

AGENDA

DATE: MAY 6, 2002
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE IS ONE PUBLIC HEARING THIS EVENING
ORDINANCE NO. 68 - 2002 AT 7:00 P.M.

1. ROLL CALL
2. INVOCATION BY COUNCILMAN RON MANG (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. 90 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

9-6
Post
AN ORDINANCE authorizing and directing the Mayor to enter into an agreement with Vasco Properties, Ltd., and Vasco Asphalt Company, Inc., providing for the adoption of a project which will establish a new facility and create employment opportunities within the City of Massillon Enterprise Zone, and declaring an emergency.

ORDINANCE NO. 91 - 2002 BY: PARKS AND RECREATION COMMITTEE *-Boc*

9-6
Post
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 3, with Blacktop Pavers to provide materials and labor for the addition of concrete for fencing installation on the bike path ramp, without competitive bidding, and declaring an emergency.

ORDINANCE NO. 92 - 2002 BY: PARKS AND RECREATION COMMITTEE *-Boc*

9-6
Post
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 4, with Stanley Miller to provide final grading and seeding as required for coordination with landscaping and irrigation additions, without competitive bidding, at the Massillon Recreation Center, and declaring an emergency.

ORDINANCE NO. 93 - 2002 BY: PARKS AND RECREATION COMMITTEE *-Boc*

9-6
Post
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 5, for extending a 2" irrigation line with 2" pressure backflow preventor and interior drain-down valve, without competitive bidding with Feinman Mechanical, at the Massillon Recreation Center, and declaring an emergency.

ORDINANCE NO. 94 - 2002 BY: PARKS AND RECREATION COMMITTEE *Boc*

9-6
Post
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 7, with Wood Electric, for providing necessary electrical wiring for the exterior signs and rough-in outlets, without competitive bidding, at the Massillon Recreation Center, and declaring an emergency.

ORDINANCE NO. 95 - 2002 BY: POLICE AND FIRE COMMITTEE

9-0
pos AN ORDINANCE authorizing the Mayor and the Chief of Police of the City of Massillon, to enter into an agreement with the Federal Government for the sharing of asset forfeiture funds for use by the Massillon Police Department, and declaring an emergency.

9-0
pos **ORDINANCE NO. 96 - 2002 BY: POLICE AND FIRE COMMITTEE** -Boc

9-0
pos AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Enforcement Products, to purchase eight (8) in car Mobile Vision video systems, without competitive bidding, through pricing based on State of Ohio DAS contract #OT904897-Q and approved by the Board of Control, and declaring an emergency.

ORDINANCE NO. 97 - 2002 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

9-0
pos AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to advertise for, receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 2001 Target Area Street Resurfacing Program within the City of Massillon, and declaring an emergency.

ORDINANCE NO. 98 - 2002 BY: FINANCE COMMITTEE

9-0
pos AN ORDINANCE establishing a fund entitled "Pedestrian Bridge Fund", and creating line items within said fund, and declaring an emergency.

ORDINANCE NO. 99 - 2002 BY: FINANCE COMMITTEE

9-0
pos AN ORDINANCE making certain appropriations from the unappropriated balance of the Pedestrian Bridge Fund, Capital Improvement Fund, Community Development Block Grant Fund, Parks and Recreation Capital Fund, Wastewater Treatment Plant Fund, Waste Management Grant Fund, General Fund, Parking Enforcement Fund, Massillon Mural Fund, Bond Retirement WWT Fund, Bond Retirement Shaw Castlewest Fund, Bond Retirement 23rd Fund, of the City of Massillon, for the year ending December 31, 2002, and declaring an emergency.

RESOLUTION NO. 10 - 2002 BY: COMMITTEE OF THE WHOLE

9-0
pos A RESOLUTION authorizing the Director of Public Service and Safety of the city of Massillon to enter into negotiating with the Stark County Commissioners for the Stark County Municipal Separate Storm Sewer System (MS4S) Consortium.

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 APRIL - 2002
- B). AUDITOR SUBMITS MONTHLY REPORT FOR APRIL - 2002

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 67 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

9-0
P-000
AN ORDINANCE approving an application for assistance under Title 1 of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications, and declaring an emergency.

ORDINANCE NO. 68 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

9-0
P-000
AN ORDINANCE amending Section 1151.02 of the Massillon code by rezoning a certain tract of land from O-1 Office to RM-1 Multiple Family Residential and R-U One Family Residential, and declaring an emergency.

ORDINANCE NO. 70 - 2002 BY: HEALTH, WELFARE & BUILDING REGULATIONS

9-0
8-1
P-000
AN ORDINANCE amending CHAPTER 505 "ANIMALS AND FOWL" of the Codified Ordinances of the City of Massillon, by amending existing Section 505.14(c) "Keeping of Certain Animals Prohibited" of CHAPTER 505 "ANIMALS AND FOWL", and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 80 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

2-0
P-000
AN ORDINANCE authorizing the Director of Public Service and Safety to enter into a purchase agreement between the City of Massillon and the development group "21 Lincoln Way Project, LLC" for the redevelopment of the sites currently known as the Ohio Drilling and Consolidated properties, and declaring an emergency.

RESOLUTION NO. 9 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

2-0
P-000
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on April 11th, 2002 wherein the Zoning Board of Appeals denied a variance request to not install a continuous and obscuring wall not less than 4"6" in height measured from the surface of the parking area of the Head Start side at 1134 Walnut road S.e. and known as Lot No. OL864 in the City of Massillon, Ohio, 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: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 90 - 2002

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Mayor to enter into an agreement with Vasco Properties, Ltd., and Vasco Asphalt Company, Inc., providing for the adoption of a project which will establish a new 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, Vasco Properties, Ltd., and Vasco Asphalt Company, Inc., are proposing to construct a new facility on a 6.25 acre site on Sterilite Street, S.E., in Neo Com II Industrial Park, within the Massillon Enterprise Zone, and Vasco Properties, Ltd., and Vasco Asphalt Company, Inc., are proposing to establish a new facility to relocate its construction business from its present location, at 3612 Erie Avenue S.W., at a total combined investment of Five Hundred Fifty Thousand (\$550,000.00), (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 Vasco Properties, Ltd., and Vasco Asphalt Company, Inc., with the incentives available for development of the Project in said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code; and

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

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

WHEREAS, the project site is located in the Perry School District and the Perry Local School District 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 Vasco Properties, Ltd., and Vasco Asphalt Company, Inc., 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 Vasco Properties, Ltd., and Vasco Asphalt Company Inc., within the City of Massillon, Ohio. Provided it receives the affirmative vote of two-thirds of the elected members to Council it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2002

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

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

OHIO ENTERPRISE ZONE AGREEMENT

This Agreement made and entered into by and between the **City of Massillon, Ohio**, a municipal corporation, with its main offices located at 151 Lincoln Way East, Massillon, Ohio 44646 (hereinafter referred to as "City of Massillon"), **Vasco Asphalt Company, Inc.**, an Ohio Corporation with its main offices located at 3612 Erie Avenue SW, Massillon, Ohio 44646, and **Vasco Properties, Ltd.**, the Lessor, (together hereinafter referred to as "the Enterprise").

WITNESSETH:

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, the Enterprise is desirous of establishing a facility within the Enterprise Zone through the construction of a new building that will house the Enterprises's construction business (hereinafter referred to as 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 on March 2, 1998, and as amended by Ordinance No. 43-1999, adopted on 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 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, Ordinance No. 57-1998, and Ordinance No. 43-1999 contains the characteristics set forth in 5709.61 (A) (1) (a) and (e) 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 the Enterprise with the incentives available for development of the Project in the said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code; and

Whereas, the Enterprise has submitted a proposed agreement application, herein attached as Exhibit A, (hereinafter referred to as the "Application") 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 Enterprise has remitted the required state application fee of \$500.00 made payable to the Ohio Department of Development with the application to be forwarded with the final agreement; and

Whereas, the Mayor of the City of Massillon, Ohio, has investigated the Application submitted by the Enterprise, and has recommended approval of the same to the Council on the basis that the Enterprise is qualified by financial responsibility and business experience to create and preserve employment opportunities in said Enterprise Zone and to improve the economic climate of the City of Massillon; and

Whereas, the project site as proposed by the Enterprise is located in the Perry Local School District and the Board of Education of said district and any applicable Joint Vocational School District have been notified in accordance with Section 5709.83 and been given a copy of the Application; and

Whereas, pursuant to Section 5709.62(C) and in conformance with the format required under Section 5709.631 of the Ohio Revised Code, the parties hereto desire to set forth their agreement with respect to matters hereinafter contained.

Now, therefore, in consideration of the mutual covenants herein contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

Section I:

The Enterprise shall construct a new facility, including eight thousand (8,000) square foot steel industrial building with 1,300 square feet of office space on Sterilite Street SE, in NeoCom II Industrial Park, to house its construction business. The Project shall be constructed on a 6.25 acre parcel of land known as and being Out Lots 727 and 753, and Lot No. 15505 in the City of Massillon, Stark County, Ohio.

The Project will involve a total investment by the Enterprise of (\$550,000) Five Hundred Fifty Thousand Hundred Dollars , plus or minus 10%, at the project site. Included in this investment are (\$160,000) One Hundred Sixty Thousand Dollars for acquisition of the project site; and (\$390,000) Three Hundred Ninety Thousand Dollars for new construction of buildings.

Furthermore, the Enterprise has reported that its existing base level of inventory as listed in the personal property tax return for the tax year (stated in average \$ value per most recent 12 month period) in which the agreement is entered into is \$0.

The Project will begin in May 2002, and all acquisition, construction, and installation will be completed by May 1, 2003.

The total investment by the Enterprise in undertaking this Project and establishing the new facility represents a significant new investment on behalf of the Enterprise, and as such, the City of Massillon hereby determines that the Project is eligible for the tax incentives and other benefits as described in this Agreement.

If, at any time, The Enterprise determines that it will not undertake all the improvements set forth in this Section 1, or otherwise desires to modify the Project, the Enterprise will notify the City of Massillon, stating the reasons for its determination. The parties will thereupon confer to discuss the effect of the Enterprise's determination on the tax exemptions provided herein and to amend or terminate this Agreement accordingly. In no event shall any such amendment operate to revoke retroactively the tax exemptions provided herein.

Section 2:

The Enterprise shall create within a time period not exceeding 12 months after the completion of construction of the aforesaid facility, 4 new full-time permanent jobs with an annual payroll of \$99,000 and 3 new permanent part-time jobs with an annual payroll of \$15,000. The job creation period begins May 1, 2002 and all new jobs will be placed by May 1, 2003.

In addition, the Enterprise will be relocating to the Enterprise Zone Project Site 35 existing full-time permanent jobs and 4 existing part-time permanent jobs. These jobs will be relocated from the Enterprise's present location at 3612 Erie Avenue SW, in Perry Township, Stark County, Ohio. The Enterprise will use its best efforts to retain these 35 existing full-time permanent jobs and 4 existing part-time permanent jobs at the Project Site. The Enterprise currently has 35 full-time permanent employees and 4 part-time permanent employees in the State of Ohio.

The relocation and retention of these existing 35 existing full-time permanent jobs and 4 existing part-time permanent jobs will maintain the company's current annual payroll for these jobs of (\$1,353,953) One Million Three Hundred Fifty-Three Thousand Nine Hundred Fifty-Three Dollars.

Section 3:

The Enterprise shall provide to the proper Tax Incentive Review Council any information reasonably required by the council to evaluate the Enterprise's compliance with the agreement, including returns filed pursuant to section 5711.02 of the Ohio Revised code if requested by the council. The Enterprise shall also be required to supply a copy of the Ohio Department of Taxation State Tax return form 913 to the Tax Incentive Review Council for each year the agreement is in effect or required to be reviewed.

Section 4:

The City of Massillon hereby grants the Enterprise a tax exemption for real property improvements made to the Project Site pursuant to Section 5709.62 of the Ohio Revised Code. This tax exemption shall be at the rate of 75%. Each identified project improvement will receive a ten year exemption period. The exemption commences the first year for which the real property exemption would first be taxable were that property not exempted from taxation. No exemption shall commence after December 31, 2003 nor extend beyond December 31, 2013.

The Enterprise must file the appropriate tax forms (DTE 23) with the County Auditor and with the State Department of Taxation to effect and maintain the exemptions covered in the agreement.

Section 5:

Waivers under section 5709.633 of the revised code: not applicable.

Section 6:

The Enterprise shall pay to the City of Massillon an annual monitoring fee of (\$500) Five Hundred Dollars for each year the agreement is in effect. The fee shall be made payable to the City of Massillon and shall be paid by certified check and delivered to the Mayor by March 31 of each year that the fee is due and payable. This fee shall be deposited in a special fund created for such purpose and shall be used exclusively for the purpose of complying with section 5709.68 of the revised code and by the tax incentive review council created under section 5709.85 of the revised code exclusively for the purposes of performing the duties prescribed under that section.

Section 7:

The Enterprise shall pay such real and tangible personal property taxes as are not exempted under this agreement and are charged against such property and shall file all tax reports and returns as required by law. If the Enterprise fails to pay such taxes or file such returns and reports, all incentives granted under this agreement are rescinded beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.

Section 8:

The City of Massillon shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain exemptions from taxation granted under this Agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.

Section 9:

If for any reason the Enterprise Zone designation expires, the Director of the Ohio Department of Development revokes certification of the zone, or the City of Massillon revokes the designation of the zone, entitlements granted under this agreement shall continue for the number of years specified under this agreement, unless the Enterprise materially fails to fulfill its obligations under this Agreement and the City of Massillon terminates or modifies the exemptions from taxation under this agreement.

Section 10:

If the Enterprise materially fails to fulfill its obligations under this Agreement, or if the City of Massillon determines that the certification as to delinquent taxes required by this agreement is fraudulent, the City of Massillon may terminate or modify the exemptions from taxation granted under this Agreement.

Section 11:

The Enterprise hereby certifies that, at the time this agreement is executed, it does not owe any delinquent real or tangible personal property taxes to any taxing authority in the State of Ohio, and does not owe delinquent taxes for which the Enterprise is liable under Chapter 5733., 5735., 5739., 5741., 5743., 5747., or 5753. of the Revised Code, or, if such delinquent taxes are owed, the Enterprise currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition of bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against the Enterprise. For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised code governing payment of those taxes.

Section 12:

The Enterprise affirmatively covenants that it does not owe: (1) any delinquent taxes to the State of Ohio or a political subdivision of the State; (2) any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State; and (3) any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not.

Section 13:

The Enterprise and the City of Massillon acknowledge that this Agreement must be approved by formal action of the legislative authority of the City of Massillon as a condition for the agreement to take effect. This Agreement takes effect upon such approval.

Section 14:

The City of Massillon has developed a policy to ensure recipients of Enterprise Zone tax benefits practice non-discriminating hiring in its operations. By executing this agreement, the Enterprise is committing to following non-discriminating hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.

Section 15:

Exemptions from taxation granted under this agreement shall be revoked if it is determined that the Enterprise, any successor enterprise, or any related member (as those terms are defined in Section 5709.61 of the Ohio Revised Code) has violated the prohibition against entering into this agreement under Division (E) of Section 3735.671 or Section 5709.62 of the Ohio Revised Code prior to the time prescribed by that division or either of those sections.

Section 16:

This Agreement is not transferable or assignable without the express, written approval of the City of Massillon.

Section 17:

The Enterprise affirmatively covenants that it has made no false statements to the State or local political subdivision in the process of obtaining approval for the Enterprise Zone incentives. If any representative of the Enterprise has knowingly made a false statement to the State or local political subdivision to obtain the Enterprise Zone incentives, the Enterprise shall be required to immediately return all benefits received under the Enterprise Zone Agreement pursuant to ORC Section 9.66(C)(2) and shall be ineligible for any future economic development assistance from the State, any state agency, or a political subdivision pursuant ORC 9.66(C)(1). Any persons who provides a false statement to secure economic development assistance may be guilty of falsification, a misdemeanor of the first degree, pursuant ORC 2931.13(D)(1), which is punishable by a fine of not more than \$1,000 and/or a term of imprisonment of not more than six months.

In Witness Whereof, the City of Massillon, Ohio, by Francis H. Cicchinelli, Jr., its Mayor, and pursuant to Ordinance No. _____, has caused this instrument to be executed this ____ day of _____; Vasco Asphalt Company, Inc., by Mike Vinton, its President, and has caused this instrument to be executed this ____ day of _____; Vasco Properties Ltd., by Mike Vinton, its President, and has caused this instrument to be executed this ____ day of _____.

WITNESSED BY:

THE CITY OF MASSILLON, OHIO

Francis H. Cicchinelli, Jr., Mayor

WITNESSED BY:

VASCO ASPHALT COMPANY, INC.

Mike Vinton, President

WITNESSED BY:

VASCO PROPERTIES, LTD.

Mike Vinton, President

Approved as to form and legal sufficiency:

John D. Ferrero, Jr., Director of Law
City of Massillon, Ohio

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 91 - 2002

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 3, with Blacktop Pavers to provide materials and labor for the addition of concrete for fencing installation on the bike path ramp, without competitive bidding, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 3, with Blacktop Pavers to provide materials and labor for the addition of concrete for fencing installation on the bike path ramp, without competitive bidding.

Section 2:

The Director of Public Service and Safety be and is hereby authorized to approve Change Order No. 3, with Blacktop Pavers to provide materials and labor for the addition of concrete for fencing installation on the bike path ramp, without competitive bidding. The Change Order No. 3 shall not exceed Two Thousand Five Hundred Dollars (\$ 2,5000.00).

Section 3:

That upon the completion of said services, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for such services and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

Section 4:

That this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the further reason that said services are necessary with Blacktop Pavers to provide materials and labor for the addition of concrete for fencing installation on the bike path ramp. 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 with Stanley Miller to provide final grading and seeding as required for coordination with landscaping and irrigation additions, without competitive 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 92 - 2002

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 4, with Stanley Miller to provide final grading and seeding as required for coordination with landscaping and irrigation additions, without competitive bidding, at the Massillon Recreation Center, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 4, with Stanley Miller to provide final grading and seeding as required for coordination with landscaping and irrigation additions, without competitive bidding, at the Massillon Recreation Center.

Section 2:

The Director of Public Service and Safety be and is hereby authorized to approve Change Order No. 4, with Stanley Miller to provide final grading and seeding as required for coordination with landscaping and irrigation additions, without competitive bidding, at the Massillon Recreation Center. The Change Order No. 4 shall not exceed Seven Hundred Dollars (\$ 700.00).

Section 3:

That upon the completion of said services, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for such services and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

Section 4:

That this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the further reason that said services are necessary with Stanley Miller to provide final grading and seeding as required for coordination with landscaping and irrigation additions, without competitive bidding, at the Massillon Recreation Center. 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 93 - 2002

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 5, for extending a 2" irrigation line with 2" pressure backflow preventor and interior drain-down valve, without competitive bidding, with Feinman Mechanical, at the Massillon Recreation Center, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 5, for extending a 2" irrigation line with 2" pressure backflow preventor and interior drain-down valve, without competitive bidding, with Feinman Mechanical, at the Massillon Recreation Center.

Section 2:

The Director of Public Service and Safety be and is hereby authorized to approve Change Order No. 5 for extending a 2" irrigation line with 2" pressure backflow preventor and interior drain-down valve, without competitive bidding, with Feinman Mechanical, at the Massillon Recreation Center. The Change Order No. 5 shall not exceed Two Thousand Three Hundred Sixty Four Dollars (\$2,364.00).

Section 3:

That upon the completion of said services, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for such services and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

Section 4:

That this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the further reason that said services are necessary for extending a 2" irrigation line with 2" pressure backflow preventor and interior drain-down valve, without competitive bidding, at the Massillon Recreation Center. 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 94 - 2002

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 7, with Wood Electric, for providing necessary electrical wiring for the exterior signs and rough-in outlets, without competitive bidding, at the Massillon Recreation Center, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary for the Director of Public Service and Safety of the City of Massillon, Ohio, to approve Change Order No. 7, for providing necessary electrical wiring for the exterior signs and rough-in outlets, with Wood Electric, without competitive bidding, at the Massillon Recreation Center.

Section 2:

The Director of Public Service and Safety be and is hereby authorized to approve Change Order No. 7, with Wood Electric, for providing necessary electrical wiring for the exterior signs and rough-in outlets, without competitive bidding, at the Massillon Recreation Center. The Change Order No. 7 shall not exceed Three Thousand Two Hundred Nine Dollars (\$3,209.00).

Section 3:

That upon the completion of said services, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for such services and the City Auditor is hereby authorized and directed to honor and pay said vouchers.

Section 4:

That this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the further reason that said services are necessary to provide necessary electrical wiring for the exterior signs and rough-in outlets, without competitive bidding, at the Massillon Recreation Center. 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 _____ 2002

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

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

DATE: May 6, 2002 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 95 - 2002

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and the Chief of Police of the City of Massillon, to enter into an agreement with the Federal Government for the sharing of asset forfeiture funds for use by 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 Mayor and the Chief of Police of the City of Massillon, are hereby authorized to enter into an agreement with the Federal Government for the sharing of asset forfeiture funds for use by the Massillon Police Department.

Section 2:

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 that the agreement is necessary for the Massillon Police Department to receive its share of forfeiture funds from participation in joint investigations with the FBI and other Federal agencies. 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 96 - 2002

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with Enforcement Products, to purchase eight (8) in car Mobile Vision video systems, without competitive bidding, through pricing based on State of Ohio DAS contract #OT904897-Q and approved by the Board of Control, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Enforcement Products, to purchase eight (8) in car Mobile Vision video systems, without competitive bidding, through pricing based on State of Ohio DAS contract #OT904897-Q and approved by the Board of Control. The cost of said contract shall not exceed Thirty- Five Thousand One Hundred Twenty Dollars (\$35,120.00)

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to enter into a contract with Enforcement Products, to purchase eight (8) in car Mobile Vision video systems, without competitive bidding, through pricing based on State of Ohio DAS contract #OT904897-Q and approved by the Board of Control.

Section 3:

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

Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason the City of Massillon enter into a contract with Enforcement Products, so that the eight (8) in car video systems may be purchased for use by the Police 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 97 - 2002

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY 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 enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 2001 Target Area Resurfacing Street Program within the City of Massillon, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to advertise for, receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 2001 Target Area Resurfacing Street Program within the City of Massillon.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to prepare plans and specifications and to advertise for, receive sealed bids and enter into contract, upon award and approval by the Board of Control, with the lowest and best bidder for the 2001 Target Area Resurfacing Street Program within the City of Massillon.

Section 3:

That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that the advertising for bids be made to pave and/or resurface the streets within the Massillon neighborhoods. 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 98 - 2002

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE establishing a fund entitled "Pedestrian Bridge 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 "Pedestrian Bridge 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 _____ 2002

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

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

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 99 - 2002

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Pedestrian Bridge Fund, Capital Improvement Fund, Community Development Block Grant Fund, Parks and Recreation Capital Fund, Wastewater Treatment Plant Fund, Waste Management Grant Fund, General Fund, Parking Enforcement Fund, Massillon Mural Fund, Bond Retirement WWT Fund, Bond Retirement Shaw Castlewast Fund, and Bond Retirement 23rd. Fund, for the year ending December 31, 2002, 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 Pedestrian Bridge Fund for the year ending December 31, 2002, the following:

\$447,272.00 to an account entitled "Pedestrian Bridge Project" 1408.505.2510

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2002, the following:

\$300,000.00 to an account entitled "Street Resurfacing Program" 1401.435.2510

\$ 81,000.00 to an account entitled "Pedestrian Bridge Project" 1401.505.2510

\$ 30,000.00 to an account entitled "Fire Station Repairs" 1401.325.2511

Section 3:

There be and hereby is appropriated from the unappropriated balance of the Community Development Block Grant Fund for the year ending December 31, 2002, the following:

\$ 70,000.00 to an account entitled "2001 Target Area Streets" 1203.845.2812

Section 4:

There be and hereby is appropriated from the unappropriated balance of the Parks and Recreation Capital Fund for the year ending December 31, 2002, the following:

\$ 31,000.00 to an account entitled "Pedestrian Bridge Project" 1433.505.2511
\$ 2,500.00 to an account entitled "Services/Contracts" 1433.505.2510

Section 5:

There be and hereby is appropriated from the unappropriated balance of the Wastewater Treatment Plant Fund, for the year ending December 31, 2002, the following:

\$ 16,401.78 to an account entitled "Raynell Heights Conveyance" 2101.610.2512

Section 6:

There be and hereby is appropriated from the unappropriated balance of the Waste Management Grant Fund for the year ending December 31, 2002, the following:

\$ 15,000.00 to an account entitled "Services/Contracts" 1222.605.2392

Section 7:

There be and hereby is appropriated from the unappropriated balance of the General Fund for the year ending December 31, 2002, the following:

\$ 2,000.00 to an account entitled "Supplies/Materials/Postage" 1100.325.2410

Section 8:

There be and hereby is appropriated from the unappropriated balance of the Parking Enforcement Fund, for the year ending December 31, 2002, the following:

\$ 4,000.00 to an account entitled "Services/Contracts" 1208.445.2392

Section 9:

There be and hereby is appropriated from the unappropriated balance of the Massillon Mural Fund for the year ending December 31, 2002, the following:

\$ 708.36 to an account entitled "Mural Project Phase IV" 3112.905.2510

Section 10:

There be and hereby is appropriated from the unappropriated balance of the Bond Retirement WWT Fund, for the year ending December 31, 2002, the following:

\$ 3,200.00 to an account entitled "Services/Contracts" 1305.940.2393

Section 11:

There be and hereby is appropriated from the unappropriated balance of the Bond Retirement Shaw Castlewest Fund, for the year ending December 31, 2002, the following:

\$ 400.00 to an account entitled "Services/Contracts" 1351.935.2382

Section 12:

There be and hereby is appropriated from the unappropriated balance of the Bond Retirement 23rd Fund, for the year ending December 31, 2002, the following:

\$ 350.00 to an account entitled "Services/Contracts" 1350.935.2382

Section 13:

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 _____ 2002

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: May 6, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 10 - 2002

BY: ENVIRONMENTAL COMMITTEE

TITLE: A RESOLUTION authorizing the Director of Public Service and Safety of the City of Massillon to enter into negotiations with the Stark County Commissioners for the Stark County Municipal Separate Storm Sewer System (MS4S) Consortium, and declaring an emergency.

WHEREAS, the law of the State of Ohio requires the City of Massillon to file a Notice of Intent for the compliance of the Storm Water Phase II Rule.

WHEREAS, this resolution shall authorize and direct the Director of Public Service and Safety to commence negotiations with the stark County Commissioners.

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

Section 1:

This Council hereby determines the necessity for the Director of Public Service and Safety of the City of Massillon to enter into negotiations with the Stark County Commissioners for the Stark County Municipal Separate Storm Sewer System Consortium.

Section 2:

This Resolution is hereby declared to an emergency measure, the reason for the emergency being that said enactment is necessary that this resolution of Notice of Intent be approved to authorize the Director of Service and Safety to enter into negotiations with Stark county Commissioners for the Stark County Municipal Separate Storm Sewer System Consortium. 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 _____ 2002

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

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

DATE: May 20, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 110 - 2002

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety with the approval of the Board of Control, to name an existing alley beginning at 1151 Wallace and running in a north/south direction between Wallace and Wellman as Starling Place S.E. in the City of Massillon, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to authorize the Director of public Service and Safety with approval from the Board of Control, to name an existing alley beginning at 1151 Wallace and running in a north/south direction between Wallace and Wellman as Starling Place S.E. in the City of Massillon.

Section 2:

The Director of Public Service and Safety is hereby authorized and directed, upon approval of the Board of Control, to post appropriate signs on said alley giving notice of said name. The Safety Service Director shall name an alley beginning at 1151 Wallace and running in a north/south direction between Wallace and Wellman as Starling Place S.E. in the City of Massillon.

Section 3:

That the Traffic Control Map is hereby amended to show said name designation.

Section 4:

That any prior ordinance or part of any ordinance that may be in conflict with this ordinance, be and is hereby repealed.

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