

AGENDA

DATE: SEPTEMBER 20, 1999
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

1. ROLL CALL
2. INVOCATION - COUNCILMAN PAUL LAMBERT
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

Halter Absent
Pres. Harney Absent

ORDINANCE NO. 188 - 1999 BY: FINANCE COMM

P AN ORDINANCE authorizing and directing 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 the renewal of municipal general liability, public official's liability, police professional liability, and automobile insurance for a three year period, and declaring an emergency.

ORDINANCE NO. 189 - 1999 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM.

am *P* AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve a Change Order No. 1, for the Harsh Avenue S.E. Rehab Project, without competitive bidding, with Northstar Asphalt, and declaring an emergency.

ORDINANCE NO. 190 - 1999 BY: SEWER AND WASTE COMMITTEE

JB *P* AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement with Burgess & Niple LTD., without competitive bidding, for professional services for the survey of the Value Engineering Studies to be performed at the Wastewater Treatment Plant Upgrade 2000 Project, and declaring an emergency.

ORDINANCE NO. 191- 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

157 AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from B-1 Neighborhood Business to B-2 Central Business, and declaring an emergency.

ORDINANCE NO. 192 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file *157* 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.

COMMUNITY PHASE I

ORDINANCE NO. 193 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

157 AN ORDINANCE authorizing the Zoning Inspector of the City of Massillon, Ohio, to issue a conditional zoning certificate to Petro Evaluation Services, Inc. for a permit to drill a gas and oil well, which shall be known as the Schalmo Unit No. 1-K, located on a 22.643 acre parcel on the west side of Candell Street S.E., south of Forest Avenue S.E., and declaring an emergency.

ORDINANCE NO. 194 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

P AN ORDINANCE authorizing and directing the Mayor to enter into an agreement with International Enterprises, Inc., providing for the adoption of a project which will establish a new facility and create employment opportunities within the City of Massillon Enterprise Zone, and declaring an emergency.

SEPTEMBER 20, 1999

ORDINANCE NO. 195 - 1999 BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Section 108 Guaranteed Loan Funds Fund, General Fund and the Meter Maid Fund, for the year ending December 31, 1999, and declaring an emergency.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS
9. BILLS, ACCOUNTS AND CLAIMS
10. REPORTS FROM CITY OFFICIALS
 - A). MAYOR SUBMITS MONTHLY REPORT FOR AUGUST - 1999
 - B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR AUGUST - 1999
 - C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR AUGUST - 1999
 - D). TREASURER SUBMITS MONTHLY REPORT FOR AUGUST - 1999
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. 168 - 1999 BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a renewal of a franchise agreement with Massillon Cable T.V., Inc. for the operation of a television cable system within the City of Massillon.

ORDINANCE NO. 179 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the Zoning Inspector of the City of Massillon, Ohio, to issue a conditional zoning certificate to MB Operating to drill a gas and oil well, which shall be known as the **Morelli Unit 2D**, on Part of Out Lot 555, located on the north side of Hankins Road between Wales Road and Valerie Avenue, and declaring an emergency.

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

SHARON HOWELL
COUNCIL CLERK

PLANNING COMMISSION HAS SCHEDULED A PUBLIC HEARING AT 6:30 p.m. IN COUNCIL CHAMBERS FOR THE PURPOSE OF FORMALLY PRESENTING THE GRANTEE PERFORMANCE REPORT FOR CITIZENS REVIEW AND COMMENT.

ALSO

PUBLIC HEARING AT 7:15 PM REGARDING ORDINANCE NO. 179 - 1999

DATE: September 20, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 188 - 1999

BY: FINANCE 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 the renewal of municipal general liability, public official's liability, police professional liability, and automobile insurance for a three year period, 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 and in the public health, safety and welfare to enter into a contract renewing our present liability insurance for municipal general liability, public official's liability, police professional liability and automobile insurance with Public Entities Pool of Ohio (PEP) for a period of (3) three years .

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to enter into contract Public Entities Pool of Ohio (PEP) for the renewal of municipal general liability, public official's liability, police professional liability, and automobile insurance for a three year period. The cost of said contract shall not exceed One Hundred Eighty-Six Thousand Two Hundred Seventy-Three Dollars (\$186,273.00)

Section 2:

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 enter into a contract with Public Entities Pool of Ohio (PEP) for the renewal of the various liability insurance coverages as the previous policies are about to expire. 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 _____ 1999

APPROVED: _____

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: September 20, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 189 - 1999

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 1, for the Harsh Avenue S.E. Rehab Project, without competitive bidding, with Northstar Asphalt, 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 for the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 1, the Harsh Avenue S.E. Rehab Project, without competitive bidding, with Northstar Asphalt.

Section 2:

The Director of Public Service and Safety be and is hereby authorized to approve Change Order No. 1, for the Harsh Avenue S.E. Rehab Project, without competitive bidding, with Northstar Asphalt. The cost of said Change Order No. 1 shall not exceed Forty-One Thousand Forty-Seven Dollars and Seventy-Five Cents (\$41,047.75)

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 declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the further reason that said services are necessary for the completion of the Harsh Avenue S.E. Rehab Project that is currently under way, in that the funds are available in account. 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: September 20, 1999 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 190 - 1999

BY: SEWER AND WASTE COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement with Burgess & Niple LTD., without competitive bidding, for professional services for the survey of the Value Engineering Studies to be performed at the Wastewater Treatment Plant Upgrade 2000 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 Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with Burgess & Niple LTD., without competitive bidding, for professional services for the survey of the Value Engineering Studies to be performed at the Wastewater Treatment Plant Upgrade 2000 Project. The cost of said contract shall not exceed One Hundred Thousand Dollars (\$100,000.00).

Section 2:

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 reason that it is necessary to conduct a survey to determine the exact upgrades that will be needed at the Wastewater Treatment Plant for their 2000 Upgrade Project. 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: September 20, 1999 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 191 - 1999

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from B-1 Neighborhood Business to B-2 Central 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 B-1 Neighborhood Business to B-2 Central Business. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on September 8th, 1999 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:

Being known as Lot Nos. 1460 and 13757 located at 721 Lincoln Way East, Massillon, Ohio.. This request has been submitted by Cleme As Samad who wishes to utilize this property, a former nursing home, as a women's social service facility.

Section 3:

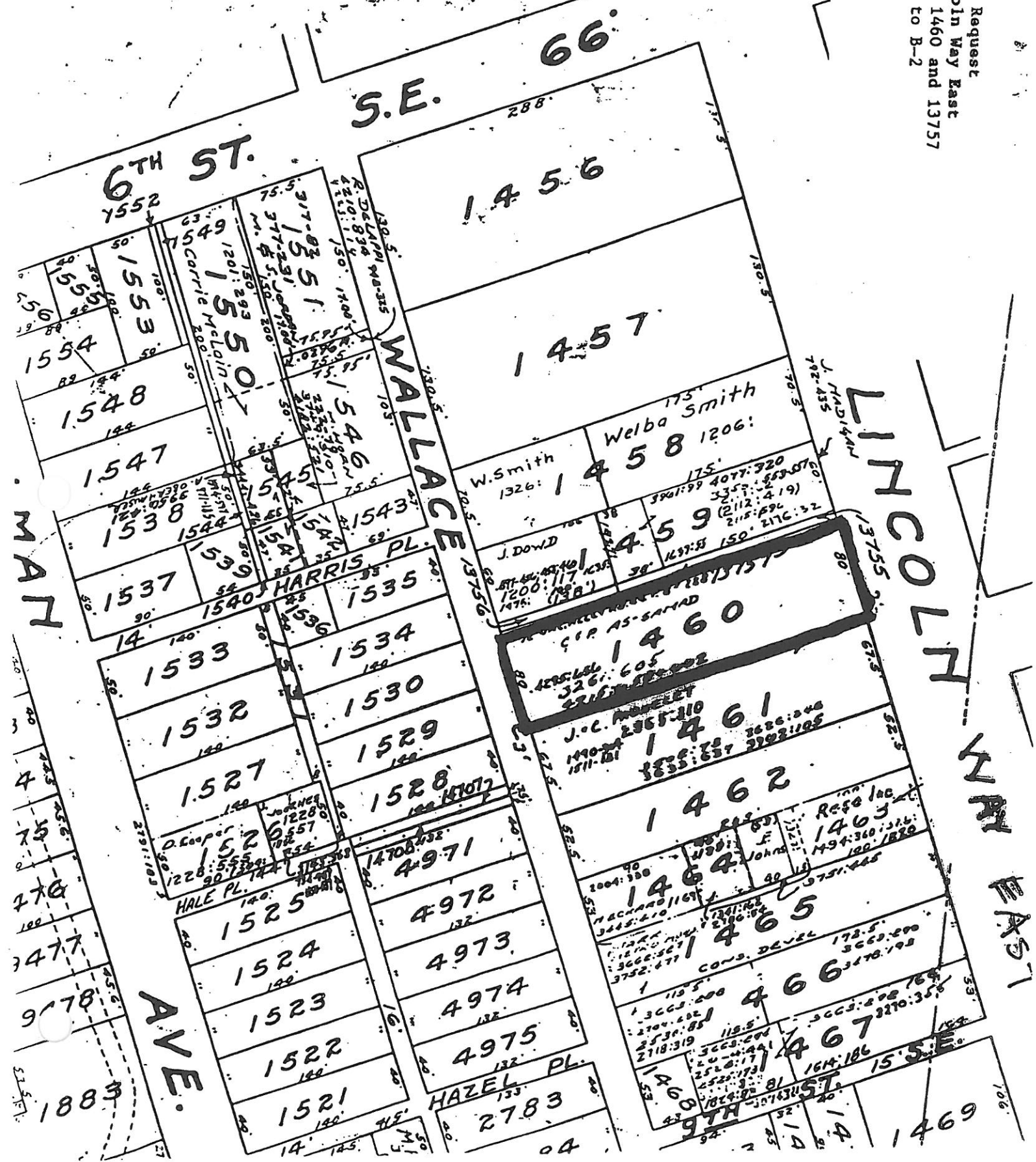
That this ordinance is declared to be an emergency measure in that the use herein provided for is essential to the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community and that this property would best be served to be designated B-2 Central Business. 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 _____ 1999

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

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

Rezoning Request
721 Lincoln Way East
Lots No. 1460 and 13757
From B-1 to B-2



DATE: September 20, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 192 - 1999

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, as approved by the Planning Commission of the City of Massillon, Ohio, on September 8th, 1999, 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 R-3 Single Family Residential:

Being known as a 14.825 acre parcel of land located on the north side of Finefrock road, S.W. (S.R. 241) between 17th Street, S.W. and Greendale Avenue S.W., which will be part of the Community Park now under construction.

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. 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 THIS _____ DAY OF _____, 1999 _____

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

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

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DATE: September 20, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 193 - 1999

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Zoning Inspector of the City of Massillon, Ohio, to issue a conditional zoning certificate to Petro Evaluation Services, Inc. for a permit to drill a gas and oil well, which shall be known as the Schalmo Unit No. 1-K, located on a 22.643 acre parcel on the west side of Candell Street S.E., south of Forest Avenue S.E, and declaring an emergency.

WHEREAS, pursuant to Chapter 741 of the Codified Ordinances of the City of Massillon, Petro Evaluation Services, Inc. has filed a request for a permit to drill a gas and oil well known as the Schalmo Unit No. 1-K, located on a 22.643 acre parcel on the west side of Candell Street S.E., south of Forest Avenue S.E.

WHEREAS, on September 8th, 1999 the City of Massillon Planning Commission recommended approval of the request for the gas and oil well permit;

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 that Petro Evaluation Services, Inc. be granted a conditional zoning certificate to drill a gas and oil well, which shall be known as the Schalmo Unit No. 1-K, located on a 22.643 acre parcel on the west side of Candell Street S.E., south of Forest Avenue S.E.

Section 2:

The Zoning Inspector shall issue a conditional zoning certificate to Petro Evaluation Services, Inc. to drill a gas and oil well, which shall be known as the Schalmo Unit No. 1-K, located on a 22.643 acre parcel on the west side of Candell Street S.E., south of Forest Avenue S.E.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and such emergency arising out of the necessity to issue such conditional zoning permits for gas and oil well drilling within the City. 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 _____ 1999

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

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

DATE: September 20, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 194 - 1999

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Mayor to enter into an agreement with International Enterprises, Inc., providing for the adoption of a project which will establish a new facility and create employment opportunities within the City of Massillon Enterprise Zone, and declaring an emergency.

WHEREAS, the City of Massillon has encouraged the development of real property and the acquisition of personal property located in the area designated as an Enterprise Zone; and

WHEREAS, International Enterprises, Inc., is proposing to construct a new facility on a 4.66 acre site in Neocom Park II, on Navarre Road S.E. within the Massillon Enterprise Zone, and International Enterprises, Inc., is proposing to establish a new facility to relocate its manufacturing operations from its present location at 1070 First Street N.E., at a total combined investment of Two Million One Hundred Fifty Thousand Dollars (\$2,150,000.00), (hereinafter the "Project"), provided that the appropriate development incentives are available to support the economic viability of said Project; and

WHEREAS, the Council of the City of Massillon, Ohio, (hereinafter "Council") by Ordinance No. 163-1994, adopted on July 18, 1994, and as amended by Ordinance No. 57-1998, adopted March 2, 1998 and as amended by Ordinance No. 43 - 1999, adopted March 1, 1999, has designated an area of the City as an "Enterprise Zone" pursuant to Chapter 5709 of the Ohio Revised Code; and

WHEREAS, effective September 12, 1994, and as amended on March 13, 1998, and as amended on March 9, 1999, the Director of Development of the State of Ohio has determined that the aforementioned area designated in said Ordinance No. 163 - 1994 contains the characteristics set forth in 5709.61(A) of the Ohio Revised Code, and has certified said area as an Enterprise Zone under Chapter 5709; and

WHEREAS, the City of Massillon, having the appropriate authority for the stated type of project is desirous of providing International Enterprises, Inc., with the incentives available for development of the Project in said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, International Enterprises, Inc., has submitted a proposed agreement application, herein attached as Exhibit "A", to the City of Massillon, Ohio, requesting that the incentives available for development within the Enterprise Zone be approved for the Project; and

WHEREAS, the Mayor of the City of Massillon, Ohio, has investigated the application submitted by the International Enterprises, Inc., and has recommended approval of the same to the Council on the basis that the company is qualified by financial responsibility and business experience to create employment opportunities in said Enterprise Zone and to improve the economic climate of the City of Massillon; and

WHEREAS, the project site is located in the Perry Local School District and the Perry Board of Education has been notified in accordance with Section 5709.83 and have been given a copy of the application.

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 does hereby authorize and direct the Mayor to enter into an agreement, attached hereto as Exhibit "A" and incorporated herein by reference, with International Enterprises, Inc. providing for the adoption of a project which will establish a facility and preserve employment opportunities within the City of Massillon Enterprise Zone.

Section 2:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the City of Massillon, Ohio and for the further reason that approval of said agreement is necessary so as to maximize the investment that will be made by the International Enterprises, Inc., within 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 _____ 1999

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

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

OHIO ENTERPRISE ZONE AGREEMENT

This Agreement made and entered into by and between the City of Massillon, Ohio, a municipal corporation, with its main offices located at One James Duncan Plaza, Massillon, Ohio 44646 (hereinafter referred to as "City of Massillon"), and International Enterprises, Inc., an Ohio Corporation with its main offices located at 1070 First Street, N.E., Massillon, Ohio 44646 (hereinafter referred to as "the Enterprise").

WITNESSETH:

Whereas, the City of Massillon has encouraged the development of real property and the acquisition of personal property located in the area designated as an Enterprise Zone; and

Whereas, the Enterprise is desirous of establishing a facility within the Enterprise Zone through the construction of a new building that will house the company's wholesale and warehouse operations, including office space (hereinafter referred to as the "Project"), provided that the appropriate development incentives are available to support the economic viability of said Project; and

Whereas, the Council of the City of Massillon, Ohio (hereinafter "Council") by Ordinance No. 163-1994, adopted on July 18, 1994, and as amended by Ordinance No. 57-1998, adopted on March 2, 1998, and as amended by Ordinance No. 43-1999, adopted on March 1, 1999, has designated an area of the City as an "Enterprise Zone" pursuant to Chapter 5709 of the Ohio Revised Code; and

Whereas, effective September 12, 1994, and as amended on March 13, 1998 and on March 9, 1999, the Director of Development of the State of Ohio has determined that the aforementioned area designated in said Ordinance No. 163-1994, Ordinance No. 57-1998, and Ordinance No. 43-1999 contains the characteristics set forth in 5709.61 (A) (1) (a) and (e) of the Ohio Revised Code, and has certified said area as an Enterprise Zone under Chapter 5709; and

Whereas, the City of Massillon, having the appropriate authority for the stated type of project, is desirous of providing the Enterprise with the incentives available for development of the Project in the said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code; and

Whereas, the Enterprise has submitted a proposed agreement application, herein attached as Exhibit A, (hereinafter referred to as the "Application") to the City of Massillon, Ohio, requesting that the incentives available for development within the Enterprise Zone be approved for the Project; and

Whereas, the Enterprise has remitted the required state application fee of \$500.00 made payable to the Ohio Department of Development with the application to be forwarded with the final agreement; and

Whereas, the Mayor of the City of Massillon, Ohio, has investigated the Application submitted by the Enterprise, and has recommended approval of the same to the Council on the basis that the enterprise is qualified by financial responsibility and business experience to create and preserve employment opportunities in said Enterprise Zone and to improve the economic climate of the City of Massillon; and

Whereas, the project site as proposed by the Enterprise is located in the Perry Local School District and the Board of Education of said district and any applicable Joint Vocational School District have been notified in accordance with Section 5709.83 and been given a copy of the Application; and

Whereas, pursuant to Section 5709.62(C) and in conformance with the format required under Section 5709.631 of the Ohio Revised Code, the parties hereto desire to set forth their agreement with respect to matters hereinafter contained.

Now, therefore, in consideration of the mutual covenants herein contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

Section I:

The Enterprise shall construct a new facility on Sterilite Avenue, S.E., in Neocom II Industrial Park to house its wholesale and warehouse operations. This facility shall consist of fifty thousand (50,000) square feet of warehouse space and one thousand seven hundred (1,700) square feet of office space. The Project shall be constructed on a 4.66 acre parcel of land known as and being Part of Out Lot 753, in the City of Massillon, Stark County, Ohio.

In addition, the Enterprise shall also purchase and install new machinery and equipment including, but not limited to, 2 1/2 ton tow motors, hand jacks, pallet racking, a shrink wrapping machine, and miscellaneous furniture and fixtures.

The Project will involve a total investment by the Enterprise of (\$2,150,000) Two Million One Hundred Fifty Thousand Hundred Dollars , plus or minus 10%, at the project site. Included in this investment are (\$1,450,000) One Million Four Hundred Fifty Thousand Dollars for new construction; (\$100,000) One Hundred Thousand Dollars to purchase first used machinery and equipment; furniture and fixtures and (\$600,000) Six Hundred Thousand Dollars in additional inventory above base levels.

Furthermore, the Enterprise has reported that its existing base level of inventory as listed in the personal property tax return for the tax year (stated in average \$ value per most recent 12 month period) in which the agreement is entered into is \$ _____.

The Project will begin in September 1999, and all acquisition, construction, and installation will be completed by December 31, 1999.

The total investment by the Enterprise in undertaking this Project and establishing the new facility represents a significant new investment on behalf of the Enterprise, and as such, the City of Massillon hereby determines that the Project is eligible for the tax incentives and other benefits as described in this Agreement.

If, at any time, The Enterprise determines that it will not undertake all the improvements set forth in this Section 1, or otherwise desires to modify the Project, the Enterprise will notify the City of Massillon, stating the reasons for its determination. The parties will thereupon confer to discuss the effect of the Enterprise's determination on the tax exemptions provided herein and to amend or terminate this Agreement accordingly. In no event shall any such amendment operate to revoke retroactively the tax exemptions provided herein.

Section 2:

The Enterprise shall create within a time period not exceeding 36 months after completion of construction of the aforesaid facility, the equivalent of 10 new full-time permanent job opportunities.

The Enterprise's schedule for hiring is as follows: create -5- new full-time permanent jobs in Year One; create -2- new full-time permanent jobs in Year Two; and create -3- new full-time permanent jobs in Year 3. The job creation period begins December 31, 1999 and all jobs will be in place by December 31, 2002.

The Enterprise currently has 10 full-time permanent employees at its existing Massillon facility located at 1070 First Street, S.E. All of these existing jobs will be retained. In total, the Enterprise has 10 full-time permanent employees in the State of Ohio.

The existing jobs being retained at the Enterprise's current Massillon site have a total annual payroll of (\$774,535) Seven Hundred Seventy-Four Thousand Five Hundred Thirty-Five Dollars. The increase in the number of full time permanent employees at the proposed new facility will result in approximately (\$193,120) One Hundred Ninety-Three Thousand One Hundred Twenty Dollars of additional annual payroll for the Enterprise.

Section 3:

The Enterprise shall provide to the proper Tax Incentive Review Council any information reasonably required by the council to evaluate the enterprise's compliance with the agreement, including returns filed pursuant to section 5711.02 of the Ohio Revised code if requested by the council. The Enterprise shall also be required to supply a copy of the Ohio Department of Taxation State Tax return form 913 to the Tax Incentive Review Council for each year the agreement is in effect or required to be reviewed.

Section 4:

The City of Massillon hereby grants a tax exemption pursuant to Section 5709.62 for eligible new tangible personal property acquired in conjunction with the Project, including but not limited to, 2 1/2 ton tow motors, hand jacks, pallet racking, a shrink wrapping machine, and miscellaneous furniture and fixtures. This tax exemption shall be at the rate of 50% on all machinery and equipment, as well as increases in inventory over the base level, acquired as part of the Project. Each identified project improvement will receive a ten year exemption period. The exemption commences the first year for which the tangible personal property would first be taxable were that property not exempted from taxation. No exemption shall commence after December 31, 2001 nor extend beyond December 31, 2111.

Section 5:

The City of Massillon hereby grants the Enterprise a tax exemption for real property improvements made to the Project Site pursuant to Section 5709.62 of the Ohio Revised Code. This tax exemption shall be at the rate of 50%. Each identified project improvement will receive a ten year exemption period. The exemption commences the first year for which the real property exemption would first be taxable were that property not exempted from taxation. No exemption shall commence after December 31, 2001, nor extend beyond December 31, 2011.

The Enterprise must file the appropriate tax forms (DTE 23) with the County Auditor and (#913) with the State Department of Taxation to effect and maintain the exemptions covered in the agreement. The #913 Ohio tax form must be filed annually.

Section 6:

Waivers under section 5709.633 of the revised code: not applicable.

Section 7

The Enterprise shall pay to the City of Massillon an annual monitoring fee of (\$500) Five Hundred Dollars for each year the agreement is in effect. The fee shall be made payable to the City of Massillon and shall be paid by certified check and delivered to the Mayor by March 31 of each year that the fee is due and payable. This fee shall be deposited in a special fund created for such purpose and shall be used exclusively for the purpose of complying with section 5709.68 of the revised code and by the tax incentive review council created under section 5709.85 of the revised code exclusively for the purposes of performing the duties prescribed under that section.

Section 8:

The Enterprise shall pay such real and tangible personal property taxes as are not exempted under this agreement and are charged against such property and shall file all tax reports and returns as required by law. If the enterprise fails to pay such taxes or file such returns and reports, all incentives granted under this agreement are rescinded beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.

Section 9:

The City of Massillon shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain exemptions from taxation granted under this Agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.

Section 10:

If for any reason the Enterprise Zone designation expires, the Director of the Ohio Department of Development revokes certification of the zone, or the City of Massillon revokes the designation of the zone, entitlements granted under this agreement shall continue for the number of years specified under this agreement, unless the Enterprise materially fails to fulfill its obligations under this Agreement and the City of Massillon terminates or modifies the exemptions from taxation under this agreement.

Section 11:

If the Enterprise materially fails to fulfill its obligations under this Agreement, or if the City of Massillon determines that the certification as to delinquent taxes required by this agreement is fraudulent, the City of Massillon may terminate or modify the exemptions from taxation granted under this Agreement.

Section 12:

The Enterprise hereby certifies that, at the time this agreement is executed, it does not owe any delinquent real or tangible personal property taxes to any taxing authority in the State of Ohio, and does not owe delinquent taxes for which the Enterprise is liable under Chapter 5733., 5735., 5739., 5741., 5743., 5747., or 5753. of the Revised Code, or, if such delinquent taxes are owed, the Enterprise currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition of bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against the Enterprise. For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised code governing payment of those taxes.

Section 13:

The Enterprise affirmatively covenant that it does not owe: (1) any delinquent taxes to the State of Ohio or a political subdivision of the State; (2) any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State; and (3) any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not.

Section 14:

The Enterprise and the City of Massillon acknowledge that this Agreement must be approved by formal action of the legislative authority of the City of Massillon as a condition for the agreement to take effect. This Agreement takes effect upon such approval.

Section 15:

The City of Massillon has developed a policy to ensure recipients of Enterprise Zone tax benefits practice non-discriminating hiring in its operations. By executing this agreement, the Enterprise is committing to following non-discriminating hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.

Section 16:

Exemptions from taxation granted under this agreement shall be revoked if it is determined that the Enterprise, any successor enterprise, or any related member (as those terms are defined in Section 5709.61 of the Ohio Revised Code) has violated the prohibition against entering into this agreement under Division (E) of Section 3735.671 or Section 5709.62 of the Ohio Revised Code prior to the time prescribed by that division or either of those sections.

Section 17:

This Agreement is not transferable or assignable without the express, written approval of the City of Massillon.

Section 18:

The Enterprise affirmatively covenants that it has made no false statements to the State or local political subdivision in the process of obtaining approval for the Enterprise Zone incentives. If any representative of the Enterprise has knowingly made a false statement to the State or local political subdivision to obtain the Enterprise Zone incentives, the Enterprise shall be required to immediately return all benefits received under the Enterprise Zone Agreement pursuant to ORC Section 9.66(C)(2) and shall be ineligible for any future economic development assistance from the State, any state agency, or a political subdivision pursuant ORC 9.66(C)(1). Any persons who provides a false statement to secure economic development assistance may be guilty of falsification, a misdemeanor of the first degree, pursuant ORC 2931.13(D)(1), which is punishable by a fine of not more than \$1,000 and/or a term of imprisonment of not more than six months.

In Witness Whereof, the City of Massillon, Ohio, by Francis H. Cicchinelli, Jr., its Mayor, and pursuant to Ordinance No. ____ -1999, has caused this instrument to be executed this ____ day of _____, 1999; and International Enterprises, Inc., by Michael Farina, its President, has caused this instrument to be executed this ____ day of _____, 1999.

WITNESSED BY:

THE CITY OF MASSILLON, OHIO

Francis H. Cicchinelli, Jr., Mayor

WITNESSED BY:

**INTERNATIONAL ENTERPRISES,
INC.**

Michael Farina, President

Approved as to form and legal sufficiency:

John D. Ferrero, Jr., Director of Law
City of Massillon, Ohio

**OHIO DEPARTMENT OF DEVELOPMENT
OHIO ENTERPRISE ZONE PROGRAM**

**PROPOSED AGREEMENT BETWEEN LOCAL GOVERNMENT OR COUNTY &
ENTERPRISE PROPOSAL for Tax abatement Incentive Agreement Between the City of
Massillon located in the County of Stark and International Enterprises, Inc.**

(Enterprise)

Michael & Rochelle Farina

1. a. Name of business, home or main office address, contact person, and telephone number (attach additional pages if multiple enterprise participants).

International Enterprises, Inc.
enterprise name

Michael Farina
contact person

1070 1st Street N.E.

330-832-3821

telephone number

Massillon, Ohio
address

- b. Project Site:

Outlot #753

Michael Farina

contact person

Sterilite Ave. S.W.

Massillon, Ohio

330-832-3821

address

telephone number

2. a. Nature of business (manufacturing, warehousing, wholesale or retail stores, or other).

Wholesale

- b. List primary 4 digit Standard Industrial Code (SIC) # 4223
Business may list other relevant SIC numbers.

- c. If a consolidation, what are the components of the consolidation? (must itemize the location, assets, and employment positions to be transferred)

N/A

- d. Form of business of enterprise (corporation, partnership, or other).

Corporation - Individuals

3. Name of principal owner(s) of the business (attach list if necessary).

Michael Farina 100%

4. Is business seasonal in nature? Yes _____ No X

5. a. State the enterprise's current employment level at the proposed project site:

None

- b. Will the project involve the relocation of employment positions or assets from one Ohio location to another? Note that relocation projects are restricted in non-distress based Ohio Enterprise Zones. A waiver from the Director of the Ohio Department of Development is available for special limited circumstances. The business and local jurisdiction should contact ODOD early in the discussions.

Yes _____ No X

- c. If yes, state the locations from which employment positions or assets will be relocated and the location to where the employment positions or assets will be located:

N/A

- d. State the enterprise's current employment level in Ohio (itemized for full and part-time and permanent and temporary employees):

Ten full-time permanent

- e. State the enterprise's current employment level for each facility to be affected by the relocation of employment positions or assets: _____

N/A

- f. What is the projected impact of the relocation, detailing the number and type of employees and/or assets to be relocated? _____

N/A

6. a. Has the Enterprise previously entered into an Enterprise Zone Agreement with the local legislative authorities at any site where the employment or assets will be relocated as a result of this proposal? Yes _____ No X

- b. If yes, list the local legislative authorities, date, and term of the incentives for each Enterprise Zone Agreement: N/A

7. Does the Enterprise owe:

- a. Any delinquent taxes to the State of Ohio or a political subdivision of the state?
Yes _____ No X
- b. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State? Yes _____ No X
- c. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts are being contested in a court of law or not?
Yes _____ No X
- d. If yes to any of the above, please provide details of each instance including but not limited to the location, amount and/or case identification numbers (add additional sheets if necessary).

N/A

8. Project Description (attach additional pages if necessary: New Construction

50,000 Sq. Ft. Warehouse space

1,700 Sq. Ft. Office space

400' X 500' Foot Lot = 4.66 Acres

Brick and Steel Building

9. Project will begin September 15, 19 99 and be completed
December 15, 19 99 provided a tax exemption is provided.

10. a. Estimate the number of new employees the business intends to hire at the facility that is the project site (job creation projection must be itemized by full and part-time and permanent and temporary): _____

Ten

b. State the time frame for this projected hiring: Three years.

c. State proposed schedule for hiring (itemize by full and part-time and permanent and temporary employees: 12/15/99 (5) 12/15/00 (2)

12/15/01 (3)

11. a. Estimate the amount of annual payroll such new employees will add \$ 193,120
(new annual payroll must be itemized by full and part-time and permanent and
temporary new employees). _____

See Attached

- b. Indicate separately the amount of existing annual payroll relating to any job retention
claim resulting from the project: \$ -0-
12. Market value of the existing facility as determined for local property taxation.
\$ New Construction
13. a. Business's total current investment in the facility as of the proposal's submission.
\$ New Construction
- b. State the business's value of on-site inventory required to be listed in the personal
property tax return of the enterprise in the return for the tax year (stated in average
\$ value per most recent 12 month period) in which the agreement is entered into
(baseline inventory): \$ -0-
14. An estimate of the amount to be invested by the enterprise to establish, expand, renovate
or occupy a facility:

A.	Acquisition of Buildings:	\$ <u>N/A</u>
B.	Additions/New Construction:	\$ <u>1,450,000</u>
C.	Improvements to existing buildings	\$ <u>N/A</u>
D.	Machinery & Equipment	\$ <u>50,000</u>
E.	Furniture & Fixtures:	\$ <u>50,000</u>
F.	Inventory	\$ <u>600,000</u>

Total New Project Investment: \$ 2,150,000

15. a. Business requests the following tax exemption incentives: 50 % for Ten
years covering real and/or personal property including inventory as described above.
Be specific as to type of assets, rate, and term.

- b. Business's reasons for requesting tax incentives (be quantitatively specific as
possible)

The ability to maintain competitive gross margins in the wholesale

business and the ability to obtain additional sales volume by

having more inventory on hand at reduced carrying costs.

INTERNATIONAL ENTERPRISED, INC.
MICHAEL AND ROCHELLE FARINA
ENTERPRISE ZONE APPLICATION

PAGE 4 Number 11a. New Employees

All will be full time: *

1.	General Manager (1)	\$ 60,000
2.	Clerical (1)	16,640
3.	Warehouse (3)	<u>43,680</u>
	Total Year One	120,320
4	Warehouse (2)	<u>29,120</u>
	Total Year Two	149,440
5	Warehouse (3)	<u>43,680</u>
	Total Added Payroll	\$193,120

All sales representative are paid as outside salespeople on a commission basis only.

Submission of this application expressly authorizes the City of Massillon, Ohio to contact the Ohio Environmental Protection Agency to confirm statements contained within this application including item #7 and to review applicable confidential records. As part of this application, the business may also be required to directly request from the Ohio Department of Taxation or complete a waiver form allowing the Ohio Department of Taxation to release specific tax records to the local jurisdictions considering the incentive request.

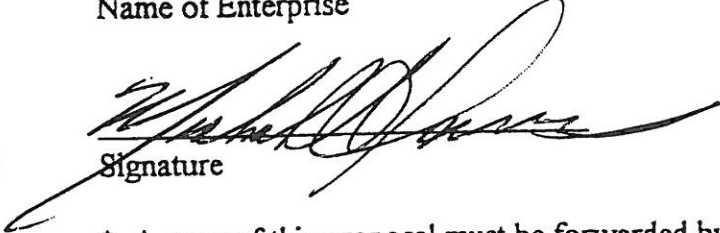
Applicant agrees to supply additional information upon request.

The applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2931.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefit as well as a fine of not more than \$1,000 and/or a term of imprisonment of not more than six months.

International Enterprises, Inc.
Michael & Rochelle Farina

Name of Enterprise

8-19-99
Date


Signature

Michael Farina, President
Michael and Rochelle Farina
Typed Name and Title

* A copy of this proposal must be forwarded by the local government to the affected Board of Education along with notice of the meeting date on which the local government will review the proposal. Notice must be given a minimum of fourteen (14) days prior to the scheduled meeting to permit the Board of Education to appear and/or comment before the legislative authorities considering the request.

** Attach to Final Enterprise Zone Agreement as Exhibit A

*** An Application Fee of Five Hundred Dollars (\$500.00) must be submitted along with the Proposed Agreement for Enterprise Zone Tax Exemption (Application). This fee is payable by check or money order made payable to the Ohio Department of Development.

Please note that copies of this proposal must be included in the finalized Enterprise Zone Agreement and be forwarded to the Ohio Department of Taxation and the Ohio Department of Development within fifteen (15) days of final approval.

**APPLICATION TO THE CITY OF MASSILLON
FOR A PROJECT AGREEMENT UNDER THE
OHIO URBAN JOBS AND ENTERPRISE ZONE ACT**

NARRATIVE STATEMENT

I. PROJECT DESCRIPTION:

Briefly summarize the project proposed to be undertaken, including a description of the investments to be made by the applicant enterprises. Describe the project site, including the lot number, address, and area (in square feet or acres).

Note: If the project involves the relocation of all or part of the enterprise's operations from another county or municipal corporation in the State of Ohio, the Enterprise shall attach a statement detailing the reasons for the proposed relocation.

To construct a building on 4.66 acre Outlot #753 located on Sterilite Ave., S.W., Massillon, Ohio. The building will be of brick and steel materials and will consist of 50,000 sq. ft. of warehouse and 1,700 sq. ft. of office. The warehouse portion will be 14 course high brick and steel panels. The office will be all brick. The total investment in the project will be \$2,150,000 as detailed on page 4 in #14.

II. PROJECT BUDGET

A. NEW BUILDINGS (Provide a brief description of size, type, etc.) **Proposed Cost**

50,000 sq. ft. of warehouse using
14 course high of brick plus steel
panels. 1,700 sq. ft. of office
space consisting of all brick materials.

\$1,310,000

B. ADDITIONS (Provide a brief description of size, type, etc.) **Proposed Cost**

N/A

C. IMPROVEMENTS TO EXISTING BUILDINGS (Provide an itemized description) **Proposed Cost**

N/A

D. MACHINERY AND EQUIPMENT

Proposed Cost

1. Provide an itemized list of machinery, equipment, furniture, and fixtures to be purchased and installed at the project site and that will be subject to tax exemption under this Agreement. See Attached

\$100,000

2. Provide an itemized list of machinery, equipment, furniture, and fixtures used by the enterprise at another location in the State that will be relocated to the project site and that will not be exempted from taxation under this Agreement. N/A

E. INVENTORY

Proposed Cost

List the value of inventory at the project site, including an itemization of the value of inventory held at another location in this state prior to the Agreement and to be relocated from that location to the project site; and the value of inventory held at the project site prior to the execution of the Agreement that will be not be exempted from taxation.

-0-

The inventory which is eligible for exemption is that amount or value of inventory in excess of the amount or value of inventory required to be listed in the personal property tax return for the tax year in which the Agreement is entered into.

\$600,000

INTERNATIONAL ENTERPRISED, INC.
MICHAEL AND ROCHELLE FARINA
ENTERPRISE ZONE APPLICATION

Page 8 Question D.1
Machinery and Equipment:

3 Heister 2 1/2 Ton Tow Motors	\$ 24,000
5 Clark Hand Jacks	2,500
500 Feet Pallet Racking 24' High	20,000
Shrink Wrapping Machine	3,500
Furniture for Six Offices and Reception Area	15,000
Filing and Storage Cabinets	2,000
Computer System	20,000
Phone System	2,500
Copy Machine	3,000
2 Fax Machines	3,000
7 calculators	1,400
Miscellaneous Warehouse Work Desks, Tables, Etc.	<u>3,100</u>
TOTAL	\$ 100,00

III. EMPLOYMENT

Describe the current workforce of the company, including annual payroll. Describe the impact that the project will have on the company's workforce, specifically, at the project site. List the total number of jobs to be created/and or retained as a result of the project, itemized as to the number of full-time, part-time, and temporary positions, and including a schedule of hiring, itemized by each type of position listed above (the suggested maximum job creation is 36 months). Provide estimates of the dollar amount of additional payroll attributable to each type of position to be created (i.e., full-time, part-time, and temporary).

Current Workforce of the Company:

President	(1)
General Manager	(1)
Office Manager	(1)
Sales Clerks	(2)
Salesman	(1)
Warehouse Men	(4)

Total	10 People	\$774,535
-------	-----------	-----------

The jobs being created and the projected compensation for each classification is shown on page 4, #11a. The total projected annual payroll at the end of three years will be \$193,120.

IV. REQUEST FOR TAX EXEMPTION

Describe the type, amount, and term of tax exemption being requested for this project as follows:

- (1) An exemption for a specified number of years, not to exceed ten, of a specified portion, up to seventy-five per cent, of tangible personal property first used in business at the project site as a result of this Agreement. ("First used in business" means that the property referred to has not been used in business in this State by the enterprise that owns it, or by an enterprise that is an affiliate or subsidiary of such an enterprise, other than as inventory, prior to being used in business at the project site as a result of an Agreement.)
- (2) An exemption for a specified number of years, not to exceed ten, of a specified portion, up to seventy-five per cent, of real property constituting the project site.

In addition, provide a detailed explanation of the reasons why the proposed tax exemptions are necessary for the project. Provide any supporting financial information that would document the need for such tax exemptions. Using the attached forms, provide an analysis of the total taxes that would result from the project, both with and without the proposed tax exemptions. Summarize the benefits to the community as a result of the project.

- (1) We request an exemption for ten years of 50% of the tax on tangible personal property first used in business at the project site as a result of this agreement.
- (2) We request an exemption for ten years of 50% of the tax on real property constituting the project site.

The proposed tax exemptions will enable us to be very competitive in our wholesale business and allow us to build the business quicker. This will be accomplished by our being able to carry a larger inventory at a lower carrying cost to serve customers faster.

The project will benefit the community by employing at least 10 people full time and generating additional tax of approximately \$140,000 plus city tax on profits over the ten year exemption period.

OHIO DEPARTMENT OF DEVELOPMENT
ENTERPRISE ZONE PROJECT TAX ANALYSIS

General Project Information

County: Stark Local Government Authority: Massillon
Business: International Enterprises, Inc. Michael & Rochell Farina Total Project Cost: \$2,150,000
Total Current Real Property Tax of Business (at site): -0- New Construction
Total Current Tangible Personal Property Tax of Business (at site): -0-

*(Note, if not applicable to site, use within local jurisdiction):

Note, does the project involve relocation of any assets or jobs? yes X no

If yes within local jurisdiction yes no

within county yes no

within State (distance mi.) yes no

Does the project involve removal of any currently taxed assets (Real or Personal Property from the Tax Rolls? yes X no

Is there a local income tax? X yes no Estimate real property tax loss \$

If yes, please list income tax rate: Estimate tangible personal tax loss \$

Note total number of new jobs projected-attributable to the project 10;

Note new payroll projected from the new job commitment \$193,120 x 1.8 income tax rate = \$3,476
new income tax generation

Enterprise Zone Manager or Authorized Signature

Date

1A. Total Project Costs receiving Real Property Exemption: \$1,450,000

Real Property Tax Matrix

Projected Tax Year	YR1	YR2	YR3	YR4	YR5	YR6	YR7	YR8	YR9	YR10
Estimated Value of Real Property Improvements	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000	\$ 1,450,000
Exemption Schedule	50%	50%	50%	50%	50%	50%	50%	50%	50%	50%
Exempted Value	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000
Taxable Value	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000	\$ 725,000
Assessment	35%	35%	35%	35%	35%	35%	35%	35%	35%	35%
Net Real Property Tax Rate (\$1000)	40.19	40.19	40.19	40.19	40.19	40.19	40.19	40.19	40.19	40.19
Total Real Property Tax Foregone (Taxable Value x 35% + tax rate)	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198
Net New Tax Revenue Taxable Value x 35% + tax rate)	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198	\$ 10,198

Total Real Property Tax Foregone over Project Term:

\$ 101,982
\$ 101,982

Total New Real Property Tax Revenue generated over Project Term:

1B. Please calculate the annual net new Real Property Tax Revenue generated by the project. Subtract any real property tax revenue loss (page 1) 0 from the new real property tax generated \$101,982 (1A) to equal the net new annual real property increase (loss) \$101,982 to community.

2A. Total Project Costs Receiving Tangible Personal Property Exemptions

Note that because of depreciation of Tangible Personal Property by the business - these calculations must be repeated for each year during the term of the exemptions. The Business must supply the community with the annual estimates.

Personal Property Tax Matrix

Projected Tax Year	YR1	YR2	YR3	YR4	YR5	YR6	YR7	YR8	YR9	YR10
Estimated Value of Tangible Personal Property	\$ 692,841	\$ 680,856	\$ 668,871	\$ 657,246	\$ 647,433	\$ 638,492	\$ 631,904	\$ 627,360	\$ 623,225	\$ 619,158
Exemption Schedule	50%	50%	50%	50%	50%	50%	50%	50%	50%	50%
Exempted Value	\$ 346,421	\$ 340,428	\$ 334,436	\$ 328,623	\$ 323,717	\$ 319,246	\$ 315,952	\$ 313,680	\$ 311,613	\$ 309,579
Taxable Value	\$ 346,421	\$ 340,428	\$ 334,436	\$ 328,623	\$ 323,717	\$ 319,246	\$ 315,952	\$ 313,680	\$ 311,613	\$ 309,579
Assessment	25%	25%	25%	25%	25%	25%	25%	25%	25%	25%
Tangible Personal Property Tax Rate	62.75	62.75	62.75	62.75	62.75	62.75	62.75	62.75	62.75	62.75
Total Tangible Property Tax Foregone (Exempted Value x Assessment x Tax Rate)	\$ 5,434	\$ 5,340	\$ 5,246	\$ 5,155	\$ 5,078	\$ 5,008	\$ 4,956	\$ 4,921	\$ 4,888	\$ 4,857
Net New Tangible Property Tax Revenue (Taxable Value x Assessment x Tax Rate)	\$ 5,434	\$ 5,340	\$ 5,246	\$ 5,155	\$ 5,078	\$ 5,008	\$ 4,956	\$ 4,921	\$ 4,888	\$ 4,857
Total Tangible Personal Property Tax Foregone over Project Term:	\$ 50,885									
Total Net New Tangible Personal Property Tax Revenue generated over Project Term:	\$ 50,885									

2B. Please calculate the annual net new Tangible Personal Property Tax Revenue generated by the project. Subtract any Tangible Personal Property tax revenue loss \$ 0 (page 1) from the new Tangible Personal Property Tax generated \$ 50,885 (2A) to equal the net new annual Tangible Property increase (loss) \$ 50,885 to community.

J:\Team\Myd...RealProperty\ad513.36

DATE: September 20, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 195 - 1999

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Section 108 Guaranteed Loan Funds Fund, General Fund, and the Meter Maid Fund, for the year ending December 31, 1999, 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 Section 108 Guaranteed Loan Funds Fund for the year ending December 31, 1999, the following:

\$2,250,000.00 to an account entitled "Section 108 Loan" 1205.845.2392

Section 2:

There be and hereby is appropriated from the unappropriated balance of the General Fund for the year ending December 31, 1999, the following:

\$ 3,600.00 to an account entitled "Services and Contracts" 1100.105.2392

Section 3:

There be and hereby is appropriated from the unappropriated balance of the Meter Maid Fund of the City of Massillon, Ohio, for the year ending December 31, 1999, the following:

\$ 1,000.00 to an account entitled "Salary" 1208.445.2110

\$ 500.00 to an account entitled "Supplies/Materials/Postage" 1208.445.2410

Section 4:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon 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 _____ 1999

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR, MAYOR