

AGENDA

DATE: APRIL 3, 2000

PLACE: COUNCIL CHAMBERS

TIME: 7:30 P.M.

1. ROLL CALL
2. INVOCATION - COUNCILWOMAN NANCY HALTER
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 72 - 2000 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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

ORDINANCE NO. 73 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

de ✓
P
AN ORDINANCE petitioning the board of Conty commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Jackson Townships, and declaring an emergency. *waits sg*

ORDINANCE NO. 74 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

de ✓
P
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Out Lot No. 739 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose, and declaring an emergency.

ORDINANCE NO. 75 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

157
AN ORDINANCE approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications, and declaring an emergency.

ORDINANCE NO. 76 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

14 ✓
P
AN ORDINANCE accepting the Final Plat for Country View Estates No. 3, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

APRIL 3, 2000

ORDINANCE NO. 77 - 2000 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

JH ✓
P
AN ORDINANCE accepting the dedication of the north side of Hankins Road N.E. between Wales Road and Valerie Avenue, N.E. and being Part of Out Lots 345 and 509 to make an additional right-of-way along the north side of Hankins Road, N.E. across from 17th Street, N.E. to assist the City in a proposed future improvement to the sharp curve at this part of Hankins Road, and declaring an emergency.

ORDINANCE NO. 78 - 2000 BY: COMMITTEE OF THE WHOLE

P
AN ORDINANCE authorizing the Mayor and the Director of Public Service & Safety to accept the conciliator's decision with the Massillon Firefighters I.A.F.F. Local #251 Bargaining Unit, and declaring an emergency.

ORDINANCE NO. 79 - 2000 BY: FINANCE COMMITTEE

LM
P
AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, Community Development Block Grant Program Fund and the UDAG B-81-AB-39-009 Fund of the City of Massillon, for the year ending December 31, ,2000, and declaring an emergency. 2,231 - Logsd/Red 1217.840.2393

RESOLUTION NO. 8 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

A RESOLUTION to inform State Legislators and State Executive Leaders of support for equitable Annexation Reform and opposing the current annexation reform proposal prepared for introduction to the Ohio Senate, designated as LSC-123-0330-3, that restricts orderly municipal development and abandons landowner rights in favor of township interference with those rights, 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 PERMIT REPORT FOR MARCH - 2000
- B). AUDITOR SUBMITS MONTHLY REPORT FOR MARCH - 2000

- C). POLICE CHIEF SUBMITS YEARLY REPORT FOR 1999

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

SDH - note: ORD. # 56-2000 Revised to delete "award."

14. THIRD READING ORDINANCES AND RESOLUTIONS

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

P
7-2
- Dayton
- Filburn
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.

15. SECOND READING ORDINANCES AND RESOLUTIONS

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

P
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. 65 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

2nd
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, and declaring an emergency.

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

2nd
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

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

2nd
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.

ORDINANCE NO. 71 - 2000 BY: FINANCE COMMITTEE

2nd
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.

16. NEW AND MISCELLANEOUS BUSINESS

17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA

18. ADJOURNMENT

**SHARON HOWELL
THERE ARE NO PUBLIC HEARINGS THIS EVENING**

DATE: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 72 - 2000

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - INCOME TAX DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - INCOME TAX DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - INCOME TAX 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 - INCOME TAX DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby repealed.

Section 2:

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

(SEE ATTACHMENT 'A' PAGE 2; 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 to restructure positions within the Income Tax 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>BAILIFF</u>	135
	EL	Bailiffs	
		<u>PLANNING DEPARTMENT</u>	140
	MS	<u>PART TIME/TEMPORARY/SEASONAL</u>	
		Secretary - Planning Board	
		<u>CIVIL SERVICE COMM</u>	150
12S	CL	Civil Service Administrator (1)	
9S	CL	Clerk Administrator	
	MS	Chairman (Appointed by Mayor)	
	MS	Members (Appointed by Mayor)	
		<u>SERVICE DEPARTMENT</u>	160
26S	SU UN	Safety Service Director	
9S	UN	Secretary	
		<u>DATA CENTER</u>	170
15S	SU UN	Data Center Chief (Split 1/3)	
		<u>HUMAN SERVICES DEPT.</u>	175
22S	SU UN	E.E.O./M.B.E. Director/Drug Coordinator	
6S	UN	Clerk Typist II	
		<u>AUDITOR DEPARTMENT</u>	205
	EL	Auditor	
14S	UN	Chief Deputy Clerk	
13S	UN	Deputy Clerk	
12S	UN	Deputy Auditor	
9S	UN	Deputy Account Clerk II	
8S	UN	Deputy Account Clerk II	
6S	UN	Deputy Clerk Typist II	
		<u>PART TIME/TEMPORARY/SEASONAL</u>	
	MS	Clerk Typist	
		<u>INCOME TAX</u>	210
18S	SU UN	Tax Administrator	
14S	SU UN	*Deputy Tax Admin./Operations Supervisor	
12S	UN	Investigator	
11S	UN	Deputy Tax Administrator	
9S	UN	Senior Auditor	
8S	UN	Income Tax Auditor	
6S	UN	Cashier/Receptionist	
5S	UN	Deputy Clerk Typist II	
		<u>PART TIME TEMPORARY/SEASONAL</u>	
	MS	Auditor	
	MS	Cooperative Business Education Student	
		<u>TREASURER</u>	215
	EL	Treasurer	
		<u>PART TIME TEMPORARY/SEASONAL</u>	
	MS	Clerk Typist	

DATE: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 73 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Jackson Townships, and declaring an emergency.

WHEREAS, Massillon Township was erected to conform with the corporation limits of the City of Massillon, Stark County, Ohio by the Board of County Commissioners on August 19, 1963, and

WHEREAS, the corporation limits of the City of Massillon, Ohio, have been enlarged since the erection of said Massillon Township, through the annexation of one (1) tract of land comprising a part of Perry Township, and

WHEREAS, these annexed lands are still shown as a part of Jackson Township and the County Commissioners must amend the boundaries.

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 the corporation limits of the City of Massillon includes one (1) tract of land which is part of Jackson Township, Stark County, Ohio, and that it will be in the public interest of the City to have the boundaries of said Jackson Township changed by excluding this one (1) tract of land from said Jackson Township and adding this one (1) tract of land to Massillon Township within the corporation limits of the City.

Section 2:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07 Ohio Revised Code, to change the Township boundaries of Jackson Township and Massillon Township, all in Stark County, Ohio, by excluding from said Jackson Townships and by adding to said Massillon Township the respective areas thereof which are presently located within the corporation limits of the City of Massillon, Ohio, which areas are described as follows:

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.

ction 3:

Attached hereto and made a part of this Ordinance is one (1) map covering the tract of land described in Section 2 of this Ordinance.



Section 4:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07, Ohio Revised Code, to add the one (1) tract of land described in Section 2 of this Ordinance to Massillon Township, Stark County, Ohio.

Section 5:

Upon passage of this Ordinance the Clerk of Council is directed to forward a certified copy thereof and the attached map, together with an authenticated copy of the proceedings relating thereto, to the Board of County Commissioners of Stark County, Ohio.

Section 6:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of this community and for the further reason that the timely resolution of its subject matter is essential for making the boundary lines of Massillon Township conform with the corporation lines of the City of Massillon, Ohio. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2000

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

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

DATE: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 74 - 2000

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Out Lot No. 739 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Out Lot No. 739 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose.

Section 2:

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

Known as and being Out Lot No. 739, a 4.861 acre located at the northwest corner of Nave Road, S.E. and University Drive S.E., in the City of Massillon, Ohio, County of Stark and State of Ohio.

Section 3:

The Director of Public Safety and Service be and is hereby authorized to prepare plans and specifications and to advertise for and receive sealed bids, according to law, for the sale of a certain tract of land known as and being Out Lot No. 739 in the City of Massillon, Stark County, Ohio and owned by said City, which is not needed for any municipal purpose.

Section 4:

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

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

Section 5:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the community and for the further reason of such emergency arising out of the necessity to dispose of real estate no longer needed for any municipal purpose for the best price obtainable. And provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2000

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

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

DATE: April 3, 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 75 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications, and declaring an emergency.

WHEREAS, under the provisions of Title I of the Housing and Community Development Act of 1974 (which title is hereunder referred to as the "Act") and the regulations promulgated thereunder (24 CFR Parts 58 and 570, hereunder referred to as the "Regulations") is authorized to make block grants to units of general local government to help finance housing and community development programs (which grants are hereinafter to as "CDBG" grants); and

WHEREAS, the City of Massillon proposes to apply for such a grant for Fiscal Year 2000 and has, in that connection and as required by and pursuant to the Act and Regulations, prepared a Consolidated Plan for community development, including a strategic plan for meeting its housing and community development needs, and an annual action plan describing the activities that the City proposes to undertake with CDBG funds; and

WHEREAS, the City of Massillon has developed and implemented a citizen participation plan to make information available to citizens, public agencies, and others on the various elements of CDBG program; to encourage participation of citizens and organizations representing citizens, particularly low and moderate income citizens, in the development of the Consolidated Plan; to hold public meetings on the Plan and proposed CDBG Budget and to provide timely and adequate notice of such meetings; and to provide technical assistance to citizens and citizen groups requesting assistance to adequately participate in the planning, implementation, and evaluation of the Consolidated Plan and CDBG Program; and

WHEREAS, the Council has duly reviewed and considered the Consolidated Plan and Annual Action Plan, along with the views and proposals of citizens, and the comments and recommendations of the City's administrative and planning officials.

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

Section 1:

This Council hereby finds and determines that the Consolidated Plan and Annual Action Plan properly and adequately identifies the City's housing and community development needs and objectives; and that the programs and activities to be undertaken by the City with CDBG funds as provided for under the Act for the 2000 Program Year have been designed so as to give maximum feasible priority to activities which will benefit low and moderate income households or aid in the prevention or elimination of slums and blight, so as to achieve the national objectives of the CDBG program which are to develop viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for low and moderate income persons; and for these reasons, this Council approves said Plan.

Section 2:

That the Mayor, being the chief executive officer of the City of Massillon, is hereby designated as the authorized representative of the City, to act in connection with the City's application for CDBG funds, and to provide such additional information, as well as to execute and file such additional documentation or certifications as may be required by the Secretary or by other responsible agencies in connection with the application.

Section 3:

That this Council hereby finds and determines that the City in preparing its application for CDBG funds, has complied with the applicable requirements of the Act and Regulations, and that this Council hereby approves the Annual Action Plan and authorizes the Mayor to execute and file the application, together with all related documentation, with the Secretary.

Section 4:

That this Council hereby directs that the City of Massillon is carrying out its CDBG funded activities, continue to comply with applicable requirements of the Act and Regulations and with other applicable laws including civil rights, equal opportunity and fair housing, citizens participation, real property acquisition and relocation, environmental protection, fair labor standards, and the requirement of giving maximum feasible priority to activities which will benefit low and moderate income households or aid in the prevention or elimination of slums and blight, and this Council authorizes the Mayor to execute and file with the Secretary certifications in such form as the Secretary may prescribe, which will provide assurances concerning these foregoing matters, and concerning other matters as may be required by the Secretary in connection with carrying out the City's CDBG program.

Section 5:

That this Council hereby authorizes the Mayor to consent to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provision of such act applies to the Secretary's responsibilities for environmental review, decision making, and action to be assumed and carried out by the Mayor, and authorizes the Mayor to consent, on behalf of the City, to accept the jurisdiction of the Federal Courts for the purposes of carrying out the CDBG program; and furthermore, that this Council hereby authorizes the Mayor to execute and file such other documents and take such other actions in connection with the environmental review process as may be required by the Act and Regulations.

Section 6:

That 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 for the further reason that the immediate approval and filing of the application is necessary to enable the City to qualify for its CDBG Grant for the FY 2000 Program Year and thus enable it to carry out its Community Development 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

CITY OF MASSILLON - FY 2000 CDBG PROGRAM PROPOSED ACTION PLAN

PROJECT NAME	APPLICANT	DESCRIPTION	AMOUNT ALLOCATED
Housing Activities			
City Housing Rehabilitation	Community Development Dept	Homeowner & Rental Housing Rehabilitation	\$200,000.00
NHS of Massillon	NHS of Massillon	Homebuyer Assistance Programs	\$100,000.00
Family Living Center Homeless Shelter	Community Services of Stark County	Purchase furnishings for individual shelter units	\$5,000.00
Neighborhood Facilities & Improvements			
LMI Street Resurfacing	City Engineer's Office	Street Resurfacing in LMI neighborhoods	\$70,000.00
Walnut Hills Improvements	Walnut Hills Residential Assoc	Street lights, street paving	\$40,000.00
Boys & Girls Club of Massillon	Boys & Girls Club of Massillon	Kitchen Renovation	\$10,000.00
Massillon Family YMCA	Massillon Family YMCA	Hydraulic Swimming Pool Lift for Handicapped Persons	\$3,000.00
Downtown Improvements			
Downtown Rehabilitation Program	Massillon Main Street	Rehab of Downtown Buildings	\$75,000.00
Downtown Streetscape Improvements	Massillon Main Street	Sidewalk and Ornamental Street light Improvements	\$22,000.00
Clearance Activities			
Demolition Program	Community Development Dept.	Demolition of vacant, dilapidated structures	\$15,000.00
Public Service Activities			
Youth Center Program	City Youth Center	Operation of City Youth Center	\$65,000.00
Elderly Homemaker Program	Westark Family Services	Homemaker services to elderly & handicapped	\$20,000.00
Housing Counseling	Massillon Urban League	Rental referrals, tenant & homeowner counseling	\$15,000.00
Family Living Center	Catholic Community Services	Homeless Shelter, Adult Day Care Services	\$10,000.00
Adult Literacy Training	Massillon Literacy Commission	Adult Literacy Training, Education & Outreach	\$5,000.00
Teen Pregnancy Prevention	Massillon Urban League	Education Program for Middle School Students	\$5,000.00
Drug Abuse Community Awareness	Mayor's Drug Task Force	Drug Abuse Education and Outreach Program	\$5,000.00
YMCA Child Development Center	YMCA of Western Stark County	Preschool/child care center	\$5,000.00
Section 108 Loan Program			
Canal View Center 108 Payment	Community Development Dept	Annual Section 108 Loan Payment to HUD	\$130,000.00
CDBG Administration Activities			
Fair Housing Program	Community Development Dept	Fair housing services, education, outreach	\$30,000.00
Planning & Administration	Community Development Dept	Planning & Administration of CDBG Program	\$160,000.00
Total Proposed Projects			\$990,000.00
FY 2000 Entitlement			\$917,000.00
Estimated Income			\$33,000.00
Re-Allocated Funds			\$40,000.00
Total Available CDBG Funding			\$990,000.00

DATE: April 3, 2000 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 76 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat for Country View Estates No. 3, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

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

Section 1:

The Final Plat for Country View Estates No. 3 in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted and that the dedication to public use of the streets and alleys thereon shown, be, and the same is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held December 8, 2000. The undertaking given by the owners for improvement of streets and now on file with the City Engineer is approved. The description of Country View Estates No. 3 is as follows:

Being Known as Part of Out Lot 602, an 8.906 acre parcel located south of Main Avenue West, west of 24th Street, S.W. Streets dedicated by Plat Amanda Street, S.W., and a portion of Linda Lane, S.W. This plat creates a total of 19 single family lots.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said plat is urgently needed for the development of this area and for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2000

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

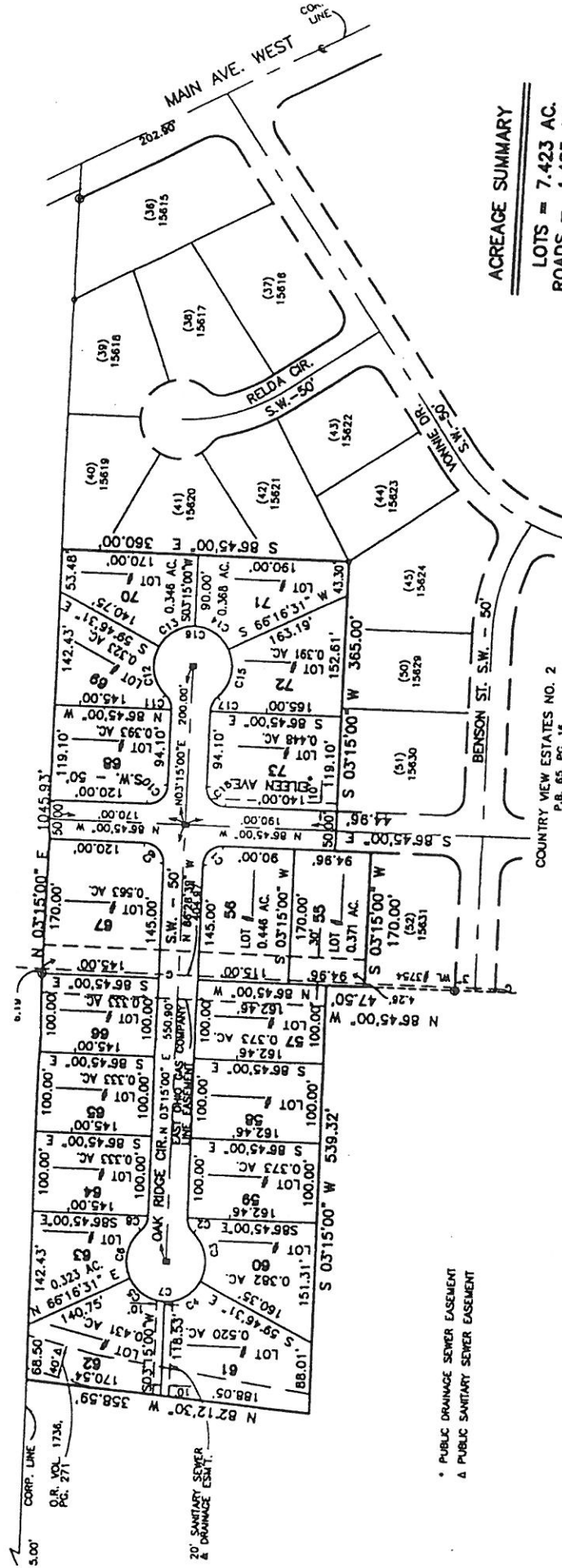
APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

COUNTRY VIEW ESTATES NO. 3

LOCATED IN THE CITY OF MASSILLON, COUNTY OF STARK, STATE OF OHIO
AND BEING PART OF OUTLOT 602, ALSO KNOWN AS PART OF THE SOUTHWEST
QUARTER, SECTION 13 (T-12, R-10)

JUNE 25, 1999

19 LOTS



ACREAGE SUMMARY

LOTS = 7.423 AC.
ROADS = 1.483 AC.
TOTAL = 8.906 AC.

HAM HAMMONTREE & ASSOCIATES, LTD.
ENGINEERS PLANNERS SURVEYORS
CANTON OHIO
5333 STONEHILL ROAD, NORTH CANTON, OHIO 44720
PHONE: CANTON (330)/499-8817 MOBILE (330)/433-7274
TOLL FREE: 1-800-384-8817 FAX: (330)/499-0149

COUNTRY VIEW ESTATES NO. 3 FINAL PLAT

OUTLOT 602, CITY OF MASSILLON
COUNTY OF STARK AND STATE OF OHIO
DEVELOPER: REALTY EXECUTIVES

O.R. VOL. 1180, PG.469
O.R. VOL. 459, PG.642

MAIN AVE. WEST



SCALE: 1"=400'

CORP. LINE

COUNTRY VIEW
ESTATES NO. 2

P.B. 65
PG. 16

COUNTRY VIEW
ESTATES NO. 3

O.R. VOL. 1412, PG.744
OUTLOT 602

COUNTRY VIEW ESTATES NO. 1
P.B. 59, PG. 61

QTR. SEC. LINE

QTR SEC. LINE

ORIGINAL DEED DESCRIPTION

DATE: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 77 - 2000

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE accepting the dedication of the north side of Hankins Road N.E. between Wales Road and Valerie Avenue, N.E. and being Part of Out Lots 345 and 509 to make an additional right-of-way along the north side of Hankins Road, N.E. across from 17th Street, N.E. to assist the City in a proposed future improvement to the sharp curve at this part of Hankins Road. 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 the north side of Hankins Road N.E. between Wales Road and Valerie Avenue, N.E. and being Part of Out Lots 345 and 509 to make an additional right-of-way along the north side of Hankins Road, N.E. across from 17th Street, N.E. to assist the City in a proposed future improvement to the sharp curve at this part of Hankins Road, 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 north side of Hankins Road N.E. formally be dedicated by the City and now on file with the City Engineer is approved as heretofore described:

Being known as the north side of Hankins Road N.E. between Wales Road and Valerie Avenue, N.E. and being Part of Out Lots 345 and 509 to make an additional right-of-way along the north side of Hankins Road, N.E. across from 17th Street N.E. to assist in the City in proposed future improvement to the sharp curve at this part of Hankins Road.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said dedication of an additional right-of-way for the north side of Hankins Road is urgently needed to serve the future improvement to the sharp curve at this part of Hankins Road 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 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: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 78-2000

BY: COMMITTEE OF THE WHOLE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service & Safety to accept the conciliator's decision with the Massillon Firefighters I.A.F.F. Local #251 Bargaining Unit, 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 to accept the conciliator's decision with the Massillon Firefighters I.A.F.F. Local #251 Bargaining Unit.

Section 2:

The Mayor and the Director of Public Service & Safety are hereby authorized to accept the conciliator's decision with the Massillon Firefighters I.A.F.F. Local #251 Bargaining Unit.

Section 3:

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 to finalize the contract that the City has with the Massillon Firefighters I.A.F.F. Local #251 Bargaining Unit. 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: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 79 - 2000

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, Community Development Block Grant Program Fund, and the UDAG B-81-AB-39-009 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 Capital Improvement Fund for the year ending December 31, 2000, the following:

\$225,000.00 to an account entitled "Leases" 1401.905.2530
\$ 28,200.00 to an account entitled "Annex Renovation" 1401.410.2511
\$ 2,000.00 to an account entitled "Equipment Lease" 1401.210.2510

Section 2:

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 2:

There be and hereby is appropriated from the unappropriated balance of the UDAG B-81-AB-39-009 Fund for the year ending December 31, 2000, the following:

\$ 2,231.84 to an account entitled "Legal/Professional Services" 1217.840.2393

Section 3:

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: April 3, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 8 - 2000

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: A RESOLUTION to inform State Legislators and State Executive leaders of support for equitable Annexation Reform and opposing the current annexation reform proposal prepared for introduction to the Ohio Senate, designated as LSC-123-0330-3, that restricts orderly municipal development and abandons landowner rights in favor of township interference with those rights, and declaring an emergency.

WHEREAS, prior to 1967, annexation laws in Ohio ignored the rights of landowners to choose their government, and;

WHEREAS, prior to 1967, annexation laws in Ohio allowed Boards of County Commissioners wide discretion to ignore the rights of landowners to choose their government, and;

WHEREAS, after 1967, the Ohio General Assembly enacted extensive revisions to Ohio Revised Code Chapter 709 to recognize, support and reinforce the rights of landowners to choose their government, and;

WHEREAS, after 1967, the Ohio General Assembly enacted extensive revisions to Ohio Revised Code Chapter 709 to direct the discretion of Boards of County Commissioners to precise factual findings, and;

WHEREAS, since 1967, the Ohio General Assembly has amended Ohio Revised Code Chapter 709 to ameliorate perceived imbalances, and;

WHEREAS, current Ohio Revised Code Chapter 709 contains long-recognized procedures to provide for annexation of property adjacent to municipal corporations, which allow the governmental entity best able to serve development to have jurisdiction of the area sought to be annexed, and;

WHEREAS, current Ohio Revised Code Chapter 709 protects the interests and rights of landowners, giving great weight to the determination of the landowners as to what is in their best interests, and giving great weight to the determination of the landowners as to what jurisdiction can best facilitate the development of their land, and;

WHEREAS, more than TWO-THIRDS of the people of Ohio reside in a municipal corporation, and;

WHEREAS, it has been authoritatively determined by the Supreme Court of Ohio that it is the public policy of Ohio to encourage development, and;

WHEREAS, it has been authoritatively determined by the Supreme Court of Ohio that the public policy of Ohio is to favor annexation, and;

WHEREAS, the overall plan for development of the State of Ohio has been the orderly growth of townships into villages into cities has been laid out in the Northwest Territories Ordinance of 1787, authored by Thomas Jefferson and adopted under the United States Articles of Confederation, and;

WHEREAS, the "annexation reform" proposal is contrary to fundamental principals of government and development that are deeply embedded in federal and Ohio history and practice, and;

WHEREAS, as scholarly studies have demonstrated the unique ability of Ohio cities to foster development, and scholarly studies have demonstrated that annexation is an important development tool for Ohio cities, and;

WHEREAS, the proposed annexation reform bill would remove the right of property owners to decide where development of their land should best occur and would substitute an unfair and ultimately unworkable general good of the surrounding area standard to annexation requests, and;

WHEREAS, the proposed annexation reform bill would prevent the orderly growth of municipalities, and;

WHEREAS; the proposed annexation reform bill would create an unworkable One Hundred percent (100%) owners annexation procedure, as it requires Township agreement before the process can be utilized, and thus is contrary to state policy that each subdivision of the state should be free from interference from other subdivisions, and;

WHEREAS, the proposed annexation reform bill improperly seeks to create revenue sharing mechanisms wherein municipalities will provide service and township will retain risk-free revenue, and;

WHEREAS, the proposed annexation reform bill will interfere with cities' abilities to utilize tax incentives on annexed property, and;

WHEREAS, adoption of proposed "Annexation Reform" would stifle, and in many instances, deter economic development;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MASSILLON, STARK COUNTY, OHIO, A MAJORITY OF ITS MEMBERS CONCURRING:

Section 1:

The Council of the City of Massillon, Ohio, hereby expresses its adamant opposition to any annexation reform bill that (1) removes a property owner's choice, especially when One Hundred percent (100%) of the owners favor annexation, (2) requires a Township's approval, (3) does not emphasize that property should be located where it can be developed, (4) changes the definition of "general good" to an area which includes areas outside the area sought to be annexed without consideration of the interests of all the parties involved, municipal, corporation, townships and owners, and hereby urges its State Representative and State Senator to oppose passage of such anti-city, anti-economic development and anti-property owners' rights legislation, (5) requires individuals and corporations to pay back to Townships taxes which are abated.

Section 2:

The Clerk of the Council of the City of Massillon, Ohio, be and is hereby instructed to transmit copies of this resolution to the Governor, the President of the Senate, the Speaker of the House, our State Senator, our State Representatives and to the chairpersons of such legislative committees as are considering "Annexation Reform" legislation.

Section 3:

This Resolution shall become effective at the earliest date 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