

AGENDA

DATE: FEBRUARY 5, 2001
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE FOUR PUBLIC HEARINGS THIS EVENING

ORDINANCE NO. 1 - 2001 AT 7:00 P.M. — *pass 9-0*
ORDINANCE NO. 2 - 2001 AT 7:15 P.M.
ORDINANCE NO. 3 - 2001 AT 7:20 P.M.
ORDINANCE NO. 4 - 2001 AT 7:25 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. 16 - 2001 BY: PARKS AND RECREATION COMMITTEE

Amended - 9-0 Susp - 9-0 Pass 9-0

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 construction of the Massillon Recreation Center, and declaring an emergency.

ORDINANCE NO. 17 - 2001 BY: PARKS AND RECREATION COMMITTEE

Susp - 9-0 Pass 9-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Baker Vehicle Systems to purchase a Jacobsen HR-5111 Rotary Mower, without competitive bidding, through pricing based on State Contract #0T920698-E and approved by the Board of Control, and declaring an emergency.

ORDINANCE NO. 18 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Susp 9-0 Pass 9-0

AN ORDINANCE repealing Ordinance No. 202 - 2000, and enacting a new ordinance authorizing and directing the Mayor to enter into an agreement with Ecodyne MRM, Inc., providing for the adoption of a project which will improve their facility and create employment opportunities within the City of Massillon Enterprise Zone, and declaring an emergency.

ORDINANCE NO. 19 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending CHAPTER 1109 "PLANNING AND ZONING CODE - DESIGN STANDARDS" of the Codified Ordinances of the City of Massillon, by repealing Section 1109.06(a)(1) and (b)(5) of "EASEMENT; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE" of CHAPTER 1109 "PLANNING AND ZONING CODE - DESIGN STANDARDS" and enacting a new Section 1109.06(a)(1) and (b)(5) of "EASEMENTS; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE", and declaring an emergency.

Public Hearing

FEBRUARY 5, 2001

ORDINANCE NO. 20 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Susp 9-0

Pass 7-2

*Halter
Fisher*

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

ORDINANCE NO. 21 - 2001 BY: POLICE AND FIRE COMMITTEE

Susp 9-0

Pass 9-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon to enter into a Mutual Aid Agreement for the City of Massillon safety forces with other political subdivisions safety forces of Stark County, and declaring an emergency.

ORDINANCE NO. 22 - 2001 BY: POLICE AND FIRE COMMITTEE

Susp 9-0

Pass 9-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon to enter into an agreement with the Stark County Prosecutor for representation in asset forfeiture proceedings, and declaring an emergency.

ORDINANCE NO. 23 - 2001 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

Susp 9-0

Pass 7-0

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK DEPARTMENT and RECREATION DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK DEPARTMENT and RECREATION DEPARTMENT and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK DEPARTMENT and RECREATION DEPARTMENT, and declaring an emergency.

ORDINANCE NO. 24 - 2001 BY: SEWER AND WASTE DISPOSAL COMMITTEE

Susp 9-0

Pass 9-0

AN ORDINANCE authorizing and directing the Mayor and Director of Public Service and Safety to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste management District, and declaring an emergency.

ORDINANCE NO. 25 - 2001 BY: FINANCE COMMITTEE

Amended

Excluding No. 11

Susp 9-0

Pass 7-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids, and to enter into a contract upon award of the Board of Control, with the lowest and best bidder for various items, excluding Item No. 11, as the said City may require for use of its several departments for a one (1) year period, and declaring an emergency.

ORDINANCE NO. 26 - 2001 BY: FINANCE COMMITTEE

Susp 6-3

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AN ORDINANCE authorizing the Auditor to pay various 2000 bills that have been received and that will be received by her office between January 1, 2001 and March 1, 2001, out of the 2001 appropriations within the various departments of the City of Massillon, and declaring an emergency.

ORDINANCE NO. 27 - 2001 BY: FINANCE COMMITTEE

Susp 9-0 Pass 9-0
AN ORDINANCE approving the editing and inclusion of certain Ordinances as parts of the various component Codes of the Codified Ordinances of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 28 - 2001 BY: FINANCE COMMITTEE

Susp 9-0 PASS 9-0
AN ORDINANCE authorizing the Director of Law of the City of Massillon, to enter into a contract with the Village of Canal Fulton for the purpose of providing prosecutorial services, and declaring an emergency.

ORDINANCE NO. 29 - 2001 BY: FINANCE COMMITTEE

Susp 9-0 PASS 9-0
AN ORDINANCE making certain appropriations from the unappropriated balance of the Park and Recreation Fund, Park & Recreation Bond Retirement Fund and The Legends Bond Retirement Fund, for the year ending December 31, 2001, and declaring an emergency..

ORDINANCE NO. 30 - 2001 BY: SEWER AND WASTE DISPOSAL COMMITTEE

Susp 9-0 PASS 9-0 ASSESSMENT
AN ORDINANCE determining to proceed with the improvement of Fothergill/Belmont Area by the construction of sanitary sewer, and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

IN REPLY
A). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM JOSEPH M AND JUDY HEINZER, DBA CAMEO GRILL, 809 S. ERIE STREET FIRST FLOOR AND BASEMENT, MASSILLON, OHIO, 44646 TO CAMEO GRILL INC., 809 S. ERIE STREET FIRST FLOOR AND BASEMENT, MASSILLON, OHIO, 44646

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- A).** MAYOR SUBMITS CAPITAL IMPROVEMENT REPORT FOR 2001
- B).** MAYOR SUBMITS MONTHLY REPORT FOR DECEMBER 2000
- C).** AUDITOR SUBMITS MONTHLY REPORT FOR DECEMBER - 2000
- D).** GOLF COURSE SUBMITS YEARLY REPORT FOR 2000
- D).** HEALTH DEPARTMENT SUBMITS YEARLY REPORT FOR 2000
- F).** FIRE DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2000
- G).** LAW DIRECTOR SUBMITS YEARLY REPORT FOR 2000

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

*Grammar Now
TAX Incentive Review Member*

2000 OKZ
Pit @ 2-12 @ 7:00pm
13. CALL OF THE CALENDAR

ORDINANCE NO. 233 - 2000 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

Pass 9-0
AN ORDINANCE vacating a portion of Houston Street S.W., and declaring an emergency

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 1 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from R-2 Single Family Residential to RM-1 Multiple Family Residential.

ORDINANCE NO. 2 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Pass 9-0
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. 3 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Pass 9-0
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. 4 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Pass 9-0
AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from Tuscarawas Township to Massillon Zoning, and declaring an emergency.

RESOLUTION NO. 2 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Public Hearing scheduled 2-12 @ 7:00pm Table 8-5-01
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on December 14th, 2000 wherein the Zoning Board of Appeals denied a variance to operate a business as it relates to property owned by Robert F. and Kay L. Eckenrode and known as Lot No. 15069, located at 2175 Cyprus Drive S.E., in the City of Massillon, Ohio, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 3 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on December 14th wherein the Zoning Board of Appeals approved a variance for setbacks to a vacant lot located at Woodland Ave., S.E.

16. NEW AND MISCELLANEOUS BUSINESS

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

18. ADJOURNMENT

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 16 - 2001

Amended
Acting - 277

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 construction of the Massillon Recreation Center, 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 construction of the~~ Massillon Recreation Center 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 for the construction of the Massillon Recreation Center 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 receive bids and enter into contract with the lowest and best bidder for the construction of Massillon Recreation Center Project. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2001

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Sharon Howell
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 17 - 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Baker Vehicle Systems to purchase a Jacobsen HR-5111 Rotary Mower, without competitive bidding, through pricing based on State Contract #0T920698-E and approved by the Board of Control, 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 enter into a contract with Baker Vehicle Systems to purchase a Jacobsen HR-5111 Rotary Mower, without competitive bidding, through pricing based on State Contract #0T920698-E and approved by the Board of Control, The cost of said contract shall not exceed Thirty Seven Thousand Six Hundred Thirteen Dollars. (\$37,613.00).

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to enter into a contract with Baker Vehicle Systems to purchase a Jacobsen HR-5111 Rotary Mower, without competitive bidding, through pricing based on State Contract #0T920698-E and approved by the Board of Control.

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 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 the City of Massillon enter into a contract with Baker Vehicle Systems so that the rotary mower may be purchased for use by the Parks and Recreation 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 _____ 2001

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

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

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 18 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE repealing Ordinance No. 202 - 2000, and enacting a new ordinance authorizing and directing the Mayor to enter into an agreement with Ecodyne MRM, Inc., providing for the adoption of a project which will improve their facility and create employment opportunities within the City of Massillon Enterprise Zone, and declaring an emergency.

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

WHEREAS, Ecodyne MRM, Inc. is proposing to improve its facility at 607 First Street S.W. within the Massillon Enterprise Zone, at a total investment of Two Hundred Forty-Four Thousand Dollars (\$244,000.00), (hereinafter the "Project"), provided that the appropriate development incentives are available to support the economic viability of said Project; and

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

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

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

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

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

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

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

Section 1:

That Ordinance NO. 202 - 2000 be and hereby is repealed and this new ordinance be enacted.

Section 2:

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

Section 2:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the City of Massillon, Ohio and for the further reason that approval of said agreement is necessary so as to maximize the investment that will be made by Ecodyne MRM, Inc. within the City of Massillon, Ohio. Provided it receives the affirmative vote of two-thirds of the elected members to Council it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 19 - 2001

*1st reading
2nd reading 2/20/01
passed 3/5/01*

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 1109 "PLANNING AND ZONING CODE - DESIGN STANDARDS" of the Codified Ordinances of the City of Massillon, by repealing Section 1109.06 (a)(1) and (b)(5) of "EASEMENTS; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE" of CHAPTER 1109 "PLANNING AND ZONING CODE - DESIGN STANDARDS" and enacting a new Section 1109.06 (a)(1) and (b)(5) of "EASEMENTS; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE", and declaring an emergency.

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

Section 1:

That Section 1109.06 (a)(1) and (b)(5) of "EASEMENTS; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE" of CHAPTER 1109 "PLANNING AND ZONING CODE - DESIGN STANDARDS" of the Codified Ordinances of the City of Massillon be and hereby are repealed.

Section 2:

That there be and hereby is enacted a new Section 1109.06 (a)(1) and (b)(5) of "EASEMENTS; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE" of CHAPTER 1109 "PLANNING AND ZONING CODE - DESIGN STANDARDS" of the Codified Ordinances of the City of Massillon. Said newly enacted Section shall read as follows:

1109.06 EASEMENTS; INSTALLATION OF UTILITIES; PUBLIC SITES AND OPEN SPACE"

(a) Easements:

(1) Electric, cable, and telephone lines shall be buried and located in easements at the front property line. When utilities are located underground, adjacent to a street right of way, there shall be provided an easement six feet wide off the front of the adjoining property. Light standards shall be located within the curb strip between the sidewalk and the street.

- (b) Installation of Utilities. All the following utility improvement shall be installed prior to street construction and shall meet the following standards:

(5) Street Lighting. The subdivider or developer shall be responsible for the cost of the installation of street lighting in accordance with design standards established by the City Engineer.

Section 3:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactments are necessary for the efficient operation of the Planning and Zoning Code - Design Standards of the City of Massillon, and for the additional reason 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 _____, 2001

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 20 - 2001

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 Perry Township, was duly filed by Steve Hamit, Agent for the petitioners, and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Stark County on November 29, 2000, and

WHEREAS, the Board of County Commissioners on November 29, 2000, approved the annexation of said territory to the City of Massillon as hereinafter described, and

WHEREAS, the Board of County Commissioners certified the transcript and pertinent documents of proceedings in connection with said annexation with the map and petition required in connection therewith, to the Auditor of the City of Massillon, who received same on December 5, 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 Steve Hamit 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:

Situated in the township of Perry, County of Stark, and State of Ohio, and known as being parts of the Northeast Quarter of Section 30, Southeast Quarter of Section 30, and Northeast Quarter of Section 31, Township 10, (Perry), Range 9, and more fully bounded and described as follows:

Beginning at a point on the intersection of the centerline of Warmont Road S.W. and the east right-of-way line of the R.J. Corman Railroad Company (formerly the B & O Railway); said point also being on the existing Corporation line of the City of Massillon;

Thence S18°07'11"W, a distance of 41.74 feet to a point being on the westerly right-of-way line of Warmont Road SW and the easterly line of said R.J. Corman Railroad Company;

Thence along the westerly right-of-way line of Warmont Road SW the following courses:
N02°56'24"W a distance of 222.45 feet to a point;

N17°18'44"W a distance of 26.17 feet to a point;

Thence following the west property line of the R.J. Corman Railroad Company the following courses:

A curve to the left through a central angle of 05°04'06", an arc distance of 249.61 feet a chord bearing of N23°41'12"E a chord distance of 249.53 feet to a point;

N16°10'06"E a distance of 306.51 feet to a point;

Around a curve to the left through a central angle of 08°42'31", an arc distance of 432.29 feet a chord bearing of N10°30'49"E a chord distance of 431.86 feet to a point;

N06°06'34"E a distance of 1277.30 feet to a point;

Around a curve to the left through a central angle of 02°14'04", an arc distance of 789.51

feet a chord bearing of N01°07'02"E a chord distance of 788.52 feet to a point;

N74°01'19"E a distance of 15.32 feet to a point;

N03°37'56"W a distance of 399.70 feet to a point;

N11°06'26"W a distance of 287.30 feet to a point;

N41°58'56"W a distance of 131.56 feet to a point;

Around a curve to the left through a central angle of 12°40'28", an arc distance of 390.96 feet a chord bearing of N22°48'12"W a chord distance of 390.16 feet to a point;

N29°08'26"W a distance of 50.00 feet to a point;

N39°43'26"W a distance of 277.13 feet to a point; said point being on the South right-of-way line of U.S. Route 30; and also on the existing Corporation line of the City of Massillon.

Thence along the existing Corporation line the following courses;

N38°51'00"E a distance of 36.05 feet to a point;

N62°11'04"E a distance of 18.00 feet to a point;

N27°49'06"W a distance of 20.01 feet to a point;

N62°10'54"E a distance of 182.00 feet to a point; said point being in the center of the Tuscarawas River;

Thence following the centerline of said river and said existing Corporation line the following courses:

S47°46'36"E a distance of 95.57 feet to a point;

S31°37'35"E a distance of 156.00 feet to a point;

S37°35'32"E a distance of 424.04 feet to a point;

S32°54'40"E a distance of 649.69 feet to a point;

S46°22'28"E a distance of 310.12 feet to a point;

S30°11'06"E a distance of 287.86 feet to a point;

S15°09'04"E a distance of 332.75 feet to a point;
S04°50'05"E a distance of 219.19 feet to a point;
S02°35'02"E a distance of 85.74 feet to a point;
S01°20'28"E a distance of 91.75 feet to a point;
S02°17'39"W a distance of 92.58 feet to a point;
S01°30'36"W a distance of 140.65 feet to a point;
S26°36'08"W a distance of 132.42 feet to a point;
S43°34'39"W a distance of 306.45 feet to a point;
S36°14'15"W a distance of 188.08 feet to a point;
S13°31'01"W a distance of 190.28 feet to a point;

Thence departing from said river centerline but continuing to follow said corporation line S78°24'09"W a distance of 89.62 feet to a point; said point being on the westerly line of a tract of land now or formerly owned by the City of Massillon, Ohio; and on the east line of a tract of land now or formerly owned by the Greif Brothers Corporation of Ohio Inc.;

Thence continuing to follow said existing Corporation line of the City of Massillon the following courses:

S11°06'30"E a distance of 1629.89 feet to a point;

Around a curve to the right through a central angle of 05°52'21", an arc distance of 583.87 feet a chord bearing of S08°10'20"E a chord distance of 583.61 feet to a point;

Around a curve to the left through a central angle of 09°36'16", an arc distance of 578.33 feet a chord bearing of N44°07'31"W a chord distance of 577.65 feet to a point;

N81°16'59"W a distance of 790.58 feet to a point;

N02°56'28"W a distance of 77.35 feet to the true place of beginning and containing 81.43 acres of land, more or less, of which 8.13 acres are in the NE Quarter Section 30 Perry Township, 47.18 acres are in the SE Quarter Section 30 Perry Township, and 26.12 acres are in the NE Quarter Section 31 Perry Township.

The above described tract of land to be annexed is as compiled from deeds of record and record plats by the City of Massillon Engineering Department.

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 _____ 2001

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

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

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 21 - 2001

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon to enter into a Mutual Aid Agreement for the City of Massillon safety forces with other political subdivisions safety forces of Stark County, 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 enter into a Mutual Aid Agreement for the City of Massillon safety forces with other political subdivisions safety forces of Stark County.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a Mutual Aid Agreement for the City of Massillon safety forces with other political subdivisions safety forces of Stark County.

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 that it is necessary to enter into a Mutual Aid Agreement for the City of Massillon safety forces with other political subdivision. 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 _____ 2001

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

APPROVED _____
FRANCIS H. CICCHINELLI, JR., MAYOR

**MUTUAL AID AGREEMENT
BETWEEN THE CITY OF MASSILLON, OHIO
AND
TOWNSHIP OF _____**

WHEREAS, Ohio Revised Code Section 737.04 authorizes the legislative authority of a municipal corporation, in order to obtain additional police protection, to enter into contracts upon such terms as may be agreed upon with other political subdivisions for the services of their police departments or the use of their police equipment or for the interchange of said services or equipment within the territories of the contracting subdivisions.

WHEREAS, Ohio Revised Code Section 505.50 authorizes the board of trustees of a township police district to enter into a contract with a municipal corporation, upon such terms as are mutually agreed upon, for the provision of additional police protection services for the township police district either on a regular basis or for additional protection in times of emergency.

WHEREAS, it is the desire of the parties herein to provide for mutual assistance in the use of police personnel and equipment in case of emergency within the various territories, without respect to the particular territory in which the same may be used.

NOW, THEREFORE, BE IT AGREED among the parties hereto as follows:

(1) In the event of an emergency and upon the request of another police department by the highest ranking officer of that department on duty at the time of the emergency, each political subdivision which is a party to this agreement will furnish police manpower and equipment if the highest ranking officer on duty, of the requested police department, is of the opinion that such police manpower and equipment is available. Such police manpower and equipment may be recalled at the sole discretion of the highest ranking officer on duty of the police department furnishing such police manpower and equipment.

(2) Notwithstanding the provisions of Paragraph #1 above, any police officer of a political subdivision which is a party of this agreement who sees a felony being committed within the

territory of another political subdivision which is a party to this agreement, or who sees a police officer of another political subdivision which is a party to this agreement who is in distress, shall have the authority to apprehend or attempt to apprehend the person or persons committing said felony and shall have the authority to go to the assistance of such other police officer in distress, as long as he shall use sound discretion and reasonable judgment.

(3) When an officer calls for assistance, he shall state the specific emergency and an estimate of the personnel and equipment needed, along with directions as to the location where such assistance is needed and shall, where possible, dispatch someone to a specific meeting place to escort the responding personnel to their destination.

(4) When invoking any provision of this agreement, the senior officer who is present and in charge of the department of the calling party shall have full charge and authority over personnel and equipment of the responding party.

(5) The responding party shall not be responsible or liable in damages to the other party hereto, or any of its inhabitants or contractual obligees for failure to respond to any request for assistance, for lack of speed, for any inadequacy of equipment, for operation of equipment or for any other cause whatsoever arising from services required or rendered under this agreement. This agreement shall not be construed as or deemed to be an agreement for the benefit of any third party or parties, and no third party or parties shall have any right of action whatsoever hereunder for any cause whatsoever.

(6) No charge shall be made to any contracting political subdivision entering into this agreement for services rendered by the other contracting political subdivision under the provisions of this agreement.

(7) There shall be no reimbursement for loss or damage to equipment while engaged in activity, in accordance with the agreement, outside of the limits of the political subdivision owning

MUTUAL AID AGREEMENT

Page 3

and furnishing the equipment, nor shall there be any reimbursement for any policeman's pension or indemnity fund award or premium contribution or reimbursement charge assessed against the employing political subdivision for workers' compensation benefits arising by reason of injury or death of its police department members occurring while engaged in rendering services under this agreement.

(8) This agreement shall be operative for a term of three (3) years commencing _____, 2001, and ending _____, 2004.

In witness whereof, the City of Massillon, Ohio and _____
duly authorized by ordinance and resolution of the respective legislative authorities.

The City of Massillon, Ohio

By _____
Mayor

By _____

By _____
Director of Public Service & Safety

By _____

Date _____

By _____

Date _____

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 22 - 2001

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon to enter into an agreement with the Stark County Prosecutor for representation in asset forfeiture proceedings, 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 enter into an agreement with the Stark County Prosecutor for representation in asset forfeiture proceedings.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into an agreement with the Stark County Prosecutor for representation in asset forfeiture proceedings.

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 that it is necessary for the efficient operation of the safety forces of the City of Massillon, Ohio to have a contractual relationship with the Stark County Prosecutor for representation in asset forfeiture proceedings.. 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 _____ 2001

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED _____

FRANCIS H. CICCHINELLI, JR., MAYOR

FORFEITURE AGREEMENT

This Agreement is made between the Massillon Police Department and the Stark County Prosecutor's Office in consideration of property subject to forfeiture under the laws of the State of Ohio.

It is hereby agreed that in any case in which there is property subject to forfeiture which requires for its prosecution the assistance of the Stark County Prosecutor, the proceeds resulting from the forfeiture shall be divided in the following manner:

70% (seventy percent) between any other Law Enforcement Trust Funds whose agencies participated in the forfeiture; and

30% (thirty percent) to the Stark County Prosecutor's Law Enforcement Trust Fund.

Proceeds shall not include property which the police agency elects to keep. The police agency shall be responsible for any liens or mortgages which remain outstanding on the property which they elect to retain.

Executed this ____ day of _____, 2001.

MASSILLON POLICE DEPARTMENT

By:

Alan W. Chimes
Safety-Service Director

Robert D. Horowitz
Robert D. Horowitz,
Stark County Prosecuting Attorney

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 23 - 2001

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK DEPARTMENT and RECREATION DEPARTMENT 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 provision hereby enacted is immediately necessary to bring current personnel up to an appropriate rate of pay in the Park Department and Recreation 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>STREET DEPT. CONT.</u>	
12H	A	Truck Driver	
11H	A	Laborer II	
10H	A	Storekeeper (Split 1/2)	
9H	A	Laborer I	
1H	A	Temporary Labor	
		<u>GARAGE</u>	440
22S	SU UN	Operations Superintendent (Split 1/3)	
18H	SU CL	Service Superintendent	
16H	A	Chief Automotive Mechanic	
14H	A	Automotive Mechanic	
11H	A	Assistant Automotive Mechanic	
		<u>PARKS AND RECREATIONS DEPT</u>	510
26S-30S	SU-UN	Parks and Recreation Director	
26S	SU UN	Acting Parks and Recreation Director	
12S	UN	Office Manager	
7S	UN	Data Entry Clerk	
		<u>SENIOR CITIZENS CENTER</u>	450
15S	SU UN	Senior Citizens Superintendent	
	MS	<u>PART TIME/TEMPORARY/SEASONAL</u>	
		Cooperative Business Aid	
		<u>PARK DEPARTMENT</u>	505
*24S	SU UN	Park Superintendent	
14H	A	Park Lead Worker	
13H	A	Park Group Leader	
13H	A	Tree Trimmer	
12H	A	Truck Driver	
11H	A	Gardener	
10H	A	Assistant Gardener	
9H	A	Laborer I	
1H	A	Temp Laborer	
		<u>RECREATION DEPT</u>	510
*24S	SU UN	Recreation Superintendent	
	MS	<u>PART TIME/TEMPORARY/SEASONAL</u>	
	MS	Clerk	
	MS	Clerk/Typist	
	MS	Office Worker	
	MS	Recreation Coordinator III	
	MS	Recreation Coordinator II	
	MS	Recreation Coordinator I	
	MS	Program Coordinator III	
	MS	Program Coordinator II	
	MS	Program Coordinator I	
	MS	Security	

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 24 - 2001

BY: SEWER AND WASTE DISPOSAL COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Mayor and Director of Public Service and Safety to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, 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 enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

Section 2:

The Mayor and Director of Public Service and Safety of the City of Massillon, Ohio, are hereby authorized and directed to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

Section 3:

A copy of said grant agreement is attached hereto and made part of this Ordinance.

Section 4:

The amount of the grant agreement shall be Twenty-Five Thousand Dollars (\$25,000.00).

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 additional reason that it is necessary that the grant agreement be entered into for the efficient operation of the recycling 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 _____ 2001

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

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

**2001 RECYCLING PROGRAM GRANT AGREEMENT
STARK-TUSCARAWAS-WAYNE
JOINT SOLID WASTE MANAGEMENT DISTRICT**

THIS AGREEMENT is made and entered into this _____ day of _____, 2001 by and between the Stark-Tuscarawas-Wayne Joint Solid Waste Management District (the District), acting by and through its Board of Directors (the Board), and the City of Massillon (the Grantee), under the circumstances summarized in the following recitals:

WHEREAS, the Grantee has submitted an application in the form attached as Exhibit A (the Application) to the District for a grant (the Grant) to provide funding for the recycling program described therein (the Program); and

WHEREAS, the Board has determined, based upon its review of the Application, that the Grant should be awarded in the amount of \$ 25,000.00 to provide funding for portions of the Program, and that fees levied under Division (B) of Section 3734.57 of the Revised Code and appropriated by the Board for the purpose of funding recycling programs in connection with implementation of the District's Solid Waste Management Plan, should be expended to fund the Grant in the amount of \$ 25,000.00; and

WHEREAS, the Board has authorized its Chairman and Secretary to execute and deliver this Agreement with the Grantee relating to the administration of the Grant; and

WHEREAS, the Grantee has been authorized by its governing body to enter into this Agreement;

NOW THEREFORE, in consideration of the premises and mutual covenants hereinafter contained, the District and the Grantee agree as follows:

Section 1. Grant Award Disbursements to the Grantee, and Use of Disbursements

- 1.01 The District hereby awards to the Grantee the Grant in an amount not exceeding \$ 25,000.00 for the purpose of providing financial assistance for the Program Activities specified (as Items I, II and III, the Approved Activities), that are in accordance with its form attached as Exhibit B (Fundable Expenses) in the Program Budget included in the Application. The District agrees to disburse Grant funds to the Grantee for Approved Activities in an amount not exceeding the amount set forth above. The Grantee hereby acknowledges and agrees that the amounts payable to the Grantee under this Agreement are and shall be payable solely from any moneys on deposit from time to time in the fund into which fees levied by the District under Division (B) of Section 3734.57 of the Revised Code are required to be deposited, and that amount payable to the Grantee under this Agreement are not payable from any other moneys of the District, the Board or the Solid Waste Management Policy Committee of the District (the Policy Committee) or from any moneys of Stark County, Tuscarawas County or Wayne County (the Counties). This Agreement does not and shall not constitute a general obligation of the District, the Board, the Policy Committee or any of the Counties.

- 1.02 Disbursements to the Grantee. Grantee shall prepare and submit quarterly invoices, the form attached hereto Exhibit C (the Quarterly Invoice), for the expenses incurred for Approved Activities of the Program to the Board on each of the following dates:

- 1) April 30, 2001
- 2) July 31, 2001
- 3) October 31, 2001 (and)
- 4) January 31, 2002.

Grant funds shall be disbursed quarterly by the District, for actual expenses incurred, to the Grantee or a payee designated by the Grantee for Approved Activities within 30 days after receipt by the District of said invoice provided by the Grantee evidencing that the Grantee has paid expenses of Approved Activities in the amount requested to be disbursed or that the amount requested to be disbursed is due and payable for expenses incurred, each such invoice to be prepared, completed and signed in a form and a manner satisfactory to the Executive Director/Treasurer.

- 1.03 Grantee agrees that Grant funds shall be used solely to reimburse it for the payment of expenses of Approved Activities or to pay those expenses. Expenses incurred by the Grantee for items that are not a part of the Approved Activities or costs incurred for items in the Approved Activities that are in excess of the amount of the Grant shall not be reimbursed without the prior written approval of the District.

Section 2. Progress Reports

- 2.01 Grantee shall prepare and submit progress reports, the form attached here to as Exhibit D (the Quarterly Report), on the Status of the Program to the Board on each of the following dates, each such report to be prepared, completed, and signed in form and a manner satisfactory to the Executive Director/Treasurer.

- (1) April 30, 2001;
- (2) July 31, 2001
- (3) October 31, 2001 (and)
- (4) January 31, 2002.

- 2.02 Each progress report shall set forth the purpose for which Grant funds have been expended and the extent to which Program objectives have been achieved.

Section 3. Compliance with Federal and State Law

- 3.01 The Grantee shall not discriminate against any employee or applicant for employment because of race, color, religion, national origin, ancestry, age, sex or any disability.

- 3.02 Neither the Grantee nor its employees are employees of the District. Grantee accepts full responsibility for payment of all unemployment compensation insurance premiums, worker's compensation premiums, all income tax deductions, pension deductions, and any and all other taxes or payroll deductions required for the Grantee and all employees engaged by the Grantee.
- 3.03 The Grantee shall carry out the aforementioned Program and administer the Grant in accordance with all applicable federal, state and local laws and all terms of this Agreement.
- 3.04 The Board shall at any reasonable time have the right of access to and right to audit any and all books and records, financial or otherwise, pertinent to the administration of this Grant. Those books and records shall be kept in a common file to facilitate audits and inspections.

Section 4. Indemnification

Grantee agrees, to the extent permitted by law, to protect, defend, indemnify and hold the District, the Board, the Policy Committee, any committee or subcommittee thereof and their officers, employees and agents, free and harmless from and against any and all losses, penalties, damages, settlements, costs or liabilities of every kind and character arising out of or in connection with any acts or omissions of the Grantee, negligent or otherwise, and its employees, officers, agents or independent contractors. Grantee agrees, to the extent permitted by law, to pay all damages, costs and expenses of the District, the Board, the Policy Committee, any committee or subcommittee thereof and their officers, employees and agents, in defending any action arising out of the aforementioned acts or omissions.

Section 5. Miscellaneous

- 5.01 Notices: All notices, certificates, requests or other communications hereunder shall be in writing and shall be deemed to be given when mailed, postage prepaid, addressed as follows:

if to the District:

Board of Directors
Stark-Tuscarawas-Wayne Joint Solid Waste Mngmnt District
9918 Wilkshire Blvd NE
Bolivar, OH 44612
Attn: Mr. Phillip F. Palumbo
Executive Director/Treasurer

if to the Grantee:

Either may, by notice given hereunder, designate any further or different addresses to which subsequent notices, certificates, requests or other communications shall be sent.

- 5.02 Extent of Covenants; No Personal Liability. All covenants, stipulations, obligations and agreements of the District contained in this Agreement are and shall be deemed to be covenants, stipulations, obligations and agreements to the full extent authorized by law and permitted by the Constitution of the State. No covenant, stipulation, obligation or agreement of the District contained in this Agreement shall be deemed to be a covenant, stipulation, obligation or agreement of any present or future member, officer, agent or employee of the District, the Board, the Policy Committee or any committee or subcommittee thereof, in other than that person's official capacity.
- 5.03 Binding Effect. This agreement shall inure to the benefit of and shall be binding upon the District and Grantee and their respective successors and assigns, provided that this Agreement shall not be assigned by either party without the consent of the other party.
- 5.04 Amendments, Changes and Modifications. This Agreement may not be effectively amended, changed, modified or added to except by an instrument executed in the same manner as this Agreement approved by the Board and the governing body of the Grantee.
- 5.05 Counterparts. This Agreement may be executed in any number of counterparts, each of which shall be regarded as an original and all of which shall constitute but one and the same instrument.
- 5.06 Severability. In case any section or provision of this Agreement, or any covenant, stipulation, obligation, agreement, act, or action, or part thereof made, assumed, entered into, or taken thereunder or any application thereof, is for any reason held to be illegal or invalid, such illegality or invalidity shall not affect the remainder thereof or any other section or provision thereof or any other covenant, stipulation, obligation, agreement, act, action or part thereof, made, assumed, entered into, or taken thereunder (except to the extent that such remainder, section, provision or other covenant, stipulation, obligation, agreement, act, action or part thereof is wholly dependent for its operation on the provision determined to be invalid), which shall be construed and enforced as if such illegal or invalid portion were not contained therein, nor shall such illegality or invalidity of any application thereof affect any legal and valid application thereof, and each such section, provision, covenant, stipulation, obligation, agreement, act, action, or part thereof shall be deemed to be effective, operative, made, entered into or taken in the manner and to the full extent permitted by law.
- 5.07 Construction. The terms used in this Agreement shall be construed so as to be consistent with, and to give effect to, any applicable state or federal laws or regulations issued thereunder, but otherwise so as to confer the fullest possible authority upon the District and the Grantee to accomplish the purposes of this Agreement.
- 5.08 Captions and Headings. The captions and headings in this Agreement are for convenience only and in no way define, limit or describe the scope or intent of any provisions or sections of this Agreement.
- 5.09 Laws of State Govern. This Agreement shall be deemed to be an agreement made under the laws of the State of Ohio and for all purposes shall be governed by and construed in accordance with those laws.

- 5.10 Termination of Agreement. This Agreement shall terminate on January 15, 2002, or at such earlier date as may be elected by the District if the Board hereafter determines in its sole discretion that the conduct of the Program by the Grantee is not specified in the Application, or the Grantee has not complied in any respect with the terms of this Agreement. In the event of such termination, the Grantee shall be paid only for any non cancelable obligation properly incurred by the Grantee prior to termination.

IN WITNESS WHEREOF, the District, acting by and through the Board, and the Grantee, have caused this Agreement to be executed and to be effective on the date set forth above.

THE CITY OF MASSILLON

STARK-TUSCARAWAS-WAYNE JOINT
SOLID WASTE MANAGEMENT DISTRICT

By: _____
Title

By: _____
Chairman, Board of Directors

And By: _____
Title

Attest: _____
Secretary, Board of Directors

DATE: February 5, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 25 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids, and to enter into contract upon award of the Board of Control, with the lowest and best bidder for various items, excluding Item No. 11, as the said City may require for use of its several departments for a one (1) year period, and declaring an emergency.

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

Section 1:

The Director of Public Safety and Service is hereby authorized and directed to prepare the necessary specifications and to advertise for and receive sealed bids and to enter into contract upon award of the Board of Control, with the lowest bidder for various items, excluding Item No. 11, as the said City may require the same for use of its several departments for a one (1) year period. (Bid List Attached)

Section 2:

Each bidder may bid for the furnishing of all, or any portion of the items in Section I. Contracts may be made for each separate item as the same shall be awarded for the furnishing of a portion of the aforesaid materials, subject to the approval of the Board of Control.

The bid shall be solicited and the contracts awarded and executed for the purpose of establishing a unit price only. No specific enumeration of quantities whether in this Ordinance, in the advertisements, in the bids, in the contracts or anyone of them shall operate in any way to limit the right or power of the City of any of its boards or officers otherwise properly authorized from purchasing all of the said materials as the City may require the same during the contract period.

Section 3:

Upon acceptance of the aforesaid bids and their approval by the Board of Control and upon the execution of a contract therefore, 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 materials, supplies and equipment as the same shall be furnished in accordance with the requirements of the City of Massillon, Ohio, and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the reason being that the materials, supplies and equipment to be purchased are needed for immediate use and 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 passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1999

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

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

ATTACHMENT "A"

City Garage
401 Walnut Road SW
Massillon, Ohio 44647
330-833-5746

STREET DEPARTMENT

1. Asphalt of H.P.M. cold mix (loaded on City trucks) \$ _____ ton
2. 402, 404 fine top asphalt hot mix under 200 tons daily 402 \$ _____ ton
(loaded on City trucks) 404 \$ _____ ton
3. 402, 404 fine top asphalt hot mix over 200 tons daily 402 \$ _____ ton
(loaded on City trucks) 404 \$ _____ ton
4. 412 sand and fine top asphalt hot mix (loaded on City trucks) \$ _____ ton
5. 301 base asphalt hot mix (loaded on City trucks) \$ _____ ton
6. 10,000 pounds, more or less, as the City may require of crack sealant for City streets:
 - a) RS-221, sealant meets ODOT 705.04 specifications \$ _____ lb.
 - b) RS-201 sealant \$ _____ lb.
 - c) Polyfiber sealant \$ _____ lb.
7. SS-921 cold mix asphalt (loaded on City trucks) \$ _____ ton
8. 702.04 MS-2 (tack coat No. 407) furnished and applied at one tenth (1/10th) gallon per sq. yard \$ _____ gal.

Most contracts will be effective for a one (1) year period.

MISCELLANEOUS

9. 200 tons, more or less, No. 4 gravel and limestone gravel \$ _____ ton
(Loaded on City trucks) limestone \$ _____ ton

10. 500 tons, more or less, No. 57 gravel
(Loaded on City trucks) gravel \$ _____ ton
500 tons, more or less, No. 57 limestone
(Loaded on City trucks) limestone \$ _____ ton
11. 5,000 tons, more or less, as the City may require, of Rock Salt
for ice control for a period of October 1, 2001 to March 31, 2002 \$ _____ ton
Salt must be delivered and dumped at Massillon City Garage
12. 2,000 tons, more or less, as the City may require, of Grit (hauled by
City trucks) for a period of October 1, 2001 to March 31, 2002. \$ _____ ton
13. Bids for the purpose of purchasing fuel at an off-site location for all City owned vehicles.
Specifications available at the Safety-Service Director's office.

WASTEWATER TREATMENT PLANT

14. 36 - 150 pound cylinders, more or less, as the City may require of liquid chlorine gas delivered
six (6) at a time.
15. 15,000 gallons, more or less, of sodium bisulfite \$ _____ gal.
16. 30,000 gallons, more or less, of sodium hypochlorite \$ _____ gal.

GOLF COURSE DEPARTMENT

17. Chemicals - specifications available at the Safety-Service Director's office
18. Fertilizers - specifications available at the Safety-Service Director's office

Chemical and fertilizers are to be delivered to The Legends Golf Course at 2100 Nave Road SE
Massillon, Ohio 44646

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Suspended 6-3
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 26 - 2001

2/20/01 - 5/20

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay various 2000 bills that have been received and that will be received by her office between January 1, 2001 and March 1, 2001, out of the 2001 appropriations within the various departments of the City of Massillon, 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 it necessary to authorize the City Auditor to pay various 2000 bills that have been received and that will be received by her office between January 1, 2001 and March 1, 2001, out of the 2001 appropriations within the various departments of the City of Massillon,

Section 2:

The City Auditor is hereby authorized and directed to pay various 2000 bills that have been received and that will be received by her office between January 1, 2001 and March 1, 2001, out of the 2001 appropriations within the various departments of the City of Massillon.

Section 3:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary to pay various 2000 bills that will be submitted to the City Auditors office between January 1, 2001 and March 1, 2001, 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 _____ 2001

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

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

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 27 - 2001

BY: FINANCE COMMITTEE

Title: AN ORDINANCE approving the editing and inclusion of certain Ordinances as parts of the various component Codes of the Codified Ordinances of Massillon, Ohio, and declaring an emergency.

WHEREAS, various ordinances of a general and permanent nature have been passed which should be included in the Codified Ordinances of Massillon, Ohio; and

WHEREAS, numerous sections in the Traffic, General Offenses and Fire Prevention Codes need to be amended or enacted so as to conform to enactments of the Ohio General Assembly;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, OHIO,
IN REGULAR SESSION SITTING: TWO-THIRDS OF THE MEMBERS CONCURRING:

SECTION 1: That the editing, arrangement and numbering or renumbering of the following ordinances and parts of ordinances are hereby approved as parts of the various component codes of the Codified Ordinances of Massillon, Ohio, so as to conform to the classification and numbering system of the Codified Ordinances to wit:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
20-2000	2-7-00	509.13
38-2000	3-27-00	937.09(a), 937.10(c)
71-2000	5-15-00	937.08(a)
121-2000	6-5-00	333.01, 333.99 (b), (c)
206-2000	10-2-00	765.09(f)
217-2000	10-16-00	1307.06(a)
218-2000	11-20-00	1187.14(a)(6)
227-2000	11-20-00	1309.01(t)
228-2000	11-6-00	937.08(a)
264-2000	12-18-00	181.03, 181.05 (b), (c), 181.06, 181.13

SECTION 2: The following sections of the Traffic, General Offenses and Fire Prevention Codes, as amended, are hereby approved and adopted as amended or enacted so as to conform to enactments of the Ohio General Assembly.

Traffic Code

335.09	Display of License Plates. (Amended)
337.02	Lighted Lights Required. (Amended)
337.18	Motor Vehicles and Motorcycle Brakes. (Amended)
337.24	Motor Vehicle Stop Lights. (Amended)
337.30	Directional Signals Required. (Added)
337.99	Safety and Equipment Penalty. (Amended)
339.03	Maximum Width, Height and Length. (Amended)
375.03	Snowmobile Prohibited Operation. (Amended)

General Offenses Code

501.04	Rules of Construction. (Amended)
501.07	Requirements for Criminal Liability. (Amended)
501.09	Attempt. (Amended)
509.03	Disorderly Conduct. (Amended)
509.05	Misconduct At An Emergency. (Amended)
513.03	Controlled Substance Possession or Use. (Amended)
513.05	Permitting Drug Abuse. (Amended)
513.06	Illegal Cultivation of Marihuana. (Amended)
513.08	Illegally Dispensing Drug Samples. (Amended)
513.12	Drug Paraphernalia. (Amended)
525.03	Impersonation of Peace Officer or Private Police Officer. (Amended)
525.07	Obstructing Official Business. (Amended)
525.12	Dereliction of Duty. (Amended)
529.07	Open Container Prohibited. (Amended)
533.03	Sexual Conduct With a Minor. (Amended)
533.06	Voyeurism. (Amended)
537.02	Vehicular Homicide and Manslaughter. (Amended)
537.051	Menacing by Stalking. (Amended)
537.07	Endangering Children. (Amended)
553.01	Obstructing Streets by Railroad Companies. (Amended)
553.011	Obstructing Streets by Abandoning the Locomotive. (Added)

Fire Prevention Code

1519.02	Fireworks Public Exhibition Permit Required. (Amended)
1519.03	Unlawful Conduct by Exhibitor. (Amended)

SECTION 3: A copy of such Ordinances as edited, arranged and numbered or renumbered as parts of the Codified Ordinances is attached to this Ordinance in the form of 2001 Replacement Pages to the Codified Ordinances.

SECTION 4: That this Ordinance is 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 there exists an imperative necessity for the earliest publication and distribution of the Codified Ordinances to the officials and residents of the City of Massillon, Ohio, so as to facilitate administration, daily operation and avoid practical and legal entanglements. 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 _____, 2001.

ATTEST:

Clerk of Council

President of Council

APPROVED: _____

Mayor

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 28 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Law of the City of Massillon, to enter into a contract with the Village of Canal Fulton for the purpose of providing prosecutorial services, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary for the Director of Law of the City of Massillon, to enter into a contract with the Village of Canal Fulton for the purpose of providing prosecutorial services.

Section 2:

The Director of Law of the City of Massillon, Ohio, is hereby authorized to enter into a contract with the Village of Canal Fulton for the purpose of providing prosecutorial services. The cost of said contract shall not exceed Seventeen Thousand Dollars (\$17,000.00).

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 additional reason the Village of Canal Fulton has requested the Director of Law of the City of Massillon to prosecute all criminal and traffic cases that come before the Massillon Municipal Court. 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 _____ 2001

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 29 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Park & Recreation Fund, Park & Recreation Bond Retirement Fund and The Legends Bond Retirement Fund, for the year ending December 31, 2001, 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 Park & Recreation Fund for the year ending December 31, 2001, the following:

\$13,000.00 to an account entitled "Park & Recreation Real Estate Taxes" 1234.505.2391

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Park and Recreation Bond Retirement Fund for the year ending December 31, 2001, the following:

\$12,307.00 to an account entitled "Services & Contracts" 1306.505.2392

Section 3:

There be and hereby is appropriated from the unappropriated balance of the Legends Bond Retirement Fund for the year ending December 31, 2001, the following:

\$ 9,670.00 to an account entitled "Services & Contracts" 1302.940.2392

Section 4:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

ATTEST: _____

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: February 5, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Sharon Howell
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 30 - 2001

BY: SEWER AND WASTE DISPOSAL COMMITTEE

AN ORDINANCE determining to proceed with the assessment of the Fothergill/Belmont sanitary sewer construction, 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 it necessary to proceed with the assessment in the City of Massillon, Ohio, of the Fothergill/Bellmont sanitary sewer construction thereto.

Section 2:

The assessment shall be made in accordance with the provisions of Resolution No. 16 - 1998 adopted August 17th, 1998, and with the plans, specifications, profiles and estimate of cost previously approved and now on file in the office of the Clerk of Council.

Section 3:

The assessment shall conform to the Ohio Revised Code Section 727.25 assessing the attached property per Resolution 16 - 1998

Section 4:

The portion of the cost of the assessment to be assessed in accordance with Resolution No. 16 - 1998 shall be assessed in the manner and in the number of installments provided in that resolution and on the lots and lands described therein.

Section 5:

The estimated assessments previously prepared and filed in the office of the Clerk of this Council be and the same are hereby adopted.

Section 6:

The Clerk of Council is directed to deliver a certified copy of this Ordinance to the Auditor of Stark County within fifteen days after its passage

Section 7:

This Council finds and determines that all formal actions of this Council concerning and relating to the passage 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 those formal actions were in meetings open to the public, in compliance with the law.

Section 8:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that the assessment described herein is urgently required for proper storm water drainage and the elimination of resulting flooding conditions. 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 form and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR. MAYOR

GORDON AVE. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
Joseph Nussbaumer 2930 Gordon Av NW	15109	06-17347	1	221.71	\$6,651.30
Bert and Jane Koehler 2935 Gordon Av NW	15173	06-17410	1	197.30	\$5,919.00

NOBLE PL. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
Curtis Speck 305 Noble PI NW	15190	06-17427	1	91.05	\$2,731.50
Roy and Ruth Hambach 310 Noble PI NW	15188	06-17425	1	100.00	\$3,000.00
Maurice and Betty Miller & Sharyn Webber 315 Noble PI NW	15191	06-17428	1	96.00	\$2,880.00
Anna Blazik 320 Noble PI NW	15187	06-17424	1	100.00	\$3,000.00
Ricky and Linda Ullum 350 Noble PI NW	15184	06-17421	1	100.00	\$3,000.00
Lillian Fichter 330 Noble PI NW	15186	06-17423	1	100.00	\$3,000.00
Jacob and Earl Glick Mail: 4600 Lincoln Way West	15193	06-17430	1	96.00	\$2,880.00
Richard and Susan Fringeli 340 Noble PI NW	15185	06-17422	1	100.00	\$3,000.00
John and Deanna Hoffman 345 Noble PI NW	15194	06-17431	1	96.00	\$2,880.00
Ricky and Kelly Schwan 325 Noble PI NW	15192	06-17429	1	96.00	\$2,880.00
Virginia Pendolino & Catherine Ann Johns 355 Noble PI NW	15195 15196	06-17433 06-17432	2	96.00 48.00	\$2,880.00 \$1,440.00
Richard and Alma Eisenbrei 360 Noble PI NW	15183	06-17420	1	100.00	\$3,000.00
Howard and Vivian Lindeman 370 Noble PI. NW	15182	06-17419	1	100.00	\$3,000.00
Finnley L. & Emma Dietz 375 Noble PI. N.W.	15198 15197	06-17434 06-17435	2	96 48	\$2,880.00 \$1,440.00

NOBLE PL. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
William and Donna Yatsko Trustees 380 Noble Pl NW	15181	06-17416	1	100.00	\$3,000.00
Leslie J. Cook 415 Noble Pl. N.W.	15199	06-17436	1	96.00	\$2,880.00
Timothy and Leona Patton 420 Noble Pl NW	15180	06-17417	1	115.54	\$3,466.20
Romano & Diane Caveslio 425 Noble Pl. N.W.	15200	06-17437	1	96.00	\$2,880.00
Harold and Beverly Urban 430 Noble Pl NW	15179	06-17418	1	115.54	\$3,466.20
Bruce Harmon 435 Noble Pl. N.W.	15201	06-17438	1	96.00	\$2,880.00
Kevin & Karen Straight 445 Noble Pl. N.W.	15202	06-17439	1	96.00	\$2,880.00
Mary Flitcraft 450 Noble Pl NW	15178	06-17415	1	115.54	\$3,466.20
Ivan & Dradica Slat 455 Noble Pl. N.W.	15203	06-17440	1	96.00	\$2,880.00

29th St. N.W. / GREENDALE AVE.

Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
Donald & Betty Elavsky 225 29th St. N.W.	15130,15131	06-17375	2	198.20	\$5,946.00
Thomas & Frances McCall 235 29th ST. N.W.	15128	06-17373	2	100.00	\$3,000.00
	15129	06-17374		100.00	\$3,000.00
Carole Ryjowski 255 29th St. N.W.	15127	06-17372	1	100.00	\$3,000.00
Albert & Susan Poindexter 265 29th St. N.W.	15126	06-17371	1	100.00	\$3,000.00
Michael Berbari 275 29th St. N.W.	15125	06-17370	1	100.00	\$3,000.00
Margaret Doll 285 29th St. N.W.	15124	06-17362	1	95.80	\$2,874.00
Dodge NP Corp no address	15123	06-17362	1	4.20	\$126.00
Gene and Vieva Massie 305 29th St NW	15122	06-17360	1	100.00	\$3,000.00
John Feriance 325 29th St NW	15120	06-17359	2	100.00	\$3,000.00
	15121	06-17358		100.00	\$3,000.00
John Feriance 325 29th St NW	15119	06-17357	1	100.00	\$3,000.00
Anthony and Carolyn Morelli 345 29th St NW	15118	06-17356	1	100.00	\$3,000.00
Gary Goldner 355 29th St NW	15117	06-17355	1	100.00	\$3,000.00
Norwood and Christine Harder 365 29th St NW	15116	06-17354	1	100.00	\$3,000.00
Margie Gesch 375 29th St NW	15115	06-17353	1	100.00	\$3,000.00

STARBROOK AVE. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
John & Betty Covert 260 Starbrook St. N.W.	15136	06-17365	1	100.00	\$3,000.00
John and Diane Cochran 285 Starbrook St NW	15160	06-17397	1	114.13	\$3,423.90
Gary and Caroline Nist 315 Starbrook St NW	15158 15159	06-17395 06-17396	2	100.00 100.00	\$3,000.00 \$3,000.00
Robert and Peggy Phillips 325 Starbrook St. NW	15157	06-17394	1	100.00	\$3,000.00
Frank and Harriet Nemeti 330 Starbrook St. N.W.	15141	06-17378	1	100.00	\$3,000.00
James and Sandra Ailing 335 Starbrook St. NW	15156	06-17393	1	100.00	\$3,000.00
Franklin and Nancy Paulus 340 Starbrook St. N.W.	15142	06-17379	1	100.00	\$3,000.00
John and Deborah Givens 345 Starbrook St. NW	15155	06-17392	1	100.00	\$3,000.00
Paul and Christine Manson 350 Starbrook St. N.W.	15143	06-17381	1	100.00	\$3,000.00
James P. & Harriet J. Espinosa 355 Starbrook St. N.W.	15154	06-17391	1	100.00	\$3,000.00
Joanne Howell 360 Starbrook St. N.W.	15144	06-17380	1	100.00	\$3,000.00
Stephen M. Buttrill 365 Starbrook St. N.W.	15153	06-17386	1	100.00	\$3,000.00
John and Joann Meanor 375 Starbrook St. N.W.	15152	06-17390	1	100.00	\$3,000.00
Bryan and Mary Stuck 385 Starbrook St. N.W.	15151	06-17389	1	89.19	\$2,675.70

STARBROOK AVE. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
James and Patricia Gump 390 Starbrook St. N.W.	15147	06-17384	1	102.10	\$3,063.00
Robert & Sage Walnoha 400 Starbrook St. N.W.	15150	06-17388	1	76.27	\$2,288.10
James & Jacquelyn Skelly Mail: 847 9th St. NE Mass.	15140	06-17377	1	100.00	\$3,000.00
James E. & Martha J. Witherspoon 275 Starbrook St. NW	15161	06-17398	1	114.12	\$3,423.60
Robert C. & Jacqueline M. Talerico Trustee 6752 South Pebble Beach Dr. Chandler, AZ 85249	15146	06-17383	1	100.00	\$3,000.00
Florence Allen 1439 Karn S.W.	15145	06-17382	1	100.00	\$3,000.00
Charles James Rambaud 2950 Stanton Ave. N.W.	15139	06-17376	1	200.00	\$6,000.00
Rita Weaver, Trustee 3005 Stanton Ave. N.W.	O.L. 696	06-17342	1	172.00	\$5,160.00
David & Debbie Williams 2995 Stanton Ave. NW	15189	06-17426	1	117.00	\$3,510.00
Epworth United Methodist Church Corp. Prop: 2945 Stanton Ave. N.W. Mail: 3061 Lincoln Way West	15137	06-17363	1	100.00	\$3,000.00
	15138	06-17364	1	200.00	\$6,000.00

CREST CIR. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
Jack & Angeline Darnell 2945 Crest Cir. N.W.	15132	06-17369	1	55.35	\$1,660.50
	15133	06-17367	1	57.88	\$1,736.40
	15134	06-17368	1	100.04	\$3,001.20
	15135	06-17366	1	100.00	\$3,000.00
Viola Todd 2950 Crest Cir. N.W.	15162	06-17399	3	114.13	\$3,423.90
	15163	06-17400		108.80	\$3,264.00
	15164	06-17401		100.00	\$3,000.00
James & Gertrude Rowe 2965 Crest Cir. N.W.	15171	06-17408	1	100.00	\$3,000.00
David L. Hofacre & Susan K. Darnell 2980 Crest Cir. N.W.	15165	06-17402	3	97.84	\$2,935.20
	15166	06-17403		58.65	\$1,759.50
	15167	06-17404		10.02	\$300.60
Darnell Family Trust 3030 Crest Cir. N.W.	15168	06-17405	2	48.63	\$1,458.90
	15169	06-17406		58.65	\$1,759.50
Glynn & Leota Williams Vacant on Crest Cir. N.W. Mail: 420 11th St. N.E.	15172	06-17409	1	102.80	\$3,084.00
Geraldine Kandle Mail: 11301 Meadowcrest S.W.	15170	06-17407	1	97.84	\$2,935.20

BELMERE AVE. N.W.					
Owner's Name & Address	Lot Number	Parcel No.	No. of Lots	Lineal Ft. of Frontage	Assessment by Front Footage
Charles & Phyllis Stuck 2920 Belmere Ave. N.W.	15148	06-17385	1	100.00	\$3,000.00
Pearl Schultz 2940 Belmere Ave. N.W.	15149	06-17387	1	85.18	\$2,555.40