

Steve Hamit

AGENDA

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

THERE ARE THREE PUBLIC HEARINGS THIS EVENING
RESOLUTION NO. 17 - 2001 6:45 P.M.
ORDINANCE NO. 126 - 2001 7:00 P.M.
ORDINANCE NO. 127 - 2001 7:15 P.M.

- 1. ROLL CALL**
- 2. INVOCATION - COUNCILMAN GLORIA AUTREY (OR GUEST)**
- 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. 147 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE repealing Ordinance No. 261 - 1996 and enacting a new ordinance to modify the existing plat for Nova East Industrial Park Plan, by revising the green space and building set-back lines along the interior lot lines within the Industrial Park lines of Nova East, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 148- 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE accepting the Final Plat of the University Village No. 7 in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 149 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from I-1 Light Industrial to O-1 Office, and declaring an emergency.

ORDINANCE NO. 150 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the Mayor to enter into an agreement with Crown Cork & Seal Company, 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. 151 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the Mayor to enter into an agreement with the Perry Local School District Board of Education and Crown Cork & Seal Company, whereby authorizing general compensation to the School District resulting from the Enterprise Zone Agreement for the Crown Cork & Seal Company Project, and declaring an emergency

ORDINANCE NO. 152 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the Mayor to enter into an agreement with Cloverleaf Cold Storage Company, providing for the adoption of a project which will establish a cold storage warehouse facility within the City of Massillon Enterprise Zone, and declaring an emergency.

ORDINANCE NO. 153 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the Mayor to enter into an agreement with the Perry Local School District Board of Education and Cloverleaf Cold Storage Company, whereby authorizing general compensation to the School District resulting from the Enterprise Zone Agreement for the Cloverleaf Cold Storage Company Project, and declaring an emergency.

ORDINANCE NO. 154 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of Legion Place S.E., and declaring an emergency.

ORDINANCE NO. 155 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of a certain public alley, and declaring an emergency.

ORDINANCE NO. 156 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of Sheffield Avenue N.E., and declaring an emergency.

ORDINANCE NO. 157 - 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 resurfacing and striping of the Reservoir Tennis Courts, and declaring an emergency.

ORDINANCE NO. 158 - 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 Walnut Hills Improvement Project of new basketball courts and a walking path, and declaring an emergency.

ORDINANCE NO. 159 - 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 fencing and fill project for OECC Towpath Trail, and declaring an emergency.

ORDINANCE NO. 160 - 2001 BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Auditor to pay a certain bills as a moral obligation to Best Sand Corporation for bunker sand delivered to The Legends of Massillon Golf Course, which was remitted under the State pricing bid list, and declaring an emergency.

ORDINANCE NO. 161 - 2001 BY: FINANCE COMMITTEE

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

RESOLUTION NO. 15- 2001 BY: FINANCE COMMITTEE

A RESOLUTION designating public depositories for the deposits of public monies, and declaring an emergency.

RESOLUTION NO. 16 - 2001 BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

A RESOLUTION objecting to the proposed telephone rules being considered by the Public Utilities Commission of Ohio (PUCO), and declaring an emergency.

RESOLUTION NO. 17 - 2001 BY: FINANCE COMMITTEE

A RESOLUTION accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor

- 7. UNFINISHED BUSINESS**
- 8. PETITIONS AND GENERAL COMMUNICATIONS**
- 9. BILLS, ACCOUNTS AND CLAIMS**
- 10. REPORTS FROM CITY OFFICIALS**

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR JUNE - 2001**
- B). AUDITOR SUBMITS MONTHLY REPORT FOR JUNE - 2001**

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

ORDINANCE NO. 111 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE accepting the Final Plat for Country View Estates No. 5., in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

JULY 2, 2001

ORDINANCE NO. 126 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from A-1 Agricultural to R-2 One Family Residential

ORDINANCE NO. 127 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from A-1 Agricultural to R-1 One Family Residential.

14. THIRD READING ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 14 - 2001 BY COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE declaring the intention of the City of Massillon, Ohio to appropriate property within the corporate limits pursuant to the authority in CHAPTER 719 of the Ohio Revised Code, and declaring the necessity to acquire property for the purpose of redevelopment.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 138-2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Raynell Heights Area Annexation, upon annexation, 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: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 147 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE repealing Ordinance No. 261 - 1996 and enacting a new ordinance to modify the existing plat for Nova East Industrial Park Plan, by revising the green space and building set-back lines along the interior lot lines within the Industrial Park lines of Nova East, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring emergency.

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

Section 1:

A new ordinance be established that would modify the existing plat for Nova East Industrial Park, revising the green space and building set-back along the interior lot lines within the Industrial Park lines of Nova East, City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer. This change was approved by the Planning Commission at a meeting held June 13, 2001. The description of the property and modifications is described as follows:

Being Known as Part of Out Lot 767, a 120.88 acre parcel located on the east side of Richville Drive SE, north of Nave Street. The request is to modify the existing plat for Nova East Industrial Park, revising the green space and building set-back lines along the interior lot lines within the industrial park, leaving unchanged the green space and building set-back lines along the exterior lot lines of Nova East.

Section 2:

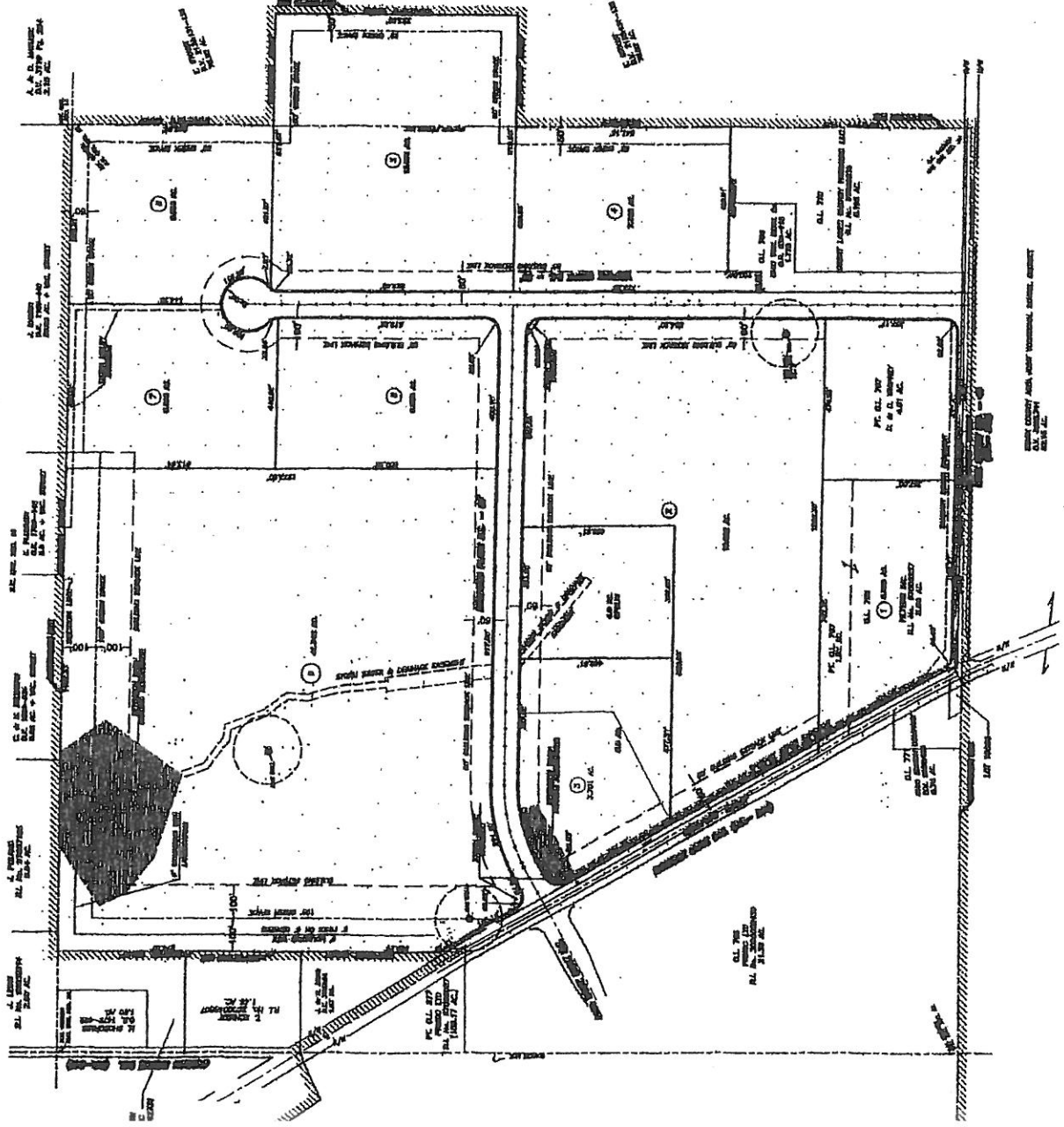
This Ordinance is declared to be an emergency measure for the reason that said plat is urgently needed for the development of this area and for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Provided it receives the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

PASSED IN COUNCIL THIS _____ DAY OF _____ 2000

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

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

Nova East Industrial Park
Green Space and Building Set-Back Plat



DATE: July 2, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 148 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat of the University Village #7 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. 7 in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted. This plat was approved by the Planning Commission at a meeting held June 13, 2001. The description of University Village No. 7 is as follows:

Being Known as Part of Out Lot 557, and Part of Out Lot 766, a total area of 19.5720 acres, located on the west side of Richville Drive S.E., This plat creates a total of 3 lots. Lot 211 is presently zoned RM-1 Multiple Family Residential, Lot 212 is presently zoned B-1 Local Business and Lot 213 is presently zoned R-3 Single Family Residential.

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

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

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

LOCATED IN PART OF CIL 557 AND PART OF CIL 788 IN THE CITY OF MASSILLON,
STARK COUNTY, OHIO.

MAY 2001

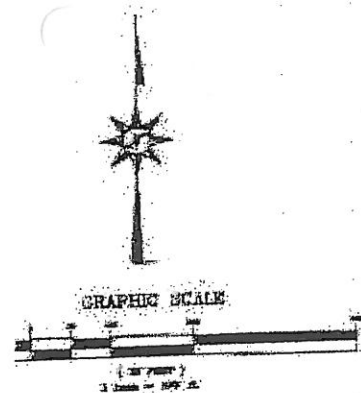
- OWNER/DEVELOPER -
P.R.M.D.C. LTD. A LIMITED PARTNERSHIP
C/C FRED TOBIN
604 STRAUSSER ST. NW.
NORTH CANTON, OHIO 44720
PHONE 330-487-0744

NOTES

1. IRON PILES TO BE SET AT ALL CURVE POINTS.
2. ALL LOTS TO HAVE SLOPES OF
3. DETENTION BASIN RESTORING THE SHALLOO AREA REPRESENTING RESTORING WATER OUTFLOW. THE RESTRICTED ARE UPON HORN SHALL GRADING BE ABANDONED AS THE DETENTION BASIN IS ABANDONED RESPONSIBLE FOR THE DETENTION BASIN AND ITS MAINTENANCE.

LOT NUMBER	CITY LOT OR OUTLOT NUMBER	AREA (ACRES)
511		9.7483
512		8.5574
513		1.2613
TOTAL		19.5670

NUMBER	LENGTH	TIME	DETAILED
1	190.17	5730.04	51.45
2	187.98	5500.04	51.41
3	47.31	50.00	57.21
4	59.59	200.00	54.25
5	29.10	300.00	54.20
6	50.17	670.00	47.67
7	171.10	300.00	55.20
8	38.04	25.00	50.14



DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

Ind meeting 7/10/01
passed 8/4/01
LEGISLATIVE DEPARTMENT

COUNCIL CHAMBERS

ORDINANCE NO. 149 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning certain tracts of land from I-1 Light Industrial to O-1 Office, and declaring an emergency.

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

Section 1:

It is hereby determined to be in the best interest and promotion of the general health, safety and convenience, comfort, prosperity and welfare of the community to change the designation of the area set forth in Section 2 hereof from I-1 Light Industrial to O-1 Office. Said rezoning was approved by the Planning Commission of the City of Massillon, Ohio, on June 13, 2001 and that notice and public hearing has been given according to law.

Section 2:

The City of Massillon, Ohio, Zone Map as identified by Section 1151.02 of the Massillon Code of 1985, be and is hereby amended to show the following described area as O-1 Office.

Being known as Part of Out Lot 767, a 2.624 acre parcel locted on the east side of Richville Drive S.E. across from the entrance to University Village (total parcel size is 6.325 acres in size, 3.701 acres of which is already zoned O-1) This request has been submitted by The Beaver Excavating Company to be used for a church.

Section 3:

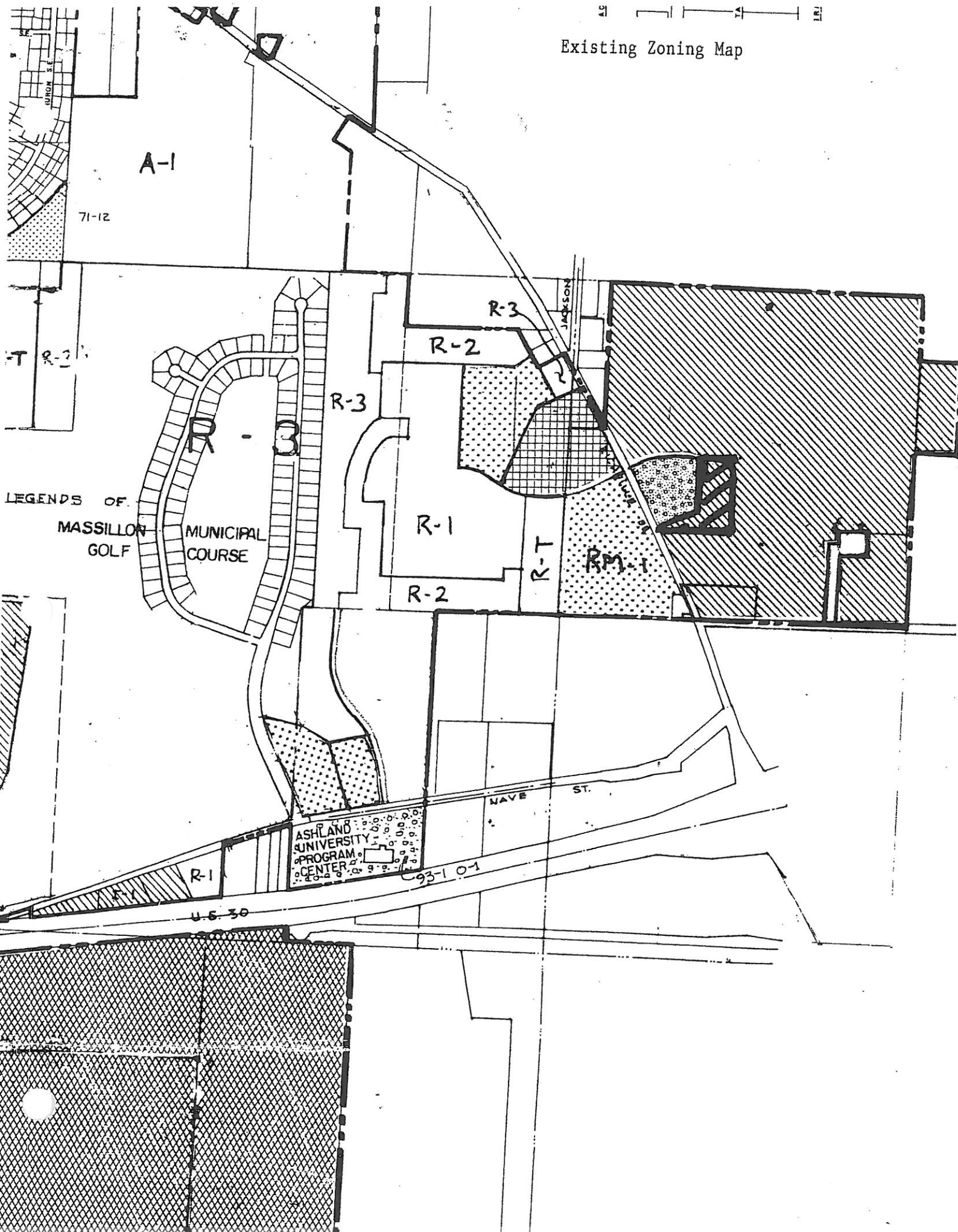
That this ordinance is declared to be an emergency measure in that the use herein provided for is essential to the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community and that this property would best be served to be designated O-1 Office. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

Existing Zoning Map



DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 150 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into an agreement with Crown Cork & Seal Company, 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, Crown Cork & Seal Company is proposing to improve its facility at 700 16th Street, within the Massillon Enterprise Zone, through the addition of two new manufacturing lines, at a total investment of Eight Million Four Hundred Thirty-Two Thousands and Thirty-Five Dollars.(\$8,432,035.00), (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 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 Crown Cork & Seal Company with the incentives available for development of the Project in said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, Crown Cork & Seal Company 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 Crown Cork & Seal Company 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 Perry School District and the Perry 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:

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 Crown Cork & Seal Company providing for the adoption of a project which will improve their facility and reserve 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 Crown Cork & Seal Company 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: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 151 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into an agreement with the Perry Local School District Board of Education and Crown Cork & Seal Company, whereby authorizing general compensation to the School District resulting from the Enterprise Zone Agreement for the Crown Cork & Seal Company Project, and declaring an emergency.

WHEREAS, Crown Cork & Seal Company, have requested a tax abatement on real and personal property from the City of Massillon (hereinafter the "City"); and

WHEREAS, the Ohio Enterprise Zone Program, pursuant to ORC Sections 5709.61 through 5709.60 authorizes municipalities to grant real and/or personal property tax exemptions on eligible new investments; and

WHEREAS, the City provided the School Board with notice of its intent to grant an enterprise zone tax abatement in the amount of 75% for ten years; and

WHEREAS, representatives of Crown Cork & Seal Company, met with the Superintendent and/or his designees to discuss the impact of the project, requested further tax incentives from the Massillon School District (hereinafter "District") and agreed to make certain annual payments to compensate the District for tax revenues foregone as a result of the abatement and in consideration of the District agreeing to a 100% abatement; and

WHEREAS, the proposed payments from Crown Cork & Seal Company, will compensate the District in an amount estimated and agreed upon by the parties as a result of the abatement.

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 Massillon School District Board of Education, and Crown Cork & Seal Company, whereby authorizing general compensation to the school district resulting from the Enterprise Zone Agreement for the Crown Cork & Seal Company Project.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized to enter into an agreement with the Perry Local School District Board of Education and Crown Cork & Seal Company, whereby authorizing general compensation to the school district resulting from the Enterprise Zone Agreement for the Crown Cork & Seal Company Project.

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 an agreement between the above named parties must be in place prior to the effective date of the tax abatement. 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: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 152 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Mayor of the City of Massillon to enter into an agreement with Cloverleaf Cold Storage Company for the adoption of a project which will establish a cold storage warehouse facility 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, Cloverleaf Cold Storage Company is hereby proposing to build a new facility on a 22 acre parcel on Southway Avenue, and construct a new 140,000. square foot cold storage warehouse facility, within the Massillon Enterprise Zone, and is proposing to establish a facility to relocate its manufacturing operations, at a total combined investment of Four Million One Hundred Thousand Dollars (\$4,100,000.00), (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 Cloverleaf Cold Storage Company. with the incentives available for development of the Project in said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, Cloverleaf Cold Storage Company have 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 the Cloverleaf Cold Storage Company. 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 Perry School District and the Perry Board of Education has been notified in accordance with Section 5709.83 and has 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:

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 Cloverleaf Cold Storage Company providing for the adoption of a project which will establish a facility and preserve employment opportunities within the City of Massillon Enterprise Zone.

Section 3:

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 the Cloverleaf Cold Storage Company, 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: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 153 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into an agreement with the Perry School District Board of Education and Cloverleaf Cold Storage Company authorizing general compensation to the school district resulting from the Enterprise Zone Agreement for the Cloverleaf Cold Storage Company Project, and declaring an emergency.

WHEREAS, Cloverleaf Cold Storage Company has requested a tax abatement on real and personal property from the City of Massillon (hereinafter the "City"); and

WHEREAS, the Ohio Enterprise Zone Program, pursuant to ORC Sections 5709.61 through 5709.69 authorizes municipalities to grant real and/or personal property tax exemptions on eligible new investments; and

WHEREAS, the City provided the School Board with notice of its intent to grant an enterprise zone tax abatement in the amount of 75% for ten years; and

WHEREAS, representatives of Cloverleaf Cold Storage Company met with the Superintendent and/or his designees to discuss the impact of the project, requested further tax incentives from the Perry City School District (hereinafter "District") and agreed to make certain annual payments to compensate the District for tax revenues foregone as a result of the abatement and in consideration of the District agreeing to a 100% abatement; and

WHEREAS, the proposed payments from Cloverleaf Cold Storage Company will compensate the District in an amount estimated and agreed upon by the parties as a result of the abatement.

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 Perry School District Board of Education and Cloverleaf Cold Storage Company authorizing general compensation to the school district resulting from the Enterprise Zone Agreement for the Cloverleaf Cold Storage Company Project.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized to enter into an agreement with the Perry School District Board of Education and Cloverleaf Cold Storage Company authorizing general compensation to the school district resulting from the Enterprise Zone Agreement for the Cloverleaf Cold Storage Company

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 an agreement between the above must be in place prior to the effective date of the tax abatement.

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: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st reading
2nd reading - 7/2/01
passed 8/4/01
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 154 - 2001

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE vacating a portion of Legion Place S.E., and declaring an emergency.

WHEREAS, there has been filed with this Council by the owners of all of the lots and lands bounding and abutting upon the street hereinafter described, a petition requesting that a portion thereafter described be vacated, and

WHEREAS, upon hearing, this Council hereby finds that there is good cause for such vacation and that it will not be detrimental to the general interest of this community and that such vacation should be made.

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

Section 1:

There has been a request to vacate a portion of Legion Place S.E., lying between Lincoln Way East and Wellman Avenue S.E. and running in a north/south direction between 4th and 5th Streets S.E. The request is to vacate that portion from Lincoln Way East south approximately 230 feet to an unnamed 20 foot wide alley. Approval of the vacation was recommended by the City Planning Commission on June 13th, 2001. Said vacation is hereby approved, adopted and confirmed.

Section 2:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community and for the continued efficient operation of the City of Massillon, Ohio, and that the portion of the street to be vacated is no longer needed for municipal purposes. 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

Street / Alley Request - American Legion Club



DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st Reading
2nd Reading 7/10/01
Passed 5/01
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 155 - 2001

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE vacating a portion of a certain public alley, and declaring an emergency.

WHEREAS, there has been filed with this Council by the owners of all of the lots and lands bounding and abutting upon the alley hereinafter described, a petition requesting that a portion thereafter described be vacated, and

WHEREAS, upon hearing, the Council hereby find that there is good cause for such vacation and that it will not be detrimental to the general interest of this community and that such vacation should be made.

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

Section 1:

A request to vacate a 20 foot wide alley lying between 4th and 5th Streets S.E. and running in an east/west direction between Lincoln Way East and Wellman Avenue S.E. The request is to vacate that portion approximately 93.38 feet east of 4th Street SE to 5th Street S.E. City Engineer's Office and was approved by the City Planning Commission on June 13th, 2001. The said vacation is hereby approved, adopted and confirmed.

Section 2:

That this Ordinance is 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 the alley is no longer needed for a municipal purpose. 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 _____ 1999

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

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

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

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

ORDINANCE NO. 156 - 2001

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE vacating a portion of Sheffield Avenue N.E., and declaring an emergency.

WHEREAS, there has been filed with this Council by the owners of all of the lots and lands bounding and abutting upon the street hereinafter described, a petition requesting that a portion thereafter described be vacated, and

WHEREAS, upon hearing, this Council hereby finds that there is good cause for such vacation and that it will not be detrimental to the general interest of this community and that such vacation should be made.

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

Section 1:

There has been a request to vacate a portion of Sheffield Avenue N.E. measuring approximately 9.97 feet by 103.64 feet north of the property known as Part of Lot 800, 103.64 x 57 WMP and located on the southwest corner of Sheffield Avenue N.E. and Roosevelt Street N.E. Approval of the vacation was recommended by the City Planning Commission on June 13th, 2001. Said vacation is hereby approved, adopted and confirmed.

Section 2:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community and for the continued efficient operation of the City of Massillon, Ohio, and that the portion of the street to be vacated is no longer needed for municipal purposes. 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

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54

3A/5



ST: 45' ROOSEVELT NE

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4TH ST.

KORMAN

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| 7010 | 15.9 | 7011 | 15.9 | 69 |

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 157 - 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 resurfacing and striping of the Reservoir Tennis Courts, 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 resurfacing and striping of the Reservoir Tennis Courts.

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 resurfacing and striping of the Reservoir Tennis Courts.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary for the more efficient operation of the Park and Recreation Department 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

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

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

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 158 - 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 Walnut Hills Improvement Project of new basketball courts and a walking path, and declaring en 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 Walnut Hills Improvement Project of new basketball courts and a walking path.

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 Walnut Hills Improvement Project of new basketball courts and a walking path.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary for the more efficient operation of the Park and Recreation Department 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

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

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

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 159 - 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 fencing and fill project for the OECC Towpath Trail, 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 fencing and fill project for the OECC Towpath Trail.

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 fencing and fill project for the OECC Towpath Trail.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary for the more efficient of the Park and Recreation Department 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

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED:

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

2nd Reading - 7/16/01
Passed 5/4/01 to 5/12/01
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 160 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay several bills as a moral obligation from Best Sand Corporation for bunker sand delivered to The Legends of Massillon Golf Course, which were remitted under the State pricing bid list, 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 several bills as a moral obligation to the Best Sand Corporation for bunker sand delivered to The Legends of Massillon Golf Course, which were remitted under the State pricing bid list.

Section 2:

The total cost of these bills shall not exceed Forty Thousand Four Hundred Fifty-Nine Dollars and Sixty-Seven Cents (\$40,459.67)

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 these moral obligation bills to Best Sand Corporation for the bunker sand delivered to The Legends of Massillon Golf Course, 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: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 161 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Park and Rec 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 Park and Rec Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, the following:

\$20,000.00 to an account entitled "Park and Recreation Refunds" 1234.505.2720

Section 2:

This Ordinance is hereby declared to be an emergency measure, for the reason that said appropriation is needed to make the refund payments of the city's Income Tax, 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 THIS _____ DAY OF _____ 2001

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

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

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 15 - 1999

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION designating public depositories for the deposits of public monies, and declaring an emergency.

WHEREAS, the Council of the City of Massillon, Ohio, finds that the notice for applications for deposit of City monies was duly published as required by law and the hour heretofore named having arrived the Council proceeded, in open session, to consider said written application: and

WHEREAS, it is estimated the probable amount of active deposits to be deposited during the period of designation shall be an average of Two Million Dollars per month, and the probable maximum amount to be so deposited at any time, during such period shall be an average of Two Hundred Thousand Dollars per month, and

WHEREAS, written applications have been received as follows:

FOR ACTIVE DEPOSITS

| <u>Name of Bank</u> | <u>AMOUNT</u> |
|--------------------------------|---------------|
| First Merit | ALL |
| Key Bank | ALL |
| Bank One | ALL |
| United Bank | ALL |
| Savings Bank and Trust Company | ALL |
| Fifth Third Bank | ALL |
| National City Bank | |

FOR INTERIM/INACTIVE DEPOSITS

| <u>Name of Bank</u> | <u>AMOUNT</u> |
|--------------------------------|---------------|
| First Merit | ALL |
| Key Bank | ALL |
| Bank One | ALL |
| United Bank | ALL |
| Savings Bank and Trust Company | ALL |
| Fifth Third | ALL |
| National City Bank | ALL |

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

Section 1:

The Council of the City of Massillon finds that seven banking institutions have applied for ACTIVE DEPOSITS and seven for INTERIM/INACTIVE deposits, and that the securities tendered are proper. Now, therefore, be it resolved that the deposit of monies for the City of Massillon, Ohio, be awarded to the said banks in accordance with the provisions of the Ohio Revised Code No. 135.08 and No. 135.09

ACTIVE DEPOSITS:

First Merit-Citizens National has been designated as the public depository for ACTIVE deposits for said monies for the City for a period of five (5) years. Said Institution must have a Depository Agreement that is satisfactory to the City of Massillon, along with a signed copy of Massillon's Investment Policy.

INTERIM/INACTIVE DEPOSITS:

All bids were accepted as INTERIM/INACTIVE depositories, including Star Ohio. Monies may be distributed for deposit in the institutions as deemed favorable to the City of Massillon with compliance to Massillon's Investment Policy. These shall also become depositories for said monies for the City for a period of five (5) years. All institutions must have a Depository Agreement that is satisfactory to the City of Massillon, along with a signed copy of Massillon's Investment Policy.

Section 2:

This Resolution is hereby declared to be an emergency measure, immediately necessary for the preservation of the health, safety and welfare of the community, and for the further reason that pursuant to Ohio Law it is necessary to enter into a depository contract in the manners hereinbefore provided in order to safeguard the deposit of public funds.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO.16 - 2001

BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

A RESOLUTION objecting to the proposed telephone rules being considered by the Public Utilities Commission of Ohio (PUCO), and declaring an emergency.

WHEREAS, the PUCO is currently considering proposed changes to the rules of telephone usage;

WHEREAS, the proposed rules would allow many features of telephone services to increase in price without limit;

WHEREAS, under the proposed rules, the consumer may not be aware of the price increases until their bill is received;

WHEREAS, the PUCO has the responsibility to act in the public interest and it is imperative that the Council of the City of Massillon expresses its objection to the proposed rules;

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

Section 1:

The Council of the City of Massillon hereby objects to the proposed telephone rules that will allow local telephone companies to increase charges without limit and without any review of the telephone company's operations.

Section 2:

The Public Utilities Commission of Ohio (PUCO) is hereby requested to act in the best interest of the public in regards to the proposed rules and do what is best for the consumers of Ohio.

Section 3:

The Clerk of Council is hereby requested to send a copy of this Resolution to the PUCO and the City of Massillon's State Representative and State Senator.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: July 2, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO.17 - 2001

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.

(SEE ATTACHED PAGES)

PASSED THIS _____ DAY OF _____, 2001

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR