

AGENDA

DATE: OCTOBER 15, 2001

PLACE: COUNCIL CHAMBERS

TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION BY COUNCILMAN LOUDIANA (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. 233 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Boc
f **AN ORDINANCE** authorizing and directing the Director of Public Services and Safety of the City of Massillon, Ohio, to enter into a contract agreement with Neighborhood Housing Services (NHS) of Massillon to assist lower income households in becoming homeowners in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 234 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Boc
f **AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio to enter into a contract agreement with the Lions Club of Massillon to assist in facade renovation and restoration at the Lincoln Theater in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 235 - 2001 BY: FINANCE COMMITTEE

f **AN ORDINANCE** amending Ordinance No. 143 - 1976 by repealing Section 13 - "ALLOCATION OF FUNDS - INCOME TAX" and enacting a new Section 13 "ALLOCATION OF FUNDS - INCOME TAX" and repealing Ordinance No. 228 - 1996, and declaring an emergency.

ORDINANCE NO. 236 - 2001 BY: FINANCE COMMITTEE

f **AN ORDINANCE** reducing appropriations in the Street M & R Fund, Legends Golf Course Fund, State Patrol Transfer Fund, and State HWY M & R Fund, for the year ending December 31, 2001, and declaring an emergency.

ORDINANCE NO. 237 - 2001 BY: FINANCE COMMITTEE

f **AN ORDINANCE** making certain transfers in the 2001 appropriation from within the General Fund of the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 238 - 2001 BY: FINANCE COMMITTEE

f **AN ORDINANCE** making certain appropriations from the unappropriated balance of the Employee Insurance Fund, Community Development Block Grant Program Fund, Home Fund, General Fund, and Park and Rec Fund for the year ending December 31, 2001, and declaring an emergency.

OCTOBER 15, 2001

ORDINANCE NO. 239 - 2001 BY: FINANCE COMMITTEE

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

ORDINANCE NO. 240 - 2001 BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Mayor to accept a Federal Law enforcement Block Grant that will allow the City of Massillon to update the technology for the Massillon Police Department, and declaring an emergency.

RESOLUTION NO. 26 - 2001 BY: COMMITTEE OF THE WHOLE

A RESOLUTION strongly opposing Senate Bill 114 and urging the defeat of said Bill by both houses of the Ohio Legislature.

RESOLUTION NO. 27 - 2001 BY: PARKS AND RECREATION COMMITTEE

A RESOLUTION endorsing the Stark County Park District's half mill replacement levy for the preservation of green space and wildlife habitat, the continued development of the Ohio & Erie Canal National Heritage Corridor, and the building of additional trails throughout the county.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

A). A LETTER FROM THE OHIO DIVISION OF LIQUOR CONTROL REGARDING A NEW LIQUOR LICENSE FOR DONATOS PIZZERIA CORPORATION, DBA DONATOS PIZZERIA, 2630 LINCOLN WAY E, MASSILLON, OHIO, 44646

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- A). MAYOR SUBMITS MONTHLY REPORT FOR SEPTEMBER- 2001
- B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR SEPTEMBER - 2001
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR SEPTEMBER - 2001
- D). TREASURER SUBMITS MONTHLY REPORT FOR SEPTEMBER - 2001

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 206 -2001 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

Tabled 8:00
AN ORDINANCE Amending Section 2(D) OCCUPATION LIST OF CLASS TILES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No.127 - 1997 by repealing Section 2(D) OCCUPATION LISTS OF CLASS TILES- WASTEWATER TREATMENT DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TILES - WASTEWATER TREATMENT DEPARTMENT in the City of Massillon, Ohio. and declaring and emergency

RESOLUTION NO. 23 - 2001 BY:COMMUNITY DEVELOPMENT & ANNEXATION COMM

K
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on September 13th, 2001 wherein the Zoning Board of Appeals denied a variance to reduce the front and rear yard setbacks on the property located at 932 14th Street S.E. and known as Lot No. 16118 in the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 24 - 2001 BY:COMMUNITY DEVELOPMENT & ANNEXATION COMM.

K
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on September 13th, 2001 wherein the Zoning Board of Appeals denied a variance to reduce the front yard setbacks on the property located at 924 14th Street S.E. and known as Lot No. 16117 in the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 25 - 2001 BY:COMMUNITY DEVELOPMENT & ANNEXATION COMM

K
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on September 13th, 2001 wherein the Zoning Board of Appeals denied a variance to reduce the front and rear yard setbacks on the property located at 928 14th Street S.E. and known as Lot No. 16119 in the City of Massillon, Ohio, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 209 - 2001 BY:COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from R-1 Single Family Residential to B-1 Business, and declaring an emergency.

ORDINANCE NO. 222 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of Penmont Avenue S.E., and declaring an emergency.

6. NEW AND MISCELLANEOUS BUSINESS

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

18. ADJOURNMENT

SHARON HOWELL COUNCIL CLERK

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 233 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with Neighborhood Housing Services (NHS) of Massillon to assist lower income households in becoming homeowners 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 City Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract agreement with Neighborhood Housing Services (NHS) of Massillon to assist lower income households in becoming homeowners in the City of Massillon. The contract for services shall not exceed Ninety Thousand Dollars (\$90,000.00).

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with Neighborhood Housing Services (NHS) of Massillon to assist lower income households in becoming homeowners in the City of Massillon.

Section 3:

Upon delivery of the aforesaid agreement, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the further reason that these services are needed to meet the goals and objectives of the City's Community Development Block Grant Program. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 234 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract agreement with the Lions Club of Massillon to assist in facade renovation and restoration at the Lincoln Theater 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 finds that it is necessary to enter into a contract agreement with the Lions Club of Massillon to assist in facade renovation and restoration at the Lincoln Theater in the City of Massillon, Ohio. The cost of this contract for services shall not exceed Twenty - Five Thousand Dollars (\$25,000.00).

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to enter into a contract agreement with the Lions Club of Massillon to assist in facade renovation and restoration at the Lincoln Theater in the City of Massillon, Ohio.

Section 3:

Upon delivery of the aforesaid agreement, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary to implement the 2001 fiscal year Community Development Block Grant Program. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 235 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Ordinance No. 143 - 1976 by repealing Section 13 - "ALLOCATION OF FUNDS - INCOME TAX" and enacting a new Section 13 "ALLOCATION OF FUNDS - INCOME TAX" and repealing Ordinance No. 228 - 1996, and declaring an emergency.

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

Section 1:

Ordinance No. 228 - 1996 be and is hereby repealed.

Section 2:

That there be and hereby is enacted a new Section 13 "ALLOCATION OF FUNDS - INCOME TAX" of Ordinance No. 143 - 1976. Said new Section 13 shall read as follows:

Section 13 - ALLOCATION OF FUNDS

- (A) Effective October 1, 2001 through December 31, 2001 the funds collected under the provision of this ordinance shall be disbursed as follows:
- (1) One Hundred (100) percent shall be deposited in the General Fund and shall be used to defray operating expenses of the City including such part thereof as shall be necessary to defray all costs of administering and enforcing the provisions thereof.
- (B) Effective January 1, 2002 the funds collected under the provisions of this ordinance shall be disbursed as follows:
- (1) Ninety (90) percent shall be deposited in the General Fund and shall be used to defray operating expenses of the city including such part thereof as shall be necessary to defray all costs of administering and enforcing the provisions thereof.

- (2) There is hereby created a separate fund entitled "Income Tax Capital Improvement Fund". Ten (10) percent shall be deposited in said "Income Tax Capital Improvements" and shall be used for capital improvements.
- (3) Capital Improvements are all property, assets, machinery, equipment or improvements which the City is authorized by law to acquire, construct and maintain, including plans and studies thereof with an estimated life or usefulness of five (5) years or more, including land and interests therein, and including reconstructions, enlargements and extension thereof having an estimated life or usefulness of five (5) years or more provided, however, that the purchase of motorized equipment for the various city departments and the resurfacing and resealing of public streets, including "Chip and Seal" method, shall be deemed Capital Improvement without regard to estimated life or usefulness.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety and the emergency being the necessity of providing funds for the operation of necessary governmental functions imposed by law, including the proper police and fire protection, but not limited thereto, for, without said funds, said governmental functions would have to be curtailed to such an extent that the public safety and welfare would be greatly jeopardized. And provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2001

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

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

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 236 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE reducing appropriations in the Street M & R Fund, Legends Golf Course Fund, State Patrol Transfer Fund, and State HWY M & R Fund, for the year ending December 31, 2001, and declaring an emergency.

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

Section 1:

There be and hereby is a reduced appropriation in the Street M & R Fund for the year ending December 31, 2001, the following:

\$30,000.00 from an account entitled "Salary" 201.420.5.2110
19,905.00 from an account entitled "Workers Comp" 1201.435.5.2270
\$ 5,100.00 from an account entitled "Supplies" 1201.420.5.2410
\$ 4,601.00 from an account entitled "Workers Comp" 1201.420.5.2270
\$ 3,000.00 from an account entitled "Travel, Seminar, Schooling" 1201.435.5.2389
\$ 3,000.00 from an account entitled "Utilities" 1201.420.5.2340

Section 2:

There be and hereby is a reduced appropriation in the Legends Golf Course Fund for the year ending December 31, 2001, the following:

\$21,500.00 from an account entitled "Salaries" 2104.920.5.2110
\$14,500.00 from an account entitled "Transfer To" 2104.920.5.2710
\$13,000.00 from an account entitled "Service & Contracts" 2104.920.2392
\$ 5,000.00 from an account entitled "Capital Equipment" 2104.920.5.2532

Section 3:

There be and hereby is a reduced appropriation in the State Patrol Transfer Fund for the year ending December 31, 2001, the following:

\$15,000.00 from an account entitled "Law Library" 3105.930.2390
\$15,000.00 from an account entitled "Transfer To General" 3105.930.2720

Section 4:

There be and hereby is a reduced appropriation in the State HWY M & R Fund for the year ending December 31, 2001, the following:

\$2,255.00 from an account entitled "Workers Comp" 1202.420.5.2270

\$1,426.00 from an account entitled "Salary" 1202.420.2110

\$ 522.00 from an account entitled "P.E.R.S. 1202.420.5.2230

Section 4:

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

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 237 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2001 appropriation from within the General Fund of 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:

There be and is hereby transferred from the 2001 appropriation from within the General Fund of the City of Massillon, Ohio, the following:

\$40,000.00	FROM: "Street Lights" 1100.905.2392
\$ 9,316.00	FROM: "Income Tax Salary" 1100.210.2111
\$ 4,500.00	FROM: "Income Tax P.E.R.S 1100.210.2230
\$ 1,600.00	FROM: "Income Tax Medicare" 1100.210.2231
\$ 1,180.00	FROM: "Treasurers Salary 1100.215.2110
\$40,000.00	TO: "City Hall Utilities" 1100.410.2340
\$ 3,301.00	TO: "Law Director Insurance" 1100.115.2210
\$ 3,300.00	TO: "Civil Service Salary" 1100.150.2111
\$ 2,800.00	TO: "Janitors Insurance" 1100.410.2210
\$ 1,400.00	TO: "Building Insurance" 1100.415.2210
\$ 1,200.00	TO: "Civil Service Insurance" 1100.150.2210
\$ 1,200.00	TO: "Service Director Insurance" 1100.160.2210
\$ 1,180.00	TO: "Building P.E.R.S." 1100.415.2230
\$ 600.00	TO: "Mayors Clerks Salary" 1100.110.2111
\$ 530.00	TO: "Police Clerks Salary" 1100.305.2111
\$ 500.00	TO: "Garage Insurance" 1100.440.2210
\$ 400.00	TO: "E.E.O. Salary" 1100.175.2112
\$ 170.00	TO: "Council Salary" 1100.105.2110
\$ 15.00	TO: "Supplies/Materials Summer Feed" 1100.845.2410

Section 2:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary for the efficient operation of the various departments for the end of the year 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: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 238 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Employee Insurance Fund, Community Development Block Grant Program Fund, Home Fund, General Fund, and the Park and Rec Fund for the year ending December 31, 2001, and declaring an emergency.

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

Section 1:

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

\$422,155.00 to an account entitled "Employee Insurance" 2202.905.2310

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Community Development Block Grant Fund for the year ending December 31, 2001, the following:

\$90,000.00 to an account entitled "Neighborhood Housing Services" 1203.845.2835

\$25,000.00 to an account entitled "Lions Lincoln Theater Project" 1203.845.2861

Section 3:

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

\$80,000.00 to an account entitled "HOME Housing Program" 1229.845.2814

Section 4:

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

\$79,525.00 to an account entitled "Police Insurance" 1100.305.2210
\$70,400.00 to an account entitled "SD Revenue Sharing" 1100.210.2721
\$53,000.00 to an account entitled "Fire Insurance" 1100.305.2210
\$52,000.00 to an account entitled "City Hall Utilities" 1100.410.2340
\$16,000.00 to an account entitled "Fire Transfer" 1100.325.2710
\$ 7,900.00 to an account entitled "Concerts" 1100.905.239B
\$ 7,000.00 to an account entitled "Police Transfer" 1100.305.2710

Section 5:

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

\$ 3,100.00 to an account entitled "SD Revenue Sharing" 1234.5.5.2721

Section 6:

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

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

ATTEST: _____

SHARON HOWELL, CLERK OF COUNCIL

_____ DENNIS HARWIG, PRESIDENT

APPROVED: _____

_____ FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 239 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Lincoln Centre 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 I:

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

\$2,111,137.68 to an account entitled "Land Acquisition" 1425.905.5.2510
\$ 79,380.00 to an account entitled "Misc. & Bond Debts" 1425.905.5.2710
\$ 15,000.00 to an account entitled "Services & Contracts" 1425.905.5.2392

Section 2:

This Ordinance is hereby declared to be an emergency measure, for the reason that said appropriation is needed for the Lincoln Centre III 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: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 240 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to accept a Federal Law Enforcement Block Grant that will allow the City of Massillon to update the technology for the Massillon Police Department, 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 accept a Federal Law Enforcement Block Grant that will allow the City of Massillon to update the technology for the Massillon Police Department.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to accept a Federal Law Enforcement Block Grant that will allow the City of Massillon to update the technology for the Massillon Police Department.

Section 3:

The said amount of the Federal Law Enforcement Grant shall be Thirty-Seven Dollars Four Hundred Forty-Four Dollars (\$37,444.00)

Section 4:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the reason that the grant is necessary to provide the Massillon Police Department to allow the City of Massillon to update the technology for the department. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: October 15, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 26 - 2001

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION strongly opposing Senate Bill 114 and urging the defeat of said Bill by both houses of the Ohio Legislature.

WHEREAS, Senate Bill 114 proposes to limit the Prevailing Wage Law to construction projects undertaken by or pursuant to a contract with the state on state-owned structures, instead of construction projects undertaken by political subdivisions as provided under current law; and

WHEREAS, as elected representatives for the people of Massillon, we strongly oppose Senate bill 114 and urge its defeat. Prevailing wage was designed to establish a fair rate of wages to be paid to workmen and mechanics employed in construction of public improvements, and has been the law in Massillon for many years; and

WHEREAS, prevailing wage sends a strong public policy message that only the best contractors with the best-trained and best-qualified workforce should be engaged in the important business of construction public projects; and

WHEREAS, the basis for the prevailing wage and collective bargaining relationship is a fundamental understanding that the success and growth of skilled trades employees is linked to job opportunities for skilled trades employees. For public projects, this means predictability, cost containment, meeting deadlines and budgets, and enhancing job opportunities and economic development;

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

Section 1:

This Council determines that it would be in the best interest of the public to strongly oppose the Senate Bill 114 and urging the defeat of said Bill by both houses of the Ohio Legislature.

Section 2:

The Clerk of this Council is hereby directed to send a certified copy of this Resolution to both houses of Ohio Legislature.

Section 3:

This Resolution shall be effective immediately upon its passage.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: October 15, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 27 - 2001

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION endorsing the Stark County Park District's half mill replacement levy for the preservation of green space and wildlife habitat, the continued development of the Ohio & Erie Canal National Heritage Corridor, and the building of additional trails throughout the county.

WHEREAS, the Stark County Park District is asking voters to replace a half-mill levy adopted in 1997 with another half-mill levy to be collected for six years, commencing in 2002, first due in calendar year 2003, and

WHEREAS, the Stark County Park District has expanded from a 400-acre district to a truly countywide system encompassing 3,500 acres in eight townships and one city; and

WHEREAS, the preservation of green space and the completion of the proposed Stark County Trail and Greenway System will promote passive recreation, education, conservation and the economic vitality of our county; and

WHEREAS, the Stark County Park District has committed to preserving 80% of all future large-tract acquisitions as open space not to be developed; and

WHEREAS, the Stark County Park District's completion of the dredging of Sippo Lake in Perry Township and Cook Lagoon in the City of Canton have improved fishing and water quality for central Stark County residents; and

WHEREAS, the Stark County Park District's clean-up of litter at Walborn and Deer Creek Reservoirs in eastern Stark County has improved the recreation potential of that area; and

WHEREAS, the Stark County Park District's construction of a new marina, boat launch, and restrooms at Walborn Reservoir have expanded recreational services to area boater and anglers; and

WHEREAS, the Stark County Park District's grant program has provided emergency equipment to area townships and recreation departments, has helped provide restroom facilities at Lincoln Park along the Sippo Valley Trail, and has provided trailed parking at the new Massillon Recreation Center;

WHEREAS, the Stark County Park District has built 30 miles of multi-use recreational trail along the Ohio & Erie Canal National Heritage Corridor; and

WHEREAS, the Stark County Park District has opened a new outdoor education center in Lake Township, thus preserving 12 acres including a fishing pond and woods; and

WHEREAS, the Stark County Park District's land stewardship and educational programs have increased three-fold since 1997;

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

Section 1:

This Council determines that it would be in the best interest of the public to endorse the Stark County Park District's six year, half mill replacement levy for the preservation of green space and wildlife habitat, the continues development of the Ohio & Erie Canal National Heritage Corridor, and the building of additional trails throughout the county.

Section 3:

This Resolution shall be effective immediately upon its passage.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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