

S. Hamit

## AGENDA

DATE: APRIL 2, 2001  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

### THERE ARE NO PUBLIC HEARINGS THIS EVENING

1. ROLL CALL - Bill Aman
2. INVOCATION - COUNCILMAN JIM FILHOUR
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. 63 - 2001 BY: POLICE AND FIRE COMMITTEE

SUP  
8-0  
PASS  
8-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, prepare plans and specifications and to advertise for and receive sealed bids according to law and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of one EMS unit for use by the fire department of the City of Massillon, and declaring an emergency.

#### ORDINANCE NO. 64 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

SUP  
8-0  
PASS  
8-0

AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement with KC Associates, without competitive bidding, for the 16th Street Phase B- Final Development Project, and declaring an emergency.

#### ORDINANCE NO. 65 - 2001 BY: SEWER AND WASTE COMMITTEE

SUP  
8-0  
PASS  
8-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, prepare plans and specifications and to advertise for and receive sealed bids according to law and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder according to law for odor control at the Wastewater Treatment Plant in the City of Massillon, and declaring an emergency.

#### ORDINANCE NO. 66 - 2001 BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

1st  
Ready

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



**ORDINANCE NO. 67 - 2001**      **BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 5, in the contract with Beaver Construction for the 9-hole addition for The Legends of Massillon Golf Course, and declaring an emergency.

**ORDINANCE NO. 68 - 2001      BY PUBLIC UTILITIES/GOLF COURSE COMMITTEE**

**AN ORDINANCE** authorizing the Zoning Inspector of the City of Massillon, Ohio, to issue a conditional zoning certificate to Great Lakes Energy Partners, L.L.C., for a permit to drill a gas and oil well, which shall be known as the R.T.I. No. 1, located on the Republic Technologies International property on the west side of 16th Street S.E., south of Oak Avenue S.E., and declaring an emergency.

**ORDINANCE NO. 69 - 2001 BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon to enter into an agreement with Consumers Ohio Water Company for an easement for a water line that will be located on park land at the Reservoir Park, and declaring an emergency.

**ORDINANCE NO. 70 - 2001 BY: PARKS AND RECREATION COMMITTEE**

**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 renovation of the Lincoln “Bottoms” Park restrooms and pavilion, and declaring an emergency.

**ORDINANCE NO. 71 - 2001 BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a contract with Schumacher Construction for the general construction and alternates for the construction of the Recreation Center in the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 72 - 2001 BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a contract with Wood Electric for electrical work and alternates pertaining to the construction of the Recreation Center in the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 73 - 2001 BY: PARKS AND RECREATION COMMITTEE**

**AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a contract with Miles Mechanical for the HVAC work and alternates pertaining to the construction of the Recreation Center in the City of Massillon, and declaring an emergency.



**ORDINANCE NO. 74 - 2001** **BY: PARKS AND RECREATION COMMITTEE**

*5-23P  
8-0  
PA 53  
8-0*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a contract with Stanley Miller Construction for the site concrete and asphalt paving and alternates pertaining to the construction of the Recreation Center in the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 75 - 2001** **BY: PARKS AND RECREATION COMMITTEE**

*5-23P  
8-0  
PA 53  
8-0*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a contract with Feinman Mechanical for plumbing work and alternates pertaining to the construction of the Recreation Center in the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 76 - 2001** **BY: PARKS AND RECREATION COMMITTEE**

*5-23P  
8-0  
PA 53  
8-0*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety to enter into a contract with Capital Fire Protection for the fire protection work and alternates pertaining to the construction of the Recreation Center in the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 77 - 2001** **BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*P.H. April 16 @ 6:00pm*

*1-2-01*  
**AN ORDINANCE** approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications, and declaring an emergency.

**ORDINANCE NO. 78 - 2001** **BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*5-23P  
8-0  
PA 53  
8-0*  
**AN ORDINANCE** accepting the Final Plat and dedication of various streets for Kaylynn Estates in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

**ORDINANCE NO. 79 - 2001** **BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*5-23P  
8-0  
PA 53  
8-0*  
**AN ORDINANCE** accepting the Final Plat and dedication of various streets for University Village No. 6 in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

**ORDINANCE NO. 80 - 2001** **BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*1-2-01*  
**AN ORDINANCE** accepting an application for annexation for territory to the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 81 - 2001 BY: FINANCE COMMITTEE**

*Supp  
B-0  
P-0  
B-0*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Gibson-Stewart Co. to purchase a Wheel Loader, without competitive bidding, through pricing based on State of Ohio MAC-29 contract and approved by the Board of Control, and declaring an emergency.

**ORDINANCE NO. 82 - 2001 BY: FINANCE COMMITTEE**

*Supp  
B-0  
P-0  
B-0*  
**AN ORDINANCE** making certain appropriation from the unappropriated balance of the Capital Improvement Fund and Lincoln Center III Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, and declaring an emergency.

**ORDINANCE NO. 83 - 2001 BY: FINANCE COMMITTEE**

*Supp  
B-0  
P-0  
B-0*  
**AN ORDINANCE** making certain transfers in the 2001 appropriation from the Lincoln Center III Fund to the Lincoln Center Debt Fund, of the City of Massillon, Ohio, and declaring an emergency.

**ORDINANCE NO. 84 - 2001 BY: FINANCE COMMITTEE**

*Supp  
B-0  
P-0  
B-0*  
**AN ORDINANCE** authorizing the issuance of not to exceed \$8,000,000.00 of notes in anticipation of the issuance of bonds for the purpose of constructing, furnishing, equipping, and improving a City Recreation Center, including landscaping and related site improvements thereto, and declaring an emergency.

**ORDINANCE NO. 85 - 2001 BY: FINANCE COMMITTEE**

*1st  
Reading*  
**AN ORDINANCE** authorizing the Mayor and the director of Public Service and Safety of the City of Massillon, Ohio, to enter into a lease agreement with the Grand Mill Centre for 4,777.6 square feet of office space for use by the Massillon City Health Department, and declaring an emergency.

**ORDINANCE NO. 86 - 2001 BY: HEALTH, WELFARE & BUILDING REGULATIONS**

*2nd  
Reading  
B-0  
P-0  
B-0*  
**AN ORDINANCE** amending CHAPTER 1129 "BOARD OF ZONING APPEALS" O of the Codified Ordinances of the City of Massillon, by repealing existing Section 1129.04 "FEES" of said CHAPTER 1129 and enacting a new Section 1129.04 "FEES" of said CHAPTER 1129, and declaring an emergency.

**ORDINANCE NO. 87 - 2001 BY: HEALTH, WELFARE & BUILDING REGULATIONS**

*1st  
Reading*  
**AN ORDINANCE** repealing CHAPTER 1313 "ELECTRICAL CODE" of the Codified Ordinances of the City of Massillon, Ohio and enacting anew CHAPTER 131 "ELECTRICAL CODE" of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.



**RESOLUTION NO. 9 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*5-3-0  
8-0  
P-0  
4-1*  
**A RESOLUTION** endorsing the proposed annexation of approximately 38.2692 acres of land in Tuscarawas Township, owned by the City of Massillon, Ohio, and urging the Board of Stark County Commissioners to approve said annexation.

**RESOLUTION NO. 10 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*5-3-0  
8-0  
P-0  
8-0*  
**A RESOLUTION** informing State Legislators and State Executive Leaders of support for equitable annexation reform as proposed by the Ohio Coalition for Equitable An Annexation (OCEA) and opposition to "Annexation Reform" which restricts city growth and property owners choice.

**7. UNFINISHED BUSINESS**

**8. PETITIONS AND GENERAL COMMUNICATIONS**

**A).** LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM MASSILLON BOWLING CENTER INC., DBA SPORTS BOWL, 420 FIRST STREET N.W., MASSILLON, OHIO, 44647, C/O MARGARET LORETTA TO SANDRA M. GAZETA INC., DBA TREMONT PUB, 913 TREMONT S.W., MASSILLON, OHIO, 44646

**9. BILLS, ACCOUNTS AND CLAIMS**

**10. REPORTS FROM CITY OFFICIALS**

**A).** MAYOR SUBMITS MONTHLY REPORT FOR MARCH - 2001

**B).** AUDITOR SUBMITS MONTHLY REPORT FOR MARCH - 2001

**11. REPORTS OF COMMITTEES** *4-9 5:00*

**12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS**

**RECONSIDER**

*5-3 - to reconsider*  
*BRYAN - STANDARD 10:000 4:00 PM*  
**ORDINANCE NO. 54 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

**AN ORDINANCE** indicating what services the City of Massillon, Ohio, will provide to the St. Luke Annexation, upon annexation, and declaring an emergency.

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 41 - 2001 BY: STREET, HIGHWAYS, TRAFFIC & SAFETY COMM**

*Table to 4-16*  
**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 2001 Street Resurfacing Program within the City of Massillon, and declaring an emergency



**ORDINANCE NO. 42 - 2001 BY: STREET, HIGHWAYS, TRAFFIC & SAFETY COMM**

*Table 4-16*

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for, receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 2000 Target Neighborhood Street Program within the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 44 - 2001 BY: SEWER AND WASTE COMMITTEE**

*12<sup>th</sup> → ADD DESIGN TO ORD.*

**AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications and to advertise for, receive sealed bids according to law and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the construction of the Augusta Lakes Pump Station in the City of Massillon, and declaring an emergency. *Design and Amend - 8-0*

**ORDINANCE NO. 46 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*P.H. 4-16 @ 7:15 pm*

*Table* **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. 47 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*P.H. 4-16 @ 7:20 pm*

*Table* **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. 48 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM**

*P.H. 4-16 @ 7:25 pm*

*Table* **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. 50 - 2001 BY: FINANCE COMMITTEE**

*4-16*

*Table* **AN ORDINANCE** making certain appropriations from the unappropriated balance of the Capital Improvement Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, and declaring an emergency.

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 59 - 2001 BY: FINANCE COMMITTEE**

*5-3-0  
8-0  
P.H. 5-0* **AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Jack Doheny Supplies of Ohio to purchase one Elgin sweeper, without competitive bidding, through pricing based on State of Ohio MAC-9 contract #OT902501 and approved by the Board of Control, and declaring an emergency.



**ORDINANCE NO. 62 - 2001   BY: FINANCE COMMITTEE**

*2nd  
Ready* **AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon to enter into an agreement with the State of Ohio accepting a One Million Dollar Grant for the Arena Project, and declaring an emergency.

**16. NEW AND MISCELLANEOUS BUSINESS**

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

**18. ADJOURNMENT**

**SHARON HOWELL  
CLERK OF COUNCIL**



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 63 - 2001

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications and to advertise for and, receive sealed bids according to law and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of one EMS unit for use by the fire department 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 determines it to be necessary in the public health, safety and welfare to prepare plans and specifications and to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of one EMS unit for use by the fire department of the City of Massillon.

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 and 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 purchase of one EMS unit for use by the fire department of the City of Massillon.

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 that bids for the purchase of one EMS unit for use by the Fire Department of the City of Massillon be received so that it will provide additional protection and safety to the citizens 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

ATTEST: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 64 - 2001

BY: STREET, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement with KS Associates, without competitive bidding, for the 16<sup>th</sup> Street Phase B - Final Development Project, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into an agreement with KS Associates, without competitive bidding, for the 16<sup>th</sup> Street Phase B - Final Development Project.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into an agreement with KS Associates, without competitive bidding, for the 16<sup>th</sup> Street Phase B - Final Development Project. The cost of said contract shall not exceed Four Hundred Fifty Thousand Dollars. (\$450,000.00)

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 reason that it is necessary to begin work on the 16<sup>th</sup> Street Phase B - Final Development 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 65 - 2001

BY: SEWER AND WASTE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare specifications and advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder according to law, for odor control at the Wastewater Treatment Plant in 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 determines it to be necessary in the public health, safety and welfare to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for as required by law, for odor control at the Wastewater Treatment Plant in the City of Massillon.

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 and receive sealed bids and to enter into contract, upon award and approval by the Board of Control, with the lowest and best bidder according to law, for odor control at the Wastewater Treatment Plant in the City of Massillon.

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 enter advertise for bids and enter into contract for odor control at the Wastewater Treatment Plant so as to protect the citizens of the City of Massillon and neighboring areas. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

*1st reading*  
*2nd reading 4/16/01*  
*passed 5/1/01*  
LEGISLATIVE DEPARTMENT

COUNCIL CHAMBERS

ORDINANCE NO. 66 - 2001

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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

Section 2:

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

(SEE ATTACHMENT 'A' PAGE 4, 6 & 7 AND INSERT IN THE SALARY ORDINANCE 127 - 1997)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary in that new personnel is needed in the Engineer and Wastewater Treatment Departments. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
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	*Administrative Asst.	
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>	
	MS	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	

<b>CLASS GRADE</b>	<b>SCHEDULE</b>	<b>DEPARTMENT &amp; TITLE DESCRIPTION</b>
		<b><u>RECREATION DEPT. CONT.</u></b>
	SE	Laborer-1
	SE	Laborer-2
	SE	Laborer-3
	SE	Laborer-4
	SE	Laborer-5
	SE	Laborer-6
		<b><u>SOLID WASTE</u></b> <b>620</b>
22S	SU UN	Operations Superintendent (Split 1/3)
17S	SU UN	Collection Department Chief (Split 1/2)
15S	SU UN	Collection Department Chief (Split 1/2)
15S	SU UN	Collection/Data Center (Split 1/3)
12S	CL	Collection Clerk Administrator
11S	CL	Collection Clerk Administrator
8S	CL	Billing Clerk
7S	UN	Account Clerk II Typist
6S	UN	Account Clerk I
18H	SU CL	Solid Waste Superintendent
16H	A	Sanitation Group Leader
14H	A	Refuse Collection Foreman
12H	A	Truck Driver
11H	A	Laborer II
10H	A	Storekeeper (Split 1/2)
9H	A	Laborer I
6H	A	Clerk-Dispatcher I
3H	A	Clerk-Dispatcher
1H	A	Temporary Labor
		<b><u>PART TIME/TEMPORARY/SEASONAL</u></b>
	MS	Clerk
		<b><u>WASTEWATER TREATMENT</u></b> <b>610 - 615</b>
27S	SU UN	Manager
22S	SU CL	Operations Superintendent
22S	SU CL	Maintenance Superintendent
26S	CL	Asst. City Engineer/Sen. Collection Sys. Egr. II
24S	CL	Asst. City Engineer/Sen. Collection Sys. Egr. I
24S	CL	Senior Collection System Engineer.
22S	CL	Collection System Engineer
20S	CL	Industrial Pretreatment Coordinator
20S	SU CL	Maintenance Supervisor
20S*	SU CL	Construction Superintendent
20S*	UN	Design Superintendent
		<b>CONTINUED.....</b>

<b>CLASS GRADE</b>	<b>SCHEDULE</b>	<b>DEPARTMENT &amp; TITLE DESCRIPTION</b>
		<b><u>WASTEWATER TREAT CONT.</u>      610 - 615</b>
20S	CL	Laboratory Technician II
18S	CL	Industrial Pretreatment Inspector
18S	CL	Instrument Electrician II
18S	CL	Chief Main. Mechanic/Coll Sys Inspector
18S* 20	UN	Collection System Technician II
17S	SU UN	Collection Department Chief (Split 1/2)
16S	CL	Instrument Electrician I
16S	UN	Collection System Technician I
15S	SU UN	Collection Department Chief (Split 1/2)
15S	SU UN	Collection/Data Center (Split 1/3)
12S	CL	Laboratory Technician I
12S	CL	Administrative Assistant
*11S	UN	Investigator/Administrative Assistant
9S	CL	Account Clerk
9S	UN	Asst to Manager/Superintendent/Adm Asst
9S	UN	Account Clerk II Typist
8S	UN	Account Clerk II Typist
8S	UN	Laboratory Asst/Admin.. Aide
7S	UN	Account Clerk II Typist
6S	UN	Secretary
3S	UN	Clerk Typist I
16W	WW	Chief Operator
16W	WW	Collection System Crew Chief
15W	WW	Operator III
15W	WW	Maintenance Mechanic II
14W	WW	Vactor Operator
14W	WW	Operator II (w/class II license)
14W	WW	Sewer Inspector
13W	WW	Operator I (w/class I license)
13W	WW	Maintenance Mechanic I
13W	WW	Light Equipment Operator
12W	WW	Operator (w/o license)
11W	WW	Laborer II
9W	WW	Laborer I
1W	WW	Temporary Labor
		<b><u>PART TIME/TEMPORARY/SEASONAL</u></b>
	MS	Clerk/Laborer
1W	WW	Temp Sanit. Sewer Insp.. (West Mass Trunk)
15S*	CL	Public Health Nurse I
14S	CL	Public Health Sanitarian



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 67 - 2001

BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 5, in the contract with Beaver Construction for the 9-hole addition to The Legends of Massillon Golf Course, 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 Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 5, in the contract with Beaver Construction for the 9-hole addition to The Legends of Massillon Golf Course.

Section 2:

The Director of Public Service and Safety be and is hereby authorized to approve Change Order No. 5, in the contract with Beaver Construction for the 9-hole addition to The Legends of Massillon Golf Course, The cost of said Change Order No. 5 shall not exceed Seventy-One Thousand Five Hundred Ninety-Five Dollars and Sixty-Five Cents. (\$71,595.65).

Section 3:

That upon the completion of said services 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 such services and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

Section 4:

That 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 further reason that said services are necessary for the construction of the 9-hole addition of the Legends of Massillon Golf Course that is currently under way and the funds are available in account. 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: \_\_\_\_\_

MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

*1st reading*  
*2nd reading 4/16/01*  
*passed 5/7/01*  
LEGISLATIVE DEPARTMENT

COUNCIL CHAMBERS

ORDINANCE NO. 68 - 2001

BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

TITLE: AN ORDINANCE authorizing the Zoning Inspector of the City of Massillon, Ohio, to issue a conditional zoning certificate to Great Lakes Energy Partners, L.L.C., for a permit to drill a gas and oil well, which shall be known as the R.T.I. No. 1, located on the Republic Technologies International property on the west side of I6th Street S.E., south of Oak Avenue S.E., and declaring an emergency.

WHEREAS, pursuant to Chapter 741 of the Codified Ordinances of the City of Massillon, Great Lakes Energy Partners, L.L.C. has filed a request for a permit to drill a gas and oil well known as the R.T.I. No. 1, located on the Republic Technologies International property on the west side of I6th Street S.E., south of Oak Avenue S.E., and

WHEREAS, on March 13<sup>th</sup>, 2001 this request was approved by the City of Massillon Planning Commission for a permit to drill the gas and oil well.

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 that Great Lakes Energy Partners, L.L.C. be granted a conditional zoning certificate to drill a gas and oil well, which shall be known as the R.T.I. No. 1, located on the Republic Technologies International property on the west side of I6th Street S.E., south of Oak Avenue S.E..

Section 2:

The Zoning Inspector shall issue a conditional zoning certificate to Great Lakes Energy Partners, L.L.C. to drill a gas and oil well, which shall be known as the R.T.I. No. 1, located on on the Republic Technologies International property on the west side of I6th Street S.E., south of Oak Avenue S.E.



Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and such emergency arising out of the necessity to issue such conditional zoning permits for gas and oil well drilling within the City. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

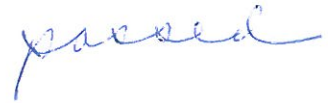
\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO



COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 - 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 an agreement with Consumers Ohio Water Company for an easement for a water line that will be located on park land at the Reservoir Park, 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 and in the public health, safety and welfare and that the Director of Public Service and Safety of the City of Massillon enter into an agreement with Consumers Ohio Water Company for an easement for a water line to be located on park land at the Reservoir Park.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into an agreement with Consumers Ohio Water Company for an easement for a water line to be located on park land at the Reservoir Park.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the additional reason to allow for an easement to be used for a water line across park land at the Reservoir Park. 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: \_\_\_\_\_

MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 70 - 2001

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 renovation of the Lincoln "Bottoms" Park restrooms and pavilion, 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 renovation of the Lincoln "Bottoms" Park restrooms and pavilion.

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 renovation of the Lincoln "Bottoms" Park restrooms and pavilion.

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 take bids, enter into contract and to renovate the restroom and pavilion at the Lincoln "Bottoms" Park. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 71 - 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract with Schumacher Construction for the general construction and alternates the construction of the Recreation Center in 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 determines it to be necessary in the public health, safety and welfare to enter into a contract with Schumacher Construction the general construction and alternates for the construction of the Recreation Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Schumacher Construction the general construction and alternates for the construction of the Recreation Center. The cost of said contract shall not exceed Four Million Six Hundred Sixty-Six Thousand Nine Hundred Seventy-Seven Dollars (\$4,666,977.00)

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 execute the contract so that the construction of the Recreation Center may be commenced. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 72 - 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract with Wood Electric for electrical work and alternates pertaining to construction of the Recreation Center in 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 determines it to be necessary in the public health, safety and welfare to enter into a contract with Wood Electric for electrical work and alternates pertaining to construction of the Recreation Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Wood Electric for the electrical work and alternates pertaining to the construction of the Recreation Center. The cost of said contract shall not exceed Four Thousand Seventy Three Thousand Four Hundred Fifty-Five Dollars (\$473,455.00)

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 execute the contract so that the construction of the Recreation Center may be commenced. 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: \_\_\_\_\_

MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 73 - 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract with Miles Mechanical for the HVAC work and alternates pertaining to construction of the Recreation Center in 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 determines it to be necessary in the public health, safety and welfare to enter into a contract with Miles Mechanical for the HVAC work and alternates pertaining to construction of the Recreation Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Miles Mechanical for the HVAC work and alternates pertaining to the construction of the Recreation Center. The cost of said contract shall not exceed Four Hundred Twenty-Nine Thousand Five Hundred Dollars (\$429,500.00)

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 execute the contract so that the construction of the Recreation Center may be commenced. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 74 — 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract with Stanley Miller Construction for the site concrete and asphalt paving and alternates pertaining to the construction of the Recreation Center in 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 determines it to be necessary in the public health, safety and welfare to enter into a contract with Stanley Miller Construction for the site concrete and asphalt paving and alternates pertaining to the construction of the Recreation Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Stanley Miller Construction for the site concrete and asphalt paving and alternates pertaining to the construction of the Recreation Center. The cost of said contract shall not exceed Three Hundred Eighty-Three Thousand Eight Hundred Forty-Three Dollars (\$383,843.00).

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 execute the contract so that the construction of the Recreation Center may be commenced. 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*Passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 75 - 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract with Feinman Mechanical for plumbing work and alternates pertaining to construction of the Recreation Center in 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 determines it to be necessary in the public health, safety and welfare to enter into a contract with Feinman Mechanical for plumbing work and alternates pertaining to construction of the Recreation Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Feinman Mechanical for plumbing work and alternates pertaining to the construction of the Recreation Center. The cost of said contract shall not exceed One Hundred Sixty-Six Thousand Four Hundred Fourteen Dollars (\$166,414.00)

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 execute the contract so that the construction of the Recreation Center may be commenced. 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: \_\_\_\_\_

MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 76 - 2001

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a contract with Capital Fire Protection for the fire protection work and alternates pertaining to construction of the Recreation Center in 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 determines it to be necessary in the public health, safety and welfare to enter into a contract with Capital Fire Protection for the fire protection work and alternates pertaining to construction of the Recreation Center.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Capital Fire Protection for the fire protection work and alternates pertaining to the construction of the Recreation Center. The cost of said contract shall not exceed Sixty-Three Thousand Fifty-Four Dollars (\$63,054.00)

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 execute the contract so that the construction of the Recreation Center may be commenced. 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: \_\_\_\_\_

MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: APRIL 2, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

*1st Reading  
2nd Reading 4/16/01*

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 77 - 2001

*passed 5/7/01*

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

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

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

WHEREAS, the City of Massillon proposes to apply for such a grant for Fiscal Year 2001 and has, in that connection and as required by and pursuant to the Act and Regulations, prepared a Consolidated Plan for community development, including a strategic plan for meeting its housing and community development needs, and an annual action plan describing the activities that the City proposes to undertake with CDBG funds; and

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

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

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



DATE: APRIL 2, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 77 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

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

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

WHEREAS, the City of Massillon proposes to apply for such a grant for Fiscal Year 2001 and has, in that connection and as required by and pursuant to the Act and Regulations, prepared a Consolidated Plan for community development, including a strategic plan for meeting its housing and community development needs, and an annual action plan describing the activities that the City proposes to undertake with CDBG funds; and

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

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

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

Section 1:

This Council hereby finds and determines that the Consolidated Plan and Annual Action Plan properly and adequately identifies the City's housing and community development needs and objectives; and that the programs and activities to be undertaken by the City with CDBG funds as provided for under the Act for the 2001 Program Year have been designed so as to give maximum feasible priority to activities which will benefit low and moderate income households or aid in the prevention or elimination of slums and blight, so as to achieve the national objectives of the CDBG program which are to develop viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for low and moderate income persons; and for these reasons, this Council approves said Plan.

Section 2:

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

Section 3:

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

Section 4:

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

Section 5:

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

Section 6:

That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the further reason that the immediate approval and filing of the application is necessary to enable the City to qualify for its CDBG Grant for the FY 2001 Program Year and thus enable it to carry out its Community Development Program. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force form and after the earliest period allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2001

APPROVED: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR



### Massillon FY 2001 Community Development Action Plan

The City of Massillon is proposing to undertake the following housing and community activities under the Action Plan that has been developed for the FY 2001 CDBG Program Year, which will begin July 1, 2001 and run through June 30, 2002:

Massillon FY 2001 CDBG Entitlement	\$956,000
Re-Allocated CDBG Funds from Prior Years	24,000
Estimated Annual Program Income	195,000
Massillon FY 2001 CDBG Budget	<u>\$1,175,000</u>

#### **FY 2001 Community Development Program Budget**

	<b>Budget Amount</b>
<b>Housing Activities</b>	
City Housing Rehabilitation Program	\$220,000
Neighborhood Housing Services of Massillon Housing Program	90,000
Walnut Hills Residents Association Housing Program	30,000
Habitat for Humanity Housing Program	25,000
Family Living Center Improvements	5,000
City Homeownership Program	1,000
<b>Neighborhood Facilities &amp; Improvements</b>	
Target Area Neighborhood Street Improvements	70,000
Joe Sparma Center/Youth Center Kitchen Renovation	30,000
<b>Central Business District Improvements</b>	
Massillon Main Street Downtown Improvement Program	75,000
Lions Lincoln Theater Facade Renovation	25,000
<b>Clearance Activities</b>	
City Demolition Program	45,000
<b>Public Service Activities</b>	
City Youth Center Program	60,000
Elderly Homemaker Program - Westark Family Services	20,000
Housing Counseling Program - Massillon Urban League	15,000
Western Stark Medical Clinic	12,000
Family Living Center Homeless Shelter - Catholic Community Services	10,000
Domestic Violence Shelter	9,000
YWCA Child Development Center	5,000
Massillon Commission to Advance Literacy Adult Literacy Training Program	5,000
Interfaith Caregivers Program	5,000
Drug Abuse Task Force Community Awareness Program	4,000
Teen Pregnancy Prevention - Massillon Urban League	4,000
Community Hospice Program	1,000
<b>Section 108 Loan Program</b>	
Canal View Center Loan Repayment	213,000
<b>Planning &amp; Administration Activities</b>	
Planning and Program Administration	163,000
City Fair Housing Program	33,000
<b>FY 2001 CDBG PROGRAM BUDGET</b>	<b>\$1,175,000</b>

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*Passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 78 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat and dedication of various streets for Kaylynn Estates in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

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

Section 1:

The Final Plat for Kaylynn Estates in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted and that the dedication to public use of a cul-de-sac extension of Kaylynn Street S.E. be, and the same is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held February 14th, 2001. The description of Kaylynn Estates is as follows:

Being Known as Part of Out Lot 324, a 1.655 acres located on the north end of Kaylynn Street S.E. This plat creates a total of 5 lots zoned R-T Two Family Residential, as well as the dedication of a cul-de-sac extension of Kaylynn Street S.E.

Section 2:

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

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2001

ATTEST: \_\_\_\_\_

MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR





DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 79 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat and dedication of various streets for University Village No. 6 in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

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

Section 1:

The Final Plat for University Village No. 6 in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted and that the dedication to public use of Urbana Avenue S.E., Bowling Green Drive S.E. and Wilmington Avenue S.E. be, and the same is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held March 14th, 2001. The description of University Village No. 6 is as follows:

Being Known as Part of Out Lot 557, 17.154 acres located on the west side of Richville Drive S.E., north of Nave Street S.E. This plat creates a total of 39 lots zoned R-1 Single Family Residential, as well as the dedication of Urbana Avenue S.E., Bowling Green Drive S.E. and Wilmington Avenue S.E.

Section 2:

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

O.L. 708.  
BONKS PROPERTIES INC.  
RI No. 97049236  
30.89 AC.

RECORD PLAT  
UNIVERSITY VILLAGE PHASE 6  
LOCATED IN PART OF O.L. 557 IN THE CITY OF MASSILLON  
STARK COUNTY, OHIO

JANUARY 2001

— OWNER/DEVELOPER —  
P.R.M.D.C. LTD., A LIMITED PARTNERSHIP  
C/O FRED TOBIN  
7694 STRAUSSER ST. N.W.  
NORTH CANTON, OHIO 44720  
PHONE 330-497-9744

AREA IN ROADWAY 2.133 Ac.  
AREA IN LOTS 15.021 Ac.  
TOTAL AREA 17.154 Ac.

TOTAL NUMBER OF LOTS — 39

ETHEL WHEELER  
DV 4210 PG 703  
0.746 AC.

DAVID RAPOVY  
0.80 AC.

J. & R. BRAID  
D.V. 3753 PG. 9  
1.67 AC.

P.R.M.D.C. LTD.  
O.L. 557  
R.I. No. 97068027  
(109.17 AC.)

P.R.M.D.C. LTD.  
O.L. 766  
R.I. No. 99002244  
(23.50 AC.)

N.W. QTR.  
SEC. 22

R. SHINE  
OR 773 PG 608  
11.273 AC.

STARK COUNT  
JOINT VOCATIONA  
DV 3865 P  
82.15 A

LOTS 1 - 58 P. 60 pg. 105

CYPRUS DRIVE S.E. - 50'

N85°45'W 652.08'

S02°15'00"W  
415.14'

UNIVERSITY VILLAGE  
PHASE 4  
P.B. ?  
PAGES ?

UNIVERSITY VILLAGE  
PHASE 2  
P.B. 85  
PAGES 144-145

UNIVERSITY VILLAGE  
PHASE 1  
P.B. 65  
PAGES 21-22

UNIVERSITY VILLAGE  
PHASE 6

UNIVERSITY VILLAGE  
PHASE 3  
P.B. 68  
PAGES 107-108

UNIVERSITY VILLAGE  
PHASE 5  
P.B.  
PAGES

N85°00'00"W 2024.88'

CORPORATION LINE  
S.E. QTR.  
SEC. 21  
PERRY TWP.

N87°19'30"W

S.W. QTR.  
SEC. 22  
PERRY TWP.

O.L. 738  
R. LOCKHART  
ELOPMENT CO.  
No. 98000121  
12.10 AC.

UNIVERSITY DRIVE

O.L. 737  
ASHLAND UNIVERSITY  
RI No. 97029999  
39.90 AC.

CORPORATION LINE

G.L. DAWSON  
DV 3823 PG 133  
9.927 AC.



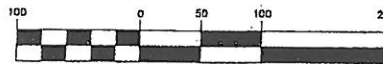
UNIVERSITY DRIVE S.E. - 50'

449.20' S87°15'44"E



P.R.M.D.C., LTD.  
O.L. 557  
R.I. No. 97068027  
(109.17 Ac.)

GRAPHIC SCALE



( IN FEET )  
1 inch = 100 ft

65

15

14

13

12

DETENTION  
BASIN  
RESERVATION

210

N87°21'41"W

WILMINGTON AVENUE S.E. - 50'

9

10

8

7

6

160

161

162

163

164

165

166

167

168

169

170

UNIVERSITY VILLAGE No. 5  
LOTS  
P.B., PG.

MALONE AVENUE S.E. - 50'

DRIVE S.E. - 50'

OHIO STATE DRIVE S.E. - 60'

180.00'

S87°21'41"E

130.00'

202

N87°21'41"W

65.00'

130.00'

201

N87°21'41"W

65.00'

130.00'

200

N87°21'41"W

65.00'

130.00'

199

N87°21'41"W

65.00'

130.00'

198

N87°21'41"W

65.00'

130.00'

197

N87°21'41"W

65.00'

130.00'

196

N87°21'41"E

154.06'

195

S02°38'19"W

135.00'

194

S02°38'19"W

135.00'

193

S02°38'19"W

135.00'

192

S02°38'19"W

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127

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70.00'

126

S02°38'19"E

70.00'

125

S02°38'19"E

DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

*1st reading  
2nd reading 4/16/01*

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 80 - 2001

*passed 5/7/01*

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 Robert Sanderson, Agent for the petitioners; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Stark County on December 20, 2000; and

WHEREAS, the Board of County Commissioners on January 30, 2001, 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 February 1, 2001; 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 or 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 1:

The application of Robert Sanderson 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 16 and the Northwest Quarter of Section 15, Township 10, (Perry), Range 9, and more fully bounded and described as follows:

Beginning at the Southeast corner of the Northeast Quarter Section 16, Perry Township, said corner also being the intersection of Southway Street S.W. and Jackson Avenue S.W.;

Thence N83°20'42"W, a distance of 15.00 feet to a point, said point being on the centerline of Southway Street S.W. and on the westerly right-of-way line of Jackson Avenue S.W.;

Thence N06°33'12"E, along the westerly right-of-way line of Jackson Ave. SW, said right of way line also being the current corporation line of the City of Massillon, a distance of 2540.86 feet to a point;

Thence S84°55'38"E, along said Corporation line a distance of 15.00 feet to a point, said point being on the centerline of Jackson Avenue SW and on the West line of Section 15, Perry Township;

Thence S06°33'12"W, along said centerline and section line a distance of 130.93 feet to a point; said point being the northwest corner of a 30.423 acre tract of land now or formerly owned by Schalmo Properties Inc.;

Thence S84°50'45"E a distance of 947.12 feet to a point, said point being on the Northeast corner of said 30.423 acre tract;

Thence S05°39'30"W a distance of 1594.85 feet to a point; (crossing over an iron pin at a distance of 1509.41 feet; said pin being the Southeast corner of said 30.423 acre tract) said point on the South property line of the Norfolk Southern Railroad (formerly the Pittsburgh, Fort Wayne and Chicago Railroad);

Thence along said Railroad property the following courses:

N68°08'39"W a distance of 176.98 feet to a point;

A curve to the left through a central angle of 03°49'44", an arc distance of 379.63 feet a chord bearing of N70°03'31"W a chord distance of 379.56 feet to a point, said point being at the Northeast corner of a 8.968 acre tract of land now or formerly owned by Leann Inc.;

Thence along said 8.968 acre tract the following courses:

S06°33'12"W a distance of 794.17 feet to a point;

N83°20'42"W a distance of 250.00 feet to a point;



S06°33'12"W a distance of 180.00 feet to a point; said point being in the centerline of Southway St. S.W. and on the south line of the Northwest Quarter of Section 15, Perry Township;

Thence N83°20'42"W along said centerline and section line, a distance of 181.80 feet to the Southwest corner of the Northwest Quarter Section 15, and the true place of beginning for the tract of land herein described.

Said tract of land to be annexed contains 42.154 acres of land, more or less, of which 41.279 acres are in the Northwest Quarter Section 15 Perry Township, and 0.875 acres are in the Northeast Quarter Section 16 Perry Township.

Section 2:

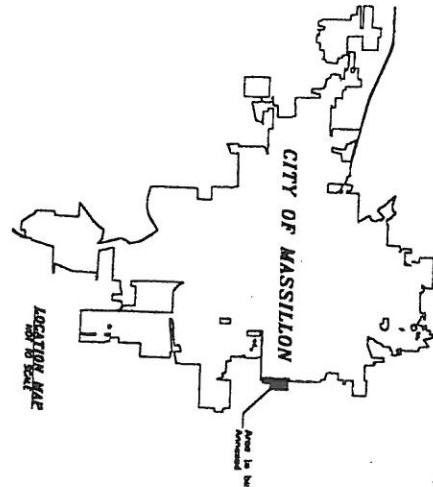
The City Council Clerk be and is hereby directed to file certified copies of said annexation containing the petition, map accompanying the petition, a transcript of the proceedings of the County Commissioners, and this Ordinance, with the Stark County Recorder and the Secretary of State.

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.



**STARK COUNTY COMMISSIONER**

DATE: APRIL 2, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 81 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Gibson-Stewart Co. to purchase a Wheel Loader, without competitive bidding, through pricing based on State of Ohio MAC-29 contract 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 Gibson-Stewart Co. to purchase a Wheel Loader, without competitive bidding, through pricing based on State of Ohio MAC-29 contract and approved by the Board of Control.

The cost of said contract shall not exceed Seventy-Seven Thousand Eight Hundred Eighty-Six Dollars and Twenty-Five Cents (\$77,886.25)

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to enter into a contract with Gibson-Stewart Co. to purchase a Wheel Loader, without competitive bidding, through pricing based on State of Ohio MAC-29 contract 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.



DATE: APRIL 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*Passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 82 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund and Lincoln Center III Fund of the City of Massillon, Ohio, 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 Capital Improvement Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, the following:

\$139,770.00 to an account entitled "Street Sweeper" 1401.435.2530  
\$ 77,886.25 to an account entitled "Wheel Loader" 1401.435.2531 .

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Lincoln Center III Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, the following:

\$ 63,122.00 to an account entitled "Transfer To" 1425.905.2710

Section 3:

This Ordinance is hereby declared to be an emergency measure, for the reason that said appropriation is needed for the resurfacing of streets in 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: \_\_\_\_\_  
MARYANN COYNE, ACTING  
CLERK OF COUNCIL

\_\_\_\_\_  
DENNIS D. HARWIG, PRESIDENT

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR