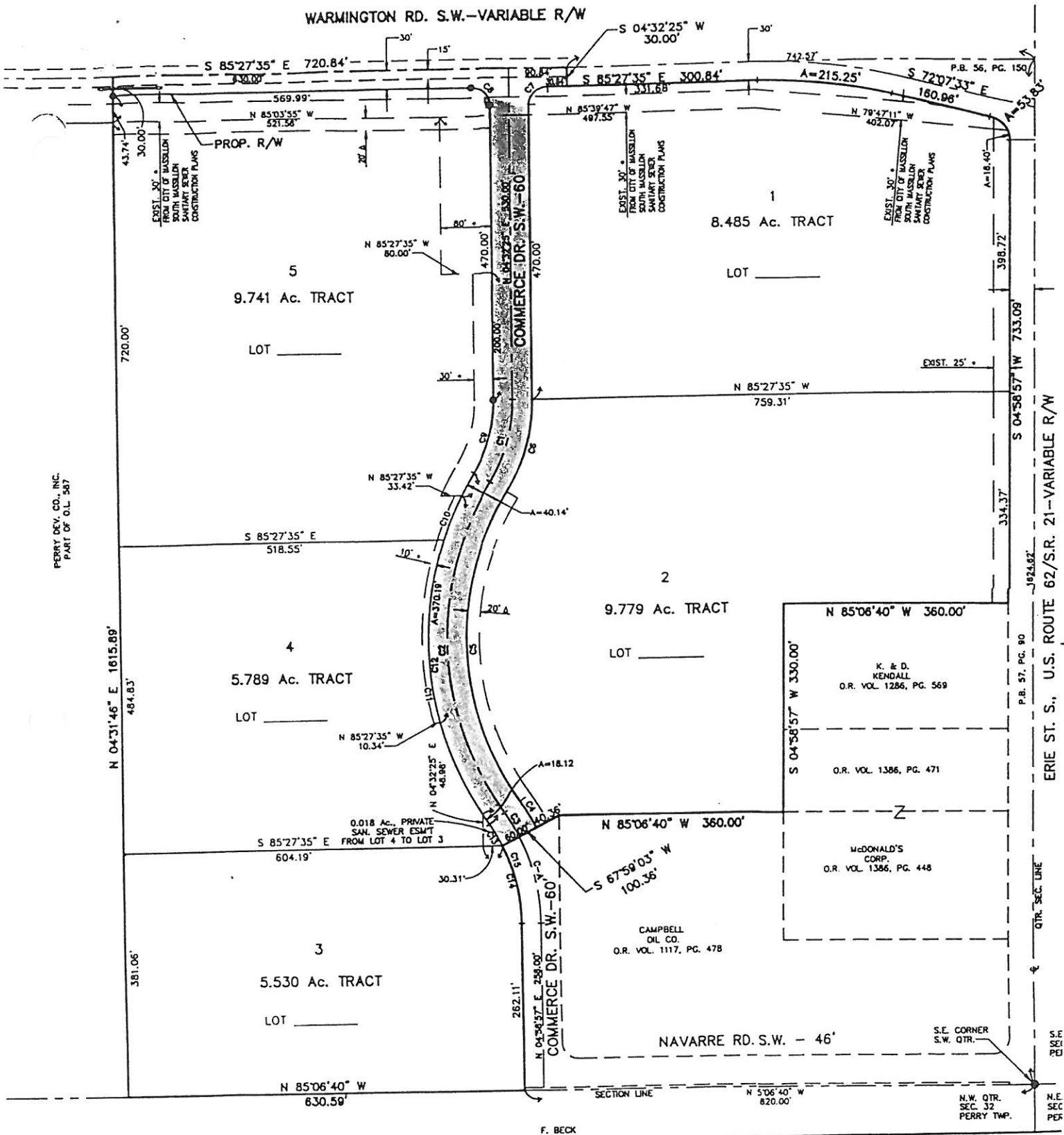
This Ordinance is declared to be an emergency measure for the reason that said plat is urgently needed for the development of this area and for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Provided it receives the 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 _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR

WARMINGTON RD. S.W.-VARIABLE R/W



MDF BUSINESS PARK

LOCATED IN THE CITY OF MASSILLON, COUNTY OF STARK,
STATE OF OHIO AND BEING PART OF OUT LOT 587

DECEMBER, 1997
5 LOTS



ACREAGE SUMMARY

LOTS = 39.324 AC.
ROADS = 2.345 AC.
TOTAL = 41.669 AC.



DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 14 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for 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:

The City Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for the City of Massillon. The contract for services shall not exceed Thirteen Thousand Dollars (\$13,000.00).

Section 2:

The Mayor and Director of Public Service and Safety of the City of Massillon be and is hereby authorized to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services 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 needed to assist the City of Massillon in its Housing Rehabilitation 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 15 - 1998

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 Make-A-Way Center in the rehabilitation of its drop-in center located at 227 Third Street S.E. 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 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 Make-A-Way center for rehabilitation of its drop-in center at 227 Third Street S.E. at a cost not to exceed Two Thousand Nine Hundred Dollars (\$2,900.00).

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 _____ 1998

APPROVED: _____

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 16 - 1998

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to extend the contract with the Massillon Chapter of Habitat for Humanity to assist in the construction of new housing for low income homeowners 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:

The City Council of the City of Massillon, Ohio, hereby finds that it is necessary to extend the contract with the Massillon Chapter of Habitat for Humanity to assist in the construction of new housing for low income homeowners in the City of Massillon, Ohio. The extension of this contract for services shall not exceed Six Thousand Eight Hundred Ninety-Two Dollars and Twenty-Three Cents (\$ 6,892.23).

Section 2:

The Mayor and the Director of Public Service and Safety of the City of Massillon be and are hereby authorized to extend the contract with the Massillon Chapter of Habitat for Humanity to assist in the construction of new housing for low income homeowners in 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 implement the 1997 fiscal year 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 17 - 1998

BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a five year contract with the Walter H. Drane Company for the updating and publishing of the Codification of Codes 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 Director of Public Service and Safety is hereby authorized to enter into a five year contract with the Walter H. Drane Company for the updating and publishing of the Codification of Codes for the City of Massillon.

Section 2:

A copy of said contract agreement is attached hereto and made part of this ordinance.

Section 3:

That upon the completion of said services 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 such services, and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

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 further reason that the Walter H. Drane Company has worked well and diligently with the City of Massillon in the past. 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

The Walter H. Drane Company

Professional Codification Service

*Tower East - Suite 180
20600 Chagrin Boulevard
Cleveland, Ohio 44122*

*216-752-1022
Fax 216-752-7935*

AGREEMENT FOR ANNUAL CODIFICATION SUPPLEMENT

An agreement dated December 24, 1997, between the City of Massillon, Ohio, a municipal corporation (hereinafter called the Municipality), and the Walter H. Drane Company, an Ohio corporation (hereinafter called the Contractor), in consideration of mutually agreed upon promises and conditions set forth herein.

A. For a total of five times, the Contractor shall annually prepare and publish an updating to the Codified Ordinances containing all ordinances of a general and permanent nature, and in providing such service agrees to:

1. Examine and review all ordinances of the Municipality to ascertain material suitable for integration.
2. Evaluate all selected material for provisions which appear to be obsolete, repealed specifically or by implication, ambiguous, vague or inapplicable, or in conflict with other law (State statute, Charter or other ordinance provisions and court decisions) and refer questions on the same to the Solicitor for a decision.
3. Edit all ordinance material by correcting all spelling, capitalization, grammatical and typographical errors, but the sense, meaning or legal effect of any ordinance provision shall not be altered.
4. Classify and arrange selected material into its proper component code, title (or article), chapter and section position.
5. Prepare proper and descriptive headings for each title, chapter and section.
6. Number all material to conform with the decimal numbering system and code classification.
7. Substitute proper code numbers for references within sections of selected material so as to conform with the new numbering system.
8. Substitute the words "this code" or "this chapter" for "this ordinance" whenever the sense so requires.
9. Prepare cross references for each chapter to applicable provisions of State statutes, and other sections, chapters or codes of the Codified Ordinances.
10. Prepare a legislative history for each section, noting the ordinance number and date of passage.
11. Prepare a supplemental index or revise the general index to cover all ordinance material to be integrated.
12. Prepare a comparative section table indicating the disposition of integrated ordinances.
13. Prepare a supplemental listing of special ordinances if such original listing is included in the Codified Ordinances.
14. Unless otherwise agreed to, revise key provisions of the Codified Ordinances to reflect enactments by the State Legislature.
15. Guarantee typographical correctness. Errors attributable to the Contractor will be corrected at any time requested by the Municipality without charge to the Municipality. The Contractor's liability for all services shall extend only to the correcting of any such errors within the Codified Ordinances.
16. Print, collate and deliver to the Municipality sufficient sets of printed pages to equal the original printing, or such number as are requested by the Municipality.

The Walter H. Drane Company

B. The Municipality agrees to:

1. Pay the Contractor annually for the term the Contractor's services are retained a sum of:
 - (a) \$850.00 for editorial services set forth in Part A of this agreement.
 - (b) \$22.00 per printed page which is changed (new matter included).
 - (c) \$10.00 per printed page which is unchanged (the reverse side of a changed page).
 - (d) \$3.00 per printed page for 100 extra copies of Traffic and General Offenses and Planning and Zoning Codes pages.

The prices quoted above are intended to reflect the cost of codifying the normal volume of legislation which has traditionally been enacted by the Municipality on an annual basis. The Contractor reserves the right to exclude or negotiate a separate price for extraordinary legislation such as subdivision regulations, a zoning code, a building code or similar legislation whose number of pages far exceed the normal volume of legislation passed by the Municipality each year.

All sums are payable within ten days after receipt of the sets of printed pages by the Municipality.

2. Pay delivery charges of the sets of printed pages from Cleveland to Massillon, Ohio.
 3. Provide the Contractor with copies of all materials needed to complete the supplementation.
- C. 1. This agreement is subject to acceptance by the Municipality within 90 days of the date of this agreement.
2. This agreement is subject to cancellation by either of the parties hereto upon 90 days written notice to the other party.
 3. ~~Upon completion of the five-year period, this agreement shall automatically renew itself from year to year. At such time the sum set forth in Paragraph B.1. above shall be adjusted annually using the Bureau of Labor Statistics CPI-U Index.~~

Delite
SD F.

IN WITNESS THEREOF, the parties have set their hands the day and date below written.

THE WALTER H. DRANE COMPANY
Cleveland, Ohio

By *W. H. Drane*

Title General Counsel

Date December 24, 1997

THE MUNICIPALITY OF
MASSILLON, OHIO

By _____

Title _____

Date _____

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 18 - 1998

BY: SEWER AND WASTE DISPOSAL COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Mayor and Director of Public Service and Safety to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring an emergency.

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

Section 1:

The Mayor and Director of Public Service and Safety of the City of Massillon, Ohio, are hereby authorized and directed to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

Section 2:

A copy of said contract agreement is attached hereto and made part of this ordinance.

Section 3:

The cost of said grant agreement shall be Twenty Thousand Dollars (\$20,000.00).

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 the grant agreement be entered into for the efficient operation of the recycling 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 _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR

**RECYCLING PROGRAM GRANT AGREEMENT
STARK-TUSCARAWAS-WAYNE
JOINT SOLID WASTE MANAGEMENT DISTRICT**

THIS AGREEMENT is made and entered into this _____ day of _____, 199____ by and between the Stark-Tuscarawas-Wayne Joint Solid Waste Management District (the District), acting by and through its Board of Directors (the Board), and the City of Massillon (the Grantee), under the circumstances summarized in the following recitals:

WHEREAS, the Grantee has submitted an application in the form attached as Exhibit A (the Application) to the District for a grant (the Grant) to provide funding for the recycling program described therein (the Program); and

WHEREAS, the Board has determined , based upon its review of the Application, that the Grant should be awarded in the amount of \$ 20,000.00 to provide funding for portions of the Program, and that fees levied under Division (B) of Section 3734.57 of the Revised Code and appropriated by the Board for the purpose of funding recycling programs in connection with implementation of the District's Solid Waste Management Plan, should be expended to fund the Grant in the amount of \$ 20,000.00; and

WHEREAS, the Board has authorized its Chairman and Secretary to execute and deliver this Agreement with the Grantee relating to the administration of the Grant; and

WHEREAS, the Grantee has been authorized by its governing body to enter into this Agreement;

NOW THEREFORE, in consideration of the premises and mutual covenants hereinafter contained, the District and the Grantee agree as follows:

Section 1. Grant Award Disbursements to the Grantee, and Use of Disbursements

- 1.01 The District hereby awards to the Grantee the Grant in an amount not exceeding \$ 20,000.00 for the purpose of providing financial assistance for the Program Activities specified (as Items I, II and III, the Approved Activities), that are in accordance with its form attached as Exhibit B (Fundable Expenses) in the Program Budget included in the Application. The District agrees to disburse Grant funds to the Grantee for Approved Activities in an amount not exceeding the amount set forth above. The Grantee hereby acknowledges and agrees that the amounts payable to the Grantee under this Agreement are and shall be payable solely from any moneys on deposit from time to time in the fund into which fees levied by the District under Division (B) of Section 3734.57 of the Revised Code are required to be deposited, and that amount payable to the Grantee under this Agreement are not payable from any other moneys of the District, the Board or the Solid Waste Management Policy Committee of the District (the Policy Committee) or from any moneys of Stark County, Tuscarawas County or Wayne County (the Counties). This Agreement does not and shall not constitute a general obligation of the District, the Board, the Policy Committee or any of the Counties.

- 1.02 Disbursements to the Grantee. Grantee shall prepare and submit quarterly invoices, the form attached hereto as Exhibit C (the Quarterly Invoice), for the expenses incurred for Approved Activities of the Program to the Board on each of the following dates:

- 1) April 15, 198
- 2) July 15, 1998
- 3) October 15, 1998 (and)
- 4) January 15, 1999

Grant funds shall be disbursed quarterly by the District, for actual expenses incurred, to the Grantee or a payee designated by the Grantee for Approved Activities within 30 days after receipt by the District of said invoice provided by the Grantee evidencing that the Grantee has paid expenses of Approved Activities in the amount requested to be disbursed or that the amount requested to be disbursed is due and payable for expenses incurred, each such invoice to be prepared, completed and signed in a form and a manner satisfactory to the Executive Director/Treasurer.

- 1.03 Grantee agrees that Grant funds shall be used solely to reimburse it for the payment of expenses of Approved Activities or to pay those expenses. Expenses incurred by the Grantee for items that are not a part of the Approved Activities or costs incurred for items in the Approved Activities that are in excess of the amount of the Grant shall not be reimbursed without the prior written approval of the District.

Section 2. Progress Reports

- 2.01 Grantee shall prepare and submit progress reports, the form attached here to as Exhibit D (the Quarterly Report), on the Status of the Program to the Board on each of the following dates, each such report to be prepared, completed, and signed in form and a manner satisfactory to the Executive Director/Treasurer.

- (1) April 15, 1998;
- (2) July 15, 1998
- (3) October 15, 1998 (and)
- (4) January 15, 1999.

- 2.02 Each progress report shall set forth the purpose for which Grant funds have been expended and the extent to which Program objectives have been achieved.

Section 3. Compliance with Federal and State Law

- 3.01 The Grantee shall not discriminate against any employee or applicant for employment because of race, color, religion, national origin, ancestry, age, sex or any disability.

- 5.02 Extent of Covenants; No Personal Liability. All covenants, stipulations, obligations and agreements of the District contained in this Agreement are and shall be deemed to be covenants, stipulations, obligations and agreements to the full extent authorized by law and permitted by the Constitution of the State. No covenant, stipulation, obligation or agreement of the District contained in this Agreement shall be deemed to be a covenant, stipulation, obligation or agreement of any present or future member, officer, agent or employee of the District, the Board, the Policy Committee or any committee or subcommittee thereof, in other than that person's official capacity.
- 5.03 Binding Effect. This agreement shall inure to the benefit of and shall be binding upon the District and Grantee and their respective successors and assigns, provided that this Agreement shall not be assigned by either party without the consent of the other party.
- 5.04 Amendments, Changes and Modifications. This Agreement may not be effectively amended, changed, modified or added to except by an instrument executed in the same manner as this Agreement approved by the Board and the governing body of the Grantee.
- 5.05 Counterparts. This Agreement may be executed in any number of counterparts, each of which shall be regarded as an original and all of which shall constitute but one and the same instrument.
- 5.06 Severability. In case any section or provision of this Agreement, or any covenant, stipulation, obligation, agreement, act, or action, or part thereof made, assumed, entered into, or taken thereunder or any application thereof, is for any reason held to be illegal or invalid, such illegality or invalidity shall not affect the remainder thereof or any other section or provision thereof or any other covenant, stipulation, obligation, agreement, act, action or part thereof, made, assumed, entered into, or taken thereunder (except to the extent that such remainder, section, provision or other covenant, stipulation, obligation, agreement, act, action or part thereof is wholly dependent for its operation on the provision determined to be invalid), which shall be construed and enforced as if such illegal or invalid portion were not contained therein, nor shall such illegality or invalidity of any application thereof affect any legal and valid application thereof, and each such section, provision, covenant, stipulation, obligation, agreement, act, action, or part thereof shall be deemed to be effective, operative, made, entered into or taken in the manner and to the full extent permitted by law.
- 5.07 Construction. The terms used in this Agreement shall be construed so as to be consistent with, and to give effect to, any applicable state or federal laws or regulations issued thereunder, but otherwise so as to confer the fullest possible authority upon the District and the Grantee to accomplish the purposes of this Agreement.
- 5.08 Captions and Headings. The captions and headings in this Agreement are for convenience only and in no way define, limit or describe the scope or intent of any provisions or sections of this Agreement.
- 5.09 Laws of State Govern. This Agreement shall be deemed to be an agreement made under the laws of the State of Ohio and for all purposes shall be governed by and construed in accordance with those laws.

- 5.10 Termination of Agreement. This Agreement shall terminate on January 15, 1999, or at such earlier date as may be elected by the District if the Board hereafter determines in its sole discretion that the conduct of the Program by the Grantee is not specified in the Application, or the Grantee has not complied in any respect with the terms of this Agreement. In the event of such termination, the Grantee shall be paid only for any non cancelable obligation properly incurred by the Grantee prior to termination.

IN WITNESS WHEREOF, the District, acting by and through the Board, and the Grantee, have caused this Agreement to be executed and to be effective on the date set forth above.

THE CITY OF MASSILLON

STARK-TUSCARAWAS-WAYNE JOINT
SOLID WASTE MANAGEMENT DISTRICT

By: _____
Title

By: _____
Chairman, Board of Directors

And By: _____
Title

Attest: _____
Secretary, Board of Directors

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 19 - 1998

BY: SEWER AND WASTE DISPOSAL COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with Bitzel Excavating, Inc. for the construction of the Nave-Richville Sanitary Sewer Extension, 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 Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with Bitzel Excavating, Inc. for the construction of the Nave-Richville Sanitary Sewer Extension.

Section 2:

That the cost of said services will not exceed One Hundred Fifty Thousand Dollars (\$150,000.00).

Section 3:

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 to provide sanitary sewer service to citizens in the Nave-Richville area 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 20 - 1998

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract agreement without competitive bidding, with GPD Associates, for professional services pertaining to the Sippo Valley Corridor Project, and declaring an emergency.

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

Section 1:

The City Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract, without competitive bidding, with GPD Associates, for professional engineering services pertaining to the Sippo Valley Corridor Project.

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 GPD Associates, for professional engineering services pertaining to the Sippo Valley Corridor Project.

Section 3:

That the cost of this professional service will not exceed the amount of Fifty-Three Thousand Five Hundred Ninety-Nine Dollars (\$53,599.00).

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 in that GPD Associates has the experience and technology to perform the required services. 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 _____ 1998

APPROVED: _____

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 21 - 1998

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract agreement without competitive bidding, with Environmental Design Group, for professional services pertaining to the total construction of the Community Park Project, and declaring an emergency.

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

Section 1:

The City Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract, without competitive bidding, with Environmental Design Group, for professional services pertaining to the total construction of the Community Park Project.

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 Environmental Design Group, for professional engineering services pertaining to the total construction of the Community Park Project.

Section 3:

That the cost of this professional service will not exceed the amount of Two Hundred Twenty-One Thousand One Hundred Dollars (\$221,100.00).

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 Environmental Design Group has the experience and technology to perform the required services. 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 _____ 1998

APPROVED: _____

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 22 - 1998

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Parks and Recreation Fund, Wastewater Treatment Plant Fund and Community Development Block Grant Program Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, 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 Parks and Recreation Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, the following:

\$580,000.00 to an account entitled "Capital Projects" 1434.505.2510
\$ 20,000.00 to an account entitled "Professional Services" 1434.505.2390

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Wastewater Treatment Plant Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, the following:

\$150,000.00 to an account entitled "Nave-Richville Sanitary Sewer Extension"
2101.615.2590

Section 3:

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, 1998, the following:

\$ 6,892.23 to an account entitled "Habitat for Humanity" 1402.845.2806
\$ 2,900.00 to an account entitled "Make-A-Way" 1402.845.2813

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 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 23 - 1998

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement of the City of Massillon, Ohio, for the year ending December 31, 1998, 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 Capital Improvement Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, the following:

\$ 4,051.00 to an account entitled "City Share Ohio & Erie Canal Study"
1401.505.2390

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 in that the funds be appropriated to complete the Ohio & Erie Canal Scenic Byway Wayfinding 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 _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 24 - 1998

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Lot No. 3541 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose, 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 prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Lot No. 3541 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose.

Section 2:

The following described real estate belonging to the City of Massillon, Ohio, is not needed for any municipal purpose, to-wit:

Known as and being Lot No. 3541, in the City of Massillon,
County of Stark and State of Ohio.

Section 3:

That the Director of Public Safety and Service be and hereby is authorized to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Lot No. 3541 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose.

Section 4:

That the advertisement for the bidding of said real estate shall contain the following instructions:

- 1). Each bidder shall be prepared to review with Council their intended use for the real estate.
- 2). The successful bidder shall be responsible to pay all fees and costs associated with the sale and transfer of said property.
- 3). The City reserves the right to reject any bid.

Section 5:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the community and for the further reason of such emergency arising out of the necessity to dispose of real estate no longer needed for any municipal purpose for the best price obtainable. 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 _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

O. L. 5
CITY OF MASSILLON
5.12 AC.

O. L. 6
PASTURE PRODUCTS
INV. CO.
5.03 AC.

O. L. 8
C. L. &
W. R. R.
CO.

THIRD

TUSCARAWAS

O. L. 4

9200

9204

ERIE

WILLARD

O. L. 1
O. HETGER
1.35 AC.

ERIE

N. E.

ROAD N. W.

OHIO

ST. N. W.

1 ST

ST. N. W.

AVE.

ST. N. W.

AVE.

VINE

N. W.

GROUSE

FIRST

WARWICK

CHERRY

CITY OF MASSILLON

SEE PAGE 279 COUNCIL

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 3 - 1998

BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE

TITLE: A RESOLUTION expressing firm support for increasing the legal age for purchase of tobacco products in Ohio to 21 years of age.

WHEREAS, despite increasing evidence and education about the health hazards of tobacco, 3,000 teenagers in America begin smoking every day, one-third of whom will eventually die a premature death due to tobacco-related health complications; and

WHEREAS, teenagers are the most likely segment of the population to become addicted to smoking; and

WHEREAS, revelations in recent court hearings prove that the tobacco industry purposefully targets advertising toward teenagers; and

WHEREAS, a majority of adult smokers report having had their first cigarette by age 14 with habitual smoking starting around their 18th birthday; and

WHEREAS, national research shows that the number of eighth, tenth and twelfth graders who smoke daily has increased 44%, 45% and 20% respectively since 1991; and

WHEREAS, if a person can make it to the age of 21 without developing an addiction to smoking odds are only 10% they ever will; and

WHEREAS, a United States Department of Health and Human Services study shows that illegal drug use almost always begins with tobacco use; and

WHEREAS, Ohio taxpayers pay over \$4 billion every year to cover direct and indirect medical costs due to tobacco use; and

WHEREAS, a paradigm of successful public policy can be found in Ohio's experience in moving the legal age of purchase and possession of alcohol from 18 to 21 has been an effective control on underage drinking, reducing the level of usage and number of alcohol-related traffic fatalities among teens; and

WHEREAS, reducing the number of teens who become addicted to tobacco products will improve the long-term public health and reduce the economic burden for the rest of society;

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

Section 1:

This Council hereby expresses its strong support for increasing the legal age for purchase of tobacco products in Ohio to 21 years of age.

Section 2:

That this resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____ FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 4 - 1998

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending Jack D. Sombati as Regional Director-AFSCME Ohio Council 8.

WHEREAS, JACK D. SOMBATI, has been a labor activist in the Canton-Akron area for his entire adult life, and;

WHEREAS, Jack joined the staff of AFSCME in 1968 after working in the aerospace industry as a member of the UAW, and;

WHEREAS, Jack brought many skills to his positions as Staff Representative and Regional Director and used them to help public sector workers gain dignity and respect on the job, and;

WHEREAS, his work with Local Union in and around Summit, Stark and seven other counties in the Akron Region, helped to build solid relationships between those Local Unions and their Employers, negotiating contracts that benefitted both workers and managers, and;

WHEREAS, Jack organized and negotiated contracts with the City of Massillon, Stark County Highway Engineer, Stark County Sanitary Engineer, Canton Regional Transit Authority (now called SARTA), and the City of Canton, and;

WHEREAS, under Jack's leadership, AFSCME has grown to be one of the most influential and progressive Union's in the Stark/Summit county area, and;

WHEREAS, Jack has been appointed to be Executive Director of the Ohio AFSCME Care Plan, and;

WHEREAS, Jack's commitment and dedication to all public workers will be missed by AFSCME and the people of Massillon, who benefitted from his talents;

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

Section 1:

This Council recognizes the contributions made over the last thirty (30) years by JACK SOMBATI to his Union and to the Citizens of Stark County.

Section 2:

That this Resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 5 - 1998

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending David A. Smith as President of Council for the City of Massillon, Ohio.

WHEREAS, on December 31, 1997 DAVID A. SMITH completed one (1) year as President of the Council of the City of Massillon, Ohio, and

WHEREAS, DAVID A. SMITH, has fully cooperated with all members of City Council regardless of political affiliation and has devoted himself to his responsibilities and duties as President of Massillon City Council, and

WHEREAS, MR. SMITH, during his term of office as President of City Council has given outstanding service to the Citizens for the betterment of Massillon, and

WHEREAS, City Council desires to recognize and note upon its official records its appreciation and commendation to MR. DAVID A. SMITH for the excellent service he has rendered to the people and the City of Massillon during his term of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, this Council commends DAVID A. SMITH for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to our City during his term of office.

Section 2:

That this Resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 6 - 1998

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending Bill H. Hamit as a City Councilman for the City of Massillon, Ohio.

WHEREAS, on December 31, 1997 Bill H. Hamit completed two (2) years and three (3) months as a member of the Council of the City of Massillon, Ohio, and

WHEREAS, Bill H. Hamit, has fully cooperated with all members of City Council regardless of political affiliation and has devoted himself to his responsibilities and duties as a member of Massillon City Council, and

WHEREAS, MR. KRAFT, during his terms of office as a member of City Council has given outstanding service to the Citizens for the betterment of Massillon, and

WHEREAS, City Council desires to recognize and note upon its official records its appreciation and commendation to MR. Bill H. Hamit for the excellent service he has rendered to the people and the City of Massillon during his terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, this Council commends BILL H. HAMIT for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to our City during his terms of office.

Section 2:

That this Resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 7 - 1998

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending Dale A. Walterhouse as a City Councilman for the City of Massillon, Ohio.

WHEREAS, on December 31, 1997 DALE A. WALTERHOUSE completed four (4) years as a member of the Council of the City of Massillon, Ohio, and

WHEREAS, DALE A. WALTERHOUSE, has fully cooperated with all members of City Council regardless of political affiliation and has devoted himself to his responsibilities and duties as a member of Massillon City Council, and

WHEREAS, MR. WALTERHOUSE, during his terms of office as a member of City Council has given outstanding service to the Citizens for the betterment of Massillon, and

WHEREAS, City Council desires to recognize and note upon its official records its appreciation and commendation to MR. DALE A. WALTERHOUSE for the excellent service he has rendered to the people and the City of Massillon during his terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, this Council commends DALE A. WALTERHOUSE for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to our City during his terms of office.

Section 2:

That this Resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 20, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 8 - 1998

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending William L. Kraft as a City Councilman for the City of Massillon, Ohio.

WHEREAS, on December 31, 1997 WILLIAM L. KRAFT completed five (5) months as a member of the Council of the City of Massillon, Ohio, and

WHEREAS, WILLIAM L. KRAFT, has fully cooperated with all members of City Council regardless of political affiliation and has devoted himself to his responsibilities and duties as a member of Massillon City Council, and

WHEREAS, MR. KRAFT, during his terms of office as a member of City Council has given outstanding service to the Citizens for the betterment of Massillon, and

WHEREAS, City Council desires to recognize and note upon its official records its appreciation and commendation to MR. WILLIAM L. KRAFT for the excellent service he has rendered to the people and the City of Massillon during his terms of office.

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

Section 1:

On behalf of the City of Massillon and the members of City Council, this Council commends WILLIAM L. KRAFT for the efficient, energetic and capable manner in which he has discharged his duties and for the lasting contribution he has made to our City during his terms of office.

Section 2:

That this Resolution shall be immediately effective.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR