

DATE: DECEMBER 17TH, 2001
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS THIS EVENING

1. ROLL CALL
2. INVOCATION BY COUNCILMAN JIM FILLHOUR (OR GUEST)
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA (over)
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

EXCUSE MR. BRYAN 8-0
COUNCILMAN FILLHOUR 7-1
COUNCILMAN ISAAC 6-2
1ST
Ready

ORDINANCE NO. 272 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

(1) ISAAC - Percentage was 61 to 70 to (2) BRYAN - Abs.
AN ORDINANCE accepting an application for annexation for territory to the City of Massillon, Ohio, and declaring an emergency. Mayor ordered the poles + signs + street lights. Water line costs. Shift of water lines (City 75% owner 25%).
Glen - zoning issues

ORDINANCE NO. 273 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to remove the existing street parking space on the west side of Second Street N.E. between Lincoln Way East and the new proposed Massillon Library parking lot in order to ensure the proper site distance, and declaring an emergency.

ORDINANCE NO. 274 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

SUSP. 9-0
POSD 9-0
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to apply for the 2002 Municipal Road Funds for Massillon's share of SCATS and Lincoln Way West Rehab Project between 17th and 27th Street in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 275 - 2001 BY: RULES, COURTS & CIVIL SERVICE COMMITTEE

SUSP. 9-0
POSD 9-0
AN ORDINANCE amending section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT/PLANNING of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT/PLANNING, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - COMMUNITY DEVELOPMENT/PLANNING in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 276 - 2001 BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE X

1ST
AN ORDINANCE authorizing the Director of Public Service and Safety to enter into an agreement for the golf professional at The Legends Golf Course, and declaring an emergency..

ORDINANCE NO. 277 - 2001 BY: FINANCE COMMITTEE

*505P
9-0
P000
9-0*
AN ORDINANCE authorizing the issuance of not to exceed \$12,590,000.00 of notes in anticipation of the issuance of bonds for the purpose of (1) acquiring land in connection with a City Recreation Center, including demolition related thereto; constructing, furnishing and equipping the City Recreation Center; (11) constructing Phase I park and recreation facilities at the community park; furnishing and equipping the same; landscaping and improving the sites thereof; acquiring land and interest in land for park and recreation purposes; and (111) dredging and improving the reservoir at Reservoir Park and site improvements related thereto; and retiring notes previously issued for such purpose, and declaring an emergency.

ORDINANCE NO. 278 - 2001 BY: FINANCE COMMITTEE

*505P
9-0
P000
9-0*
AN ORDINANCE authorizing the issuance of not to exceed \$3,767,000.00 of notes in anticipation of the issuance of bonds for the purpose of acquiring and improving land for the municipal golf course; expanding, renovating and improving the golf course, clubhouse and pavilion; furnishing and equipping the same; acquiring necessary appurtenances in connection therewith; retiring notes previously issued for such purpose; and declaring an emergency.

ORDINANCE NO. 279 - 2001 BY: FINANCE COMMITTEE

*505P
9-0
P000
9-0*
AN ORDINANCE authorizing the issuance of not to exceed \$2,750,000.00 of notes in anticipation of the issuance of bonds for the purpose of providing funds for acquiring land and interests in land and demolition relating thereto, for the purpose of urban redevelopment in connection with the Lincoln Center Phase III Project, and retiring notes previously issued for such purpose, and declaring an emergency.

ORDINANCE NO. 280 - 2001 BY: FINANCE COMMITTEE

*505P
9-0
P000
9-0*
AN ORDINANCE establishing a fund entitled "The Summer Concert Series Fund", and creating line items within said fund, and declaring an emergency.

ORDINANCE NO. 281 - 2001 BY: FINANCE COMMITTEE

*505P
9-0
P000
9-0*
AN ORDINANCE making certain transfers in the 2001 appropriation from within the General Fund to the Local Law Fund of the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 282 - 2001 BY: FINANCE COMMITTEE

Amend 38,402 → 37,402 9-0
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. 283 - 2001 BY: FINANCE COMMITTEE

*505P
9-0
P000
9-0*
AN ORDINANCE making certain appropriations from the unappropriated balance of the Wastewater Treatment Plant Upgrade Fund, contingent upon the approval of the WPCL Loan, for the year ending December 31, 2001, and declaring an emergency.

ORDINANCE NO. 284 - 2001 BY: FINANCE COMMITTEE

Susp
9-0
AN ORDINANCE making certain appropriations from the unappropriated balance of the Muni Road Fund, Fire Pension Fund, General Fund, Restaurant License Fund, Home health Fund and the Police pension Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, and declaring an emergency.

ORDINANCE NO. 285 - 2001 BY: FINANCE COMMITTEE

Susp
9-0
Pass
9-0
AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement, without competitive bidding, with RecWare by The Active Network for the purchase of operational software and technical services for the Parks and Recreation Department, and declaring an emergency.

ORDINANCE NO. 286 - 2001 BY: COMMITTEE OF THE WHOLE

1st
Read
AN ORDINANCE amending CHAPTER 121 "COUNCIL" of the Codified Ordinances of the City of Massillon, by enacting a new Section 121.02(b) Rule 8.1 "Powers and Duties" and amending Rule 19 "Standing Committees" (5) & (9), and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

A). MAYOR SUBMITS MONTHLY REPORT FOR NOVEMBER 2001

B). FIRE CHIEF SUBMITS MONTHLY REPORT FOR NOVEMBER 2001

C). POLICE CHIEF SUBMITS MONTHLY REPORT FOR NOVEMBER 2001

D). TREASURER SUBMITS MONTHLY REPORT FOR NOVEMBER 2001

11. REPORTS OF COMMITTEES

12-28 Com mty & Swarnid
Special Fin 12/23 @ 4:00pm

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 249 - 2001 BY: RULES, COURTS & CIVIL SERVICE COMM

Pass
9-0
AN ORDINANCE amending section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK AND RECREATION DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK AND RECREATION DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - PARK AND RECREATION DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 250 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Amend
9-0
Susp
9-0
Pass
9-0
AN ORDINANCE repealing Ordinance No. 184 - 1991, which subdivided the City of Massillon, Ohio, into wards and enacting a new Ordinance subdividing the City of Massillon, Ohio, into wards, and declaring an emergency.

ORDINANCE NO. 251 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

Table 9-0
AN ORDINANCE adding a new CHAPTER 1180 "HOME OCCUPATIONS AND INCIDENTAL RESIDENTIAL USES" to PART ELEVEN - PLANNING AND ZONING CODE under TITLE SEVEN - Zoning Regulations of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS
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: December 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

- EXCUSE BRYAN 8-0
12-17 *- SUSP. 7-1 (Fillmore)*

- PASS 6-2 ORDINANCE NO. 272 - 2001
(Isnick & Fillmore)

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 Tuscarawas Township, was duly filed by Bob Sanderson, Agent for the petitioners, and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Stark County on August 2, 2001, and

WHEREAS, the Board of County Commissioners on October 16th, 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 October 18, 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 order to annex said territory to the City of Massillon, this constitutes an emergency, requiring immediate action.

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

Section I:

The application of Bob 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:

Known and being part of the Northeast and Southeast Quarter Section 14 of Tuscarawas Township, Stark County, State of Ohio and being further described as follows:

Beginning at the Southeast corner of said Northeast quarter Section 14, and the true place of beginning; Thence S 05°00'00" W, along the section line between the Southeast Quarter Section 14 and the Southwest Quarter Section 13, said line also being the centerline of Greendale Avenue Southwest, a distance of 570.20' to a point, said point being on the south right-of-way line of Raynell Street Southwest and the southerly line of Raynell Heights Allotment No. 1 as recorded in Plat Book 37, Page 64 in Stark County;

Thence N 85°00'00" W, continuing along said Raynell Heights Plat and said right-of-way line, a distance of 380.00' to a point, said point being on the existing City of Massillon Corporation Line;

Thence continuing along said Corporation line the following courses:

N 05°00'00" E, a distance of 40.20' to a point;

Thence N 85°00'00" W, a distance of 1050.00' to a point;

Thence N 05°00'00" E, a distance of 455.00' to a point;

Thence N 85°00'00" W, a distance of 300.00' to a point;

Thence N 05°00'00" E, a distance of 455.40' to a point;

Thence S 84°48'40" E, a distance of 1728.54' to a point, said point also being on the centerline of Greendale Avenue S.W.;

Thence S 04°46'30" W, along said centerline and corporation line, a distance of 374.71' to a point, said point being the true place of beginning, containing 14.842 acres in the Northeast Quarter Section 14 and 18.413 acres in the Southeast Quarter Section 14, Tuscarawas Township. Total acreage in annexation is 33.255 acres, more or less.

The Bearings are based on S 05° 00' 00" W for the Section Line between the Southeast Quarter Section 14 and the Southwest Quarter Section 13 of Tuscarawas Township as described in Plat Book 37, Page 64.

Section 2:

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

Section 3:

The Clerk of this Council be and is hereby directed to file with the Clerk of the Board of Commissioners of Stark County, as well as the County Board of Elections, notice in writing of the boundary changes of the City of Massillon hereby affected together with a map of the annexed territory.

Section 4:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactment is necessary for the more efficient operation of the City of Massillon, Ohio, and for the additional reason that it is in the best interest of the property owners in the annexed area that their property become a part of the City of Massillon. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

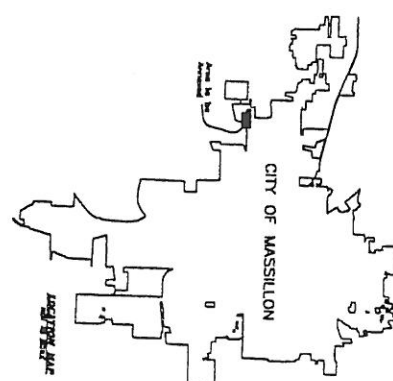
PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

NOTES:
 1. The lot area of the annexation, based on the average level of the ground surface, is 11,233.00 acres.
 2. The lot area of the annexation, based on the average level of the ground surface, is 11,233.00 acres.
 3. The lot area of the annexation, based on the average level of the ground surface, is 11,233.00 acres.
 4. The lot area of the annexation, based on the average level of the ground surface, is 11,233.00 acres.
 5. The lot area of the annexation, based on the average level of the ground surface, is 11,233.00 acres.

BASES OF RECORD:
 The annexation is based on the 11,233.00 acres of the Section 12 of Township 12 North, Range 14 East, Stark County, Ohio, as shown on the map of the Stark County Recorder's Office, dated May 1, 1900, and as shown on the map of the Stark County Recorder's Office, dated May 1, 1900.



MAP OF THE ANNEXATION TO BE ANNEXED TO THE CITY OF MASSILLON, OHIO.

Map of the Royne Heights Annexation, Stark County, Ohio, as shown on the map of the Stark County Recorder's Office, dated May 1, 1900, and as shown on the map of the Stark County Recorder's Office, dated May 1, 1900.

MASSILLON CITY COUNCIL
 Accepted by the City Council of Massillon, Ohio, by Ordinance No. _____ Passed this _____ day of _____, 2001.

CITY ENGINEER
 Entered this _____ day of _____, 2001.

COUNTY RECORDER
 Recorded for record this _____ day of _____, 2001.
 Recorded in Vol. _____ Page _____ this _____ day of _____, 2001.

STARK COUNTY COMMISSIONERS
 Adopted this _____ day of _____, 2001.

DATE: December 17, 2001

CLERK: SHARON HOWELL

13⁵ - 12 - 17 - 01

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st Reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 273 - 2001

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to remove the existing street parking space on the west side of Second Street N.E. between Lincoln Way East and the new proposed Massillon Library parking lot in order to ensure the proper site distance, 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 to remove the existing street parking space on the west side of Second Street N.E. between Lincoln Way East and the new proposed Massillon Library parking lot in order to ensure the proper site distance.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to remove the existing street parking space on the west side of Second Street N.E. between Lincoln Way East and the new proposed Massillon Library parking lot in order to ensure the proper site distance.

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 remove this existing parking space to ensure the proper site distance of the new Massillon Library parking lot. 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: December 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

SOSP 9-0

Poss 9-0

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 274 - 2001

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety to apply for the 2002 Municipal Road Funds for Massillon's share of SCATS and Lincoln Way West Rehab Project between 17th and 27th Street 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 and in the public health, safety and welfare to authorize the Director of Public Service and Safety to apply for the 2002 Municipal Road Fund for Massillon's share of SCATS and Lincoln Way West Rehab Project between 17th and 27th Street in the City of Massillon.

Section 2:

That the Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to submit an application for the 2002 Municipal Road Funds for Massillon's share of SCATS and Lincoln Way West Rehab Project between 17th and 27th Street in the City of Massillon. The cost of said projects are as follows:

SCATS Massillon Share	\$ 4,118.00
Lincoln Way West Rehab (17th - 27 th)	\$ 200,00.00

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 submit an application for the 2002 Municipal Road Funds for Massillon's share of SCATS and Lincoln Way West Rehab Project between 17th and 27th Street. 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: December 17, 2001

CLERK: SHARON HOWELL

SUSP 9-0

ORD 9-0

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 275 - 2001

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

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

Section 2:

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

(SEE ATTACHMENT 'A' PAGE 8; AND INSERT IN THE SALARY ORDINANCE 127 - 1997)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary to restructure positions within the Community Development/Planning 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

CLASS GRADE	SCHEDULE	DEPARTMENT & TITLE DESCRIPTION
		<u>HEALTH DEPT</u> 705-710-730
21S	SU CL	Health Administration Officer
17S	CL	Public Health Nursing Director/Supervisor
15S	CL	Housing Inspector
15S	CL	Public Health Nurse I
14S	CL	Public Health Sanitarian
12S	CL	Public Health Sanitarian-in-Training
14S	CL	WIC Clinic Supervisor
9S	CL	WIC Clinic Assistant
9S	CL	Registrar of Vital Statistics
8S	CL	Registrar of Vital Statistics
8S	CL	Clerk Typist II Deputy Registrar
7S	CL	WIC Clerk
6S	CL	Clerk Typist II
		<u>PART TIME/TEMPORARY/SEASONAL</u>
15S	MS CL	Public Health Nurse I
	MS	Health Comm. (Appt..)
	MS CL	Sanitarian (entry)
	MS CL	Acting Health Come.
	MS CL	Medical Director
	MS CL	WIC Prof/Nutritionist
	MS CL	WIC Staff Prof (entry)/ Nurse
	MS CL	WIC Clerk
		<u>COMM. DEV./PLANNING</u> 845
26S	SU UN	Community Development Director
22S	SU UN	Economic Development Director
20S	SU UN	Housing Director
15S	SU UN	Youth Director
10S	UN	Housing/Administrative Assistant
9S	CL	Secretary/Bookkeeper
9S	UN	Code Enforcement Officer
8S - 10S	SU UN	*Youth Center Coordinator
6S	UN	Clerk Typist II
5S	CL	Clerk Typist I
5S	CL	Relocation Aide
		<u>SUMMER YOUTH PROG.</u> 845
		<u>PART TIME/TEMPORARY/SEASONAL</u>
	MS	SESP Administrator (6 Hr. Limit)
	MS	Cook
	MS	Aide
	MS	Site Coordinator
	MS	Secretary/Janitor (6 Hr. Limit)
	MS	Cook Helper/Youth Center
	MS	SYPE Coordinator
	MS	SYPE Counselor

DATE: December 17, 2001

CLERK: SHARON HOWELL

12-17-13th Reading

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st Reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 276 - 2001

BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement for the golf professional at The Legends 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 Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into an agreement for the golf professional at The Legends Golf Course.

Section 2:

The cost to the City for the agreement with the golf professional shall not exceed Thirty-Five Thousand Dollars (\$35,000.00) and shall be for a one year period.

Section 3:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the additional reason that it is necessary that a golf professional is hired prior to the 2002 season opening of The Legends Golf Course in 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

DATED: DECEMBER 17, 2001

CLERK: SHARON K. HOWELL

12-17

SUSD - 9-0

POSD - 9-0

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 277 - 2001

BY: THE FINANCE COMMITTEE

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$12,590,000 OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF (I) ACQUIRING LAND IN CONNECTION WITH A CITY RECREATION CENTER; SITE IMPROVEMENTS FOR THE CITY RECREATION CENTER, INCLUDING DEMOLITION RELATED THERETO; CONSTRUCTING, FURNISHING AND EQUIPPING THE CITY RECREATION CENTER; (II) CONSTRUCTING PHASE I PARK AND RECREATION FACILITIES AT THE COMMUNITY PARK; FURNISHING AND EQUIPPING THE SAME; LANDSCAPING AND IMPROVING THE SITES THEREOF; ACQUIRING LAND AND INTEREST IN LAND FOR PARK AND RECREATION PURPOSES; AND (III) DREDGING AND IMPROVING THE RESERVOIR AT RESERVOIR PARK AND SITE IMPROVEMENTS RELATED THERETO; AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE, AND DECLARING AN EMERGENCY.

WHEREAS, the City Council (the "Council") of the City of Massillon (the "City") has issued two series of notes, the first dated January 12, 2001, in the amount of Eight Million Two Hundred Thousand Dollars (\$8,200,000) and the second dated April 12, 2001, in the amount of Eight Million Dollars (\$8,000,000) (collectively, the

DATED: DECEMBER 17, 2001

CLERK: SHARON K. HOWELL

CITY OF MASSILLON, OHIO

12-17
3050 9-0
COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 278 - 2001

BY: THE FINANCE COMMITTEE

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$3,767,000 OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF ACQUIRING AND IMPROVING LAND FOR THE MUNICIPAL GOLF COURSE; EXPANDING, RENOVATING AND IMPROVING THE GOLF COURSE, CLUBHOUSE AND PAVILION; FURNISHING AND EQUIPPING THE SAME; ACQUIRING NECESSARY APPURTENANCES IN CONNECTION THEREWITH; RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City Council (the "Council") of the City of Massillon (the "City") has issued notes dated January 12, 2001, in the amount of Eight Million Two Hundred Thousand Dollars (\$8,200,000) (the "Outstanding Notes") in anticipation of the issuance of the bonds herein described, which Outstanding Notes will mature January 11, 2002; and

WHEREAS it appears advisable in lieu of issuing bonds at this time to issue new notes in anticipation of the issuance of bonds; and

DATED: DECEMBER 17, 2001

CLERK: SHARON K. HOWELL

12-17 503P - 9-0

P020 - 9-0

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 279 - 2001

BY: THE FINANCE COMMITTEE

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,750,000 OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PROVIDING FUNDS FOR ACQUIRING LAND AND INTERESTS IN LAND AND DEMOLITION RELATING THERETO, FOR THE PURPOSE OF URBAN REDEVELOPMENT IN CONNECTION WITH THE LINCOLN CENTER PHASE III PROJECT, AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE, AND DECLARING AN EMERGENCY.

WHEREAS, the City Council (the "Council") of the City of Massillon (the "City") has issued notes dated April 11, 2001, in the amount of Two Million Seven Hundred Thousand Dollars (\$2,700,000) (the "Outstanding Notes") in anticipation of the issuance of the bonds herein described, which Outstanding Notes will mature January 11, 2002; and

WHEREAS it appears advisable in lieu of issuing bonds at this time to issue new notes in anticipation of the issuance of bonds; and

WHEREAS, the City Auditor (the "City Auditor") of the City has certified to the Council of the City (the "Council") that the estimated life of the improvement stated

DATE: Deceber 17, 2001

CLERK: SHARON HOWELL

12-17

5050 9-0

1000 - 9-0

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 280 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE establishing a fund entitled "The Summer Concert Series Fund", and creating line items within said fund, 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 established within the City of Massillon, Ohio, a fund entitled "The Summer Concert Series Fund", and creating line items within said fund.

Section 2:

The City Auditor is hereby authorized and directed to draw her warrants and make payments on vouchers duly approved by the proper departmental authority.

Section 3:

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 additional reason that it is necessary to establish said fund for accounting procedures within the Auditor's 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: December 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

SOSP - 9-0

pass - 9-0

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 281 - 2000

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2001 appropriation from within the General Fund to the Local Law 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 hereby is transferred from the 2001 appropriation from within the General Fund to the Local Law Fund, of the City of Massillon, Ohio, the following:

\$16,402.00 FROM: "Local Law Match Trans" 1100.905.2713
TO "Transfer In" 1321.305.1860

Section 2:

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are necessary for the match grant, 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: December 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

12-17
Amend 9-0
\$000 9-0
Pass 9-0

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 282 - 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:

\$17,000.00	FROM: "Clerk of Courts Staff" 1100.130.2111
\$10,000.00	FROM: "Clerk of Courts Accum Sick" 1100.130.2160
\$ 5,971.00	FROM: "Unemployment" 1100.130.2290
\$ 5,800.00	FROM: "P.E.R.S." 1100.130.2230
\$38,771.00	TO: "Police Salary 1100.325.2110
<i>Amend 37,402.00</i> \$38,402.00	FROM: "Insurance" 1100.905.2312
\$16,402.00	TO: "Transfer for Block Grant Match" 1100.905.2713
\$10,000.00	TO: "Police Salary" 1100.305.2110
\$ 6,000.00	TO: "Service/Contracts Civil Serv." 1100.150.2392
\$ 5,000.00	TO: "City Hall Service/Contracts" 1100.410.2392

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 of 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: December 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

503A 9-0

POSS 9-0

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 283 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Wastewater Treatment Plant Upgrade Fund, contingent upon the approval of the WPCLF loan, 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 Wastewater Treatment Plant Upgrade Fund, contingent upon the approval of the WPCLF loan, for the year ending December 31, 2001, the following:

\$ 35,735,000.00 to an account entitled "WWT Plant Upgrade Project" 1421.610.2510
) 6,765,000.00 to an account entitled "WRRSP Agreements" 1421.610.2511

Section 3:

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: December 17, 2001

CLERK: SHARON HOWELL

COUNCIL CHAMBERS

CITY OF MASSILLON, OHIO

Supp 9-0

Prop 9-0

Sharon Howell
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 284 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Muni Road Fund, Fire Pension Fund, General Fund, Restaurant License Fund, Home Health Fund, and the Police Pension 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 Muni Road Fund for the year ending December 31, 2001, the following:

\$170,000.00 to an account entitled "Hills & Dales Road Rehab Project" 1206.435.2517

Section 2:

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

\$ 16,671.00 to an account entitled "Fire and Police Pension" 1201.325.2240

Section 3:

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

\$ 9,390.00 to an account entitled "Rent/Grand Mill" 1100.705.2395

\$ 5,000.00 to an account entitled "Services/Contracts" 1100.105.2392

\$ 1,000.00 to an account entitled "Service/Contracts" 1100.705.2392

Section 4:

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

\$ 3,130.00 to an account entitled "Rent/Grand Mill" 1100.705.2395

Section 5:

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

\$ 3,130.00 to an account entitled "Rent/Grand Mill" 1100.705.2395

Section 6:

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

\$ 1,500.00 to an account entitled "Fire & Police Pension" 1209.305.2240

Section 7:

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: December 17, 2001

CLERK: SHARON HOWELL

COUNCIL CHAMBERS

CITY OF MASSILLON, OHIO

SOSP 9-0

POSD 9-0

ORDINANCE NO. 285 - 2001

passed
LEGISLATIVE DEPARTMENT

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into a contract agreement, without competitive bidding, with RecWare by The Active Network for the purchase of operational software and technical services for the Parks and Recreation 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 finds that it is necessary to enter into a contract agreement, without competitive bidding, with RecWare by The Active Network for the purchase of operational software and technical services for the Parks and Recreation Department. The cost of said contract shall not exceed Twenty Five Thousand Dollars (\$25,000.00).

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, without competitive bidding, with RecWare by The Active Network for the purchase of operational software and technical services for the Parks and Recreation Department.

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 purchase these operational software and technical services for the efficient running of the Parks and Recreation Department. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

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

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

DATE: December 17, 2001

CLERK: SHARON HOWELL

1st Reading - 12/17

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st Reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 286 - 2001

BY: COMMITTEE OF THE WHOLE

TITLE: AN ORDINANCE amending CHAPTER 121 "COUNCIL" of the Codified Ordinances of the City of Massillon, by enacting a new Section 121.02(b) Rule 8.1 "Powers and Duties" and amending Rule 19 "Standing Committees" (5) & (9), 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 enacted a new Section 121.02(b) Rule 8.1 "Powers and Duties" of CHAPTER 121 "COUNCIL RULES" of the Codified Ordinances of the City of Massillon. Said newly enacted Section shall read as follows:

(SEE ATTACHED "A")

Section 2:

There be and is hereby amend Section 121.02(b) Rule 19 "Standing Committees" (5) and (9) of CHAPTER 121 "COUNCIL RULES" of the Codified Ordinances of the City of Massillon. Said newly enacted Section shall read as follows:

(SEE ATTACHED "B")

Section 3:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactments are necessary for the more efficient operation of Council of the city of Massillon, Ohio, and for the additional reason for the preservation of the public health, safety and welfare of the community. 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

" A "

The officers and employees of Council shall serve for two years, but may be removed at any time for cause, at a regular meeting by a vote of two-thirds of the members elected to Council.

Rule 2.

Nominations shall be made from the floor, and, after nominations have been closed, the chair shall appoint two tellers. Voting shall be by ballot; and a majority of those present shall be required for an election. In case no election results from the first two ballots, the candidate receiving the fewest number of votes on the second ballot, shall be dropped from the list of nominees; and similar procedure shall be followed with each subsequent ballot until an election results.

All elections by Council shall be conducted in a similar manner.

(b) Powers and Duties.

Rule 3.

When the office of Councilman becomes vacant, the vacancy shall be filled in accordance with Ohio R. C. 731.43.

Rule 4.

Council shall be the judge of the election and qualification of its members. A majority of all the members elected shall be a quorum to do business, but a less number may adjourn from day to day and compel attendance of absent members in such manner and under such penalties as are prescribed by ordinance. Council shall provide rules for the manner of calling special meetings.

Rule 5.

Council shall determine its own rules and keep a journal of its proceedings. It may punish or expel any member for disorderly conduct or violation of its rules, and declare his seat vacant for absence having continued for two months. No expulsion shall take place without the concurrence of two-thirds of all the members elected, and until the delinquent member has been notified of the charge or charges against him, and has had an opportunity to be heard.

Rule 6.

Council shall have the management and control of the finances and property of the City, except as may otherwise be provided, and have such other powers and perform such other duties as may be conferred by law.

Rule 7.

Council shall not enter into any contract which is not to go into full operation during the term for which all the members of such Council are elected.

Rule 8.

Regular meetings of Council shall be held on the first and third Monday of each month in the Council Chambers in the Municipal Government Center, at 7:30 p.m., except on a Monday when the building is closed for a holiday, then Council shall meet on the following day, (Tuesday), but Council may adjourn any regular or special meetings to meet at any time within three weeks.

* Rule 8.1

Add

Committee meetings of Council shall be held on the second and last Monday of each month in the Council chambers in the Municipal Government Center, at 5:30 p.m., except on a Monday when the building is closed for a holiday, then Council shall meet on the following day, (Tuesday) Committee meetings will begin with Community Development, then other committees alphabetically, with Finance last.

Council may, by a majority vote of all the members elected thereto, at any regular meeting, change the personnel of any committee appointed by the President.

Rule 18.1

Each member of Council shall be responsible for chairing at least one committee and sitting as a member on at least two other committees.

Rule 19.

Standing Committees.

1. Finance Committee - to which shall be referred all matters pertaining to: finances, appropriations, budget requests, salaries, wages and benefits, indebtedness, taxation, payment of moneys, damages, claims.
2. Streets, Highways, Traffic and Safety Committee - to which shall be referred all matters pertaining to: streets, alleys, curbs, sidewalks, bridges, drainage ditches, areas between curb line and private property line, grade crossings, the street department, vehicular and pedestrian traffic control and safety, parking meters, meter maids, on and off-street parking, street marking, signs and paintings.
(Ord. 208-1989. Passed 12-19-89.)
3. Public Utilities/Golf Course Committee - to which shall be referred all matters pertaining to: privately operated public utilities, such as electric light, water, gas, telephone, bus, taxi, railroads, pipe lines, street lighting, fire hydrants and the City owned golf course.
(Ord. 35-1996. Passed 2-5-96.)
4. Police and Fire Committee - to which shall be referred all matters pertaining to: the Police and Fire Departments; special and auxiliary policemen and firemen, school police, police and fire pension funds, ambulance service, vehicular licensing.
5. Environmental Committee - to which shall be referred all matters pertaining to: sanitary sewer system and disposal plant, storm water sewer system, waste and garbage collection and disposal, drains, the sewer and waste collection departments.
6. Health, Welfare and Building Regulations Committee - to which shall be referred all matters pertaining to: public health and sanitation, air and stream pollution, nuisances, direct and work relief, unemployment, social service, initiative and referendum petitions, civil defense, the health and relief departments, heating code, building regulations and building department.
(Ord. 208-1989. Passed 12-19-89.)
7. Parks and Recreation Committee - to which shall be referred all matters pertaining to: public and private parks and recreational facilities, City buildings and property, natural waterways, canal lands, and the park and flood control departments. (Except the City owned golf course.)
(Ord. 35-1996. Passed 2-5-96.)

Change

Change 8.

8. Community Development Committee - to which shall be referred all matters pertaining to: new municipal undertakings, redistricting, planning, allotments, subdivision regulations, rehabilitation, redevelopment or conservation of property, zoning, commercial signs, Planning Commission, the attraction, promotion retention, and expansion of industrial enterprises of interest to the City, annexation, and purchase or sale of land.
9. Rules, Courts and Civil Service Committee - to which shall be referred all matters pertaining to: City manpower planning, job evaluation and descriptions, and shall be Council's representation negotiations, the Massillon Municipal court, including the Massillon Municipal Clerk's Office, the Massillon City Law Department, Council rules and Criminal Offenses.

(c) All Meetings to be Open.

- Rule 19.1 All meetings of Council shall be public meetings, open to the public at all times, unless otherwise provided by law. No resolution, rule, regulation or formal action of any kind shall be adopted at any executive session of Council.

(d) Reports of Committees and City Officers.

- Rule 20. The standing and select committees of Council shall have leave to report by ordinance or otherwise.
- Rule 21. All reports of committees shall be in writing and signed by such members as concur therein and the same shall be read by the Clerk, or by the member making the report, unless the reading be dispensed with by assent of Council.
- Rule 22. All reports of committees or City officials shall be made in writing when requested by Council. Any such request made by Council shall be reduced to writing before any action shall be required to be taken thereon.
- Rule 22.1 All reports of committees, reports or requests from City officials and other written communications to Council, from Council committees shall be in the hands of the Clerk of Council not later than 9:00 a.m., Wednesday prior to the time of regular meeting. Such provisions may be waived only by a majority vote of the members elected at any Council meeting so as to permit the reading and reference of any report, request or communications which has not been in the hands of the Clerk prior to 9:00 a.m. on the Wednesday prior to the time of the next regular meeting of Council. This rule shall not apply to a special meeting of Council.
- Rule 22.2 Reports and communications to Council will be directed to the appropriate Council committee(s) as ordered by the President of Council, unless directed otherwise by Council.
- Rule 22.3 Any communication from any City employee under the jurisdiction of the Safety and Service Director, shall be referred to the Director for review and recommendations before being read by the Clerk of Council at any regular meeting.

A 12/17

Amendment 9-0

50000 9-0

Pass

9-0

ATE: November 19, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

passed

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 250 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE repealing Ordinance No. 184 – 1991, which subdivided the City of Massillon, Ohio, into wards and enacting a new Ordinance subdividing the City of Massillon, Ohio, into wards, and declaring an emergency.

WHEREAS, according to the last federal census, as shown by the proclamation of the Secretary of State, the City of Massillon, Ohio, has a population of 31,325; and

WHEREAS, this Council is authorized and directed by law to redistrict said city and subdivide the same into wards.

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

Section 1:

That Ordinance no. 184 – 1991 be and is hereby repealed.

Section 2:

That it is hereby enacted that the City of Massillon, Ohio, is hereby subdivided into six (6) wards, which are equal in number to the members of Council who are hereafter to be elected from wards according to law. Such six (6) wards are hereby created and established in the City of Massillon, Ohio, and the boundaries thereof shall be such as are hereafter set forth, which boundaries are fixed to that each ward shall contain as nearly as practicable an equal number of inhabitants.

Section 3:

That the boundaries of the wards shall be as follows:

a. FIRST WARD

Beginning at the midpoint of the intersection with Lincoln Way East and Seventh Street, NE; thence northerly along the centerline of Seventh Street, NE, to the midpoint of intersection with Cherry Avenue, NE; thence westerly along the centerline of Cherry Avenue, NE, to the midpoint of intersection with Amherst Road, NE; thence northerly along the centerline of Amherst Road,

NE, to the midpoint of intersection with Oak Manor Avenue, NE; thence westerly along the centerline of Oak Manor Avenue, NE, to the point of intersection with the West Corporation Line; thence northerly along the West Corporation Line to the North Corporation Line; thence easterly along the North Corporation Line to the East Corporation Line; thence southerly along the East Corporation Line to the point of intersection with the centerline of Hankins Road, NE; thence westerly along the centerline of Hankins Road, NE, to the midpoint of intersection with Sippo Creek; thence westerly along the centerline path of Sippo Creek to Sippo Reservoir; then southerly along the centerline of Sippo Reservoir to the midpoint of intersection with the centerline of State Avenue, NE; thence westerly along the centerline of State Avenue, NE, to the midpoint of intersection with Wales Road, NE; thence southerly along the centerline of Wales Road, NE, to the midpoint of intersection with Lincoln Way East; thence westerly along the centerline of Lincoln Way East to the point of beginning.

b. SECOND WARD

Beginning at the midpoint of the intersection of Lincoln Way East and Seventh Street, NE; thence westerly along the centerline of Lincoln Way East to the midpoint of intersection with Third Street, SE; thence southerly along the centerline of Third Street, NE, to the midpoint of intersection with Tremont Avenue, SE; thence westerly along the centerline of Tremont Avenue, SE and SW, to the centerline path of the Tuscarawas River; thence northerly along the centerline path of the Tuscarawas River to the midpoint of intersection with Lincoln Way West; thence westerly along the centerline of Lincoln Way West to the midpoint of intersection with 17th Street, NW; thence northerly along the centerline of 17th Street, NW, to the midpoint of intersection with West Sippo Creek; thence westerly along the centerline path of West Sippo Creek to the point of intersection with the North Corporation Line; thence northerly and easterly along the North Corporation Line to the point of intersection with the centerline of Oak Manor Avenue, NE; thence easterly along the centerline of Oak Manor Avenue, NE, to the midpoint of the intersection with Amherst Road, NE; thence southerly along the centerline of Amherst Road, NE, to the midpoint of intersection with Cherry Avenue, NE; thence easterly along the centerline of Cherry Avenue, NE, to the midpoint of intersection with Seventh Street, NE; thence southerly along the centerline of Seventh Street, NE, to the point of beginning.

c. THIRD WARD

Beginning at the midpoint of the intersection of Lincoln Way East and Wales Road, NE; thence northerly along the centerline of Wales Road, NE, to the midpoint of intersection with State Avenue, NE; thence easterly along the centerline of State Avenue, NE, to the point of intersection with Sippo Reservoir; thence northerly along the centerline path of Sippo Reservoir to the midpoint of intersection with Sippo Creek; thence easterly along Sippo Creek to the midpoint of intersection with Hankins Road, NE; thence easterly along the centerline of Hankins Road, NE, to the point of intersection with the East Corporation Line; thence easterly and southerly along the East Corporation Line to the point of the intersection with the Penn Central Railroad tracks (Conrail); thence westerly along the centerline of the Penn Central Railroad tracks (Conrail) to the point of the intersection with the centerline of 16th Street, SE; thence northerly along the centerline of 16th Street, SE, to the midpoint of intersection with Hess Boulevard, SE; thence northerly along the centerline of Hess Boulevard, SE, to the midpoint of intersection with Tremont

Avenue, SE; thence westerly along the centerline of Tremont Avenue, SE, to the midpoint of intersection with Third Street, SE; thence northerly along the centerline of Third Street, SE, to the midpoint of intersection with Lincoln Way East; thence easterly along the centerline of Lincoln Way East to the point of beginning.

d. FOURTH WARD

Beginning at the intersection of the East Corporation Line and the Penn Central Railroad tracks (Conrail); thence southerly along the East Corporation Line to the point of intersection with the South Corporation Line; thence along the South Corporation Line to the midpoint of intersection with the centerline path of the Ohio and Erie Canal; thence northerly along the centerline path of the Ohio and Erie Canal to the midpoint of intersection with U.S. 30; then westerly along the centerline of U.S. 30 to the intersection with the centerline path of the Tuscarawas River; thence northerly along the centerline path of the Tuscarawas River to the point of intersection with Tremont Avenue, SW; thence easterly along the centerline of Tremont Avenue, SW and SE, to the midpoint of intersection with Hess Boulevard, SE; thence southerly along the centerline of Hess Boulevard, SE, to the midpoint of intersection with 16th Street, SE; thence southerly along the centerline of 16th Street, SE, to the point of intersection with the Pennsylvania Railroad tracks, thence easterly along the centerline of the Pennsylvania Railroad tracks to the point of beginning.

e. FIFTH WARD

Beginning at the midpoint of the intersection of 17th Street, NW, and Lincoln Way West; thence easterly along the centerline of Lincoln Way West to the point of intersection with the centerline path of the Tuscarawas River; thence southerly along the centerline path of the Tuscarawas River to the midpoint of intersection with U.S. 30; thence easterly along the centerline of U.S. 30 to the midpoint of intersection with the centerline path of the Ohio and Erie Canal; thence southerly along the centerline path of the Ohio and Erie Canal to the South Corporation Line; thence southerly and westerly along the South Corporation Line to the West Corporation Line; thence westerly and northerly along the West Corporation Line, to the midpoint of intersection with the centerline of Main Avenue West; thence easterly along the centerline of Main Avenue West to the midpoint of intersection with the centerline of Tremont Avenue, SW; thence easterly along the centerline of Tremont Avenue, SW, to the midpoint of intersection with the centerline of 17th Street, SW; thence northerly along the centerline of 17th Street, SW and NW, to the place of beginning.

f. SIXTH WARD

Beginning at the midpoint of the intersection of 17th Street, NW, and Lincoln Way West; thence southerly along the centerline of 17th Street, NW, and SW, to the midpoint of intersection with Tremont Avenue, SW; thence westerly along the centerline of Tremont Avenue, SW, to the midpoint of intersection with Main Avenue West; thence westerly along the centerline of with Main Avenue West, to the South Corporation Line to the point of intersection with the West Corporation Line; thence northerly and westerly along the West Corporation Line to the point of intersection with the North Corporation Line; thence easterly along the North Corporation Line to the midpoint

of intersection with 17th Street, NW, thence northerly along the centerline 17th Street, NW, to the southern line of the Sippo Valley Trail; then westerly and northerly along the southern line of the Sippo Valley Trail to the northern line of the Sippo Valley trail; thence easterly along the north line of the Sippo Valley trail to the Corporation line; thence northerly, easterly, and southerly along the Corporation line to the north line of the Sippo Valley trail; thence easterly along the north line of the Sippo Valley Trail to the midpoint of intersection with 17th Street, NW; thence southerly along the centerline of 17th Street, NW, to the point of beginning.

Section 4:

This Ordinance is hereby passed by Council pursuant to Section 731.06 of the Ohio Revised Code which provides that redistricting of the City after census must be done within 90 days after the first day of October, following the decennial census year, and it shall take effect and be in full force immediately upon its passage by Council and upon the approval of the Mayor as such approval is required pursuant to Section 731.06 of the Ohio Revised Code.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001.

ATTEST:

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

THE CITY OF MASSILLON, OHIO

Internal Correspondence

To: Glenn E. Gamber, Chairman
Community Development & Annexation Committee

Date: December 10, 2001

From: Aane Aaby, Community Development Director



Subject: 2000 Census – City Council Ward Boundaries

The Stark County Board of Elections has reviewed the proposed changes to the City Council Ward Boundaries as described in Ordinance No. 250-2001, currently before Council. The Board of Elections has found the proposed boundaries to be acceptable, with one slight modification to the boundaries between Wards Four and Five:

The change involves the boundary along the Ohio and Erie Canal – rather than extend this boundary to the North Line of Section 30, Perry Township, the boundary would instead go to the intersection with U.S. 30. This would follow established Census Bureau boundaries and would not have any impact on ward population totals.

Attached is a revised copy of Ordinance No. 250-2001, which the proposed amendments underlined. Thank you for your review and consideration.

Cc: Francis H. Cicchinelli, Jr., Mayor
John D. Ferrero, Jr., Director of Law