

AGENDA

DATE: TUESDAY, JULY 5, 2005

PLACE: COUNCIL CHAMBERS

TIME: 7:30 P.M.

is one
~~THERE ARE NO~~ PUBLIC HEARINGS TONIGHT
Feb 14-2006

1. ROLL CALL *Excuse Doris Lewis*
2. INVOCATION BY COUNCILMAN TIM BRYAN
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. 69 – 2005

BY: COMMUNITY DEVELOPMENT COMMITTEE

Susp 8-0
Pop 8-0
AN ORDINANCE accepting the Final Plat and dedication of various streets for Ballinger Estates, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 70 – 2005

BY: COMMUNITY DEVELOPMENT COMMITTEE

Susp 8-0
Pop 8-0
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and 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 2005 Target Neighborhood Street Program Improvements in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 71 – 2005

BY: COMMUNITY DEVELOPMENT COMMITTEE

Susp 8-0
Pop 8-0
AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Alpetter Area Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 72 – 2005

BY: POLICE AND FIRE COMMITTEE

1st
~~Pop~~ *Funds Not Appropriated For Study*
AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract without competitive bidding with Professional Civil Structural Group, for engineering services for the evaluation of settlement cracks on rear wall of #1 Fire Station, and declaring an emergency.

ORDINANCE NO. 73 – 2005

BY: POLICE AND FIRE COMMITTEE

1st
AN ORDINANCE amending CHAPTER 1511 "OPEN BURNING" of the Codified Ordinances of the City of Massillon, Ohio, and enacting new sections 1511.06 "DEFINITION AND EXEMPTION", 1511.07 "APPLICATION, LOCATION, MATERIAL, SIZE AND DURATION, AND ATTENDANCE", 1511.08 "APPROVED EXTINGUISHING EQUIPMENT" and 1511.09 "PROHIBITED OPEN BURNING", and declaring an emergency.

ORDINANCE NO. 74 – 2005

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

*5-000
8-00
P-000
8-00*
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids for the 2005 Street Resurfacing Project in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 75 – 2005

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

*5-000
8-00
P-000
8-00*
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into contract with the lowest and best bidder upon the approval of the Board of Control for the Richville Drive Rehabilitation Project, and declaring an emergency.

ORDINANCE NO. 76 – 2005

BY: FINANCE COMMITTEE

*5-000
8-00
P-000
8-00*
AN ORDINANCE making certain appropriations from the unappropriated balance of the General Fund, Summer Concert Fund, and the UDAG B-81-AB-39-009 Fund, for the year ending December 31, 2005, and declaring an emergency.

RESOLUTION NO. 14 – 2005

BY: FINANCE COMMITTEE

*5-000
8-00
P-000
8-00*
A RESOLUTION for the proposed budget for the fiscal year 2006.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

*5-000
8-00
P-000
8-00*
(A) LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A NEW LIQUOR LICENSE FOR DONATOS PIZZERIA LLC DBA DONATOS PIZZERIA 2630 LINCOLN WAY EAST MASSILLON, OHIO 44646.

(B) LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A NEW LIQUOR LICENSE FOR TAMARKIN COMPANY DBA GETGO MASSILLON #3132 2046 LINCOLN WAY EAST MASSILLON, OHIO 44646.

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR JUNE 2005**
B). AUDITOR SUBMITS MONTHLY REPORT FOR JUNE 2005

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 10 – 2005

BY: PUBLIC UTILITIES COMMITTEE

NO BOX NO \$ involved
Post 8-10
A RESOLUTION authorizing all actions necessary to effect a governmental natural gas aggregation program with opt-in provisions pursuant to Article 18.04, Ohio Constitution and authorizing and directing the Director of Public Service and Safety to enter into an agreement with Buckeye Energy, Inc. for consulting services and any other required services related to natural gas aggregation.

2ND
ORD 61-2005 2ND PH July 18 @ 7:15 am
15. SECOND READING ORDINANCES AND RESOLUTIONS

2ND ORD 60-2005
PH 7:00 pm July 18
ORDINANCE NO. 62 – 2005

BY: POLICE AND FIRE COMMITTEE

AN ORDINANCE amending CHAPTER 1519 "FIREWORKS" of the Codified Ordinances of the city of Massillon, by repealing existing Subsection 1519.02(d) "PUBLIC EXHIBITION PERMIT REQUIRED; FEE; BOND; RECORDS" and enacting new Subsection 1519.02(d) "PUBLIC EXHIBIT PERMIT REQUIRED; FEE; BOND; RECORDS".

move TO Amend ORD 63-2005 8-10
5:00 PM
E
Post 8-10
ORDINANCE NO. 63 – 2005

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

AN ORDINANCE vacating a portion of 1st Street SW, and declaring an emergency.

16. NEW AND MISCELLANEOUS BUSINESS

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

18. ADJOURNMENT

MARY BETH BAILEY - CLERK OF COUNCIL

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

5-20 8-0
100 0-0
COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 - 2005

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat and dedication of various streets for Ballinger Estates, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

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

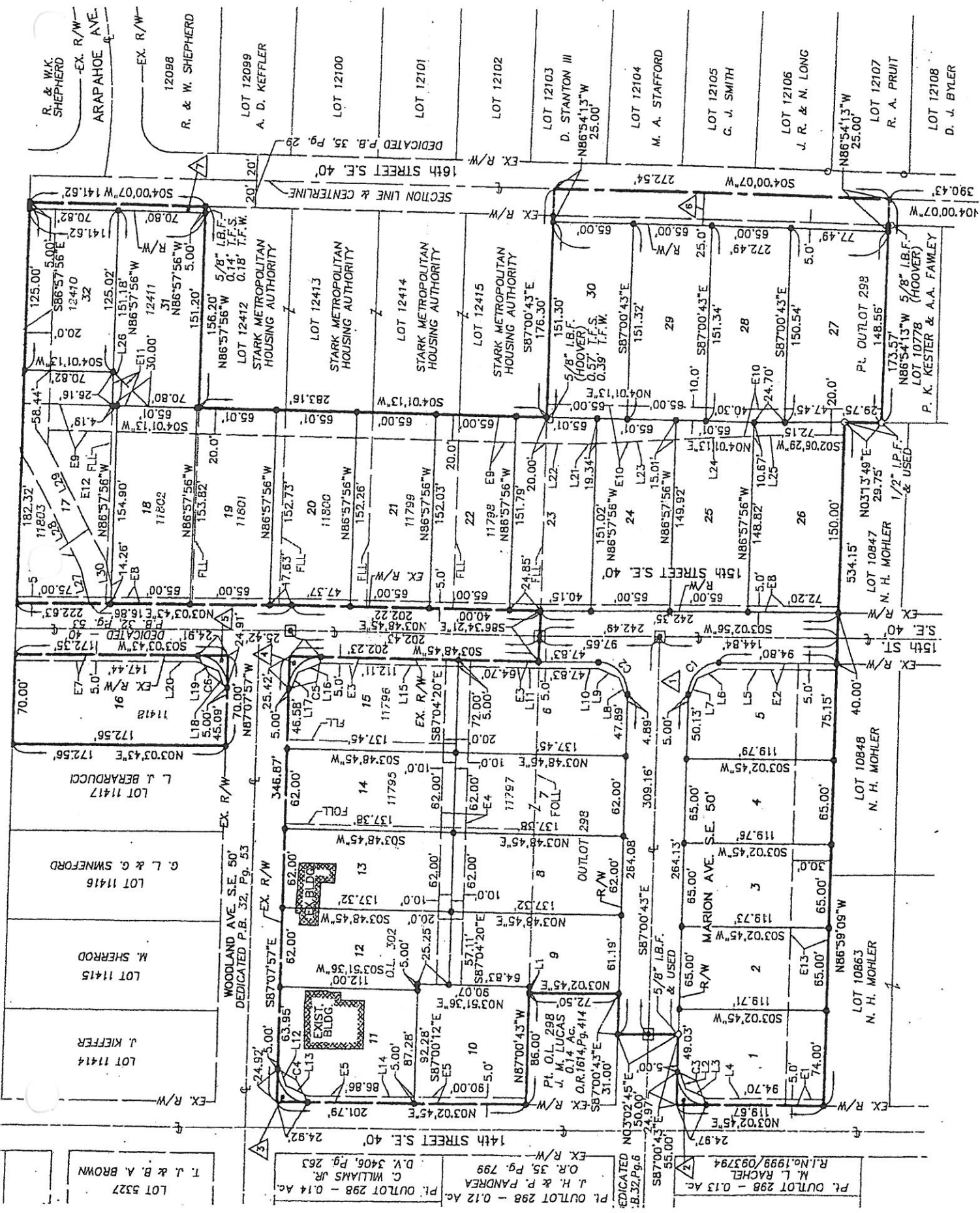
Section 1:

The Final Plat for Ballinger Estates, in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted and that the dedication to public use is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held June 22nd 2005. The undertaking given by the owners for improvement of streets and now on file with the City Engineer is approved. The description of Ballinger Estates is as follows:

Being Known as Lots 11795 through 11803, 12410, 12411, 11418 and part of Out Lots 298 & 302, located west of 16th Street SE, north of Forest Avenue SE. The request is to replat the existing properties into 32 new residential lots, including the additional right-of-way for 15th Street SE, 16th Street SE and Marion Avenue SE. The applicant is Massillon Homes, LLC.

Section 2:

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



LOT 5327
T. J. & B. A. BROWN

PL. OUTLOT 298 - 0.12 AC
J. H. & P. PANDREA
O.R. 35, Pg. 799
C. WILLIAMS JR.
D.V. 3406, Pg. 263

PL. OUTLOT 298 - 0.13 AC
M. L. RACHEL
R.L. No. 1998/093794

PL. OUTLOT 298
N. H. MOHLER

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

5000
8-0
28-0
COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 70 - 2005

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and 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 2005 Target Neighborhood Street Program Improvements 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 advertise for and 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 2005 Target Neighborhood Street Program in 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 and receive sealed bids according to law, and to enter into contract upon award and approval by the Board of Control, with the lowest and best bidder for the 2005 Target Neighborhood Street Program in the City of Massillon.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that bids be received so that work may be completed on the 2005 Target Neighborhood Street Program. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

2005 TARGET STREET ESTIMATES TOTALS

WARD	STREET NAME	FROM	TO	WORK	LENGTH	WIDTH	MH	(SQ.FT) AREA
3	Massachusetts SE	SE 20th St SE	Wall Place SE	GE	1480	28	5	41440.00
1	Cherry Road NE	NE Amherst Rd NE	8th St NE	GE	956	36	4	34416.00
3	19th St SE	SE Cambridge	Tremont SE	GE	1740	30	4	52200.00
Various Improvements								
3	25th St SE	SE Lincoln Way	Rhode Island	EXC	200	10	0	2000.00
3	Harsh Ave SE	SE Elizabeth	20th St SE	EXC	400	10	0	4000.00

2005 TARGET STREET RESURFACING PROGRAM ESTIMATE

STREET ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT COST		TOTAL	TOTAL COST
				MATERIAL	LABOR		
254	SPECIAL PLANING	5,568.00	S.Y.	0.00	1.25	1.25	\$ 6,960.00
448	ASPHALT CONC.	663.99	C.Y.	39.00	31.00	70.00	\$ 46,479.59
407	TACK COAT (0.10 GAL./SQYD.)	1,422.84	GAL.	0.85	0.25	1.10	\$ 1,565.13
604	CATCH BASIN ADJUSTMENT	10.00	EACH	50.00	75.00	125.00	\$ 1,250.00
604	CATCH BASIN REHAB.	10.00	EACH	175.00	75.00	250.00	\$ 2,500.00
604	ADJUST M.H. SOLID RISER	15.00	EACH	100.00	25.00	125.00	\$ 1,875.00
608	CURB RAMPS ADA SPEC	15.00	EACH	175.00	200.00	375.00	\$ 5,625.00
608	CONCRETE WALK	750.00	S.F.	4.00	2.00	6.00	\$ 4,500.00
609	CAST IN PLACE CONC. CURB/GUTTER	150.00	L.F.	12.00	10.00	22.00	\$ 3,300.00
614	MAINTAINING TRAFFIC	1.00	LUMP	2500.00	5000.00	7500.00	\$ 7,500.00
624	MOBILIZATION	1.00	LUMP	1000.00	4000.00	5000.00	\$ 5,000.00
705	JOINT SEALER	6.27	GAL.	1.00	9.00	10.00	\$ 62.70
SPEC.	LOW STRENGTH MORTAR	25.00	C.Y.	45.00	15.00	60.00	\$ 1,500.00
TOTAL AMOUNT						\$	88,117.41

VARIOUS STREET Repairs

203	ROADWAY EXC. 6"	111.11	C.Y.	0.00	22.00	22.00	\$ 2,444.44
301	BIT. AGG. BASE 4"	74.07	C.Y.	45.00	33.00	78.00	\$ 5,777.77
448	ASPHALT CONC. 2"	37.04	C.Y.	49.00	48.00	97.00	\$ 3,592.60
407	TACK COAT (0.10 GAL./SQYD.)	66.67	GAL.	0.60	2.40	3.00	\$ 200.00
705	JOINT SEALER	2.00	GAL.	0.00	580.00	580.00	\$ 1,160.00
614	MAINTAINING TRAFFIC	1.00	LUMP	0.00	2000.00	2000.00	\$ 2,000.00
						\$	15,174.82

TOTAL AMOUNT OF ESTIMATE \$ 103,292.23

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 71 - 2005

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Alpeter Area Annexation, upon annexation, and declaring an emergency.

WHEREAS, certain property owners have filed a petition requesting the Alpeter Area be annexed to the City of Massillon, Ohio, pursuant to the Ohio Revised Code Section 709.02, and

WHEREAS, Ohio Revised Code Section 709.03(D) requires that upon receiving notice, the Municipal Legislative Authority, shall by Ordinance or Resolution, adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation, and

WHEREAS, this Ordinance is intended to comply with the requirements of the Ohio Revised Code section 709.03(D), and

WHEREAS, it is required by Section 709.033 (A) (6) of the Ohio Revised Code, that no street or highway will be segmented by municipal/township boundary line as to create a maintenance problem; and if a street or highway is divided, the municipality agrees to assume all maintenance of such street or highway as part of the annexation.

WHEREAS, the legislative authority of the City of Massillon, Ohio, is supportive of the annexation proposal, and

WHEREAS, the Stark County Commissioners have scheduled a public hearing to be held at the Stark County Commissioners on August 18, 2005 at 11:00a.m.

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

Section 1:

Sanitary sewer is already available to the proposed area and the City of Massillon, Ohio, will tend to the proposed area, upon annexation, the availability of all municipal services extended to all of the current citizens, residents and property owners of the City of Massillon, Ohio, including, but not limited, to the services of the Municipal Police Department, services of the Engineering Department, services of the Building Department, services of the Street Department, services of the Safety Department, services of the Planning Department, services of the Health Department, services of the Sewer Department, and the services of the City of Massillon Administration within approximately one year of the annexation. The City of Massillon will also maintain the full width of the pavement along the frontage of the subject area to be annexed.

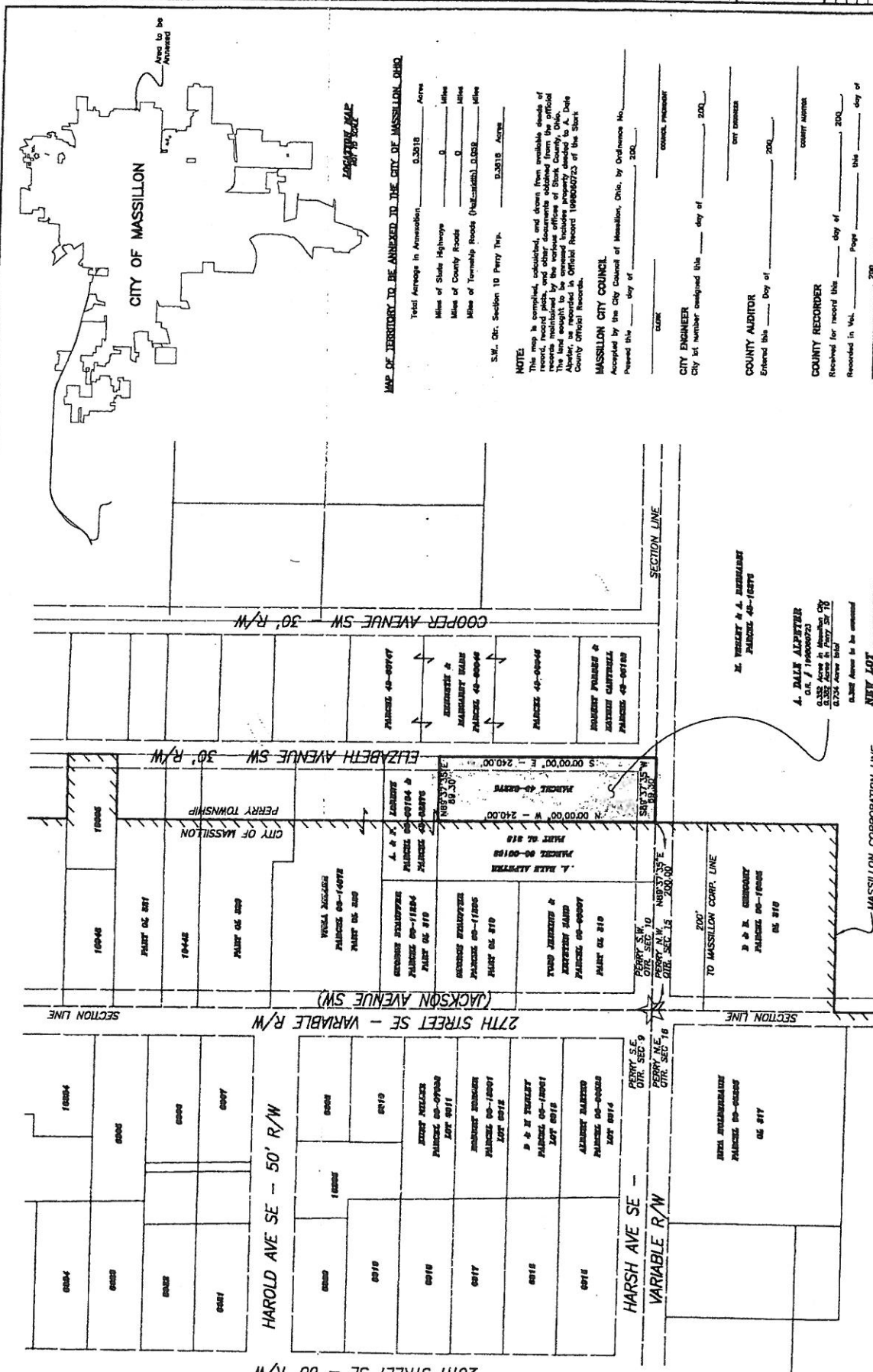
Section 2:

This Ordinance is hereby declared to be an emergency measure for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary to indicate what services the City of Massillon will provide to the area upon annexation prior to the Stark County Commissioners hearing August 19, 2005 in the Stark County Commissioners Office. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2005

APPROVED: _____
MARY BETH BAILEY, CLERK OF COUNCIL GLENN E. GAMBER, PRESIDENT

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



BASIS OF BEARING

The bearings are based on the west line of Section 10, Perry Township, as having a bearing of N 07°30'00" W as certified in Plat Book 88 Page 82 and recorded in the State County Plat Records. Presently or formerly owned by A. Dale Absher.

PERTINENT DOCUMENTS

EXHIBITS:	TAX MAPS:
VOL. 2015 PAGE 293	MASSILLO
L.R.# 198-000723	PERRY 82
PLAT BOOK 68 PAGE 82	PERRY 82
PLAT BOOK 14 PAGE 98	PERRY 82

A. DALE ALPHEE
G.R. # 1900000723
0.352 Acres in Houston City
0.352 Acres in Perry SW 16

ALSO OF INTEREST
REVENUE & LITIGATION
N. VITALE & A. BERNARDINI

MASSILLON CITY COUNCIL

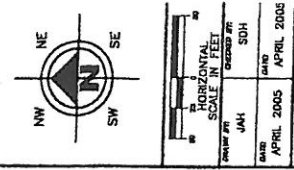
NOTE: This map is compiled, reproduced and distributed by the U.S. Army Corps of Engineers, Vicksburg District, Vicksburg, Mississippi.

MAP OF TERRITORY TO BE ANNEXED TO THE CITY OF MASSILLON, OHIO

4144 HOLTZBOY

Alpeter Annexation

City of Marion
Stark County, Ohio

[illegible]

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

1st July 5, 2005

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 72 - 2004

passed 7/1/05

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract without competitive bidding with Professional Civil Structural Group, for engineering services for the evaluation of settlement cracks on rear wall of #1 Fire Station, and declaring an emergency.

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

Section 1:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract without competitive bidding with Professional Civil Structural Group, for engineering services for the evaluation of settlement cracks on rear wall of #1 Fire Station located at 233 Erie Street South.

Section 2:

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 structural deficiencies at the fire station need evaluated and it is necessary to have the professional services of Professional Civil Structural Group evaluate the repairs required to these cracks to the #1 Fire Station. 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 _____ 2005

APPROVED: _____
MARY BETH BAILEY, CLERK OF COUNCIL GLENN E. GAMBER, PRESIDENT

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



[PROFESSIONAL CIVIL STRUCTURAL GROUP, INC.]

CIVIL
STRUCTURAL
ENVIRONMENTAL AUDITS
PLANNING
CONSTRUCTION MANAGEMENT
TURNKEY PROJECTS
LAND DEVELOPMENT

A PROFESSIONAL ENGINEERING COMPANY - DESIGN / BUILD

June 17, 2005

Mr. Larry W. Layne, Chief
Massillon Fire Department
233 Erie St. South
Massillon, OH 44646

RE: PROPOSAL FOR ENGINEERING SERVICES FOR EVALUATION OF
SETTLEMENT CRACKS AT MASSILLON FIRE STATION

Dear Chief Layne:

At your request and after a visit to the Massillon Fire Station, we propose the following services to document structural deficiencies and to identify repair procedures:

1. Inspection -- Two persons would conduct a thorough inspection of the building, with emphasis on the rear wall, to identify damage and relative movement that could have been caused by settlement. We would also verify the framing scheme to determine load paths.

	<u>Hours</u>	<u>Fee</u>
Technician	8 hours @ \$70.00	\$560.00
Engineer	8 hours @ \$110.00	\$880.00
Principal Engineer	2 hours @ \$120.00	\$240.00
		\$1,680.00

2. Documentation -- All damage would be recorded on plans of the building. Notations will indicate the size and location of cracks, and other settlement-related damage.

	<u>Hours</u>	<u>Fee</u>
Technician	12 hours @ \$70.00	\$840.00
Engineer	5 hours @ \$110.00	\$550.00
Principal Engineer	2 hours @ \$120.00	\$240.00
		\$1,630.00

3. Repair plans -- We will explain various procedures for repairing the structure, such as underpinning, including advantages and disadvantages of alternative procedures if applicable. We will identify which repairs are most critical to the structural integrity of the building, and which repairs would be merely cosmetic.

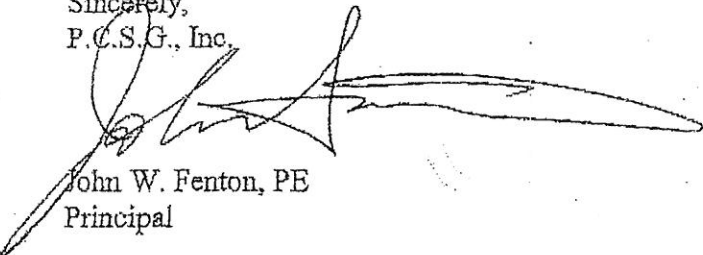
	<u>Hours</u>	<u>Fee</u>
Technician	8 hours @ \$70.00	\$560.00
Engineer	4 hours @ \$110.00	\$440.00
Principal Engineer	4 hours @ \$120.00	\$480.00
		\$1,480.00

4. Our work would be performed on an hourly basis with a fee not to exceed \$4,790.00.
Estimated completion: 3 weeks after authorization to proceed.

5. It may be helpful to obtain soil borings to help determine site conditions. The cost of two 25-foot borings (one behind the retaining wall, one in the settled area) would be \$1,150.00.

If you have questions or need more information, please call me at (330) 493-7300.

Sincerely,
P.C.S.G., Inc.



John W. Fenton, PE
Principal

Accepted by

Date

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

155 Read July 5

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT
2nd reading 7/18
passed 8/1/05

ORDINANCE NO. 73 - 2005

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 1511 "OPEN BURNING" of the Codified Ordinances of the City of Massillon, Ohio, and enacting new sections 1511.06 "DEFINITION AND EXEMPTION", 1511.07 "APPLICATION, LOCATION, MATERIAL, SIZE AND DURATION, AND ATTENDANCE", 1511.08 "APPROVED EXTINGUISHING EQUIPMENT" and 1511.09 "PROHIBITED OPEN BURNING" and declaring an emergency.

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

Section 1:

Existing CHAPTER 1511 "OPEN BURNING" is hereby amended by enacting new sections 1511.06 "DEFINITION AND EXEMPTION", 1511.07 "APPLICATION, LOCATION, MATERIAL, SIZE AND DURATION, AND ATTENDANCE", 1511.08 "APPROVED EXTINGUISHING EQUIPMENT" and 1511.09 "PROHIBITED OPEN BURNING" which shall read as follows:

SEE EXHIBIT "A" ATTACHED HERETO

Section 2:

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 the Massillon Fire Department feels that the existing open burning code section needs clarification for purposes of enforcement. 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 forced from and after the earliest period allowed by law.

ATTACHMENT "A"

1511.06 DEFINITION AND EXEMPTION

(a) Definition: "Recreational fire" is defined for the purpose of this chapter as an outdoor open fire utilized to cook food for human consumption.

(b) Exemption: A small fire contained in a non-commercial clean burning enclosed cooking apparatus, commonly known as a grill, which is fueled by charcoal, propane or natural gas or similar material is exempt from the application requirements prescribed in Section 1511.07.

1511.07 APPLICATION, LOCATION, MATERIAL, SIZE AND DURATION, AND ATTENDANCE

(a) Application: Application for approval of recreational fires shall be verbally submitted to the Massillon Fire Department at least twenty four (24) hours before the fire is set. The following information shall be provided at the time the approval is requested:

- (1) The purpose of the fire.
- (2) The nature and quantities of the material to be burned
- (3) The date, time and duration of the fire
- (4) The location of the fire; and
- (5) The fire extinguishing equipment to be provided

(b) Location: The location of the fire shall not be less than fifty (50) feet from any structure.

(c) Material: The material shall be of the minimum size for the intended purpose, consist only of seasoned dry firewood and be ignited with a small quantity of paper. The fuel shall be chosen to minimize the generation and emission of air contaminants.

(d) Size and Duration: A recreational fire shall not be more than three (3) feet by three (3) feet in dimension and shall not be permitted to burn longer than four (4) hours, unless approved by the Massillon Fire Department. All recreational fires shall be extinguished by 12 midnight, unless approved by the Massillon Fire Department.

(e) Attendance: A recreational fire shall be constantly attended until the fire is completely extinguished. Approved extinguishing equipment shall be available for immediate utilization at all times.

1511.08 APPROVED EXTINGUISHING EQUIPMENT

(a) Approved extinguishing equipment shall consist of one of the following:

- (1) Garden type hose that is attached to a reliable water source.
- (2) Buckets, or other containers, of water of a sufficient quantity to extinguish the fire.
- (3) U.L. listed portable fire extinguisher

1511.09 PROHIBITED OPEN BURNING

(a) No person or property owner shall cause or allow open burning except as provided in Section 1511.07.

(b) If a recreational fire creates or adds to a hazardous or objectionable situation, the Massillon Fire Department shall order the property owner or person having control to extinguish the fire. If the property owner or person having control refuses, the Massillon Fire Department will extinguish the fire.

(c) If the fire is not a recreational fire which has been approved by the Massillon Fire Department, or any other form of open burning for which a permit has been issued by the Ohio EPA, it shall be extinguished and reported to the Ohio EPA.

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

Sub B-2
Pass B-2

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 74 - 2005

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids for the 2005 Street Resurfacing Project 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 advertise for and receive sealed bids for the 2005 Street Resurfacing Project in 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 and receive sealed bids according to law, for the 2005 Street Resurfacing Project in the City of Massillon.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that bids be received so that work may be completed on the 2005 Street Resurfacing Project, 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.

2005 STREET RESURFACING PROGRAM ESTIMATE

STATE ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT COST		TOTAL	TOTAL COST
				MATERIAL	LABOR		
254	SPECIAL PLANING	13,997.33	S.Y.	0.00	1.25	1.25	\$ 17,496.67
448	ASPHALT CONC. 1 1/2"	1,628.61	C.Y.	37.00	33.00	70.00	\$ 114,003.04
407	TACK COAT (0.10 GAL./SQYD.)	3,489.89	GAL.	0.85	0.25	1.10	\$ 3,838.88
604	CATCH BASIN ADJUSTMENT	10.00	EACH	50.00	75.00	125.00	\$ 1,250.00
604	CATCH BASIN REHAB.	20.00	EACH	175.00	75.00	250.00	\$ 5,000.00
604	ADJUST M.H. SOLID RISER	41.00	EACH	100.00	25.00	125.00	\$ 5,125.00
608	CURB RAMPS ADA SPEC	50.00	EACH	175.00	200.00	375.00	\$ 18,750.00
608	CONCRETE WALK CAST IN PLACE CONC.	2,500.00	S.F.	4.00	2.00	6.00	\$ 15,000.00
609	CURB/GUTTER	500.00	L.F.	12.00	10.00	22.00	\$ 11,000.00
614	MAINTAINING TRAFFIC	1.00	LUMP	2500.00	5000.00	7500.00	\$ 7,500.00
624	MOBILIZATION	1.00	LUMP	1000.00	4000.00	5000.00	\$ 5,000.00
705	JOINT SEALER	26.00	GAL.	1.00	9.00	10.00	\$ 260.00
SPEC.	LOW STRENGTH MORTAR	30.00	C.Y.	45.00	15.00	60.00	\$ 1,800.00
TOTAL AMOUNT						\$	206,023.58

VARIOUS STREET Repairs

203	ROADWAY EXC. 6"	125.00	C.Y.	0.00	22.00	22.00	\$ 2,750.00
301	BIT. AGG. BASE 4"	83.33	C.Y.	45.00	33.00	78.00	\$ 6,499.99
448	ASPHALT CONC. 2"	41.67	C.Y.	47.00	48.00	95.00	\$ 3,958.34
407	TACK COAT (0.10 GAL./SQYD.)	75.00	GAL.	0.60	2.40	3.00	\$ 225.00
614	MAINTAINING TRAFFIC	1.00	LUMP	0.00	2000.00	2000.00	\$ 2,000.00
705	JOINT SEALER	20.00	GAL.	1.00	9.00	10.00	\$ 200.00
						\$	15,633.33

Coventry/Lennox Storm Sewer Repair
Storm and Paving Associated Costs

203	ROADWAY EXCAVATION	10.00	C.Y.	0.00	50.00	50.00	\$ 500.00
254	SPECIAL PLANING	1,334.67	S.Y.	0.00	1.25	1.25	\$ 1,668.33
448	ASPHALT CONC. 1 1/2"	62.28	C.Y.	58.00	48.00	106.00	\$ 6,602.15
407	TACK COAT (0.10 GAL./SQYD.)	133.47	GAL.	0.60	2.40	3.00	\$ 400.40
152	CLASS C CONCRETE	50.00	C.Y.	42.00	25.00	67.00	\$ 3,350.00
303	6" RIGID PVC PIPE	70.00	L.F.	4.00	8.00	12.00	\$ 840.00
603	8" SDR-35 CONDUIT	26.00	L.F.	15.00	40.00	55.00	\$ 1,430.00
	PRECAST CONC. CATCH BASIN						
604	Type 2-2B, w/ EJ 5890 or Equal	2.00	EACH	750.00	490.00	1240.00	\$ 2,480.00
604	ADJUST M.H. SOLID RISER	1.00	EACH	100.00	25.00	125.00	\$ 125.00
608	CURB RAMPS ADA SPEC	2.00	EACH	175.00	200.00	375.00	\$ 750.00
608	CONCRETE WALK CAST IN PLACE CONC.	100.00	S.F.	4.00	2.00	6.00	\$ 600.00
609	CURB/GUTTER	40.00	L.F.	8.00	22.00	30.00	\$ 1,200.00
623	CONSTRUCTION LAYOUT STAKES	1.00	LUMP	20.00	480.00	500.00	\$ 500.00
705	JOINT SEALER	2.00	GAL.	1.00	9.00	10.00	\$ 20.00
						\$	20,465.88

3RD Street NE/INDIANA STORM SEWER REPAIR
Storm and Paving Associated Costs

203	ROADWAY EXCAVATION	50.00	C.Y.	0.00	10.00	10.00	\$ 500.00
254	SPECIAL PLANING	766.67	S.Y.	0.00	1.25	1.25	\$ 958.33
301	BIT. AGG. BASE 4"	4.00	C.Y.	45.00	105.00	150.00	\$ 600.00
304	LIMESTONE AGG. BASE (4")	4.00	C.Y.	25.00	50.00	75.00	\$ 300.00
448	ASPHALT CONC. 1 1/2"	89.44	C.Y.	58.00	48.00	106.00	\$ 9,481.11
407	TACK COAT (0.10 GAL./SQYD.)	191.67	GAL.	0.60	2.40	3.00	\$ 575.00
603	12" CONDUIT - Type B	80.00	L.F.	15.00	40.00	55.00	\$ 4,400.00
	PRECAST CONC. CATCH BASIN						
604	Type 3A	2.00	EACH	500.00	250.00	750.00	\$ 1,500.00
604	ADJUST M.H. SOLID RISER	3.00	EACH	100.00	25.00	125.00	\$ 375.00
608	CURB RAMPS ADA SPEC	8.00	EACH	175.00	200.00	375.00	\$ 3,000.00
608	CONCRETE WALK CAST IN PLACE CONC.	400.00	S.F.	4.00	2.00	6.00	\$ 2,400.00
609	CURB/GUTTER	100.00	L.F.	8.00	22.00	30.00	\$ 3,000.00
23	CONSTRUCTION LAYOUT STAKES	1.00	LUMP	20.00	480.00	500.00	\$ 500.00
705	JOINT SEALER	4.00	GAL.	1.00	9.00	10.00	\$ 40.00
						\$	27,629.44

TOTAL AMOUNT \$ 269,752.25

2005 STREET ESTIMATES EXTRA STREETS

WARD	STREET NAME	FROM	TO	WORK	LENGTH	WIDTH	MH	(SQ.FT) AREA
1	Ledgewood Blvd NE	NE Hills and Dales	Bramblewood	G1E	2782	18	1	50076.00
1	Stratford Ave NE	NE 11th St NE	Wales Rd NE	GE	1031	30	6	30930.00
2	Cable Ct NW	NW Cherry Rd NW	Cliff NW	OL	668	16	0	10688.00
2	Princehorn Cir NW	NW Cherry Rd NW	Circle	OL	456	26	1	11856.00
5	Bebb Ave SW	SW Duncan Ave Sw	8th St SW	GW	1228	24	0	29472.00
5	Overlook Ave SW	SW 9th Street	Duncan St SW	GW 2"	1675	24	0	40200.00
6	Noble Pl NW	NW Lincoln Way	north of Gordon	GE	1100	25	5	27500.00
6	CastleWest Cr NW	NW 32nd St NW	Culdesac	GE	1170	30	4	35100.00
6	28th St NW	NW Lincoln Way	Schuller NW	OL	1050	30	2	31500.00
6	Ford St NW	NW Duane NW	Fulmer NW	OL	1073	28	2	30044.00
6	Fulmer NW	NW 28th St NW	Ford St	OL	326	30	2	9780.00
6	Schuller NW	NW 28th St NW	Ford St	OL	248	28	1	6944.00

Storm and Street

2	3rd St NE	NE Lake Ave NE	Delaware NE	GE	575	30	3	17250.00
1	Coventry NE	NE Lennox NE	Burd	GW	462	26	1	12012.00

Various Repairs

3	17th St NE	NE Lincoln Way	Hankins Rd NE	EXC	200	10	0	2000.00
5	8th St SW	SW Walnut Rd SW	Webb SW	EXC	100	10	0	1000.00
6	CastleWest Cr NW	NW 32nd St NW	Culdesac	EXC	300	10	0	3000.00
3	Hobart Ave NE	NE 17th St NE	Philipps NE	EXC	75	10	0	750.00

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

5058 8-0
for 8-0
COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 75 - 2005

BY: STREETS, HIGHWAYS, TRAFFIC & SAFTY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into contract with the lowest and best bidder upon the approval of the Board of Control for the Richville Drive Rehabilitation Project, 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 and receive sealed bids and enter into contract with the lowest and best bidder for the Richville Drive Rehabilitation Project.

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 and receive sealed bids according to law, with the lowest and best bidder and enter into contract with the lowest and best bidder for the Richville Drive Rehabilitation Project.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that bids be received so that work may be timely commenced on the Richville Drive Rehabilitation Project. 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.

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

*Susp B-0
P20 B-0*

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 76 - 2005

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the General Fund, Summer Concert Fund, and the UDAG B-81-AB-39-009 Fund, for the year ending December 31, 2005, 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 General Fund, for the year ending December 31, 2005, the following:

\$40,000.00 to an account entitled "Street Department Salary" 1100.435.2110

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Summer Concert Fund, for the year ending December 31, 2005, the following:

\$11,525.00 to an account entitled "Services/Contracts" 1212.805.2392

Section 3:

There be and hereby is appropriated from the unappropriated balance of the UDAG B-81-AB-39-0009 Fund, for the year ending December 31, 2005, the following:

\$1,759.05 to an account entitled "Services/Contracts" 1217.845.2392

Section 4:

There be and hereby is appropriated from the unappropriated balance of the General Fund, for the year ending December 31, 2005, the following:

\$250.00 to an account entitled "Supplies/Materials/Postage" 1100.325.2410

Section 5:

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 _____ 2005

ATTEST: _____

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JULY 5, 2005

CLERK: MARY BETH BAILEY

*Susp 8-0
Pnd 8-0*

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 14 - 2005

BY: FINANCE COMMITTEE

TITLE: A RESOLUTION for the proposed budget for the fiscal year 2006.

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

Section 1:

(SEE ATTACHED PROPOSED BUDGET)

PASSED THIS _____ DAY OF _____, 2005

ATTEST _____
MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

The Budget Commission of Stark County of Ohio hereby makes the following official Certificate of Estimated Resources for the City of Massillon for the BUDGET YEAR beginning JANUARY 1, 2006.

The Budget Commission further certifies that its action on the foregoing budget and the County Auditor's Estimate of the rate of each tax necessary to be levied within and outside the ten mill limitation is set forth in the proper columns of the preceding pages and the total amount approved for each fund must govern the amount of appropriation from such fund.

SHEET A

**BUDGET
COMMISSION**

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

FUND	ESTIMATED UNENCUMBERED FUND BALANCE 1/1/2006	REAL ESTATE PROPERTY TAX	PERSONAL PROPERTY TAX	LOCAL GOVERNMENT ALLOCATIONS	ROLLBACK/HOMES AND PERSONAL PROPERTY TAX EXEMPTION	OTHER SOURCES TOTAL	TOTAL
GENERAL FUND							
GENERAL FUND	14,615.72	1,260,000.00	210,000.00	1,302,000.00		12,544,725.00	15,331,340.72
SPECIAL REVENUE FUNDS							
STREET CONST	76,430.00						
STATE HWY IMP	9,900.00					1,395,000.00	1,471,430.00
CEMETERY	0.00					100,000.00	109,900.00
PARKS AND REC	50,000.00						0.00
FEDERAL GRANT	492,100.00					2,100,000.00	2,150,000.00
STATE GRANT						1,816,000.00	2,308,100.00
LAW ENFORCE TR	643,449.85	130,000.00	25,000.00		16,500.00	366,000.00	1,180,949.85
DRUG LAW ENFORCE	306,600.00					133,300.00	439,900.00
OTHER SP. REV.	223,709.23	130,000.00	25,000.00		17,500.00	738,900.00	1,135,109.23
TOTAL SP. REV. FDS	1,802,189.08	260,000.00	50,000.00	0.00	34,000.00	6,649,200.00	8,795,389.08
DEBT SERVICE							
GENERAL OBLIGA	2,965,104.98						
OTHER	17,000.00					5,135,000.00	8,100,104.98
TOTAL DEBT SERV	2,982,104.98		0.00	0.00		300,000.00	317,000.00
CAPITAL PROJECT FDS						5,435,000.00	8,417,104.98
CONSTRUCTION FUND	403,844.71						
FEDERAL GR FDS						160,000.00	563,844.71
OTHER CAP PROJ FDS	50,000.00					500,000.00	550,000.00
TOTAL CAP PROJECT	453,844.71		0.00	0.00	0.00	660,000.00	1,113,844.71
SPECIAL ASSESS FDS							
SPECIAL ASSESS FDS	11,474.00	25,000.00					36,474.00
TOTAL SP ASS FUNDS	11,474.00	25,000.00	0.00	0.00	0.00	0.00	36,474.00

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

FUND	ESTIMATED UNENCUMBERED FUND BALANCE 1/1/2006	REAL ESTATE PROPERTY TAX	PERSONAL PROPERTY TAX	LOCAL GOVERNMENT ALLOCATIONS	ROLLBACK/HOMES AN PERSONAL PROPERTY TAX EXEMPTION	OTHER SOURCES TOTAL	TOTAL
ENTERPRISE FUNDS							
WATER FUND							
SANITARY SEWER FD	1,092.00						
ELEC. FUND						4,600,000.00	4,601,092.00
PARK FUND							
SWIMMING POL FUND							
FIRST MTGE DEBT							
DEBT SERV FUND	762,700.00						
UTILITY IMP FD							
OTHER ENTERPRISE						2,425,000.00	3,187,700.00
SOLID WASTE	419,000.00						
GOLF COURSE	51,500.00					650,000.00	1,069,000.00
						800,000.00	851,500.00
TOTAL ENTERPRISE FD	1,234,292.00	0.00	0.00	0.00	0.00	8,475,000.00	9,709,292.00
INTERNAL SERVICE							
INTERNAL SERVICE	179,700.00						
						2,150,000.00	2,329,700.00
TOTAL INTERNAL SER	179,700.00	0.00	0.00	0.00	0.00	2,150,000.00	2,329,700.00
TRUST & AGENCY FDS							
AGENCY FDS	80,807.57	315,000.00					
						282,000.00	677,807.57
TOTAL TRUST & AGEN	80,807.57	315,000.00	0.00	0.00	0.00	282,000.00	677,807.57
TOTAL ESTIMATED RESOURCES	6,759,028.06	1,860,000.00	260,000.00	1,302,000.00	34,000.00	36,195,925.00	46,410,953.06

FUND NAME: GENERAL FUND

FUND TYPE/CLASSIFICATION: GOVERNMENTAL - GENERAL

EXHIBIT 1

DESCRIPTION	FOR 2003 ACTUAL	FOR 2004 ACTUAL	CURRENT YR EST FOR 2005	BUDGET YR EST. FOR 2006
REVENUE				
LOCAL TAXES				
GEN PROP RE TAX	929,363.70	1,049,795.20	1,148,802.81	1,260,000.00
TANG PERS PROP TX	204,519.94	210,808.04	205,189.00	210,000.00
MUNI INC TAX	9,671,144.34	9,815,828.69	9,200,000.00	9,600,000.00
OTHER LOCAL TAX	4,099.35	30,769.04	40,000.00	40,000.00
TOTAL TAXES	10,809,127.33	11,107,200.97	10,593,991.81	11,110,000.00
INTERGOV. REV.				
STATE SHARED				
LOCAL GOV	1,311,247.94	1,285,650.05	1,302,605.00	1,302,000.00
ESTATE TAX	1,033,879.51	63,284.98	50,000.00	50,000.00
CIGARETTE TAX	1,198.37	989.01	1,000.00	1,000.00
LICENSE TAX				
PUBLIC UTILITY	10,224.00	10,223.00	10,225.00	10,225.00
LIB AND LOC GOV		206,760.00	210,000.00	210,000.00
PROP TAX ALLOC 10% + MANU	123,418.93	140,914.31	122,978.00	150,000.00
OTHER STATE SHAR. LIQ/PPSTATE	37,671.24	45,195.11	44,500.00	50,000.00
TOTAL STATE SHARED	2,517,639.99	1,753,016.46	1,741,308.00	1,773,225.00
FED GRANTS OR AID	50,355.00	110,732.04	124,492.00	125,000.00
STATE GRANTS OR AID	84,725.41	9,228.54	25,000.00	25,000.00
OTHER GRANTS OR AID	11,255.00	1,130.50	13,500.00	13,500.00
TOTAL INTERGOV.	146,335.41	121,091.08	162,992.00	163,500.00
SPECIAL ASSESS.				
CHARGES FOR SERV Dist. Share	350,731.98	340,199.04	456,000.00	450,000.00
FEES LICENSE PERMIT Fines, etc.	1,361,545.20	1,420,671.43	1,435,000.00	1,450,000.00
MISCELLANEOUS	232,803.68	235,441.46	234,199.19	250,000.00
OTHER FINANCING SOURCES:				
PROC. FROM SALE OF DBT				
TRANSFERS				
ADVANCES	205,000.00	5,000.00	20,000.00	20,000.00
OTHER Interest	98,900.98	100,297.00	75,000.00	100,000.00
TOTAL REVENUE	15,722,084.57	15,082,917.44	14,718,491.00	15,316,725.00

FUND NAME: GENERAL FUND

FUND TYPE/CLASSIFICATION: GOVERNMENTAL - GENERAL

EXHIBIT 1

DESCRIPTION	FOR 2003 ACTUAL	FOR 2004 ACTUAL	CURRENT YR EST FOR 2005	BUDGET YR EST. FOR 2006
EXPENDITURES:				
SECURITY OF PERSONS AND PROPERTY				
PERSONAL SERVICES	6,432,458.60	6,709,168.02	6,197,952.36	7,428,107.00
TRAVEL TRANSPORTATION	21,352.97	13,656.07	5,703.79	35,000.00
CONTRACTUAL SERVICES	457,861.47	396,418.75	470,445.70	387,043.00
SUPPLIES AND MATERIALS	139,314.73	173,966.72	205,213.03	263,950.00
CAPITAL OUTLAY	20,475.20	29,637.73	95,379.24	22,500.00
TOTAL SEC. OF PERSONS AND PROP	7,071,462.97	7,322,847.29	6,974,694.12	8,136,600.00
PUBLIC HEALTH SERVICES				
PERSONAL SERVICES	414,202.00	381,286.71	318,522.00	317,932.00
TRAVEL TRANSPORTATION	118.53	55.30	165.04	100.00
CONTRACTUAL SERVICES	44,244.52	67,232.37	73,404.18	76,071.00
SUPPLIES AND MATERIALS	8,295.43	5,280.50	10,319.28	16,700.00
CAPITAL OUTLAY				
TOTAL PUBLIC HEALTH SERVICES	466,860.48	453,855.38	402,410.50	410,803.00
LEISURE TIME ACTIVITIES				
PERSONAL SERVICES				
TRAVEL TRANSPORTATION				
CONTRACTUAL SERVICES				
SUPPLIES AND MATERIALS				
CAPITAL OUTLAY				
TOTAL LEISURE TIME ACTIVITIES				
COMMUNITY ENVIRONMENT				
PERSONAL SERVICES				
TRAVEL TRANSPORTATION				
CONTRACTUAL SERVICES				
SUPPLIES AND MATERIALS				
CAPITAL OUTLAY				
TOTAL COMMUNITY ENVIRONMENT				
BASIC UTILITY SERVICES				
PERSONAL SERVICES				
TRAVEL TRANSPORTATION				
CONTRACTUAL SERVICES				
SUPPLIES AND MATERIALS				
CAPITAL OUTLAY				
TOTAL BASIC UTILITY SERVICES				

1:

FUND NAME: GENERAL FUND

FUND TYPE/CLASSIFICATION: GOVERNMENTAL - GENERAL

EXHIBIT 1

DESCRIPTION	FOR 2003 ACTUAL	FOR 2004 ACTUAL	CURRENT YR EST FOR 2005	BUDGET YR EST. FOR 2006
TRANSPORTATION				
PERSONAL SERVICES	566,130.35	420,982.62	188,585.00	211,039.00
TRAVEL TRANSPORTATION	65.00			3,000.00
CONTRACTUAL SERVICES	31,209.46	21,427.18	19,705.20	35,000.00
SUPPLIES AND MATERIALS	80,928.61	51,150.90	115,658.91	157,750.00
CAPITAL OUTLAY				
TOTAL TRANSPORTATION	678,333.42	493,560.70	323,949.11	406,789.00
GENERAL GOVERNMENT				
PERSONAL SERVICES	4,121,573.34	4,433,317.52	4,197,479.83	3,912,278.00
TRAVEL TRANSPORTATION	17,798.84	20,571.58	9,000.00	24,900.00
CONTRACTUAL SERVICES	700,898.95	700,842.56	825,579.21	774,145.00
SUPPLIES AND MATERIALS	150,651.84	127,986.65	193,975.68	232,960.00
CAPITAL OUTLAY	3,813.56			0.00
TOTAL GENERAL GOVERNMENT	4,994,736.53	5,282,718.31	5,226,034.72	4,944,283.00
DEBT SERVICE				
REDEMPTION OF PRINCIPAL				
INTEREST				
OTHER DEBT SERVICE				
TOTAL DEBT SERVICE				
OTHER USES OF FUNDS				
TRANSFERS	1,558,015.27	1,271,160.44	1,526,011.72	1,467,000.00
ADVANCES	205,000.00			0.00
CONTINGENCIES				0.00
OTHER USES OF FUNDS	791,292.33	362,680.00	589,024.53	1,138,735.00
TOTAL OTHER USES OF FUNDS	2,554,307.60	1,633,840.44	2,115,036.25	2,605,735.00
TOTAL EXPENDITURES	15,765,701.00	15,186,822.12	15,042,124.70	16,504,210.00
REVENUES OVER/UNDER EXPEDITURES	(43,616.43)	(103,904.68)	(323,633.70)	(1,187,485.00)
BEGINNING UNENCUMBERED BALANCE	400,027.97	390,425.67	463,249.42	14,615.72
ENDING CASH FUND BALANCE	611,330.68	571,527.81	139,615.72	(1,172,869.28)
EST. ENCUMB. (OUTSTAND. AT YR END)	220,905.01	108,278.39	125,000.00	250,000.00
EST. ENDING UNEN FUND BALANCE	390,425.67	463,249.42	14,615.72	(1,422,869.28)

FUND NAME: FIRE PENSION FUND 1210

EXHIBIT II

FUND TYPE/CLASSIFICATION : GOVERNMENTAL/SPECIAL REVENUE

DESCRIPTION	FOR 2003 ACTUAL	FOR 2004 ACTUAL	ESTIMATED 2005	BUDGET YEAR ESTIMATED FOR 2006
REVENUE				
PROPERTY TAX	101,922.24	116,933.55	124,511.00	130,000.00
TAX	25,311.92	23,599.87	23,321.00	25,000.00
TRANSFER	419,999.45	405,975.00	425,000.00	450,000.00
10% ROLLBACK	13,622.51	15,497.55	13,139.00	15,500.00
PERSONAL PROP - ST	-	1,230.41	1,000.00	1,000.00
OTHER	1,247.03	1,012.50	1,000.00	1,000.00
TOTAL REVENUE	562,103.15	564,248.88	587,971.00	622,500.00
EXPENDITURES				
PROGRAM / OBJECT				
SECURITY OF PERS/PR	554,724.27	571,782.92	530,000.00	545,000.00
TOTAL EXPENDITURES	554,724.27	571,782.92	530,000.00	545,000.00
REVENUES OVER (UNDER)	7,378.88	(7,534.04)	57,971.00	77,500.00
BEG UNENCUMBERED FD	8,372.27	8,372.27	838.23	58,809.23
ENDING CASH FUND BAL	8,372.27	838.23	58,809.23	136,309.23
EST. ENCUMB. YR. END	-	-	-	-
EST UNEN. BALANCE	8,372.27	838.23	58,809.23	136,309.23

FUND NAME:

POLICE PENSION FUND 1209

EXHIBIT II

FUND TYPE/CLASSIFICATION : GOVERNMENTAL/SPECIAL REVENUE

DESCRIPTION	FOR 2003 ACTUAL	FOR 2004 ACTUAL	ESTIMATED 2005	BUDGET YEAR ESTIMATED FOR 2006
REVENUE				
PROPERTY TAX	101,922.24	116,933.55	124,511.00	130,000.00
TAX	25,311.92	23,599.87	23,321.00	25,000.00
TRANSFER	362,999.03	317,350.00	375,000.00	400,000.00
10% ROLLOVER	13,622.51	15,497.55	13,139.00	15,500.00
PERSONAL PROP - ST	-	1,230.41	1,000.00	1,000.00
TAX EXEMPT		1,012.50		
MISC	1,247.03		1,000.00	1,000.00
TOTAL REVENUE	505,102.73	475,623.88	537,971.00	572,500.00
EXPENDITURES				
PROGRAM / OBJECT				
SECURITY OF PERS/PROPE	491,741.01	488,407.87	525,000.00	525,000.00
TOTAL EXPENDITURES	491,741.01	488,407.87	525,000.00	525,000.00
REV. OVER (UNDER) EXPEN	13,361.72	(12,783.99)	12,971.00	47,500.00
BEG. UNENCUMBERED FD	1,629.24	1,262.84	(11,521.15)	1,449.85
ENDING CASH FUND BAL	14,990.96	(11,521.15)	1,449.85	48,949.85
EST ENCUM. YR END	-	-	-	-
ESTIMATED UNEN. BAL.	1,262.84	(11,521.15)	1,449.85	48,949.85

MASSILLON MUSEUM FUND 311C

FUND TYPE/CLASSIFICATION : TRUST AND AGENCY

[illegible]

EXHIBIT III

FUND	ESTIMATED UNENCUMBERED FUND BALANCE 1/1/2006	BUDGET YEAR ESTIMATED RECEIPT	TOTAL AVAILABLE FOR EXPENDITURES	BUDGET YEAR EXPENDITURES AND ENCUMBRANCES			ESTIMATED UNENCUMBERED BALANCE 12-31-06
				PERSONAL SERVICE	OTHER	TOTAL	
SPECIAL REVENUE							
1201 STREET M & R	71,430.00	1,250,000.00	1,321,430.00	934,272.00	320,940.00	1,255,212.00	66,218.00
1202 STATE HWY M & R	9,900.00	100,000.00	109,900.00	54,933.00	47,000.00	101,933.00	7,967.00
1203 CDBG	316,000.00	1,500,000.00	1,816,000.00	291,626.00	429,226.00	720,852.00	1,095,148.00
1204 MASS MUNI COURT	385,000.00	150,000.00	535,000.00		225,000.00	225,000.00	310,000.00
1206 MUNI MOTOR VEH	5,000.00	145,000.00	150,000.00		150,000.00	150,000.00	0.00
1205 SAFETY FORCES	45,000.00	30,000.00	75,000.00				75,000.00
1208 PARKING METER	47,000.00	36,000.00	83,000.00	26,740.00	22,710.00	49,450.00	33,550.00
1212 SUMMER CONCERT			0.00	0.00	0.00	0.00	0.00
1214 SPECIAL FD	2,000.00	85,000.00	87,000.00		0.00	0.00	87,000.00
1215 LAW ENFORCE	10,000.00	2,500.00	12,500.00		2,500.00	2,500.00	10,000.00
1216 FED LAW ENFOR	49,000.00	15,000.00	64,000.00		2,625.00	2,625.00	61,375.00
1217 UDAG 0097	10,000.00	10,000.00	20,000.00			0.00	20,000.00
1219 WIC	76.51		76.51			0.00	76.51
1222 WASTE GRANT	5,500.00	106,000.00	111,500.00	99,874.00	6,496.00	106,370.00	5,130.00
	5,200.00	27,000.00	32,200.00	22,000.00	5,000.00	27,000.00	5,200.00
1225 INDIG. DRUG	250,000.00	80,000.00	330,000.00		60,000.00	60,000.00	270,000.00
1226 ENFORC. & EDUCA	7,800.00	3,000.00	10,800.00		450.00	450.00	10,350.00
1229 HOME	154,000.00	200,000.00	354,000.00		150,000.00	150,000.00	204,000.00
1230 FED GR. COPS	2,400.00		2,400.00			0.00	2,400.00
1231 LOCAL LAW BL	4,200.00		4,200.00		0.00	0.00	4,200.00
1232 CL OF CT COMP.	34,000.00	75,000.00	109,000.00	60,853.00	46,800.00	107,653.00	1,347.00
1233 MUNI CT COMP.	51,000.00	40,000.00	91,000.00		80,000.00	80,000.00	11,000.00
1234 PARK & REC	50,000.00	2,100,000.00	2,150,000.00	1,434,143.00	688,850.00	2,122,993.00	27,007.00
1235 COMMUNITY HEALTH	59,000.00	126,900.00	185,900.00	36,667.00	91,000.00	127,667.00	58,233.00
1237 ECO DEV.			0.00			0.00	0.00
1238 PROBATION SERV	2,300.00		2,300.00		0.00	0.00	2,300.00
1239 MAND DRUG FINE	161,000.00	110,000.00	271,000.00	171,207.00	96,533.00	267,740.00	3,260.00
	27,800.00	300.00	28,100.00			0.00	28,100.00
1241 ENTERPRISE ZONE	3,400.00	17,500.00	20,900.00		586.00	0.00	0.00
1242 ADR	21,000.00	50,000.00	71,000.00	20,149.00		20,735.00	165.00
				62,513.00	0.00	62,513.00	8,487.00
TOTAL SP. REVENUE	1,789,006.51	6,259,200.00	8,048,206.51	3,214,977.00	2,425,716.00	5,640,693.00	2,407,513.51

EXHIBIT III

FUND	ESTIMATED UNENCUMBERED FUND BALANCE 1/1/2006	BUDGET YEAR ESTIMATED RECEIPT	TOTAL AVAILABLE FOR EXPENDITURES	BUDGET YEAR EXPENDITURES AND ENCUMBRANCES			ESTIMATED UNENCUMBERED BALANCE 12-31-06
				PERSONAL SERVICE	OTHER	TOTAL	
DEBT SERVICE FDS							
1303 BD. RET. LIN CTR	608,900.00	2,900,000.00	3,508,900.00		3,420,050.00	3,420,050.00	88,850.00
1304 BD. RET. SR. HOUS	2,300.00	1,200,000.00	1,202,300.00		121,050.00	121,050.00	1,081,250.00
1306 BD. RET PK&REC	283,000.00	670,000.00	953,000.00		713,432.00	713,432.00	239,568.00
1340 BD RET TIF	2,070,900.00	150,000.00	2,220,900.00		131,270.00	131,270.00	2,089,630.00
1341 SEC 108 LOAN REPA	4.98	215,000.00	215,004.98		213,076.00	213,076.00	1,928.98
1350 SA BOND RETIR.	10,900.00	5,000.00	15,900.00		0.00	0.00	15,900.00
1351 SA SHAW/CASTLW	574.00	20,000.00	20,574.00		0.00	0.00	20,574.00
1370 STATE HOS END	17,000.00	300,000.00	317,000.00		279,000.00	279,000.00	38,000.00
TOTAL DEBT SERVICE	2,993,578.98	5,460,000.00	8,453,578.98	0.00	4,877,878.00	4,877,878.00	3,575,700.98
CAPITAL PROJ. FDS							
1401 CAP IMP	50,000.00	500,000.00	550,000.00		0.00	0.00	550,000.00
1408 PEDESTRIAL BRIDGE			0.00		0.00	0.00	
1409 MUNI ROAD	1,674.35		1,674.35		0.00	0.00	1,674.35
1410 16TH ST PROJECT	96,700.00		96,700.00		0.00	0.00	
1416 ORNA ST LIGHTS	970.00		970.00		0.00	0.00	
1419 MARKETPLACE	300.00		300.00		0.00	0.00	970.00
1421 WWT PLANTUPG	832.00		832.00		0.00	0.00	300.00
1423 S MSLN TRUNK	97,191.00		97,191.00		0.00	0.00	832.00
1425 LINCOLN CTR III	25,300.00		25,300.00		0.00	0.00	97,191.00
1433 P & R CAP. IMP.	150,700.00	160,000.00	310,700.00		0.00	0.00	25,300.00
1434 P & R COMM. PRK	2,550.00		2,550.00		195,000.00	195,000.00	115,700.00
1435 P & R REC. CNTR	107.36		107.36		0.00	0.00	2,550.00
1436 P&R RESERVOIR			0.00		0.00	0.00	107.36
1483 LINC CTR III INFRA	27,520.00		27,520.00		0.00	0.00	0.00
TOTAL CAP. PROJECT	453,844.71	660,000.00	1,113,844.71	0.00	195,000.00	195,000.00	822,144.71
PROPRIETARY:							
ENTERPRISE FUNDS							
2101 WASTEWATER TR	1,092.00	4,600,000.00	4,601,092.00		2,260,906.00	4,563,867.00	37,225.00
1305 BD. RET. WWT	714,400.00	1,975,000.00	2,689,400.00		2,679,538.00	2,679,538.00	9,862.00
2102 SOLID WASTE	270,000.00	650,000.00	920,000.00		223,520.00	902,420.00	17,580.00
1413 SOLID WASTE CI	148,000.00		149,000.00		55,000.00	55,000.00	94,000.00
2104 LEGENDS- GOLF	51,500.00	800,000.00	851,500.00		408,720.00	837,726.00	13,774.00
1302 BD. RET. LEGENDS	48,300.00	450,000.00	498,300.00		0.00	0.00	0.00
TOTAL ENTERP. FDS	1,234,292.00	8,475,000.00	9,709,292.00	3,410,867.00	6,083,984.00	9,494,851.00	214,441.00

EXHIBIT III

FUND	ESTIMATED UNENCUMBERED FUND BALANCE 1/1/2006	BUDGET YEAR ESTIMATED RECEIPT	TOTAL AVAILABLE FOR EXPENDITURES	BUDGET YEAR EXPENDITURES AND ENCUMBRANCES			ESTIMATED UNENCUMBERED BALANCE 12-31-06
				PERSONAL SERVICES	OTHER	TOTAL	
INTERNAL SERV. FD							
2202 INSURANCE FUND	179,700.00	2,150,000.00	2,329,700.00		2,305,000.00	2,305,000.00	24,700.00
							0.00
TOTAL INTERNAL SER	179,700.00	2,150,000.00	2,329,700.00	0.00	2,305,000.00	2,305,000.00	24,700.00
FIDUCIARY:							
TRUST & AGENCY							
3105 ST PATROL TRANS	0.00	100,000.00	100,000.00		100,000.00	100,000.00	0.00
3106 MASS BICENTENN	5,737.57		5,737.57		0.00	0.00	5,737.57
3107 FIRE DAMAGE ST	34,075.00	30,000.00	64,075.00		50,000.00	50,000.00	14,075.00
3108 UNCLAIMED MON	40,995.00		40,995.00		5,000.00	5,000.00	35,995.00
3109 TIF SERVICE PAYM	0.00	152,000.00	152,000.00		151,500.00	151,500.00	500.00
3112 MASSILLON MURAL	555.00		555.00			0.00	555.00
TOTAL TRUST & AGEN	81,362.57	282,000.00	363,362.57	0.00	306,500.00	306,500.00	56,862.57
TOTAL ALL FUNDS	6,731,784.77	23,286,200.00	30,017,984.77	6,625,844.00	16,194,078.00	22,819,922.00	7,101,362.77

[illegible]

CITY OF MASSILLON
REQUEST FOR LEGISLATION

REQUEST FOR LEGISLATION TO:

FINANCE
COUNCIL COMMITTEE

REQUEST LEGISLATION FOR:

7/5/2005
DATE

DEPARTMENT REQUESTING LEGISLATION:

MAYORS APPROVAL:

DEPARTMENT HEAD

Francis Cicchinelli
FRANCIS CICCHINELLI, MAYOR

June 23, 2005
DATE

AVAILABILITY OF FINANCES:

Bill Hamit
BILL HAMIT, AUDITOR

6-23-05
DATE

A RESOLUTION ACCEPTING THE BUDGET FOR THE YEAR BEGINNING 1/1/2006 AND ENDING 12/31/2006.

6-27-05
Ronald E. Mang
Katherine Catararo Perry 6/27/05

GIVEN TO AUDITOR:

6/23/05

GIVEN TO COUNCIL:

6/23/05

ORIGINAL

06-23-05 PM 4:39 OUT

CEIV

JUL 14 2005