

AGENDA

DATE: JANUARY 3, 2000
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

I. ROLL CALL

A. APPOINTMENT OF COUNCIL CLERK

RESOLUTION NO. 1 - 2000 BY: COMMITTEE OF THE WHOLE

✓ **A RESOLUTION** appointing Sharon Howell as Clerk of Massillon City Council and establishing salary for said position.

B. NOMINATION AND ELECTION OF PRESIDENT PRO-TEM OF COUNCIL

C. ADOPTION OF COUNCIL COMMITTEE ASSIGNMENTS

2. INVOCATION - COUNCILMAN WILLIAM 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

RESOLUTION NO. 2 - 2000 BY: COMMITTEE OF THE WHOLE

✓ **A RESOLUTION** commending WILLIAM J. POOLE as a City Councilman for the City of Massillon, Ohio.

RESOLUTION NO. 3 - 2000 BY: COMMITTEE OF THE WHOLE

✓ **A RESOLUTION** commending JAMES H. ROHR as a City Councilman for the City of Massillon, Ohio.

RESOLUTION NO. 4 - 2000 BY: COMMITTEE OF THE WHOLE

✓ **A RESOLUTION** commending CHARLES A. TRIBETT, SR. as a City Councilman for the City of Massillon, Ohio.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

- A. REPORT FROM THE MASSILLON MUNICIPAL COURT HONORABLE EDWARD J. ELUM, ADMINISTRATIVE JUDGE.

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

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR DECEMBER - 1999
- B). AUDITOR SUBMITS MONTHLY REPORT FOR DECEMBER - 1999
- C). MAYOR 'S GIVES STATE OF THE CITY ADDRESS TO COUNCIL

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

ORDINANCE NO. 210 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

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

ORDINANCE NO. 215 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

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

ORDINANCE NO. 216 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

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

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 238 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

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

ORDINANCE NO. 239 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

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

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 248 - 1999 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

P
AN ORDINANCE Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARKS AND RECREATION DEPARTMENT of Ordinance No. 127 -1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARKS AND RECREATION DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARKS AND RECREATION DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 249 - 1999 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

2nd
AN ORDINANCE Section 2(D) OCCUPATION LIST OF CLASS TITLES - AUDITORS DEPARTMENT of Ordinance No. 127 -1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - AUDITORS DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - AUDITORS DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 250 - 1999 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

2nd
AN ORDINANCE Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No. 127 -1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 257 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Tabled
AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from Jackson and Perry Townships to Massillon Zoning, and declaring an emergency.

ORDINANCE NO. 258 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Tabled
AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from and Perry Township to Massillon Zoning, 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

THERE ARE TWO PUBLIC HEARINGS THIS EVENING

7:00 P.M. ORDINANCE NO. 215 - 1999

7:15 P.M. ORDINANCE NO. 216 - 1999

DATE: January 3 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 1 - 2000

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION appointing Sharon Howell as Clerk of Massillon City Council and establishing salary for said position.

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

Section 1:

Sharon Howell be appointed Clerk of City Council of Massillon, Ohio, to serve for the term of 2000 and 2001.

Section 2:

That the annual salary for the Clerk of Council shall be classified as a 12S UN Classified position.

Section 3:

This Resolution being one for the internal management of Council shall be immediately effective and Section 2 shall have retroactive effect as of January 1, 2000.

PASSED IN COUNCIL THIS DAY OF , 2000

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 2 - 2000

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending WILLIAM J. POOLE as a City Councilman for the City of Massillon, Ohio.

WHEREAS, on December 31, 1999 WILLIAM J. POOLE completed six (6) years as a member of the Council of the City of Massillon, Ohio, and

WHEREAS, WILLIAM J. POOLE, 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. POOLE, 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 J. POOLE 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, the Council commends WILLIAM J. POOLE 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 _____, 2000

WITNESSETH:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 3 - 2000

BY: COMMITTEE OF THE WHOLE

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

WHEREAS, on December 31, 1999 JAMES H. ROHR completed six (6) years as a member of the Council of the City of Massillon, Ohio, and

WHEREAS, JAMES H. ROHR, 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. ROHR, 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. JAMES H. ROHR 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, the Council commends JAMES H. ROHR 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 _____, 2000

WITNESSETH:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 4 - 2000

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION commending CHARLES A. TRIBETT, SR. as a City Councilman for the City of Massillon, Ohio.

WHEREAS, on December 31, 1999 CHARLES A. TRIBETT, SR. completed two (2) years as a member of the Council of the City of Massillon, Ohio, and

WHEREAS, CHARLES A. TRIBETT, SR., 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. TRIBETT, 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. CHARLES A. TRIBETT, SR. 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, the Council commends CHARLES A. TRIBETT, SR. 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 _____, 2000

TEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR



THE CITY OF MASSILLON, OHIO

Francis H. Cicchinelli, Jr.
Mayor

Phone (330) 830-1700
Fax (330) 830-1764

Director of Public Safety & Service
Alan W. Climer – 830-1702

Public Service
830-1701

City Engineer/Planning Director
James J. Benekos – 830-1722

**Community/
Economic Development Director**
Aane Aaby – 830-1721

Interim Golf Course Superintendent
Linda L. Gill – 830-4653

Chief Building Official
James E. Witherspoon – 830-1724

Housing Director
Marilyn Frazier – 830-1717

**Wastewater Treatment Department
Manager**
Joseph R. Ulrich – 833-3304

Collections Department Chief
Linda S. McGill – 830-1705

Chief of Police
Mark D. Weldon – 830-1762

Fire Chief
Tommy R. Matthews – 833-1053

**Equal Employment Opportunity/
Minority Business/Drug Coordinator**
Edward W. Grier – 830-1716

Health Commissioner
Richard J. Kaserman – 830-1710

Parks & Recreation Director
James P. Seikel – 832-1621

Youth Director
Constance Ledwell – 837-3137

Senior Citizens Director
Nancy A. Johnson – 837-2784

Income Tax Administrator
Kirk T. Albrecht – 830-1709

Visit Our Website:
www.massillonohio.com

January 6, 2000

Dennis Harwig, President
Massillon City Council
Members of Massillon City Council
One James Duncan Plaza
Massillon, OH 44646

Dear Denny and all Members of Council:

Today I am exercising my rights under Council Rule No. 33 to Veto **Ordinance No. 216-1999** which was passed at the January 3, 2000 Council meeting.

My reason for vetoing said **Ordinance No. 216-1999** is because it is an extension of business zoning into a residential neighborhood.

If you should have any questions please feel free to contact my office at any time.

Respectfully,


FRANCIS H. CICCHINELLI, JR.
Mayor of Massillon

FHC/mac

cc. Members of Council
Press

Massillon Municipal Government Center
One James Duncan Plaza
Massillon, Ohio 44646

DATE: November 15, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 216 - 1999

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 Residential to B-1 Neighborhood 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 Residential to B-1 Neighborhood Business. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on October 13th, 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-1 Neighborhood Business.

Being known as Part of Out Lot 245, an additional 107.70 feet by 120 feet portion of this property which is located at 2629 Lincoln Way West in Massillon, Ohio. This request has been submitted by Russell Draime, the property and business owner who wishes to expand the existing Twistee Treat Restaurant.

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-1 Neighborhood 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 3rd DAY OF January ~~1999~~ 2000

APPROVED: Sharon Howell Dennis D. Harwig
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

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

VETOED - January 6, 2000
Francis H. Cicchinelli, Jr.

Rezoning Request
2307 Lincoln Way West
R-1 to O-1

LINCOLN WAY W LINCOLN

