

AGENDA

DATE: JUNE 1, 1998
TIME: 7:30 P.M.
PLACE: COUNCIL CHAMBERS

1. ROLL CALL
2. INVOCATION - COUNCILMAN BILL AMAN
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. 121 - 1998 BY: SEWER AND WASTE DISPOSAL COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract, without competitive bidding, with Wenger Excavating, for the emergency sanitary sewer repair at Lincoln Way West and 32nd Street, and declaring an emergency.

ORDINANCE NO. 122 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

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

ORDINANCE NO. 123 - 1998 BY: POLICE AND FIRE COMMITTEE

AN ORDINANCE authorizing and directing the Director of Public Service and Safety to prepare plans and specifications and to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of control, with the lowest and best bidder, for the purchase of One (1) EMS Unit for use in the Fire Department of the City of Massillon, and declaring an emergency.

ORDINANCE NO. 124 - 1998 BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Fed. Grant Cops Fund of the City of Massillon, Ohio, for the year ending December 31, 1998, and declaring an emergency.

RESOLUTION NO. 14 - 1998 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM.

A RESOLUTION changing the address of that portion of Lincoln Way East in front of One First National Plaza to One First Merit Plaza in the City of Massillon, Ohio.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS

A). LETTER FROM THE OHIO DEPARTMENT OF LIQUOR CONTROL REGARDING A TRANSFER OF LICENSE FROM PADULAS OF MASSILLON, INC., DBA PADULAS, 1328 FIRST STREET N.E., MASSILLON, OHIO, 44646 TO BUZZCAT INC., DBA VENICE, 1328 FIRST STREET N.E., MASSILLON, OHIO, 44646.

9. BILLS, ACCOUNTS AND CLAIMS
10. REPORTS FROM CITY OFFICIALS

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR MAY 1998
- B). AUDITOR SUBMITS MONTHLY REPORT FOR MAY 1998
- C). TREASURER SUBMITS MONTHLY REPORT FOR MAY 1998

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

ORDINANCE NO. 117 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE accepting the final Plat for Country View Estates No. 2 in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 120 - 1998 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE repealing Ordinance No. 162 - 1995 and accepting the final Plat for the University Village Phase I in the City of Massillon, Stark County, Ohio, presently on file in the office of the City engineer, and declaring an emergency.

JUNE 1, 1998

16. NEW AND MISCELLANEOUS BUSINESS
17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA
18. ADJOURNMENT

SHARON HOWELL
COUNCIL CLERK

THERE ARE NO PUBLIC HEARINGS THIS EVENING

DATE: June 1, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 121 - 1998

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 Wenger Excavating, for the emergency sanitary sewer repair at Lincoln Way West and 32nd Street, 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 Wenger Excavating, for the emergency sanitary sewer repair at Lincoln Way West and 32nd Street.

Section 2:

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 Wenger Excavating, for the emergency sanitary sewer repair at Lincoln Way West and 32nd Street.

Section 3:

The cost of this emergency repair will not exceed the amount of Forty-Two Thousand Four Hundred Dollars (\$42,400.00).

Section 4:

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 repair of the sanitary sewer be completed to avoid additional sewer problems in the area. 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: June 1, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 122 - 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 Tuscarawas 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 Tuscarawas Township to Massillon Zoning classifications. Said rezoning was approved by the City Planning Commission at its May 13th meeting, 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 A-1 Agricultural:

Being known as Out Lot 772, a 14.320 acre parcel, located on the east side of Manchester Avenue, N.W., south of Tuslaw High School.

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 A-1 Agricultural. 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

Tulau
Board of Education

R. Harris & W. Allman

S.E. Qtr. Sec. 4
Tuc. Twp.

S.W. Qtr. Sec. 3
Tuc. Twp.

N.E. Qtr. Sec. 9
Tuc. Twp.

N.W. Qtr. Sec. 10
Tuc. Twp.

S. Campian
(3589:465)

S 04°28'00" W
238.00'

0.060 Ac.

S 04°28'00" W
312.42'

N 85°18'00" W
158.00'

S 85°18'00" E
802.80'

R. & C. DeHoff
(1741:145)
2.000 Acres

25.380 Acres
- 8.000 Ac.
- 2.000 Ac.
- 0.060 Ac.
15.320 Acres

J. & D. Clark
(1.R. 95028345)

N 04°28'00" E
880.00'

K.
Carouak

Manchester Ave.

Tulau
Board of Education
(1824:80)
8.000 Acres

S 04°28'00" W
542.51'

S 85°18'00" E
454.03'

T. & D.
Thomas

D. & C. Boyd

D. & J. Wiseman

EXISTING

A-1

Existing City of Hamilton
Corp. Lines

J. & D. Clark
O.L. 636

DATE: June 1, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 123 - 1998

BY: POLICE AND FIRE 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 and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder, for the purchase of One (1) EMS Unit for use in the Fire Department of 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 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 and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder, for the purchase of One (1) EMS Unit for use in the Fire Department of the City of Massillon.

Section 2:

That the Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to prepare plans and specifications and to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder, for the purchase of One (1) EMS Unit for use in the Fire Department of the City of Massillon.

Section 3:

That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that the City prepare plans and specifications and advertise for and receive sealed bids for the purchase One (1) EMS Unit for use in the Fire Department. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1998

APPROVED:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: June 1, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 124 - 1998

BY: FINANCE COMMITTEE

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

\$ 54,600.00 to an account entitled "Professional Services" 1230.305.2390

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 for the efficient operation of the various departments in the City of 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 _____ 1998

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

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

DATE: June 1, 1998

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 14 - 1998

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: A RESOLUTION changing the address of that portion of Lincoln Way East in front of the One First National Plaza to One First Merit Plaza in the City of Massillon, Ohio.

WHEREAS, First National Bank located at One First National Plaza has been previously sold, and

WHEREAS, First Merit Bank, who now occupies this building, has requested an address change, and

WHEREAS, the First Merit Bank is of great importance in the future development of the growing Massillon area,

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

Section 1:

Council hereby expresses its support for the change of address request from First Merit Bank.

Section 2:

The present address of One First National Plaza be changed to One First Merit Plaza in the City of Massillon.

Section 3:

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