

## AGENDA

DATE: SEPTEMBER 18, 2000  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

1. ROLL CALL
2. INVOCATION - COUNCILMAN MIKE LOUDIANA
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. 197 - 2000    BY: FINANCE COMMITTEE

*SDH* *P* *Gas wells \$51,300*  
AN ORDINANCE authorizing the issuance of not to exceed \$375,000.00 of Notes in anticipation of the issuance of Bonds for the purpose of acquiring and improving land for the Municipal Golf Course; expanding, renovating and improving the golf course, clubhouse and pavilion; furnishing and equipping the same; and acquiring necessary appurtenances in connection therewith, and declaring an emergency.

*P* ORDINANCE NO. 198 - 2000    BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sell to the highest acceptable sealed bidder, according to law, various vehicles which are no longer needed for any municipal purpose, and declaring an emergency.

*P* ORDINANCE NO. 199 - 2000    BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the HOME Program Fund, Tax Increment Fund, Capital Improvement Fund, General Fund, Waste Management Grant Fund, Parking Meter Fund, Massillon Mural Fund and the State Highway M&R Fund for the year ending December 31, 2000, and declaring an emergency.

*st* ORDINANCE NO. 200 - 2000    BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS in the City of Massillon, Ohio, and declaring an emergency.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS

A). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING A HEARING SET FOR OCTOBER 10<sup>TH</sup>, 2000 AT 11:30 a.m. IN THE STARK COUNTY COURT HOUSE IN CANTON, OHIO REGARDING A REQUEST FOR A LIQUOR PERMIT FOR PORTS PETROLEUM CO., INC. DBA FUEL MART #617 AT 522 ERIE STREET, MASSILLON, OHIO.

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

- A). MAYOR SUBMITS MONTHLY REPORT FOR AUG - 2000
- B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR AUG - 2000
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR AUG - 2000
- D). TREASURER SUBMITS MONTHLY REPORT FOR AUG - 2000

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

**ORDINANCE NO. 159 - 2000 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.**

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

**14. THIRD READING ORDINANCES AND RESOLUTIONS**  
**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 191 - 2000 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM.**

*2nd* **AN ORDINANCE** vacating a certain public alley, and declaring an emergency.

**ORDINANCE NO. 192 - 2000 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM.**

*2nd* **AN ORDINANCE** vacating a certain public alley, 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 IS A PUBLIC HEARING THIS EVENING**  
**REGARDING ORDINANCE NO. 159 - 2000**  
**AT 7:00 P.M.**

**A PUBLIC HEARING HAS ALSO BEEN SET REGARDING THE ACCEPTANCE OF A**  
**LOCAL LAW ENFORCEMENT BLOCK GRANT FOR 1998 AT 6:45 P.M.**

DATED: SEPTEMBER 18, 2000

CLERK: SHARON K. HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 197 - 2000

BY: THE FINANCE COMMITTEE

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$375,000 OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF ACQUIRING AND IMPROVING LAND FOR THE MUNICIPAL GOLF COURSE; EXPANDING, RENOVATING AND IMPROVING THE GOLF COURSE, CLUBHOUSE AND PAVILION; FURNISHING AND EQUIPPING THE SAME; AND ACQUIRING NECESSARY APPURTENANCES IN CONNECTION THEREWITH AND DECLARING AN EMERGENCY.

WHEREAS, the City Auditor has certified to this Council (the "Council") that the estimated life of the improvement stated in the title of this ordinance (the "Project") which is to be financed from the proceeds of bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being thirty (30) years and notes being twenty (20) years;

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

Section 1. It is hereby declared necessary to issue bonds (the "Bonds") of the City in the principal sum of not to exceed \$375,000 for the purpose of paying the cost of financing the Project.

Section 2. The Bonds shall be dated prior to the maturity date of the Notes, shall bear interest at the maximum average annual interest rate presently estimated to be six per centum (6.00%) per annum, payable semiannually until the principal sum is paid and shall mature in thirty (30) annual installments.

Section 3. It is necessary to issue and this Council hereby determines that notes shall be issued in anticipation of the issuance of the Bonds.



Section 4. Such anticipatory notes (the "Notes") shall be in the amount of not to exceed \$375,000, which sum does not exceed the amount of the Bonds. The Notes shall be dated the date established by the City Auditor and certified to this Council and shall mature on such date as shall be determined by the City Auditor and certified to this Council, provided that such maturity date shall not be later than one year after the date of issuance of the Notes.

Section 5. The Notes shall be issued as fully registered notes in book-entry only form in denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof. Coupons shall not be attached to the Notes. The Notes shall be sold in a transaction exempt from the requirements of Rule 15c2-12 of the United States Securities and Exchange Commission. The exemption requires that the Notes be issued only in authorized denominations of \$100,000 or more, and with restrictions that prevent the sale or transfer of Notes in principal amounts of less than \$100,000 and either (i) the maturity of the Notes is nine (9) months or less; or (ii) the Notes will be sold to no more than 35 persons each of whom the Original Purchaser (as defined hereinbelow) reasonably believes: (A) has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of investment in the Notes and (B) is not purchasing the Notes for more than one account or with a view to distributing the Notes. Based upon the foregoing, beneficial interests in the Notes are not to be sold or transferred in principal amounts of less than \$100,000.

Section 6. The Notes shall be the full general obligation of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. There shall be and is hereby levied annually on all the taxable property in the City, in addition to all other taxes and inside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Notes are outstanding, in an amount which is sufficient to provide funds to pay interest upon the Notes as and when the same fall due and to provide a fund for the repayment of the principal of the Notes at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 8. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Notes and Bonds when and as the same fall due. Notwithstanding the foregoing, if the City determines that funds will be available from other sources for the payment of the Notes and Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the City shall appropriate such funds to the payment of the Notes and Bonds in accordance with law.

Section 9. The Notes shall bear interest at such rate per annum as shall be determined by the City Auditor and certified to this Council, provided that such rate shall not exceed six per centum (6.00%) per annum, based on a 360-day year of twelve 30-day months, payable at maturity. The Notes shall be, and hereby are, awarded and sold to Fifth Third Securities, Inc., Columbus, Ohio (the "Original Purchaser") at

the par value thereof, and the City Auditor of this Council is hereby authorized and directed to deliver the Notes, when executed, to said purchaser upon payment of the purchase price and accrued interest, if any, to the date of delivery.

The proceeds of such sale, except any accrued interest or premium thereon, shall be deposited in the Treasury of the City and used for the purpose aforesaid and for no other purpose. Any accrued interest or premium on the Notes shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal and interest on the Notes in the manner provided by law.

Section 10. The Notes shall be executed by the City Auditor and the Mayor, provided that either or both of such signatures may be a facsimile. The Notes shall be designated "City of Massillon, Stark County, Ohio Golf Course Improvement Notes" and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance.

Section 11. Fifth Third Bank in the City of Cincinnati, Ohio, is hereby appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

Any Note, upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar, may be exchanged for Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

In all cases in which Notes are exchanged or transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this ordinance. The exchange or transfer shall be without charge to the owner; except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this ordinance, as the Notes surrendered upon that transfer or exchange.

Section 12. For purposes of this ordinance, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book entry and (ii) physical Notes in fully registered form are issued only to a depository or its nominee as registered owner, with the Notes "immobilized" to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Notes.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Notes and to effect transfers of Notes, in book entry form.

The Notes will be initially issued to a Depository for use in a book entry system, and the provisions of this section shall apply, notwithstanding any other provision of this ordinance; (i) there shall be a single Note of each maturity, (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City. Note service charges on Notes in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative upon presentation and surrender of Notes as provided in this ordinance.

The Note Registrar may, with the approval of the City, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Note Registrar and to the City. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Note Registrar will furnish a copy of each of those agreements, certified to be correct by the Note Registrar, to other paying agents for Notes and to the City. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this ordinance.

The Clerk of the City is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the City, if requested, a letter agreement among the City, the Note Registrar and The Depository Trust Company, to be delivered in connection with the issuance of the Notes to the Depository for use in a book entry system in substantially the form submitted to the City.

If any Depository determines not to continue to act as a depository for the Notes for use in a book entry system, the City and the Note Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this ordinance. If the City

and the Note Registrar do not or are unable to do so, the City and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Notes), if the event is not the result of action or inaction by the City or the Note Registrar, of those persons requesting such issuance.

Section 13. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor, or any other officer of the City, including the Mayor, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor, which action shall be in writing and signed by the City Auditor, or any other officer of the City, including the Mayor, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The City Auditor of the City is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

The Notes are hereby designated by the City to be "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. The City Auditor, or any other officer of the City, including the Mayor, is authorized and directed to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the representations, warranties and covenants of the City designed to assure that the Notes will remain "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.



Section 14. 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 of 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 15. It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 16. The Clerk is hereby directed to forward a certified copy of this ordinance to the Auditor of Stark County, Ohio.

Section 17. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City and its inhabitants for the reason that prevailing interest rates are favorable and current conditions of the golf course and golf course clubhouse require immediate attention; wherefore this ordinance shall take effect and be in force from and immediately after its adoption.

Adopted in Council this 18th day of September, 2000.

Attest:

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor



CERTIFICATE

The undersigned Clerk hereby certifies that the foregoing is a true copy of Ordinance No. \_\_\_\_ - 2000 duly adopted by the Council of the City of Massillon, Ohio on September 18, 2000, and that a true copy thereof was certified to the County Auditor of Stark County, Ohio, on September \_\_\_\_, 2000.

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Clerk  
City of Massillon, Ohio

DATE: September 18, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 198 - 2000

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon to sell to the highest acceptable sealed bidder, according to law, various vehicles which are no longer 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 sell to the highest acceptable sealed bidder, according to law, various vehicles which are no longer needed for any municipal purpose,

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to sell to the highest acceptable sealed bidder, according to law, various vehicles which are no longer needed for any municipal purpose

Section 2:

Said vehicles which are no longer needed in the City of Massillon shall be advertised for bid for at least two weeks and not more than four weeks.

Section 3:

The City Auditor is hereby directed to deposit the monies received from the sale of said vehicles in the Capital Improvement Fund.

DATE: September 18, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 199 - 2000

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the HOME Program Fund, Tax Increment Fund, Capital Improvement Fund, General Fund, Waste Management Grant Fund, Parking Meter Fund, Massillon Mural Fund and the State Highway M&R Fund 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 HOME Program und for the year ending December 31, 2000, the following:

\$150,000.00 to an account entitled "HOME Housing Program" 1229.845.2814

Section 2:

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

\$25,000.00 to an account entitled "Legal Fees" 1340.905.2392

Section 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:

\$25,000.00 to an account entitled "Street Sign" 1401.435.2520

\$22,502.33 to an account entitled "Leases" 1401.905.2530



Section 4:

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

\$10,000.00 to an account entitled "City Hall Services/Contracts" 1100.410.2392

\$ 2,000.00 to an account entitled "City Hall Supplies" 1100.410.2410

Section 5:

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

\$ 7,000.00 to an account entitled "Services/Contracts" 1222.605.2392

Section 6:

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

6,000.00 to an account entitled "Services/Contracts" 1208.445.2392

Section 7:

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

\$ 4,000.00 to an account entitled "Mural Project-Phase IV" 3112.905.2510

Section 8:

There be and hereby is appropriated from the unappropriated balance of the State Highway M&R Fund for the year ending December 31, 2000, the following

\$ 200.00 to an account entitled "Medicare" 1202.420.2231

Section 9:

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: September 19, 2000

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 200 - 2000

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS 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 - CITY HALL/PUBLIC BUILDINGS of Ordinance No. 127 - 1997 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - CITY HALL/PUBLIC BUILDINGS of Ordinance No. 127 - 1997 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 5; 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 Auditors Office. 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

<b>CLASS GRADE</b>	<b>SCHEDULE</b>	<b>DEPARTMENT &amp; TITLE DESCRIPTION</b>	
14S	CL	Engineering Aide III	
12S	CL	Construction Inspector II	
12S	CL	Engineering Aide II	
11S	CL	Engineering /Planning Clerk	
10S	CL	Construction Inspector I	
10S	CL	Engineering Aide I	
9S	CL	Secretary	
		<b><u>PART TIME/TEMPORARY/SEASONAL</u></b>	
	MS	Clerk/Laborer	
		<b><u>CITY HALL/PUBLIC BLDGS</u></b>	<b>410</b>
12H	SU UN	Chief Custodian	
10H	CL	Janitor	
		<b><u>PART TIME/TEMPORARY/SEASONAL</u></b>	
* 8H	SU UN	Janitor	
		<b><u>BUILDING DEPT</u></b>	<b>415</b>
20S	SU UN	Chief Building Official	
16S	UN	Building/Plumbing/Electrical Inspector	
9S	UN	Code Enforcement Officer	
9S	UN	Secretary	
6S	CL	Clerk Typist II	
		<b><u>PART TIME/TEMPORARY /SEASONAL</u></b>	
	MS	Secretary - Zoning Board	
	MS	Electrical/Plumbing Inspector Backup	
	MS	Clerk	
	MS	Plans Examiner	
	MS	Class III Inspector (Backup)	
		<b><u>SAFETY/TRAFFIC DEPT.</u></b>	<b>420</b>
21S	SU UN	Chief Electrician	
16H	A	Electrician III	
15H	A	Electrician II	
13H	A	Electrician I	
13H	A	Light Equipment Operator	
12H	A	Truck Driver	
11H	A	Electrician Helper	
11H	A	Laborer II	
9H	A	Laborer I	
1H	A	Temporary Labor	
		<b><u>STREET DEPARTMENT</u></b>	<b>435</b>
22S	SU UN	Operations Superintendent (Split 1/3)	
19S	SU UN	Street Superintendent	
18H	SU CL	Street Department Foreman	
16H	A	Street Group Leader	
15H	A	Heavy Equipment Operator	
13H	A	Light Equipment Operator	