

AGENDA

DATE: MARCH 20, 2000
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

1. ROLL CALL
2. INVOCATION - COUNCILWOMAN CLAUDETTE ISTNICK
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

- Harwig } absent
- Aman
- Halber

ORDINANCE NO. 52 - 2000 BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

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

ORDINANCE NO. 53 - 2000 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

file ✓ P AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a professional service contract with Richland Engineering Limited for engineering services to prepare plans and specifications for the Lincoln Way Pedestrian Bridge and Streetscape Project, and declaring an emergency.

ORDINANCE NO. 54 - 2000 BY: PARKS AND RECREATION COMMITTEE

P AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement for the purchase of property known as Part of Lot No. 13475, in the City of Massillon, Ohio, which is currently owned by Paul Studer, and declaring an emergency.

ORDINANCE NO. 55 - 2000 BY: PARKS AND RECREATION COMMITTEE

P AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and to enter into a contract, upon award and approval of the Board of Control, with the highest and best bidder for the operation of the concession stands at the Genshaft and Community Parks, and declaring an emergency.

ORDINANCE NO. 56 - 2000 BY: PARKS AND RECREATION COMMITTEE

file ✓ P AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Sippo Reservoir Dredging Project, and declaring an emergency.

ORDINANCE NO. 57 - 2000 BY: PARKS AND RECREATION COMMITTEE

file ✓ P AN ORDINANCE authorizing the director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and to enter into a contract, upon award and approval of the Board of control, with the lowest and best bidder for the Sippo Reservoir Dam Improvement Project, and declaring an emergency.

MARCH 20, 2000

ORDINANCE NO. 58 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

II
P **AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a **ground lease** agreement with **Massillon CIC** for the area known as the **Agathon Area**, and declaring an emergency.

ORDINANCE NO. 59 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

1st
AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement with the Neighborhood Housing Services (NHS) of Massillon to assist in lower income households in the southeast section of the City, and declaring an emergency.

ORDINANCE NO. 60 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
P **AN ORDINANCE** accepting an application for ^{*Wales Square*} **annexation** for territory to the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 61 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
P **AN ORDINANCE** accepting the dedication of **Indian River Road**, west of Erie Street, S.W. and being Part of Out Lot 536, 538 and 813 to make an additional right-of-way for Indian River Road serving the Massillon Marketplace Development, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 62 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
P **AN ORDINANCE** recommending approval of a dedication of a proposed sanitary sewer easement for **Massillon Marketplace**, located on the northwest corner of the State Route 21/U.S. 30 Intersection and being Part of Out Lot 813, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 63 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
P **AN ORDINANCE** authorizing the Director of Public Service and Safety to accept a ^{*sewer*} proposed 10 foot by 10 foot wide sanitary ~~sewer~~ **sewer easement** running along the east side of 27th Street N.E, south of Elmbreeze Street located on the southwest corner of Lot No. 16021, on land owned by Simon Warstler, and declaring an emergency.

ORDINANCE NO. 64 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

P **AN ORDINANCE** petitioning the Director of the Ohio Department of Development, with the consent of the City of Massillon, to amend the boundaries of the City of Massillon's Enterprise Zone to include additional industrial areas ^{*within*} with the City, and declaring an emergency.

ORDINANCE NO. 65 - 2000 BY COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
P **AN ORDINANCE** amending Section 1151.02 of the Massillon Code of 1985 ^{*Morelli Property*} **rezoning** a certain tract of land from R-3 Single Family Residential to RM-1 Multiple Family Residential, and declaring an emergency.

- May 1 - Public Hearing

MARCH 20, 2000

ORDINANCE NO. 66 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
1st
AN ORDINANCE amending Section 1151.02 of the Massillon Code *Southwest Area* rezoning a certain tract of land from Perry and Bethlehem Townships to Massillon Zoning, and declaring an emergency
- May 1 - 6:45 - Public Hearing

ORDINANCE NO. 67 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

file ✓
1st
AN ORDINANCE amending Section 1151.02 of the Massillon Code *Shawview* rezoning a certain tract of land from Perry Township to Massillon Zoning, and declaring an emergency.
- May 1 - 7:15 - Public Hearing

ORDINANCE NO. 68 - 2000 BY: COMMITTEE OF THE WHOLE

P
AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to extend the length of the Collective Bargaining Agreements with the Unclassified Employees, Classified Employees, Classified or Unclassified Supervisory Employees now referred to (ACUE), the Wastewater Treatment and the American Federation of State, County and Municipal Employees (AFSCME) until May 31, 2000, and declaring an emergency.

ORDINANCE NO. 69 - 2000 BY: FINANCE COMMITTEE

P
amended
AN ORDINANCE making certain appropriations from the unappropriated balance of the P & R Recreation Center Project Fund, ~~Community Development Block Grant Program Fund~~, P & R Capital Improvement Fund, Capital Improvement Fund and the Parking Meter Fund, of the City of Massillon, for the year ending December 31, 2000, and declaring an emergency.

ORDINANCE NO. 70 - 2000 BY: FINANCE COMMITTEE

P
AN ORDINANCE making certain transfers in the 2000 appropriation form the P & R Capital Improvement Fund to the P & R Rec Center Fund, of the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 71 - 2000 BY: FINANCE COMMITTEE

SDH ✓
1st
AN ORDINANCE amending CHAPTER 937 "**WASTEWATER TREATMENT REVENUE FUND**" of the Codified Ordinances of the City of Massillon, by repealing existing Section 937.08(1) (2) "Administration and Disbursement of Funds" and enacting a new Section 937.08 (1), (2) and (3) "**Administration and Disbursement of Funds**" of CHAPTER 937 "**WASTEWATER TREATMENT REVENUE FUND**", 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 FEBRUARY - 2000
- B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR FEBRUARY - 2000
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR FEBRUARY - 2000
- D). TREASURER SUBMITS MONTHLY REPORT FOR FEBRUARY - 2000

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. 38 - 2000 BY: SEWER AND WASTE DISPOSAL COMM

2nd
AN ORDINANCE amending CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND" of the Codified Ordinances of the City of Massillon, by repealing existing Section 937.09(a) "Annual Rates for Sewer Service" - Domestic Class and Section 937.10(c) "Additional Surcharge For Industrial Wastes" of CHAPTER 937, and declaring an emergency.

ORDINANCE NO. 51 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

2nd
AN ORDINANCE declaring certain described territory in the Central business and General Business Districts of the City of Massillon, Ohio, and known as the Lincoln Centre Phase III Project Area, as a slum and blighted area, and approving the Downtown Redevelopment plan for the Lincoln Centre Phase III Project, 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

THERE ARE NO PUBLIC HEARINGS THIS EVENING.

DATE: MARCH 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 52 - 2000

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT 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:

Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 9; AND INSERT IN THE SALARY ORDINANCE 127 - 1997)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary in that new personnel is needed in the Golf Course 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 _____ 2000

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

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

CLASS GRADE	SCHEDULE	DEPARTMENT & TITLE DESCRIPTION
		<u>GOLF COURSE DEPT</u> 920
18S	SU UN	*General Manager/Department Head
*16S	UN	*Grounds Superintendent
*11S	UN	*Assistant Superintendent
8S	UN	*Greens keeper I
*8S	UN	*Finance/Officer Coordinator
*5S	UN	*Maintenance/Clubhouse Aid
3S	UN	Secretary/Bookkeeper
		<u>PART TIME/TEMPORARY/SEASONAL</u>
	MS	Golf Course-Programs Coordinator
	MS	Maintenance/Labor Coordinator
	SE	Laborer I
	SE	Laborer II
	SE	Laborer III
	SE	Starters/Rangers I
	SE	*Starters/Rangers II
	SE	*Starters/Rangers III
	SE	*Golf Cart Personnel I
	SE	*Golf Cart personnel II
	SE	*Customer Service Representative I
	SE	*Customer Service Representative II
	SE	*Customer Service Representative III
	SE	Customer Service Operations Coordinator

DATE: MARCH 20, 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 53 - 2000

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a professional service contract with Richland Engineering Limited for engineering services to prepare plans and specifications for the Lincoln Way Pedestrian Bridge and Streetscape 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 professional service contract with Richland Engineering Limited for engineering services to prepare plans and specifications for the Lincoln Way Pedestrian Bridge and Streetscape Project. The cost of said contract shall not exceed Fifty-Eight Thousand Dollars (\$58,000.00)

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 prepare plans and specifications for the Lincoln Way Pedestrian Bridge and Streetscape Project 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 _____ 2000

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

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

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 54 - 2000

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement for the purchase of property known as Part of Lot No. 13475, in the City of Massillon, Ohio, which is currently owned by Paul Studer, and declaring an emergency.

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

Section 1:

The real property owned by Paul Studer, which is known as Part of Lot No. 13475, in the City of Massillon, Ohio.

Section 2:

The Director of Public Service and Safety is authorized to enter into an agreement to purchase the above described real estate for One Hundred Fifty Thousand Dollars (\$150,000.00) and upon the execution and approval the said Director of Public Service and Safety is further authorized to execute and approve all necessary documents to expedite the purchase of said real estate.

Section 3:

The City Auditor is hereby authorized to pay the purchase price of One Hundred Fifty Thousand Dollars (\$150,000.00) from the "Rec Center Project" Acct. No. 1435.505.2510.

Section 4:

It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5:

That this Ordinance is hereby 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 the acquisition of the real estate is necessary for the development of the Community Center within the downtown area of 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 _____ 2000

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

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

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 55 - 2000

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and to enter into a contract, upon award and approval of the Board of Control, with the highest and best bidder for the operation of the concession stands at the Genshaft and Community Parks, 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 advertise for, receive sealed bids according to law and to enter into a contract, upon award and approval of the Board of Control, with the highest and best bidder for the operation of the concession stands at the Genshaft and Community Parks.

Section 2:

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, receive sealed bids according to law, and enter into contract upon award and approval by the Board of Control, with the highest and best bidder the operation of the concession stands at the Genshaft and Community Parks P & R Recreation Center Project Fund, P & R Recreation Center Project Fund,.

Section 3:

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 for the more efficient operation of concession stands at the Genshaft and Community Parks. 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 _____, 2000

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

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

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 56 - 2000

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Sippo Reservoir Dredging Project, and declaring an emergency.

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

Section I:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to advertise for, receive sealed bids according to law and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Sippo Reservoir Dredging Project.

Section 2:

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, receive sealed bids according to law, and enter into contract upon award and approval by the Board of Control, with the lowest and best bidder the operation of the Sippo Reservoir Dredging Project.

Section 3:

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 begin the Sippo Reservoir Dredging Project in that the dredging of the Reservoir is in great need. 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 _____, 2000

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

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

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 57 - 2000

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Sippo Reservoir Dam Improvement 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 Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to advertise for, receive sealed bids according to law and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the Sippo Reservoir Dam Improvement Project.

Section 2:

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, receive sealed bids according to law, and enter into contract upon award and approval by the Board of Control, with the lowest and best bidder the operation of the Sippo Reservoir Dam Improvement Project.

Section 3:

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 begin the Sippo Reservoir Dam Improvement Project in that the repairs to the reservoir dam are in great need. 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 _____, 2000

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

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

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 58 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a ground lease agreement with Massillon CIC for the area known as the Agathon Area, 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, be and is hereby authorized to execute on behalf of the City of Massillon, Ohio, a ground lease agreement with Massillon CIC for the area known as the Agathon Area.

Section 2:

That the Lease Agreement shall pertain to the Agathon Area in the City of Massillon, Ohio. A copy of the proposed Lease Agreement is hereby attached and made a part of this ordinance.

Section 3

That said premises shall be leased for an amount of Ten Dollars (\$10.00) per year.

Section 4:

The Director of Public Service and Safety of the City of Massillon, Ohio, shall execute the lease only upon the final approval of the Director of Law in that the language of the lease has yet to be finalized.

Section 5:

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 lease the Agathon Area property for use by Massillon CIC for the purpose of constructing the new downtown arena. Provided it receives the affirmative vote of two-thirds of the elected members of 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 _____ 2000

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL TIM BRYAN, ACTING PRESIDENT

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

DATE: MARCH 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 59 - 2000

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 Neighborhood Housing Services (NHS) of Massillon to assist in lower income households in the southeast section of the City, 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 agreement with the Neighborhood Housing Services (NHS) of Massillon to assist in lower income households in the southeast section of the City. The contract for services shall not exceed One Hundred Thousand Dollars (\$100,000.00).

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 agreement with the Neighborhood Housing Services (NHS) of Massillon to assist in lower income households in the southeast section of the City.

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:

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 _____ 2000

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

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

DATE: MARCH 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 60 -2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting an application for annexation for territory to the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, a petition for the annexation for certain territory in Jackson Township, was duly filed by Aane Aaby, Agent for the petitioners, and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Stark County on August 25, 1998, and

WHEREAS, the Board of County Commissioners rejected the annexation of said territory to the City of Massillon as hereinafter described, and

WHEREAS, an appeal was filed in the common Pleas Court of Stark County, Ohio, on behalf of the appellants on December 3, 1998, and

WHEREAS, the Court ruled in favor of the appellants and reversed the decision of the Board of County Comissioners of Stark County on July 8, 1999, thus granting the annexation, and

WHEREAS, an appeal was filed in the Fifth District Court of Appeals of the State of Ohio on behalf of the Jackson Township Board of Trustees, on July 30, 1999, and

WHEREAS, the Fifth District Court of Appeals affirmed the decision of the Common Pleas Court on February 22, 2000, and

WHEREAS, at least two-thirds of the members elected to Council of the City of Massillon, Ohio, have found, considered and determined that in order to annex said territory to the City of Massillon, this constitutes an emergency, requiring immediate action;

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

Section I:

The application of Aane Aaby, Agent for the petitioners is hereby accepted for the annexation of the following described territory in the County of Stark and adjacent to the City of Massillon, to wit:

Known and being part of the Southwest Quarter Section 33 of Jackson Township, Stark County, State of Ohio and being further described as follows:

Beginning at a point on the centerline of Wales Road Northeast and the existing City of Massillon Corporation Line, said point also being the southwest corner of a parcel of land presently or previously owned by Bobbie J. Hall, as recorded in deed volume 3122 page 38 as recorded at Stark County Recorder, and the true place of beginning; Thence N 04°25'00" E, along the centerline of said Wales Road NE said line also the west line of said parcel a distance of 225.00' to a point

Thence S 85°32'00" E, along the north line of said parcel of land a distance of 40.00' to a point;

Thence N 04°25'00" E, along the west line of a parcel of land presently or previously owned by Leroy and Betty L. Schumacher, as recorded in Official Imaging Record 97046231 in Stark County a distance of 698.33' to a point;

Thence following said Schumacher parcel the following courses:

S 85°34'57" E, a distance of 240.00' to a point;

Thence N 04°38'47" E, a distance of 30.34' to a point;

Thence S 85°35'38" E, a distance of 250.13' to a point;

Thence S 04°25'48" W, a distance of 714.11' to a point;

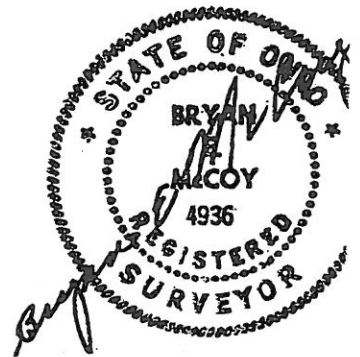
Thence N 85°33'22" W, a distance of 100.08' to a point;

Thence S 04°25'03" W, a distance of 109.00' to a point;

Thence N 85°32'00" W, a distance of 200.00' to a point, said point also being on the the east line of a parcel of land presently or previously owned by Bobbie J. Hall, as recorded in deed volume 3122 page 38 as recorded at Stark County Recorder;

Thence S 04°25'00" W, along the east line of said parcel of land a distance of 131.00' to a point;

Thence N 85°32'00" W, along the south line of said parcel of land a distance of 230.00' to a point, said point being the true place of beginning, containing 9.620 acres in the Southwest Quarter Section 33 of Jackson Township. Total acreage in annexation is 9.620 acres, more or less.



Section 2:

The City Council Clerk be and is hereby directed to file certified copies of said annexation containing the petition, map accompanying the petition, a transcript of the proceedings of the County Commissioners, and this ordinance, with the Stark County Recorder and the Secretary of State.

Section 3:

The Clerk of this Council be and is hereby directed to file with the Clerk of the Board of Commissioners of Stark County, as well as the County Board of Elections, notice in writing of the boundary changes of the City of Massillon hereby affected together with a map of the annexed territory.

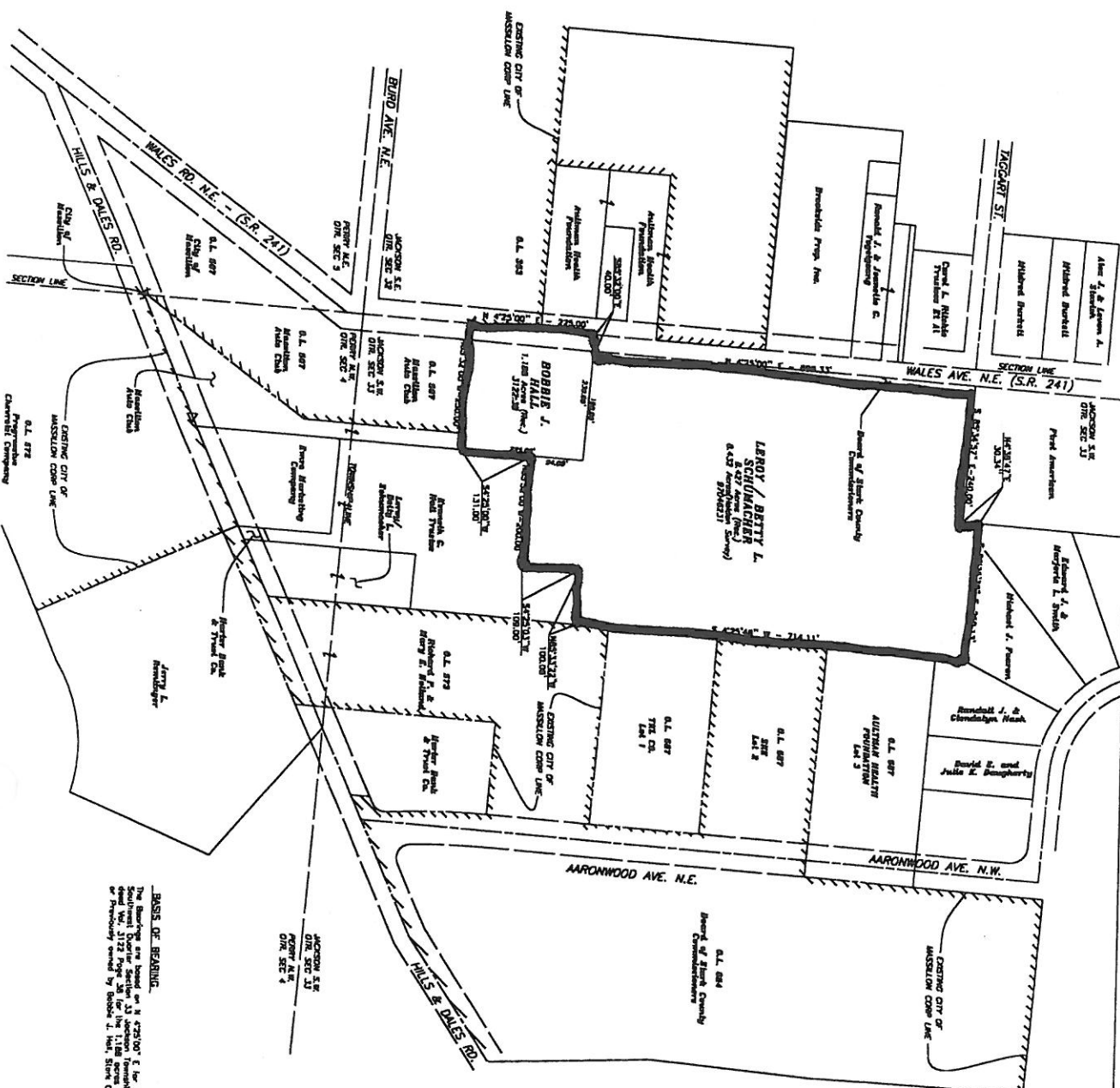
Section 4:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactment is necessary for the more efficient operation of the City of Massillon, Ohio, and for the additional reason that it is in the best interest of the property owners in the annexed area that their property become a part of 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.

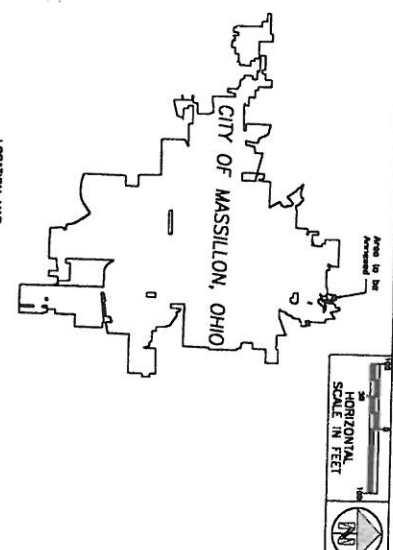
PASSED IN COUNCIL THIS _____ DAY OF _____ 2000

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

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



—BASIS OF BEARING.
 The bearings are based on a 27°23'07" E. line the south line of
 Section 33 Jackson Township, Stark County, Ohio, as shown on
 Plat No. 3172 Page 28 for the 1,118 acres for land previously
 conveyed to Stark County, Ohio.



—MAP OF TERRITORY TO BE ANNEXED TO THE CITY OF MASSILLON, OHIO.
 Total acreage to be annexed: 8.800000 Acres
 Acres of State Highways: 0.000000 Acres
 Acres of County Roads: 0.000000 Acres
 Acres of Township Roads: 0.000000 Acres

S.W. 1/4, Section 33 Jackson Twp., Stark County, Ohio

SURVEYOR'S CERTIFICATION
 I hereby certify that this is a true and correct description of the land to be
 annexed to the City of Massillon, Ohio, as shown on the plat hereof.

MASSILLON CITY COUNCIL
 Accepted by the City Council of Massillon, Ohio, this _____ day of _____, 1998.

CITY ENGINEER
 City lot numbers assigned this _____ day of _____, 1998.

COUNTY AUDITOR
 Entered this _____ day of _____, 1998.

COUNTY RECORDER
 Recorded for record this _____ day of _____, 1998.

STARK COUNTY COMMISSIONERS
 Approved for annexation by the Stark County Commissioners, Stark County, Ohio, this _____ day of _____, 1998.

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 61 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the dedication of Indian River Road, west of Erie Street, S.W. and being Part of Out Lot 536, 538 and 813 to make an additional right-of-way for Indian River Road serving the Massillon Marketplace Development, in the City of Massillon, County of Stark, State of 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:

Council hereby authorizes the acceptance of the dedication of Indian River Road, west of Erie Street, S.W. and being Part of Out Lot 536, 538 and 813, to make an additional right-of-way for Indian River Road serving the Massillon Marketplace Development, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer. This dedication was approved by the Planning Commission at its March 8th, 2000 meeting. The City Engineer having requested that the dedication of the additional right-of-way for the Indian River Road formally be dedicated by the City and now on file with the City Engineer is approved as heretofore described:

Being known as Indian River Road, west of Erie Street, S.W. and Part of Out Lots 536, 538 and 813 to make an additional right-of-way for Indian River Road serving the Massillon Marketplace Development, in the City of Massillon, County of Stark, State of Ohio.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said dedication of an additional right-of-way for Indian River road is urgently needed to serve the Massillon Marketplace Development and for 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

PASSED IN COUNCIL THIS _____ DAY OF _____ 2000

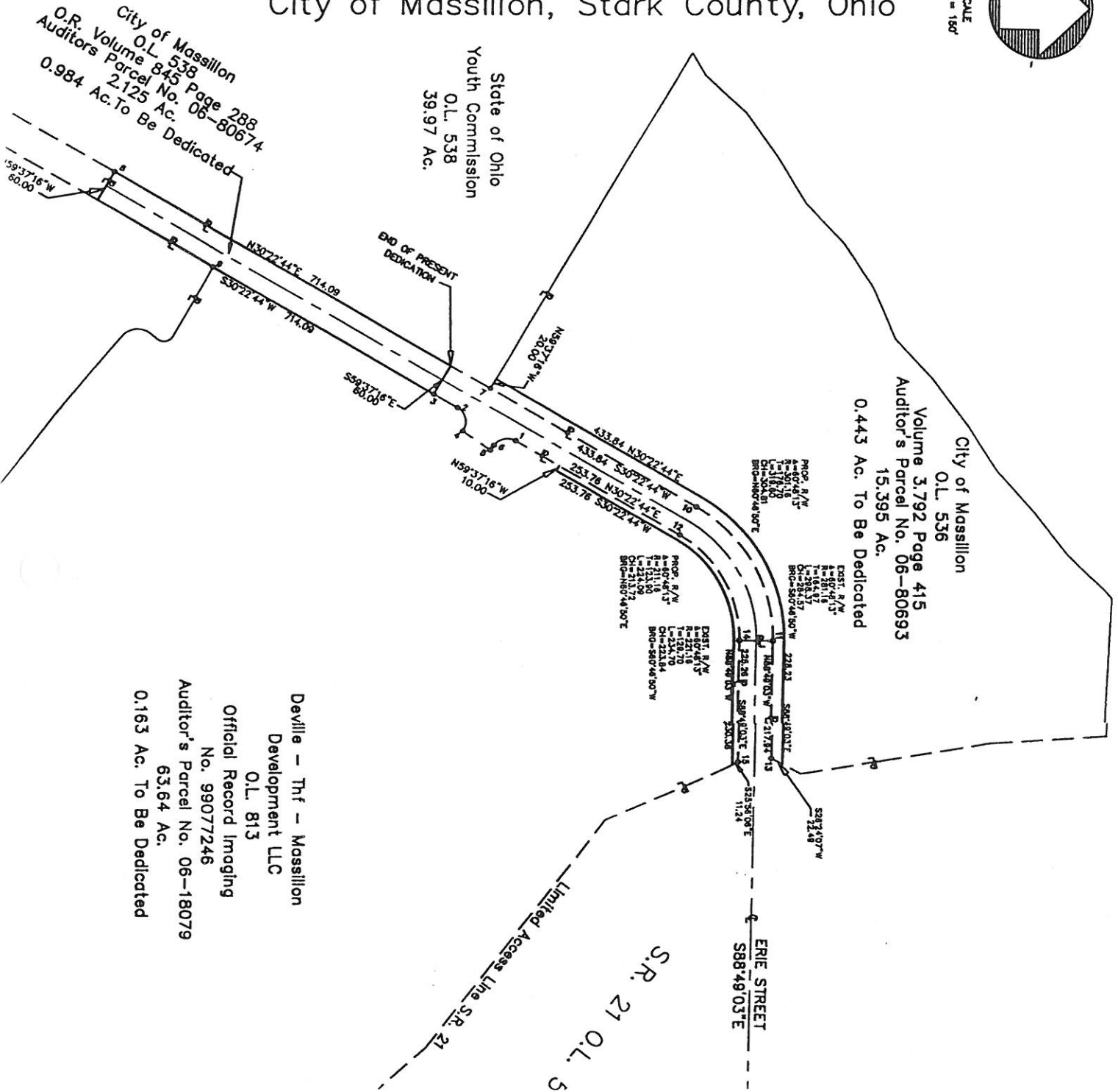
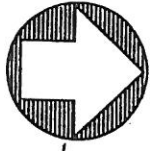
APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

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

DEDICATION PLAT

INDIAN RIVER ROAD
Part of Out Lots 536, 538 & 813
City of Massillon, Stark County, Ohio

SCALE
1" = 160'



DATE: MARCH 20, 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 62 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE recommending approval of a dedication of a proposed sanitary sewer easement for Massillon Marketplace, located on the northwest corner of the State Route 21/U.S. 30 Intersection and being Part of Out Lot 813, in the City of Massillon, County of Stark, State of 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 approval of a dedication of a proposed sanitary sewer easement for Massillon Marketplace, located on the northwest corner of the State Route 21/U.S. 30 Intersection and being Part of Out Lot 813, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, is hereby accepted and confirmed. This dedication of this proposed sanitary sewer easement for Massillon Marketplace was approved by the Planning Commission at the meeting held March 8th, 2000. The City Engineer having requested that the dedication of the easement for the proposed sanitary sewer easement be formally dedicated by the City and on file with the City Engineer is approved as heretofore described:

Being known as Part of Lot No. 813, located on the northwest corner of State Route 21/U.S. 30 Intersection in the City of Massillon, County of Stark, State of Ohio This dedication is for a proposed sanitary sewer easement for Massillon Marketplace.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said dedication for a sanitary sewer easement for the Massillon Marketplace is urgently needed for 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 _____ 2000

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

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

62

DEDICATION PLAT - SANITARY SEWER EASEMENT

LOCATED IN THE CITY OF MASSILLON, COUNTY OF STARK, STATE OF OHIO
AND BEING PART OF OUTLOT 813

MINI-SHEDS
10,801 sq. ft.

LOWES
12,087 ACRES

FEBRUARY 1, 2000
0.802 ACRES

MASSILLON MARKETPLACE BOULEVARD
1.881 ACRES

OUTLOTS
12.345 ACRES

N 39°48'18" W 237.59'
S 39°48'18" E 238.58'
N 51°09'16" W 384.86'
S 51°09'16" E 384.67'
0.002 ACRE TRACT
20' SANITARY SEWER EASEMENT

20' SANITARY SEWER EASEMENT

EXISTING SAN. M.H. IN
FOUND 12/7/98
ELEV. RM. = 978.08
EXIST. FL. OUT. = 978.08
20' SANITARY SEWER EASEMENT

OUTLOT TO INCREASE
ITS OWN DETENTION
AND THE INTO PROPOSED
MASSILLON MARKETPLACE BOULEVARD
AND ERIE STREET.

20' SANITARY SEWER EASEMENT

N 54°49'18" W 531.24'
S 54°49'18" E 528.68'

STATE ROUTE 21
LIMITED ACCESS RIGHT-OF-WAY

TIFICATION:

WE HERBY CERTIFY THIS SANITARY SEWER AND UTILITY EASEMENT IS A TRUE AND
RECT COPY OF THE EASEMENT MADE BY ME THIS 31st DAY OF JANUARY, 2000.

ENTRANCE RAMP - U.S. ROUTE 21
LIMITED ACCESS RIGHT-OF-WAY

LEGEND

- DENOTES 1/2" HIGH IRON BAR WITH H&A CAP FOUND (UNLESS OTHERWISE NOTED).
- CONTINUATION OF SANITARY SEWER
- PROPOSED SANITARY MANHOLE
- EXISTING SANITARY MANHOLE
- LIMITED ACCESS RIGHT-OF-WAY
- EOP
- EOP OF EASEMENT
- P.O.B. POINT OF BEGINNING
- T.P.O.B. TRUE PLACE OF BEGINNING

DATA USED:

ORDINANCE NO. 2000.

ON THIS 8th

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 63 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to accept a proposed 10 foot by 10 foot wide sanitary ~~storm~~ ^{sewer} easement running along the east side of 27th Street N.E., south of Elmbreeze Street located on the southwest corner of Lot No. 16021, on land owned by Simon Warstler, and declaring an emergency.

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

Section 1:

This Council hereby determines that it is necessary for the Director of Public Service and Safety to accept a proposed 10 foot by 10 foot wide sanitary ~~storm~~ ^{sewer} easement running along the east side of 27th Street N.E., south of Elmbreeze Street located on the southwest corner of Lot No. 16021, on land owned by Simon Warstler.

Section 2:

The Director of Public Service and Safety is hereby authorized to accept a proposed, on behalf of the City of Massillon 10 foot by 10 foot wide sanitary ~~storm~~ ^{sewer} easement running along the east side of 27th Street N.E., south of Elmbreeze Street located on the southwest corner of Lot No. 16021, on land owned by Simon Warstler.

Section 3:

This Ordinance is hereby declared to be an emergency measure for the reason that the City of Massillon, desires to provide the sanitary ~~storm~~ ^{sewer} to the property described above, and is 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 _____ 2000

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

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

63

14546

14547
3/4" BAR

14549

14550

TANGLEWOOD
DRIVE N.E.

COLONIAL HILLS ALLOT.
NO. 9B (P.B. 49, P. 34)

14551

3/4" BAR USED TO
ESTABLISH W.
LINE OF SEC. 10

40.00' REC
39.85' MS

MASSILLON CORPORATION LINE

SECTION LINE
JACKSON AVENUE N.W. - 70' (R.R.C.F.)

27th STREET N.E. - 70'

N03°24'45"E 197.70' REC & SET

98.85' SET

(0.0608 AS IN R/W)

98.85' MS

S03°24'45"W

30.00' SET

10' X 10' PUBLIC SANITARY
SEWER EASEMENT

98.85' MS

N03°24'45"E

197.70' REC & SET

STATE OF OHIO

REPLAT OF OUT LOT 824 AND DEDICATION OF A PUBLIC SANITARY EASEMENT

CITY OF MASSILLON
STARK COUNTY, OHIO.

NTY DID PERSONALL
ACKNOWLEDGED
ACT AND DEED AS RI
ET MY HAND AND SE

MY COMMISSIO

E ST.

P. & J. EASH
98034247

6
SCHRADER
SUBDIVISION
P.B. 34, P. 126

PARENT TRACT: (PARCEL 1)
S. WARSLER
99018211

NO BUILDINGS ON THIS PARCEL

LOT # 16020
S86°51'28"E 344.20' REC & SET

PARENT TRACT: (PARCEL 2)
S. WARSLER
99018211

LOT # 16021
NO BUILDINGS ON THIS PARCEL

N86°50'15"W 344.13' MS 344.20' REC

J. SHULOK TR.
98091684

I HERER
SURVEY
THE M
IN THE



RONAL

DATE: March 20 - 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 64 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE petitioning the Director of the Ohio Department of Development, with the consent of the City of Massillon, to amend the boundaries of the City of Massillon's Enterprise Zone to include additional industrial areas with the City, and declaring an emergency.

WHEREAS, the State of Ohio, through its Department of Development, administers the Enterprise Zone Program whereby tax incentives are awarded to enterprises which establish, expand, renovate or occupy a facility within such a designated zone, through investment in new buildings, additions or improvements to existing buildings, machinery, equipment, furniture, fixtures and inventory, and which hire new employees to work at said facility, and

WHEREAS, the Enterprise Zone has been approved for that part of the City of Massillon designated as all or part of those portions of Census Tracts 7135, 7138, 7139, 7141, 7142, 7143.01, 7144, 7145 and 7146 located within the City of Massillon corporate limits, and

WHEREAS the City of Massillon proposes to amend the boundaries of its Enterprise Zone to include additional commercial areas located in Census Tract 7143.02 and having a single continuous boundary as depicted and described in Exhibits "A" and "B" attached hereto and incorporated by reference, and

WHEREAS, the designation of this area within the City of Massillon as an Enterprise Zone would create and preserve employment opportunities in the zone and would improve the economic climate of the City through the establishment and expansion of business enterprises within the zone, and

WHEREAS, the City of Massillon must petition the Director of Development for certification of the proposed area as an Enterprise Zone pursuant to Section 5709.62(A) of the Ohio Revised Code.

NOW, THEREFORE, BE IT 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, requests and hereby consents to the petitioning to the Director of Ohio Department of Development to amend the boundaries of the City's Enterprise Zone to include additional industrial areas within the City as depicted and described in Exhibits "A" and "B" attached hereto and incorporated by reference as if fully re-written herein.

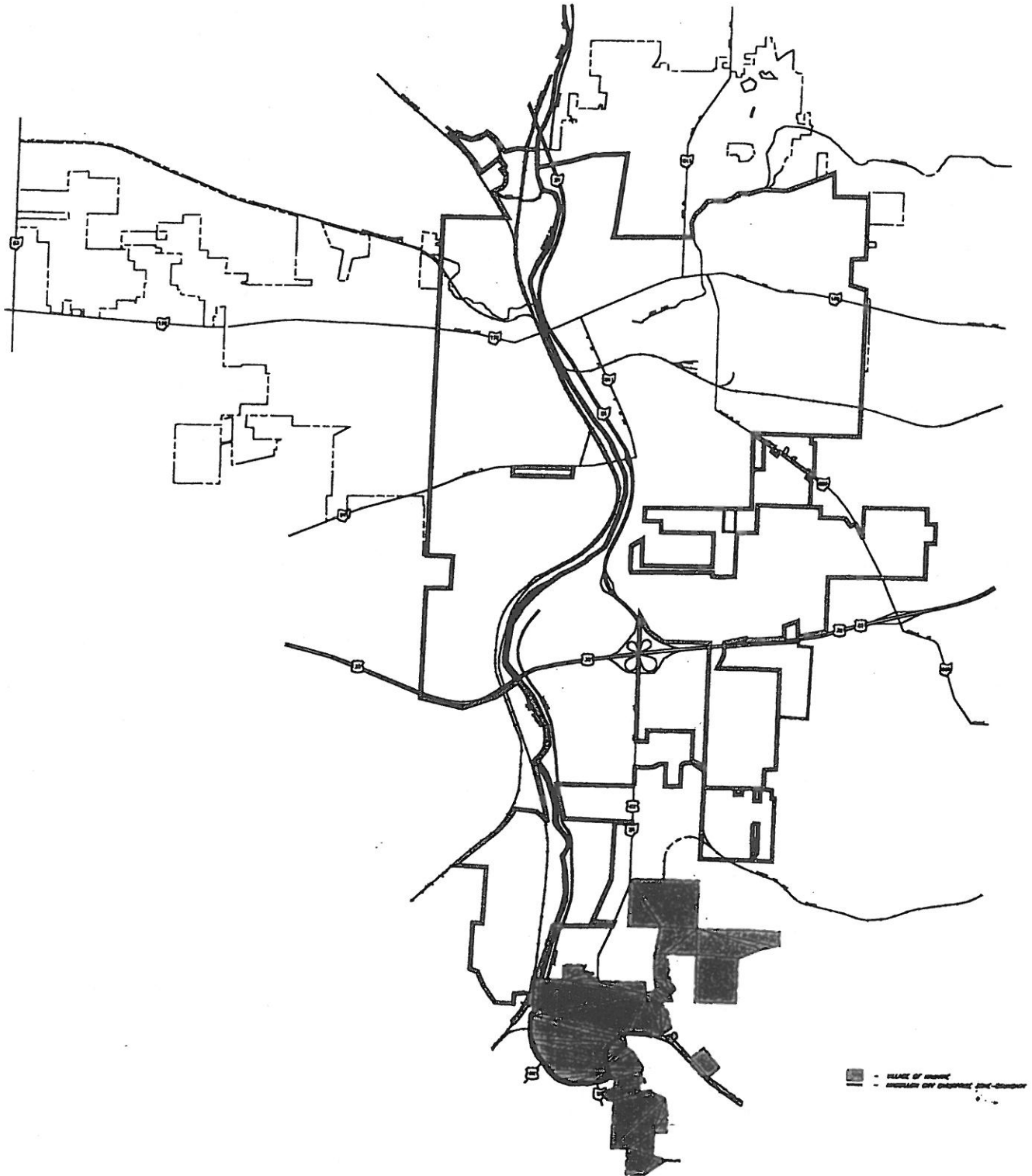
Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Massillon, Ohio, and for the further reason to ensure that the residents of the City of Massillon receive the benefits associated with the designation of an Enterprise Zone within its boundaries at the earliest possible time, and as such, 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 _____ 2000

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

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



DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 65 - 2000

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-3 Single Family Residential to RM-1 Multiple Family Residential.

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-3 Single Family Residential to RM-1 Multiple Family Residential. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on March 8th, 2000 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 RM-1 Multiple Family Residential.

Being known as Part of Out Lots 555, 509 and 345, a 15.862 acre parcel, located on the north side of Hankins Road N.E., east of Wales Road in Massillon, Ohio. This request has been submitted by William A. Day & William K. Henry, who wish to build private condominiums.

Section 3:

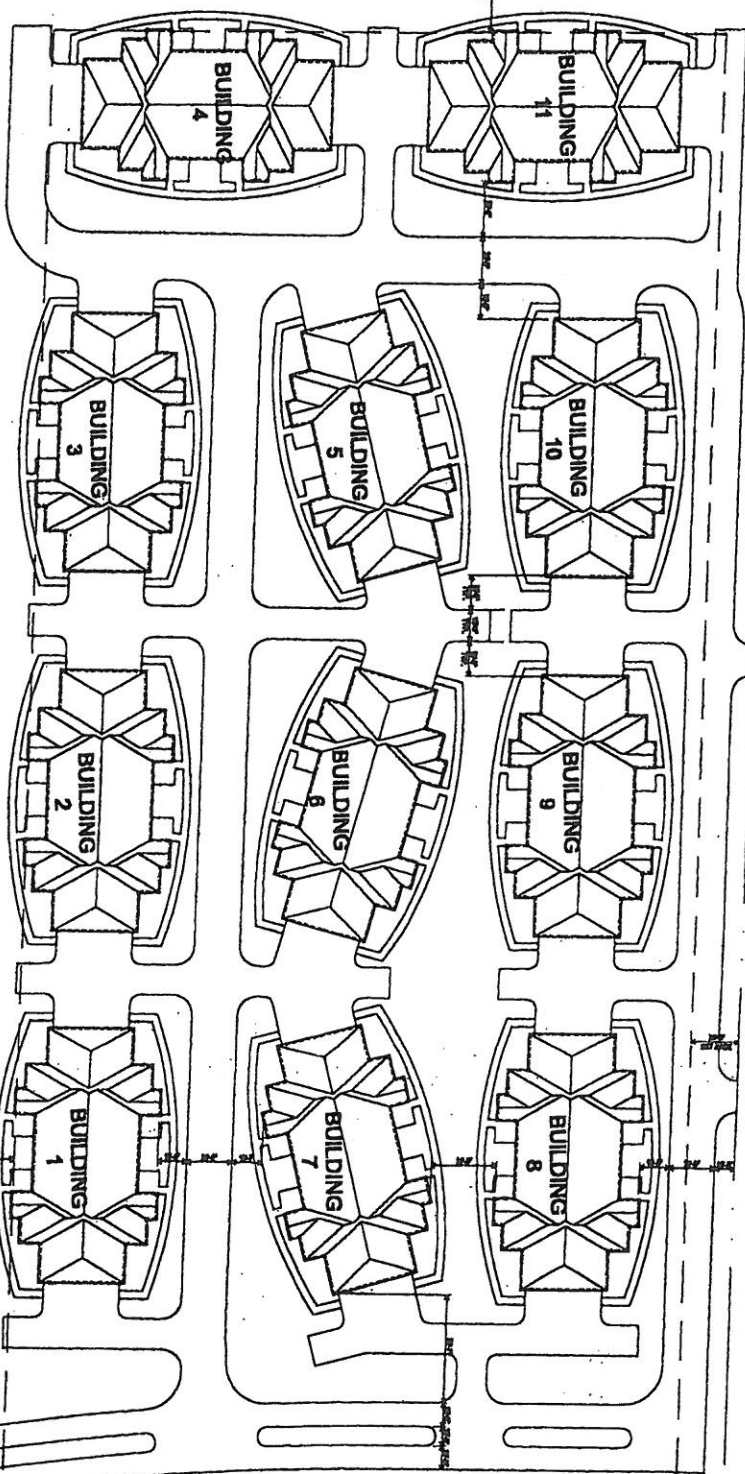
This Ordinance is declared to be an emergency measure in that the use herein provided for is essential to the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community and that this property would best be served to be designated RM-1 Multiple Family Residential. 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 _____ 2000

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

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

FUTURE
DEVELOPMENT



FUTURE
DEVELOPMENT

HANKINS ROAD

PHILLIPS ROAD

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 66 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from Perry and Bethlehem Townships 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 and Bethlehem Townships to Massillon Zoning classifications, as approved by the Planning Commission of the City of Massillon, Ohio, on March 8th, 2000, 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, be and is hereby amended to show the following described area as I-2 General Industrial:

Being known as Out Lots 830 thru 850, a 656.47 acre parcel located on the southern end of the City towards the Village of Navarre recently annexed to the City from Perry and Bethlehem Townships. This rezoning is being requested by Standard Slag Co., the property owner.

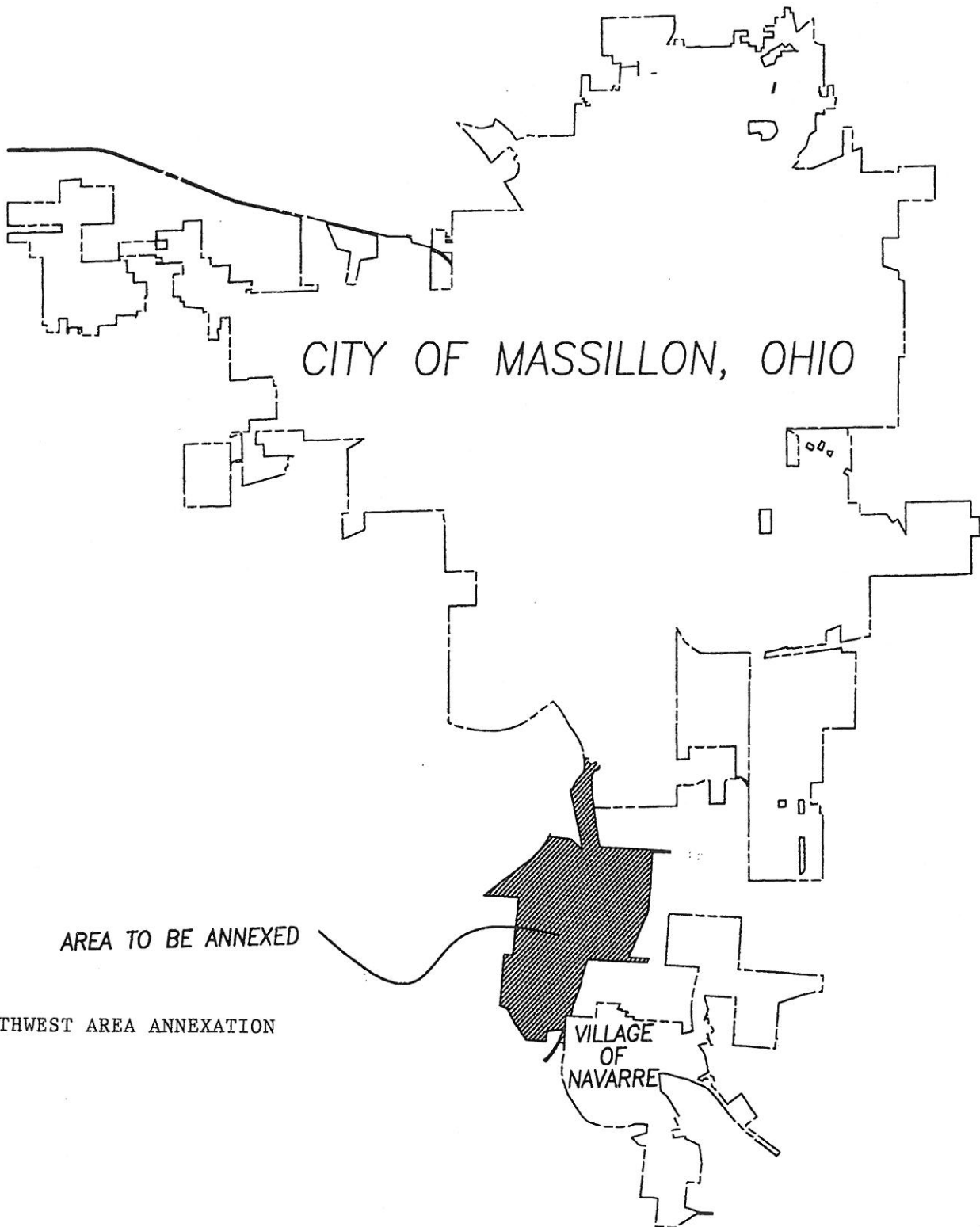
Section 3:

That this Ordinance is declared to be an emergency measure is essential to the proper community growth and hence immediate of the health, safety and welfare of the community. Provided two-thirds of the elected members to Council, it shall take effect at the passage and approval by the Mayor. Otherwise, it shall take effect at the earliest period allowed by law.

PASSED THIS _____ DAY OF _____, 2000

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

APPROVED _____
FRANCIS H. CICCHINELLI, JR., MAYOR



MAP OF TERRITORY TO BE ANNEXED TO THE CITY OF MASSILLON, OHIO

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 67 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract 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 March 8th, 2000, 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, be and is hereby amended to show the following described area as R-1 Single Family Residential.

Being known as Out Lot 851 located on Shaw Avenue N.E., west of Wray Avenue N.E., recently annexed to the City from Perry Township. This rezoning is being requested by A. J. Diana & Sons, Inc. to build a residential subdivision.

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.

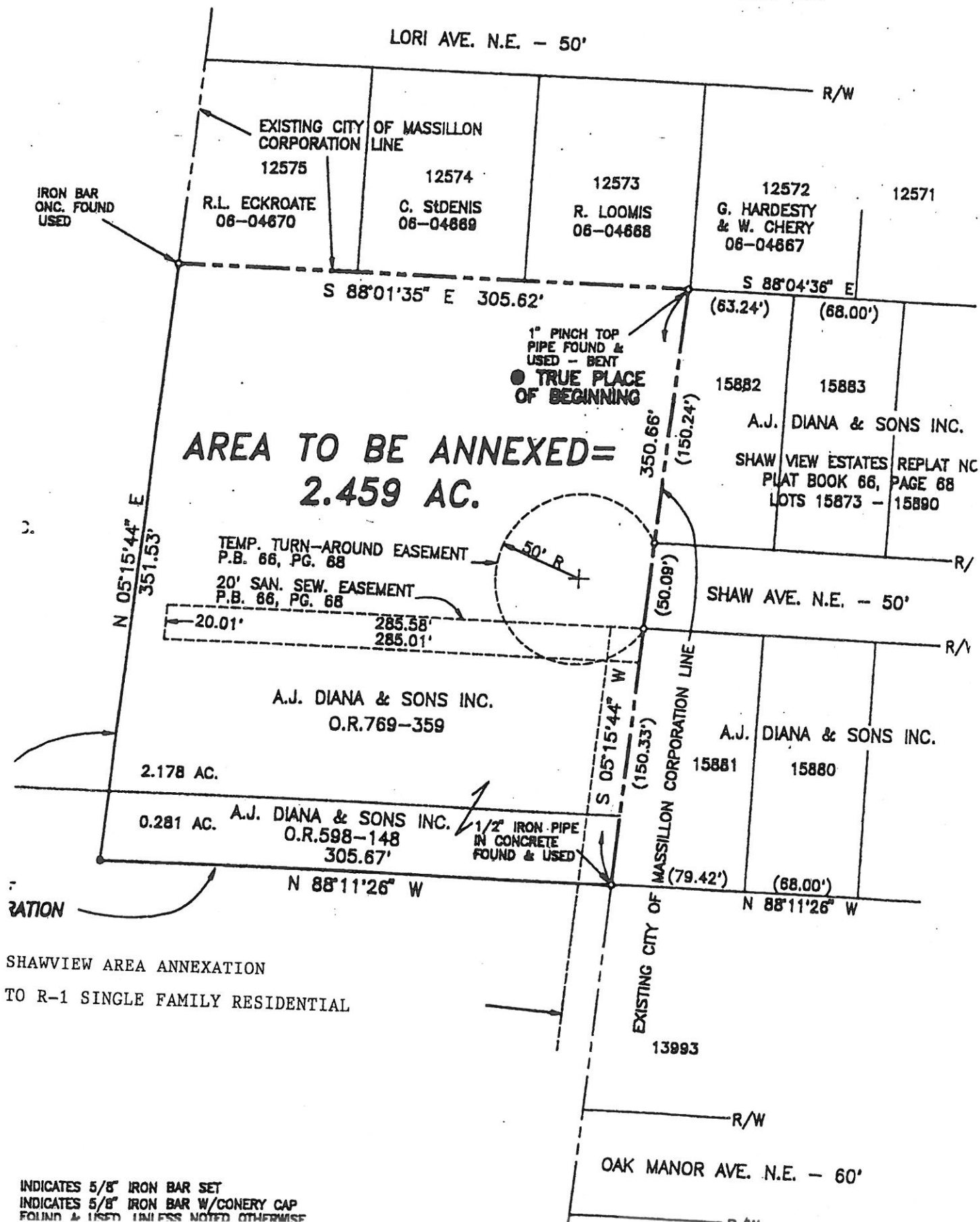
PASSED THIS _____ DAY OF _____, 2000

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

APPROVED _____
FRANCIS H. CICCHINELLI, JR., MAYOR

PHONE: 453-8330

JULY, 1988



DATE: MARCH 20, 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 68 - 2000

BY: COMMITTEE OF THE WHOLE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to extend the length of the Collective Bargaining Agreements with the Unclassified Employees, Classified Employees, Classified or Unclassified Supervisory Employees now referred to as ACUE, the Wastewater Treatment and the American Federation of State, County & Municipal Employees (AFSCME) until May 31, 2000, 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 the Director of Public Service and Safety of the City of Massillon, Ohio, be and are hereby authorized to extend the length of the Collective Bargaining Agreements with the Unclassified Employees, Classified or Unclassified Supervisory & Classified Employees, Wastewater Treatment and American Federation of State, County & Municipal Employees until May 31, 2000.

Section 2:

The Collective Bargaining Agreements between the parties will be retroactive to the expiration date of the current agreement.

Section 3:

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 extend the agreement due to the ongoing negotiations between the City and the Bargaining Units. Provided it receives the affirmative vote of two-thirds of the elected members of 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 _____, 2000

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

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

DATE: MARCH 20, 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 68 - 2000

BY: COMMITTEE OF THE WHOLE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to extend the length of the Collective Bargaining Agreements with the Unclassified Employees, Classified Employees, Classified or Unclassified Supervisory Employees now referred to as ACUE, the Wastewater Treatment and the American Federation of State, County & Municipal Employees (AFSCME) until May 31, 2000, 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 the Director of Public Service and Safety of the City of Massillon, Ohio, be and are hereby authorized to extend the length of the Collective Bargaining Agreements with the Unclassified Employees, Classified or Unclassified Supervisory & Classified Employees, Wastewater Treatment and American Federation of State, County & Municipal Employees until May 31, 2000.

Section 2:

The Collective Bargaining Agreements between the parties will be retroactive to the expiration date of the current agreement.

Section 3:

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 extend the agreement due to the ongoing negotiations between the City and the Bargaining Units. Provided it receives the affirmative vote of two-thirds of the elected members of 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 _____, 2000

ATTEST:

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

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 - 2000

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the P & R Recreation Center Project Fund, Community Development Block Grant Program Fund,, P & R Capital Improvement Fund, Capital Improvement Fund, and the Parking Meter Fund, of the City of Massillon, for the year ending December 31, 2000, 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 P&R Recreation Center Project Fund for the year ending December 31, 2000, the following:

\$158,796.85 to an account entitled "Capital Projects-Recreation Center Project" 1435.505.2510

Section 2:

Deleted.
There be and hereby is appropriated from the unappropriated balance of the Community Development Block Grant Program Fund for the year ending December 31, 2000, the following:

~~\$100,000.00 to an account entitled "Neighborhood Housing Services" 1203.845.2835~~

Section 3: 2

There be and hereby is appropriated from the unappropriated balance of the P&R Capital Improvement Fund for the year ending December 31, 2000, the following:

\$ 52,000.00 to an account entitled "Transfer To" 1433.505.2710

Section 4: 3

There be and hereby is appropriated from the unappropriated balance of the Capital Improvement Fund for the year ending December 31, 2000, the following:

\$ 9,650.00 to an account entitled "Fire Station Repairs" 1401.325.2510

Section 4:

There be and hereby is appropriated from the unappropriated balance of the Parking Meter Fund for the year ending December 31, 2000, the following:

\$ 1,200.00 to an account entitled "New Equipment" 1208.445.2530

Section 5:

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 _____ 2000

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: March 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 70 - 2000

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2000 appropriation from the P & R Capital Improvement Fund to the P & R Rec Center Fund, of the City of Massillon, Ohio, and declaring an emergency.

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

Section 1:

There be and hereby is transferred from the 2000 appropriation from the P & R Capital Improvement Fund to the P & R Rec Center Fund, of the City of Massillon, the following:

\$ 52,000.00 FROM: "Transfer To" 1433.505.2710
 TO: "Capital Projects - Recreation Center Project" 1435.505.2510

Section 2:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are necessary operation of the Parks and Recreation Department 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 _____ 2000

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

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

DATE: MARCH 20, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 71 - 2000

BY: SEWER AND WASTE DISPOSAL COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND" of the Codified Ordinances of the City of Massillon, by repealing existing Section 937.08(1)(2) "Administration and Disbursement of Funds" and enacting a new Section 937.08 (1), (2) and (3) "Administration and Disbursement of Funds" of CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND", and declaring an emergency.

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

Section 1:

The existing Section 937.08 (1) & (2) "Administration and Disbursement of Funds" of said CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND" of the Codified Ordinances of the City of Massillon be and hereby is repealed.

Section 2:

That there be and hereby is enacted a new Section 937.08 (1) (2) & (3) "Administration and disbursement of Funds" of CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND" of the Codified Ordinances of the City of Massillon. Said newly enacted Section shall read as follows:

- | | |
|-------------------------------|--|
| (1) Wastewater Treatment Fund | The revenue deposited in this fund shall be:
All County surcharge revenues and Sixty-Nine Percent (69%) of all City industrial and user revenues |
| (2) WWT Bond Retirement Fund | Nine Percent (9%) of City industrial and user revenues received, as authorized by Chapter 937, shall be designated as the Wastewater Bond Retirement Fund. |
| (3) EPA Debt Payment Fund | Twenty-Two Percent (22%) of City industrial and user revenues received, shall be designated as the EPA Debt Payment Fund. |

Section 3:

The Distriburment of Funds listed in Section 2 , shall become effective July 1, 2000.

Section 4:

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 WWT Department of the City of Massillon, Ohio, and for the additional reason for the preservation of the public health, safety and welfare of the community. 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 _____, 2000

ATTEST:

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

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR