

AGENDA

DATE: JUNE 3, 2002
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARING THIS EVENING

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

ORDINANCE NO. 112 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

P
9-0
AN ORDINANCE authorizing and directing the Mayor to enter into an agreement with Ohio Drilling 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. 113 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

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9-0
AN ORDINANCE authorizing the Mayor to enter into an agreement with the Board of Stark County Commissioners and the City of Alliance, Ohio, to form a consortium for the purpose of becoming a participating jurisdiction in the Federal HOME Investment Partnership Program, and declaring an emergency.

ORDINANCE NO. 114 - 2002 BY: COMMUNITY DEVELOPMENT COMMITTEE

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9-0
AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into contract for the sale of certain tracts of land owned by the City and not needed for any municipal purpose and being known as Lot No. 5195 and 5196, located in the City of Massillon, Stark County, Ohio, to Habitat for Humanity of Massillon, the highest and best bidder, for the purpose to develop housing that will be affordable to low and moderate income families and declaring an emergency.

ORDINANCE NO. 115 - 2002 BY: FINANCE COMMITTEE

P
9-0
AN ORDINANCE authorizing the Mayor to enter into a Grant Agreement with the Juvenile Accountability Incentive Block Grant Program to provide a safety security officer for the Massillon School System, and declaring an emergency.

ORDINANCE NO. 116 - 2002 BY: FINANCE COMMITTEE

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9-0
AN ORDINANCE making certain appropriations from the unappropriated balance of the 16th Street Project Fund, Wastewater Treatment Fund, Wastewater Treatment Plant Upgrade Fund, Restaurant License Fund, Capital Improvement Fund, Home Health Fund, and the General Fund, for the year ending December 31, 2002, and declaring an emergency

ORDINANCE NO. 117 - 220 BY: FINANCE COMMITTEE

AN ORDINANCE making certain transfers in the 2002 appropriation of the Wastewater Treatment Fund to the Wastewater Treatment Plant Upgrade Fund, of the City of Massillon, Ohio, 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 PERMIT REPORT FOR MAY - 2002**
 - B). AUDITOR SUBMITS MONTHLY REPORT FOR MAY - 2002**
- 11. REPORTS OF COMMITTEES**
- 12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS**
- 13. CALL OF THE CALENDAR**
- 14. THIRD 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: June 3, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 112 - 2002

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Mayor to enter into an agreement with Ohio Drilling 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, Ohio Drilling Company, Inc., is proposing to relocate from its present location at 115 3rd Street, N.E. to a new facility to be built on a five acre site on Bostic Blvd., S.W. within the Massillon Enterprise Zone, and Ohio Drilling Company, Inc., is proposing to establish a new facility to relocate its water well drilling and pump repair business, at a total combined investment of One Million Three Hundred Thousand Dollars (\$1,300,000.00), (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 Ohio Drilling Company, Inc., with the incentives available for development of the Project in said Enterprise Zone, under Chapter 5709 of the Ohio Revised Code;
nd

WHEREAS, Ohio Drilling 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 Ohio Drilling 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 Tuslaw School District and the Tuslaw 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 Ohio Drilling 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 Ohio Drilling 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"), and **Ohio Drilling Company, Inc.**, an Ohio Corporation with its main offices located at 115 Third Street, NW, Massillon, Ohio 44647 (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 water well drilling and pump repair 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 Tuslaw 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 twenty-three thousand (23,000) square foot industrial building on Bostic Boulevard SW, to house its manufacturing, repair, storage and office operations. The Project shall be constructed on a five acre parcel of land known as and being Part of Out Lot 512 in the City of Massillon, Stark County, Ohio.

The Project will involve a total investment by the Enterprise of (\$1,300,000) One Million Three Hundred Thousand Dollars, plus or minus 10%, at the project site. Included in this investment are (\$1,300,000) One Million Three Hundred 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 \$133,811.

The Project will begin in August 2002, and all acquisition, construction, and installation will be completed by March 31, 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 currently has 25 full-time permanent employees in the State of Ohio. All of these employees are currently located at the Enterprise's existing site at 115 Third Street, NW, in Massillon. As a result of this Project, the Enterprise will be relocating to the Enterprise Zone Project Site all 25 existing full-time permanent jobs. The Enterprise will use its best efforts to retain these 25 existing full-time permanent jobs at the Project Site.

The relocation and retention of these existing 25 full-time permanent jobs will maintain the company's current annual payroll for these jobs of (\$1,203,775) One Million Two Hundred Three Thousand Seven Hundred Seventy-Five 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.

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 _____; and Ohio Drilling Company, Inc., by George P. Mayhew, its President, has caused this instrument to be executed this ____ day of _____.

WITNESSED BY:

THE CITY OF MASSILLON, OHIO

Francis H. Cicchinelli, Jr., Mayor

WITNESSED BY:

OHIO DRILLING COMPANY, INC.

George P. Mayhew, President

Approved as to form and legal sufficiency:

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

**OHIO DEPARTMENT OF DEVELOPMENT
OHIO ENTERPRISE ZONE PROGRAM**

**PROPOSED AGREEMENT BETWEEN LOCAL GOVERNMENT OR COUNTY &
ENTERPRISE PROPOSAL for Tax abatement Incentive Agreement Between the City of
Massillon located in the County of Stark and Ohio Drilling Company, Inc.
(Enterprise)**

1. a. Name of business, home or main office address, contact person, and telephone number (attach additional pages if multiple enterprise participants).

<u>Ohio Drilling Company, Inc.</u> enterprise name	<u>Jeffrey W. Brest</u> contact person
<u>115 Third Street N.W.</u>	<u>330-832-1521</u>
	telephone number
<u>Massillon, Ohio 44647</u> address	

- b. Project Site:

<u>Bostic Blvd. S.W.</u>	<u>Jeffrey W. Brest</u> contact person
<u>Massillon, Ohio</u>	
	<u>330-832-1521</u>
address	telephone number

2. a. Nature of business (manufacturing, warehousing, wholesale or retail stores, or other).

Water well drilling and pump repair

- b. List primary 4 digit Standard Industrial Code (SIC) # 1781
Business may list other relevant SIC numbers.

- c. If a consolidation, what are the components of the consolidation? (must itemize the location, assets, and employment positions to be transferred)

- d. Form of business of enterprise (corporation, partnership, or other).

Corporation

3. Name of principal owner(s) of the business (attach list if necessary).

George P. Mayhew, Thomas J. Perkins, Jeffrey W. Brest

4. Is business seasonal in nature? Yes _____ No x

5. a. State the enterprise's current employment level at the proposed project site:

25

- b. Will the project involve the relocation of employment positions or assets from one Ohio location to another? Note that relocation projects are restricted in non-distress based Ohio Enterprise Zones. A waiver from the Director of the Ohio Department of Development is available for special limited circumstances. The business and local jurisdiction should contact ODOD early in the discussions.

Yes _____ No x

- c. If yes, state the locations from which employment positions or assets will be relocated and the location to where the employment positions or assets will be located:

- d. State the enterprise's current employment level in Ohio (itemized for full and part-time and permanent and temporary employees):

25 - full time

- e. State the enterprise's current employment level for each facility to be affected by the relocation of employment positions or assets: 25 - full time

at the 115 - Third Street N.W. facility.

- f. What is the projected impact of the relocation, detailing the number and type of employees and/or assets to be relocated? Reduction in size of physical plant by one-third, all employees will be retained and moved to the new facility.

6. a. Has the Enterprise previously entered into an Enterprise Zone Agreement with the local legislative authorities at any site where the employment or assets will be relocated as a result of this proposal? Yes _____ No x

- b. If yes, list the local legislative authorities, date, and term of the incentives for each Enterprise Zone Agreement: _____

7. Does the Enterprise owe:

- a. Any delinquent taxes to the State of Ohio or a political subdivision of the state?
Yes _____ No x
- b. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State? Yes _____ No x
- c. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts are being contested in a court of law or not?
Yes _____ No x
- d. If yes to any of the above, please provide details of each instance including but not limited to the location, amount and/or case identification numbers (add additional sheets if necessary).

8. Project Description (attach additional pages if necessary): Construct a 23,000
square foot building to house manufacturing, warehousing
and office facilities.

9. Project will begin August, 2002, 19____ and be completed
March, 2003, 19____ provided a tax exemption is provided.

10. a. Estimate the number of new employees the business intends to hire at the facility that is the project site (job creation projection must be itemized by full and part-time and permanent and temporary): All 25 current employees will
retain their employment.

b. State the time frame for this projected hiring: _____ years.

c. State proposed schedule for hiring (itemize by full and part-time and permanent and temporary employees): _____

11. a. Estimate the amount of annual payroll such new employees will add \$ -
(new annual payroll must be itemized by full and part-time and permanent and temporary new employees). _____
- b. Indicate separately the amount of existing annual payroll relating to any job retention claim resulting from the project: \$ 1,203,775.40
12. Market value of the existing facility as determined for local property taxation.
\$ 0
13. a. Business's total current investment in the facility as of the proposal's submission.
\$ 0
- b. State the business's value of on-site inventory required to be listed in the personal property tax return of the enterprise in the return for the tax year (stated in average \$ value per most recent 12 month period) in which the agreement is entered into (baseline inventory): \$ 133,811.04
14. An estimate of the amount to be invested by the enterprise to establish, expand, renovate or occupy a facility:
- | | |
|---------------------------------------|-------------------------------|
| A. Acquisition of Buildings: | \$ <u>-</u> |
| B. Additions/New Construction: | \$ <u>1,300,000.00</u> |
| C. Improvements to existing buildings | \$ <u>-</u> |
| D. Machinery & Equipment | \$ <u>-</u> |
| E. Furniture & Fixtures: | \$ <u>-</u> |
| F. Inventory | \$ <u>-</u> |
| Total New Project Investment: | \$ <u>1,300,000.00</u> |
15. a. Business requests the following tax exemption incentives: 75 % for 10 years covering real and/or personal property including inventory as described above. Be specific as to type of assets, rate, and term.
- b. Business's reasons for requesting tax incentives (be quantitatively specific as possible)
- To lessen the impact of moving the Ohio Drilling Company
- to a new facility. Ohio Drilling agreed to sell our present
- real estate to the City of Massillon under the threat of
- eminent domain.

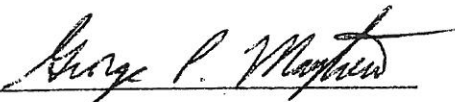
Submission of this application expressly authorizes the City of Massillon, Ohio to contact the Ohio Environmental Protection Agency to confirm statements contained within this application including item #7 and to review applicable confidential records. As part of this application, the business may also be required to directly request from the Ohio Department of Taxation or complete a waiver form allowing the Ohio Department of Taxation to release specific tax records to the local jurisdictions considering the incentive request.

Applicant agrees to supply additional information upon request.

The applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2931.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefit as well as a fine of not more than \$1,000 and/or a term of imprisonment of not more than six months.

Ohio Drilling Company, Inc
Name of Enterprise

May 13, 2002
Date


Signature

George P. Mayhew, President
Typed Name and Title

* A copy of this proposal must be forwarded by the local government to the affected Board of Education along with notice of the meeting date on which the local government will review the proposal. Notice must be given a minimum of fourteen (14) days prior to the scheduled meeting to permit the Board of Education to appear and/or comment before the legislative authorities considering the request.

** Attach to Final Enterprise Zone Agreement as Exhibit A

*** An Application Fee of Five Hundred Dollars (\$500.00) must be submitted along with the Proposed Agreement for Enterprise Zone Tax Exemption (Application). This fee is payable by check or money order made payable to the **Ohio Department of Development**.

Please note that copies of this proposal must be included in the finalized Enterprise Zone Agreement and be forwarded to the Ohio Department of Taxation and the Ohio Department of Development within fifteen (15) days of final approval.

**APPLICATION TO THE CITY OF MASSILLON
FOR A PROJECT AGREEMENT UNDER THE
OHIO URBAN JOBS AND ENTERPRISE ZONE ACT**

NARRATIVE STATEMENT

I. PROJECT DESCRIPTION:

Briefly summarize the project proposed to be undertaken, including a description of the investments to be made by the applicant enterprises. Describe the project site, including the lot number, address, and area (in square feet or acres).

Note: If the project involves the relocation of all or part of the enterprise's operations from another county or municipal corporation in the State of Ohio, the Enterprise shall attach a statement detailing the reasons for the proposed relocation.

Project site is a 5 acre parcel on the east side of Bostic Blvd. S.W. located between Martin Pallet and Hartville Kitchen. The Company plans to construct a 23,000 square foot facility to house manufacturing, repair, storage and office buildings and move it's entire operation from our current location to the proposed site.

The City of Massillon, threatening eminent domain, wishes to purchase the real estate currently owned by the Company and located in downtown Massillon. The company agreed to a complete relocation of it's operations because of the projected cost and uncertainty of litigation in fighting an eminent domain suite.

II. PROJECT BUDGET

- A. NEW BUILDINGS** (Provide a brief description of size, type, etc.)

Proposed Cost

\$1,300,000.00

23,000 square foot facility.
Including manufacturing, ware-
housing and office space.

- B. ADDITIONS** (Provide a brief description of size, type, etc.)

Proposed Cost

-0-

- C. IMPROVEMENTS TO EXISTING BUILDINGS**
(Provide an itemized description)

Proposed Cost

-0-

D. MACHINERY AND EQUIPMENT

Proposed Cost

1. Provide an itemized list of machinery, equipment, furniture, and fixtures to be purchased and installed at the project site and that will be subject to tax exemption under this Agreement.
2. Provide an itemized list of machinery, equipment, furniture, and fixtures used by the enterprise at another location in the State that will be relocated to the project site and that will not be exempted from taxation under this Agreement.

E. INVENTORY

Proposed Cost

List the value of inventory at the project site, including an itemization of the value of inventory held at another location in this state prior to the Agreement and to be relocated from that location to the project site; and the value of inventory held at the project site prior to the execution of the Agreement that will be not be exempted from taxation.

The inventory which is eligible for exemption is that amount or value of inventory in excess of the amount or value of inventory required to be listed in the personal property tax return for the tax year in which the Agreement is entered into.

III. EMPLOYMENT

Describe the current workforce of the company, including annual payroll. Describe the impact that the project will have on the company's workforce, specifically, at the project site. List the total number of jobs to be created/and or retained as a result of the project, itemized as to the number of full-time, part-time, and temporary positions, and including a schedule of hiring, itemized by each type of position listed above (the suggested maximum job creation is 36 months). Provide estimates of the dollar amount of additional payroll attributable to each type of position to be created (i.e., full-time, part-time, and temporary).

The Ohio Drilling Company, Inc. currently employs 25 people full time and nobody part time. Annual payroll is \$1,203,775.40 (2001 figures). The company plans to retain all employees and move them over to the new site, even though the square footage of our new facility is projected to be one-third less than our current existing facility.

IV. REQUEST FOR TAX EXEMPTION

Describe the type, amount, and term of tax exemption being requested for this project as follows:

- (1) An exemption for a specified number of years, not to exceed ten, of a specified portion, up to seventy-five per cent, of tangible personal property first used in business at the project site as a result of this Agreement. ("First used in business" means that the property referred to has not been used in business in this State by the enterprise that owns it, or by an enterprise that is an affiliate or subsidiary of such an enterprise, other than as inventory, prior to being used in business at the project site as a result of an Agreement.)
- (2) An exemption for a specified number of years, not to exceed ten, of a specified portion, up to seventy-five per cent, of real property constituting the project site.

In addition, provide a detailed explanation of the reasons why the proposed tax exemptions are necessary for the project. Provide any supporting financial information that would document the need for such tax exemptions. Using the attached forms, provide an analysis of the total taxes that would result from the project, both with and without the proposed tax exemptions. Summarize the benefits to the community as a result of the project.

IV. REQUEST FOR TAX EXEMPTION

The Ohio Drilling Co., Inc. requests an exemption equal to seventy-five per cent of the tangible personal property taxes on the construction cost of our proposed new building (currently estimated at \$1,300,000.00). The term of the tax exemption is to be ten years.

The proposed tax exemption is necessary for Ohio Drilling Co., Inc. to lessen the impact of our moving to a much smaller facility. The city, through their threats of eminent domain, has forced Ohio Drilling Co., Inc., with the sale of our present location, to accept an amount of money which is only two-thirds the amount necessary to replace our present facility. Ohio Drilling, in moving to a much smaller facility will be hard pressed to keep all of our present employees as we will be losing manufacturing capacity and a significant amount of our pump warehousing capacity (which allows Ohio Drilling to respond quickly to a customer emergency). The company is expecting a loss of sales as a result of this move. A loss of sales would normally be followed by a contraction in the labor force.

Additionally, the current tax basis of the buildings used by the company is admittedly rather low due to the age of the assets and the longevity of the company at our present site. This favorable tax basis will be lost with our relocation.

The company is looking to offset the higher cost of real estate in the City of Massillon, the loss of a favorable tax basis and the ongoing expected loss of business and profitability with this tax abatement request.

The local community in granting this tax abatement request will benefit from our continued employment of Massillon people. The company has been an employer in Massillon for ninety five years and will look forward to another century of business in Massillon with the requested tax incentives.

OHIO DEPARTMENT OF DEVELOPMENT
ENTERPRISE ZONE PROJECT TAX ANALYSIS

General Project Information

County: STARK Local Government Authority: MASSILLON
Business: Ohio Drilling Company, Inc. Total Project Cost: \$1,300,000
Total Current Real Property Tax of Business (at site): 0
Total Current Tangible Personal Property Tax of Business (at site): 0

* (Note, if not applicable to site, use within local jurisdiction):

Note, does the project involve relocation of any assets or jobs? X yes no

If yes, within local jurisdiction? X yes no

within county? yes X no

within State (distance mi.) yes X no

Does the project involve removal of any currently taxed assets (Real or Personal Property from the Tax Rolls?

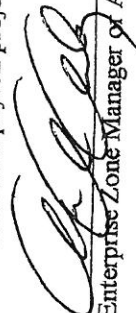
Estimate real property tax loss X yes no
Estimate tangible personal tax loss \$ 5,500 (annual)
\$ 0

Is there a local income tax? X yes no

If yes, please list income tax rate: 1.8 %

Note total number of new jobs projected - attributable to the project 0;

Note new payroll projected from the new job commitment 0 x 1.8 % income tax rate = 0
New income tax generation


Enterprise Zone Manager or Authorized Signature

5/16/02
Date

1A. Total Project Costs receiving Real Property Exemption: \$1,300,000 (Ohio Drilling)

Real Property Tax Matrix

Projected Tax Year	YR1	YR2	YR3	YR4	YR5	YR6	YR7	YR8	YR9	YR10
Estimated Value of Real Property Improvements	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000
Exemption Schedule	75%	75%	75%	75%	75%	75%	75%	75%	75%	75%
Exempted Value	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000	\$ 975,000
Taxable Value	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000	\$ 325,000
Assessment	35%	35%	35%	35%	35%	35%	35%	35%	35%	35%
Net Real Property Tax Rate (\$/1000)	34.98	34.98	34.98	34.98	34.98	34.98	34.98	34.98	34.98	34.98
Total Real Property Tax Foregone (Taxable Value x 35% x tax rate)	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936	\$ 11,936
Net New Tax Revenue Taxable Value x 35% x tax rate)	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979	\$ 3,979

Total Real Property Tax Foregone over Project Term:
Total New Real Property Tax Revenue generated over Project Term:

\$	119,363
\$	39,788

1B. Please calculate the annual net new Real Property Tax Revenue generated by the project. Subtract any real property tax revenue loss (page 1) \$55,000 from the new real property tax generated \$39,788 (1A) to equal the net new annual real property increase (loss) (\$ 15,212) to community.

2A. Total Project Costs Receiving Tangible Personal Property Exemptions (Ohio Drilling)

Note that because of depreciation of Tangible Personal Property by the business - these calculations must be repeated for each year during the term of the exemptions. The Business must supply the community with the annual estimates.

Personal Property Tax Matrix

Projected Tax Year	YR1	YR2	YR3	YR4	YR5	YR6	YR7	YR8	YR9	YR10
Estimated Value of Tangible Personal Property	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Exemption Schedule	75%	75%	75%	75%	75%	75%	75%	75%	75%	75%
Exempted Value	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Taxable Value	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Assessment	25%	25%	25%	25%	25%	25%	25%	25%	25%	25%
Tangible Personal Property Tax Rate	69.20	69.20	69.20	69.20	69.20	69.20	69.20	69.20	69.20	69.20
Total Tangible Property Tax Foregone (Exempted Value x Assessment x Tax Rate)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Net New Tangible Property Tax Revenue (Taxable Value x Assessment x Tax Rate)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Tangible Personal Property Tax Foregone over Project Term:	\$ -									
Total Net New Tangible Personal Property Tax Revenue generated over Project Term:	\$ -									

2B. Please calculate the annual net new Tangible Personal Property Tax Revenue generated by the project. Subtract any Tangible Personal Property tax revenue loss \$ 0 (page1) from the new Tangible Personal Property Tax generated \$ 315,500 (2A) to equal the net new annual Tangible Property increase (loss) \$ 315,500 to community.

DATE: June 3, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 113 - 2002

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into an agreement with the Board of Stark County Commissioners and the City of Alliance, Ohio, to form a consortium for the purpose of becoming a participating jurisdiction in the Federal HOME Investment Partnership Program, and declaring an emergency.

WHEREAS, the Congress of the United States has enacted the Cranston-Gonzales National Affordable Housing Act of 1990, which established the HOME Investment Partnership Program (HOME) to provide funds to state and local governments for the purpose of developing affordable housing programs and providing housing assistance for lower income persons; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) has issued regulations allowing units of general local government to enter into mutual cooperation agreements to form consortiums for the purpose of obtaining federal funding from the HOME Program; and

WHEREAS, the City of Massillon, under the regulations established by HUD, does not meet the minimum requirements necessary to be designated as a participating jurisdiction under the HOME Program; and

WHEREAS, the City of Massillon, along with the City of Alliance and the Board of Stark County Commissioners, agree that it is in the best interest of carrying out the objectives of the HOME Program within Stark County that the communities should form a consortium to work together in the planning and implementation of affordable housing development activities.

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

Section 1:

That this Council hereby authorizes and directs the Mayor to enter into an agreement with the Board of Stark County Commissioners and the City of Alliance, Ohio, to form a consortium for the purpose of becoming a participating jurisdiction eligible to receive Federal funds under the HOME Investment Partnership Program for Fiscal Years 2003 - 2005.

Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare, and safety, and for the further reason that this Ordinance is necessary to provide for the establishment of affordable housing programs and housing assistance for lower income residents of Massillon. And provided it receives the affirmative vote of two-thirds of the members elected 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

FY 2003 – 2005 CONSORTIUM AGREEMENT

BETWEEN STARK COUNTY AND

THE CITIES OF ALLIANCE AND MASSILLON

This Agreement is made between the COUNTY OF STARK, OHIO, hereinafter called the "County" and the Cities of Alliance, Ohio and Massillon, Ohio, hereinafter call the "Cities."

WHEREAS, the Congress of the United States has enacted the Cranston-Gonzales National Affordable Housing Act of 1990 (hereinafter called the "Act") which created the HOME Investment Partnerships (HOME) to provide funds to states and local governments for tenant-based assistance, acquisition, and low-cost rehabilitation, with the flexibility to decide what kind of housing assistance, or mix of housing assistance, is most appropriate for the local needs; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) subsequently issued regulations set forth in 24 CFR Part 92 allowing units of general local government to enter into mutual cooperation agreements to form consortiums for the purpose of obtaining funding from the HOME program; and

WHEREAS, HOME's general purposes are 1) to expand the supply of decent and affordable housing, particularly rental housing, for low- and very low-income Americans; 2) to strengthen the abilities of state and local governments to design and implement strategies for achieving adequate supplies of decent, affordable housing; 3) to provide both financial and technical assistance to participating jurisdictions, including the development of model programs for affordable low-income housing; and 4) extend and strengthen partnerships among all levels of government and the private sector, including for-profit and non-profit organizations, in the production and operation of affordable housing; and

WHEREAS, the Cities and the County desire to enter into affordable housing development activities which are directed toward the above general purposes, and for that reason, wish to seek such federal funding as may be available to them pursuant to the Act; and

WHEREAS, the Act contemplates and encourages the joining together by agreement of contiguous communities into a consortium for the purpose of carrying out the objectives of the Act; and

WHEREAS, municipalities and counties in Ohio have authority under Section 307.15 of the Ohio Revised Code (ORC) to enter into agreements whereby a County undertakes, and is authorized by the contracting subdivision to exercise any power, perform any function, or render any service, on behalf of the Cities which such Cities may exercise, perform, or render; and

WHEREAS, the Cities and the County have agreed that it is in the best interest of carrying out the objectives of the Act within Stark County that the Cities and the County should join together in affordable housing development activities.

NOW, THEREFORE, in consideration of the matters set forth above and below, the parties agree as follows:

1. The County and the Cities hereby form a consortium to be known as the Stark County/Alliance/Massillon HOME Consortium hereinafter referred to as the "Consortium." That the Consortium shall apply for HOME program funding. The County and the Cities agree to cooperate to assist the Consortium and to cooperate in undertaking housing assistance activities for the HOME Investment Partnership Program.
2. The County shall be authorized and designated as the "lead entity" and shall act in a representative capacity for both the County and the Cities for the purposes of this Agreement and to implement the Consortium's HOME program.
3. The County, as the lead entity, will assume overall responsibility for ensuring that the Consortium's HOME program is carried out in compliance with the requirements of the program, including requirements set forth in 24 CFR Part 92.
4. The County, in cooperation with the Cities, shall prepare and submit on behalf of the Consortium, program descriptions and the required certifications to the Secretary of Housing and Urban Development for HOME funds under the terms of the National Affordable Housing Act of 1990 for Fiscal Years 2003-2005. The program descriptions shall include the proposed use of HOME matching funds for each category of eligible activity (as needed), the amount of HOME funds for each category of eligible activity, the amount of HOME funds being reserved for use by Community Housing Development Organizations (CHDO's), special uses of HOME funds for first-time homebuyers, tenant based rental assistance, and/or other forms of investment, and a statement of policies and procedures to be used to meet the required affirmative marketing. Both the County and the Cities are aware that, at the present time, the Consortium is responsible for reserving not less than 15% of the funds it receives through the Consortium for investment of housing to be developed, sponsored, or owned by a CHDO, this requirement being set forth at 24 CFR Part 92.300. HUD will compute this 15% set-aside requirement for the Consortium as a whole.
5. The County, in cooperation with the Cities, shall develop and submit a single Consolidated Plan on behalf of the Consortium which describes a five-year strategy for addressing housing, homeless and supportive housing needs for the entire geographic area encompassed by the Consortium. The Consolidated Plan submitted by the County will include all housing related information for all members of the Consortium, as well as the non-housing Community Development information for the County. Each member of the Consortium will

prepare the non-housing Community Development information and submit a separate Consolidated Plan.

6. If projects or activities within the Cities are approved and funded, the Cities will be responsible for a portion of the monitoring of each of their respective subrecipients, including review and approval of monthly progress reports. The County will allow for 5% of the Cities' allocation to be expended for administration. The County will have the responsibility and authority for the overall implementation of the program and for the proper use of Fiscal Years 2003-2005 HOME appropriations and any and all program income generated from the expenditure of these funds in accordance with the requirements of the Act.
7. The Cities must inform the County of any income generated by the expenditure of HOME funds received by the Cities. The use of any such program income must have been negotiated and agreed to by the Cities and the County. Any program income received by any of the parties can be used for eligible activities in accordance with all HOME requirements that then apply.
8. This Agreement shall be for a term ending September 30, 2005, that being the end of a federal fiscal year and shall not be terminated by either party before that date except as a result of HUD action.
9. Each member of the Consortium shall be entitled to an amount of the HOME funding awarded to the Consortium based on that member's percentage of the total allocation to the Consortium. For the City of Alliance this shall be 18% (eighteen percent) and for the City of Massillon this shall be 19% (nineteen percent). A member may voluntarily relinquish a part or all of its HOME allocation to the other members of the Consortium, through a subsequent legal document signed by that member.
10. Each member is responsible for obtaining the necessary matching funds (or matching fund credits) for all of the HOME projects within the jurisdiction as required by 24 CFR Part 92. For the purpose of this Agreement, the jurisdictions of the Cities is deemed to be separate from that of the County.
11. Each party to this Agreement agrees to affirmatively further fair housing.
12. Stark County, on behalf of the entire Consortium, has the authority to amend the consortium agreement to add new members to the Consortium.

IN WITNESS WHEREOF, the parties have hereunto set their hands this day.

WITNESSES:

BOARD OF STARK COUNTY
COMMISSIONERS

Jane Vignos, President

Gayle A. Jackson, Vice President

John P. Dougherty

CITY OF ALLIANCE

Toni E. Middleton, Mayor

CITY OF MASSILLON

Francis H. Cicchinelli, Jr., Mayor

Approved as to legal form and sufficiency

Bernard L. Hunt, Attorney-at-Law

Andrew Zumbar
Alliance City Law Director

John D. Ferrero
Massillon City Law Director

I hereby certify that the Consortium Agreement entered into between Stark County and the Cities of Alliance and Massillon is fully authorized under state and local law. I further certify that the Agreement gives the Stark/Alliance/Massillon Consortium full legal authority to undertake or assist in undertaking housing assistance activities for the HOME Investment Partnership Program.

Bernard L. Hunt
Attorney-at-Law

DATE: June 3, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 114 - 2002

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into contract for the sale of certain tracts of land owned by the City and not needed for any municipal purpose and being known Lot No. 5195 and 5196, located in the City of Massillon, Stark County, Ohio, to Habitat for Humanity of Massillon, the highest and best bidder, for the purpose to develop housing that will be affordable to low and moderate income families, 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 in the best interest of the citizens of Massillon to sell certain tracts of land owned by the City and not needed for any municipal purpose and being known as Lot No. 5195 and 5196, in the City of Massillon, Stark County, Ohio, to Habitat for Humanity of Massillon, the highest and best bidder, for the purpose to develop housing that will be affordable to low and moderate income families.

Section 2:

The following described real estate belonging to the City of Massillon, Ohio, and not needed for any municipal purpose shall be sold to Habitat for Humanity of Massillon, the highest and best bidder.

1. Lot No. 5195, a vacant parcel located on the northeast corner of Walnut Road and 15th Street, S.E. This property to be sold for Three Thousand Dollars (\$3,000.00)
2. Lot No. 5196, a vacant parcel located on the northeast corner of Walnut Road and 15th Street, S.E. This property to be sold for Three Thousand Dollars (\$3,000.00)

Section 3:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the community and for the further reason of such emergency arising out of the necessity to dispose of real estate no longer needed for any municipal purpose for the best price obtainable for the purpose of developing affordable housing for low and moderate income homeowners. 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


BID FOR 1428 WALNUT SE

SUBMITTED BY

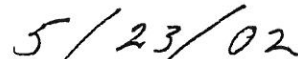
HABITAT FOR HUMANITY OF MASSILLON, OHIO, INCORPORATED
137 LINCOLN WAY EAST
MASSILLON, OH 44646

TO

CITY OF MASSILLON, OHIO
ALAN W. CLIMER
DIRECTOR OF PUBLIC SERVICE & SAFETY
MUNICIPAL GOVERNMENT ANNEX
SECOND FLOOR
151 LINCOLN WAY EAST
MASSILLON, OH 44646



ROBERT D. PORTER, PRESIDENT
HABITAT FOR HUMANITY OF MASSILLON
BOARD OF DIRECTORS



DATE

HABITAT FOR HUMANITY OF MASSILLON, OH, INCORPORATED
OFFICERS AND BOARD OF DIRECTORS

Rev. David Dodson, Executive
Director
137 Lincoln Way East
Massillon, OH 44646

Robert D. Porter, President
8218 Audubon St. NW
Massillon, OH 44646

Jerry Frisch, Vice President
1220 Diamond St. NE
Canton, OH 44721

Robert Antonille, Treasurer
914 10th St. NE
Massillon, OH 44646

Kathy Austin
746 16th St. NE
Massillon, OH 44646

William Cherry
2 James Duncan Plaza
Massillon, OH 44646

Rev. John Gearhart
2709 Pigeon Run Ave. SW
Massillon, OH 44647

Becky Hazlett
1630 Windsor Rd. NE
Massillon, OH 44646

Rev. Michael Hoffarth
350 South Portage Path
Akron, OH 44320

Lois Indorf
3283 Young St. NW
Massillon, OH 44647

Rev. William Lewis
1323 Lincoln Way SW
Massillon, OH 44647

Judith G. Miller
201 Lake Ave. NE
Massillon, OH 44646

Kurt Moyer
10964 Millersburg Rd. SW
Massillon, OH 44647

James H. Purtz
4336 Sparrow Ridge Ave. NW
Massillon, OH 44647

Richard G. Reichel
4518 Fulton Dr. NW
P.O. Box 35548
Canton, OH 44735-5548

Franklin Shanklin
2526 Bellevue St. SW
Massillon, OH 44647

Virginia Thomas
317 25th St. SE
Massillon, OH 44646

Pam Vann
P. O. Box 21073
Canton, OH 44701

ADVISORY BOARD

Gene Boerner
Massillon Area Chamber of
Commerce
137 Lincoln Way East
Massillon, OH 44646

Mel Herncane, President
Massillon Area Chamber of
Commerce
137 Lincoln Way East
Massillon, OH 44646

Father Thomas Cebula
St. Barbara's Catholic Church
2813 Lincoln Way NW
Massillon, OH 44647

Honorable Judge Edward Elum
Municipal Court of Massillon
City Hall
Massillon, OH 44646

I. DESCRIPTION OF PROPOSED AFFORDABLE HOUSING DEVELOPMENT

The goal of Habitat for Humanity is to eliminate poverty housing and homelessness from the face of the earth by working in partnership with God's people in need. Using volunteer labor and donated materials and funds, Habitat builds or rehabilitates simple, decent houses and sells them to low-income families at cost with no profit or interest added. Habitat is based on the conviction that Christian discipleship must be lived out in practical ways which help to lift burdens from the shoulders of others. Since housing is a fundamental need and right of humanity, it is the area in which Habitat focuses its ministry. The essential involvement of volunteers from the community is a way of helping to make the elimination of poverty housing a matter of conscience in the community.

The construction of Habitat homes is continuous. Please refer to Appendix C attached for type of dwelling proposed.

Habitat for Humanity of Massillon will guarantee that this housing will be affordable to low and moderate income households. The money to build houses at each Habitat affiliate comes from the local Fund for Humanity. The money for this Fund comes from Habitat house payments, contributions from individuals and organizations, non-interest loans, and income from fund-raising projects. The rich and poor are joined in partnership through the Fund for Humanity. It is designed to be an honorable and just way for the affluent to divest themselves of some of their wealth and to provide capital for the poor. This is done in the Spirit of the Apostle Paul's

admonition to the members of the Church in Corinth to share their abundance with those in need so that there might be some equality. (II Corinthians 8:1-15)

II. LISTING OF LOTS TO BE PURCHASED FROM THE CITY OF MASSILLON

- Habitat for Humanity of Massillon submits a bid of \$3,000.00 for Lot No. 5195 located on Walnut Rd SE. The lot is described as Parcel #06-06719
- Habitat for Humanity of Massillon submits a bid of \$3,000.00 for Lot No. 5196, located on Walnut Rd. SE. That part of the lot is described as Parcel #06-06720

The total price Habitat for Humanity of Massillon, Ohio Inc. bids for these lots is six thousand dollars (\$6,000.00).

III. HISTORY OF HABITAT FOR HUMANITY

The local affiliate, Habitat for Humanity of Massillon, Ohio Inc., began building homes in Massillon in 1992 and has completed 17 homes to house 17 low to moderate income partner families. The eighteenth home is under construction on Avon Place. The nineteenth home is scheduled to start soon on 26th St. NW. An additional home, number twenty, is scheduled to be completed by year end and a lot must be acquired to begin construction. We have an urgent need to acquire this one additional lot immediately, and will need to acquire more lots for the construction of at least three homes in the year 2003.

IV. METHOD OF FINANCING THE PROJECT

Most people approach the subject of fund raising with attitudes ranging from trepidation to stark terror. However, presenting people with the opportunity to participate in a ministry in which you believe can be a enjoyable experience. Fund raising is crucial to a Habitat program because house construction is very capital intensive. Each prospective affiliate must raise \$3000.00 for its own use before it is recognized as an affiliate by Habitat International. The money must come from several sources. This encourages the group to establish an effective fund-raising program early in its development.

Churches are strong supporters of Habitat's work and most affiliates begin by spreading the word about Habitat to local churches and church associations or ministerial alliances. In addition to financial donations, churches provide prayer support and volunteers for the local project.

Individuals will support an organization that uses donations wisely and in which they can be involved.

Grants from corporations and foundations are another potential source of funds for the local affiliate.

Often, a business which is not in a position to make a monetary donation is able to give an in-kind donation of materials or services. Building suppliers may donate slightly damaged or overstocked items. Banks, printers, electricians, and plumbers may donate their services. Many affiliates receive support from the local units of the National Association of Home

Builders and the American Institute of Architects in their area. The use of in-kind donations can significantly lower the cost of operating an affiliate and of constructing a house.

Donated property can also be used by the affiliate. If a piece of land is in an area which Habitat is able to build, it can be used for a house site. Also, the affiliate may receive houses which can be rehabilitated cost-effectively.

In addition the partner family mortgage payments are reinvested in the construction of additional houses for new partner families.

APPENDIX C

Habitat House Design Criteria

As stated in the Habitat Affiliate Covenant, affiliates' construction of houses should reflect the Habitat philosophy of building simple but adequate houses as defined in the Habitat house design criteria.

1. The living space provided, not including stairwells (except to a basement) and exterior storage, should not be more than:
 - 900 square feet for a 2-bedroom house.
 - 1050 square feet for a 3-bedroom house.
 - 1150 square feet for a 4-bedroom house.
2. The basic house should have only one bathroom. This may be compartmentalized for increased usefulness of additional baths can be added by the family as part of their budget (see #3).
3. Each family should have an opportunity to affect the design of their house as much as possible. A budget should be established with a predetermined limit (e.g., \$1,000) to allow the family to personalize their home with such things as picture windows, fencing, 1/2 bath, etc.
4. Each house should have a covered primary entrance.
5. When feasible, at least one entrance to the home should be accessible to persons who have difficulty with mobility.
6. All passage doors, including the bathroom door, should be 2' 8" minimum width and halls should be 3' 4" minimum frame to frame. These standards allow for simple access for persons with disabilities and elderly persons and increase the cost only slightly. Further adaptations may be needed if a family member is disabled.
7. Homes should have no garages or carports.

NOTE: Although rehabilitation jobs may provide a set of circumstances in which some of the above guidelines cannot be met, maintain the intent and spirit of the guidelines when determining the specifics and extent of the proposed rehabilitation.

DATE: June 3, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 115 - 2002

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into a Grant Agreement with the Juvenile Accountability Incentive Block Grant Program to provide a safety security officer for the Massillon School System, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to enter into a Grant Agreement with Juvenile Accountability Incentive Block Grant Program in the amount of Sixty Thousand Dollars (\$60,000.00) to provide a safety security officer for the Massillon School System.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a Grant Agreement with the Juvenile Accountability Incentive Block Grant Program to provide a safety security officer for the Massillon School System.

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 the grant is necessary to provide a safety security officer for the Massillon School System. 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: June 3, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 116 - 2002

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 16th Street Project Fund, Wastewater Treatment Fund, Wastewater Treatment Plant Upgrade Fund, Restaurant License Fund, Capital Improvement Fund, Home Health Fund, and the General 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 16th Street Project Fund for the year ending December 31, 2002, the following:

¢ 29,742.75 to an account entitled "16th Street Project" 1410.435.2510

Section 2:

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

\$ 26,310.33 to an account entitled "Transfer To" 2101.610.2710

Section 3:

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

\$ 26,310.33 to an account entitled "Wastewater Treatment Plant Upgrade Project" 1421.610.2510

Section 4:

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

\$ 22,000.00 to an account entitled "Restaurant Salary" 1211.720.2110

Section 5:

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

\$ 20,000.00 to an account entitled "Auditor Computer Equipment" 1401.205.2530

Section 6:

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

\$ 5,500.00 to an account entitled "Supplies" 1235.705.2410

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:

\$ 1,000.00 to an account entitled "Downtown Cruise-In" 1100.905.239M

Section 8:

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: June 3, 2002

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 117 - 2002

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2002 appropriation from within the Wastewater Treatment Fund to the Wastewater Treatment Plant Upgrade 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 hereby is transferred from the 2002 appropriation from within the Wastewater Treatment Fund to the Wastewater Treatment Plant Upgrade Fund of the City of Massillon, Ohio, the following:

\$ 26,310.33 FROM: "Transfer To" 2101.610.2710
\$ TO: "Transfer In" 1421.610.1860

Section 2:

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary for the more efficient operation of the various departments in the City of Massillon, Ohio, 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