

AGENDA

DATE: TUESDAY, JANUARY 3, 2006

PLACE: COUNCIL CHAMBERS

TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL — *Tony Townsend - Absent*

A. APPOINTMENT OF COUNCIL CLERK

Passed RESOLUTION NO. 1 – 2006

BY: COMMITTEE OF THE WHOLE

A RESOLUTION appointing Mary Beth Bailey as Clerk of Massillon City Council and establishing salary for said position.

B. NOMINATION AND ELECTION OF PRESIDENT PRO-TEM OF COUNCIL

Passed 6-2 C. ADOPTION OF COUNCIL COMMITTEE ASSIGNMENTS *Amended - Passed*

2. INVOCATION BY COUNCILMAN RON MANG

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. 1 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

1st AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Campian Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 2 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

1st AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Hunters Pointe Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 3 – 2006

BY: COMMUNITU DEVELOPMENT COMMITTEE

1st AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Sanders Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 4 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Township, and declaring an emergency.

ORDINANCE NO. 5 – 2006 **BY: FINANCE COMMITTEE**

passed 8-0
AN ORDINANCE authorizing the Mayor to accept a Domestic Violence Prosecutor Grant that will allow the City of Massillon to have a prosecutor specifically for domestic violence cases, and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

(A) LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF A LIQUOR LICENSE FROM RAE LORRAINE BOROWSKY DBA THIRD BASE 2215 W MAIN 1ST FL ONLY MASSILLON OHIO 44646 TO TEAM LCJS LLC DBA THIRD BASE 2215 W MAIN 1ST FL ONLY MASSILLON OHIO 44646.

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- passed 8-0*
A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR DECEMBER 2005
- B). AUDITOR SUBMITS MONTHLY REPORT FOR DECEMBER 2005**
- C). MAYOR GIVES STATE OF THE CITY ADDRESS TO COUNCIL**

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 132 – 2005

BY: FINANCE COMMITTEE

passed 8-0
AN ORDINANCE consolidating the Massillon City Recreation Center and Legends of Massillon Golf Course Debt Funds and requiring repayment of the debts associated with the Massillon City Recreation Center and the Legends of Massillon Golf Course from the fund entitled, "Parks and Recreation Debt Retirement Fund".

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 143 – 2005

BY: PARKS AND RECREATION COMMITTEE

passed 8-0
AN ORDINANCE authorizing the Mayor to enter into contract agreements with Variety Attractions, Inc., L & B Entertainment Inc., and other companies for various engagements for the 2006 summer concert series, and declaring an emergency.

ORDINANCE NO. 155 – 2005

BY: FINANCE COMMITTEE

passed 8-0
AN ORDINANCE appropriating money for current expenses and other expenses of the City of Massillon, Ohio, for the fiscal period ending December 31, 2006, 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: JANUARY 3, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

not reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 1 - 2006

passed 1/17

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

WHEREAS, certain property owners have filed a petition requesting the Campian 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 February 8, 2006 at 7:00p.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 extend 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 February 8, 2006 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 _____ 2006

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

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

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

Total Acreage in Annexation 5.232 Acres
 Miles of State Highways (Highway 1045) 0.045 Miles
 Miles of County Roads 0 Miles
 Miles of Township Roads 0 Miles
 N.W. 1/4, Section 10, Tuscarawas Twp. 5.232 Acres

NOTE:

This map is compiled, calculated, and drawn from available deeds of record, and is subject to the same errors and omissions as the original records maintained by the various offices of Stark County, Ohio. The land sought to be annexed is the property of Samuel E. Campian, as recorded in Deed Volume 3553 Page 848 of the Stark County Deed Records.

MASSILLON CITY COUNCIL

Accepted by the City Council of Massillon, Ohio, by Ordinance No. _____ Passed this _____ day of _____, 2005.

CITY ENGINEER _____

CITY ENGINEER

City lot number assigned this _____ day of _____, 2005.

COUNTY AUDITOR

Entered this _____ day of _____, 2005.

COUNTY RECORDER

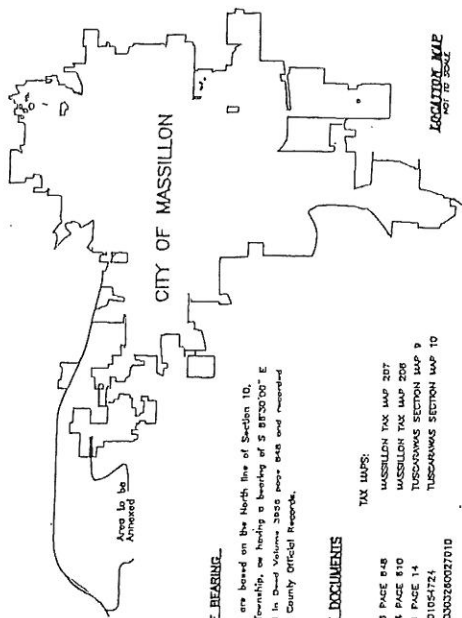
Recorded for record this _____ day of _____, 2005.

Recorded in Vol. _____ Page _____ this _____ day of _____, 2005.

STARK COUNTY COMMISSIONERS

Approved for annexation by the Stark County Commissioners. Adopted this _____ day of _____, 2005.

CLERK _____
 COUNTY COMMISSIONER _____
 STARK COUNTY COMMISSIONER _____



BASES OF BEARING

The bearings are based on the North line of Section 10, Tuscarawas Township, Ohio, having a bearing of S 88°00'00" E as described in Deed Volume 3553 page 848 and recorded in the Stark County Official Records.

PERTINENT DOCUMENTS

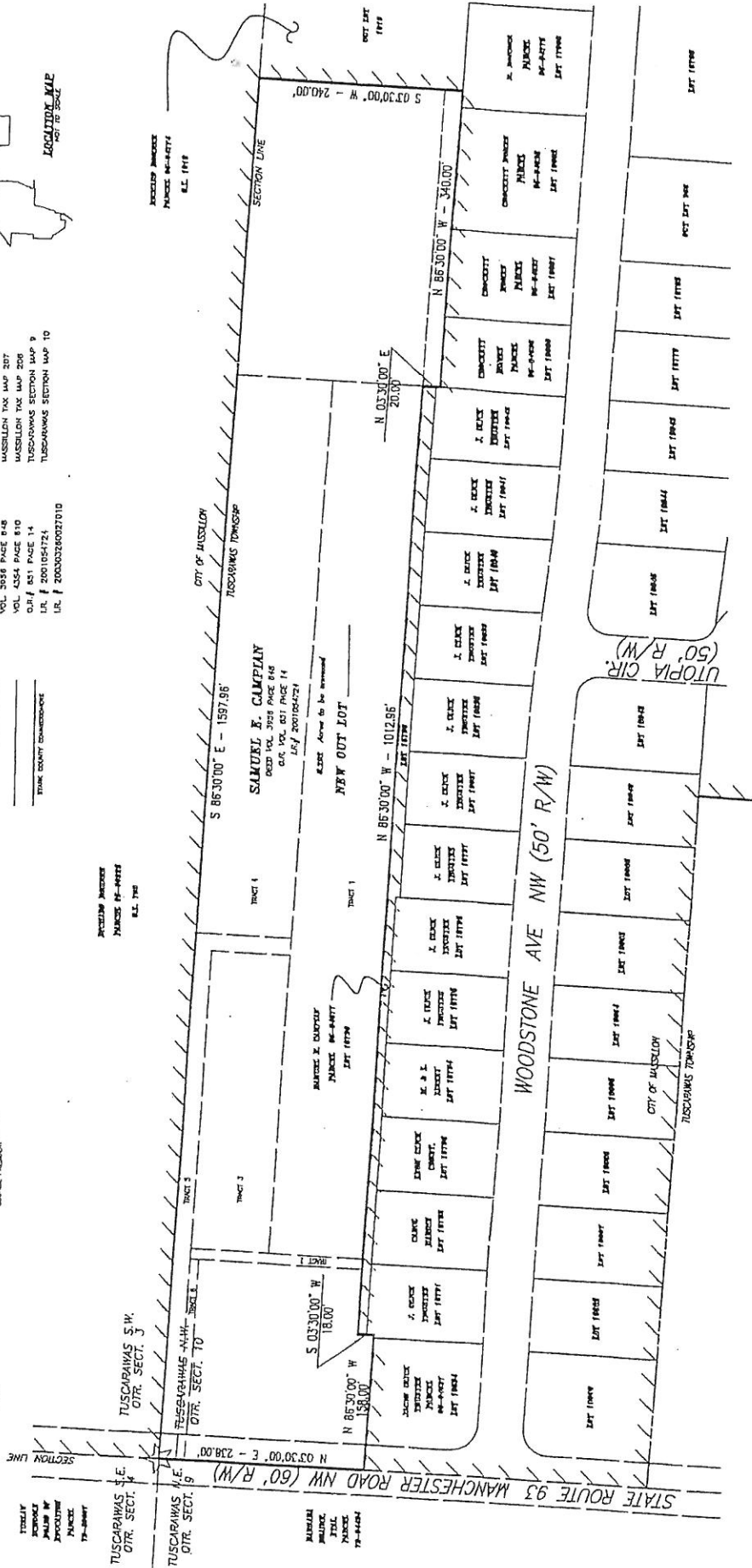
DEEDS:
 VOL. 3558 PAGE 848
 VOL. 4554 PAGE 810
 C.R. # 531 PAGE 14
 L.R. # 2001054-1721
 L.R. # 20030328027010

TAX MAPS:

MASSILLON TAX MAP 207
 MASSILLON TAX MAP 208
 TUSCARAWAS SECTION MAP 9
 TUSCARAWAS SECTION MAP 10

LOCATION MAP

NOT TO SCALE



Part of the NW Quarter Section 10, Tuscarawas Township
 City of Massillon
 Stark County, Ohio

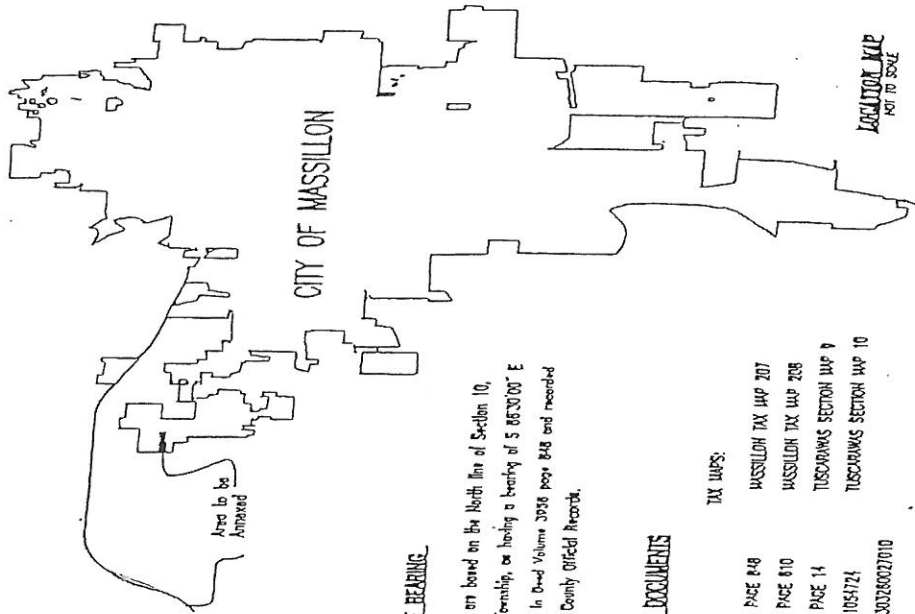
Campian Annexation



REVISIONS:	DATE	DESCRIPTION
1		
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10		

PROJECT NUMBER: 054X0301.DWG
 DATE: 05/10/05

1 / 1



BASIS OF BEARING

This bearings are based on the North line of Section 10, Tuncarenow Township, on having a bearing of S 86°30'00" E as described in Deed Volume 3958 Page 848 and recorded in the Stark County Official Records.

PERTINENT DOCUMENTS

DEEDS:

VOL 3088 PAGE 848
VOL 4264 PAGE 810
O.R. / 831 PAGE 14
L.R. / 2001054724
L.R. / 20030326027010

TAX MAPS:

MASSILLON TAX MAP 207
MASSILLON TAX MAP 238
TUSCARAWAS SECTION MAP 9
TUSCARAWAS SECTION MAP 10

DATE: JANUARY 3, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 2 - 2006

passed 1/17

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

WHEREAS, certain property owners have filed a petition requesting the Hunters Pointe 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 February 8, 2006 at 7:15p.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 extend 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 February 8, 2006 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 _____ 2006

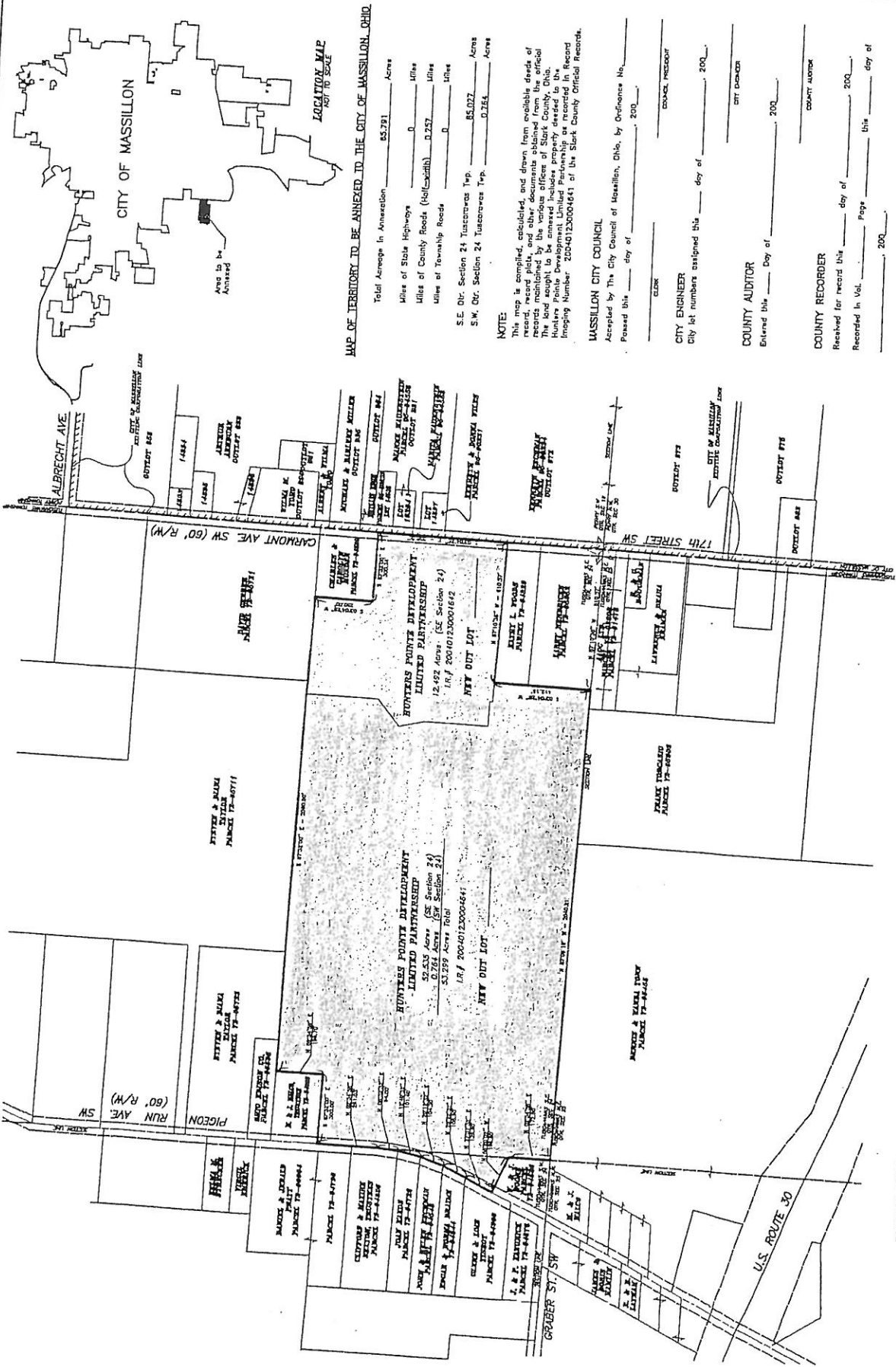
APPROVED: _____
MARY BETH BAILEY, CLERK OF COUNCIL GLENN E. GAMBER, PRESIDENT

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

Hunters Pointe Annexation



REVISIONS	DATE	DESCRIPTION
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MAP OF TERRITORY TO BE ANNEXED TO THE CITY OF MASSILLON, OHIO

Total Acreage in Annexation 85.791 Acres
 Miles of State Highways 0 Miles
 Miles of County Roads (Highway) 0.257 Miles
 Miles of Township Roads 0 Miles
 S.E. 1/4 Section 24, T24N, R30E, S1E, 85.072 Acres
 S.W. 1/4 Section 24, T24N, R30E, S1E, 0.719 Acres

NOTE:
 This map is compiled, established, and drawn from available deeds of records maintained by the County Clerk's Office of Stark County, Ohio. The land sought to be annexed is the property owned by the City of Massillon, Ohio, and is located within the City of Massillon, Ohio. The land is located within the City of Massillon, Ohio, and is located within the City of Massillon, Ohio.

MASSILLON CITY COUNCIL

Accepted by the City Council of Massillon, Ohio, by Ordinance No. _____
 Passed this _____ day of _____, 200____.

CITY ENGINEER
 City lot numbers assigned this _____ day of _____, 200____.

COUNTY AUDITOR
 Entered this _____ day of _____, 200____.

COUNTY RECORDER
 Recorded for record this _____ day of _____, 200____.

Recorded in Vol. _____ Page _____ this _____ day of _____, 200____.

STARK COUNTY COMMISSIONERS
 Approved for annexation by the Stark County Commissioners.

Adopted this _____ day of _____, 200____.

COUNTY RECORDER
 Recorded for record this _____ day of _____, 200____.

Recorded in Vol. _____ Page _____ this _____ day of _____, 200____.

STARK COUNTY COMMISSIONERS
 Approved for annexation by the Stark County Commissioners.

Adopted this _____ day of _____, 200____.

PERTINENT DOCUMENTS

DEEDS:
 LR 20010123000441
 LR 20010123000441
 LR 20010123000441
 LR 20010123000441

BASIS OF BEARING

The bearings are based on the south line of the Southeast Quarter of Section 24, Township 24N, Range 30E, and the line of the Stark County line. The bearings are based on the south line of the Southeast Quarter of Section 24, Township 24N, Range 30E, and the line of the Stark County line.

DATE: JANUARY 3, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 3 - 2006

passed 1/17

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

WHEREAS, certain property owners have filed a petition requesting the Sanders 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 February 9, 2006 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 extend 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 February 8, 2006 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 _____ 2006

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

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

DATE: JANUARY 3, 2005

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 4 - 2006

passed 1/17

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Township, and declaring an emergency.

WHEREAS, a petition to annex certain land in Perry Township to the corporation limits of the City of Massillon, Stark County, Ohio, was approved by the Board of County Commissioners on August 18, 2005, and

WHEREAS, the corporation limits of the City of Massillon, Ohio, have been enlarged since the approval of the Board of County Commissioners through the annexation of 0.382 acres of land comprising a part of Perry Township, and

WHEREAS, these annexed lands are still shown as a part of Perry Township and the County Commissioners must amend the boundaries.

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

Section 1:

The Council of the City of Massillon, Ohio hereby finds that the corporation limits of the City of Massillon includes 0.382 acres of land which is part of Perry Township, Stark County, Ohio, and that it will be in the public interest of the City to have the boundaries of said Perry Township changed by excluding this 0.382 acres of land from said Perry Township and adding this 0.382 acres of land to the City of Massillon within the corporation limits of the City.

Section 2:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under authority of Section 503.07 Ohio Revised Code, to change the Township boundaries of Perry Township and the City of Massillon, all in Stark County, Ohio, by excluding from said Perry Township by adding to said City of Massillon the respective areas thereof which are presently located within the corporation limits of the City of Massillon, Ohio, which areas are described as follows:

SEE EXHIBIT AA@ ATTACHED HERETO

Section 3:

That attached hereto and made a part of this ordinance is one (1) map covering the tract of land described in Section 2 of this ordinance.

Section 4:

That the Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07, Ohio Revised Code, to add the 0.382 acres of land described in Section 2 of this ordinance to the City of Massillon, Stark County, Ohio.

Section 5:

That upon passage of this ordinance the Clerk of Council is directed to forward a certified copy thereof and the attached map, together with an authenticated copy of the proceedings relating hereto, to the Board of County Commissioners of Stark County, Ohio.

Section 6:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of this community and for the further reason that the timely resolution of its subject matter is essential for making the boundary lines of Perry Township conform with the corporation lines of 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 _____ 2006

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

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

PETITION
BY CITIZENS FOR THE ALPETER ANNEXATION
TO THE CITY OF MASSILLON, OHIO

TO THE COMMISSIONERS OF STARK COUNTY, STATE OF OHIO:

We, the undersigned, being a majority of the adult owners of real estate in the territory hereinafter described, hereby petition for the annexation of the following described territory to the City of Massillon, Massillon Township, Stark County, Ohio.

Situated in the Township of Perry, County of Stark and State of Ohio: Situated in the Southwest Quarter of Section 10, Township 10, Range 9, Perry Township, Stark County, Ohio and bounded and described as follows:

Commencing at an iron bar known as the Southwest corner of the Southwest Quarter of Section 10, said bar also being on the centerline of 27th Street SE, said street also known as Jackson Avenue SW, a variable width public right of way;

Thence N 89°37'35"E along the southern line of said section and with the centerline of Harsh Avenue a record distance of 200.00 feet to a point; said point being the corporation line for the City of Massillon, and being the TRUE PLACE OF BEGINNING for the tract herein described;

Thence continuing along said corporation line, on a bearing of N 00°00'00"E, and a distance of 240.00 feet to a point;

Thence N 89°37'35"E, a distance of 69.30 feet to a point; said point being on the centerline of Elizabeth Avenue SW;

Thence continuing along said centerline, on a bearing of S 00°00'00"E, a distance of 240.00 feet to a point on the south line of Section 10, Perry Township; said point also being on the centerline of Harsh Avenue;

Thence S 89°37'35"W, along said centerline and section line, a distance of 69.30 feet to a point; said point being the TRUE PLACE OF BEGINNING for the tract herein described and containing 0.382 acres, more or less, but subject to all legal highways, easements or restrictions, if any, of record.

Bearings are based on a Bearing of N 00°00'00"E for the west line of Section 10, Perry Township, as recorded in Plat Book 68 Page 62 of the Stark County Official Records.

Jason Haines, 6645 Baymere Ave. S.W., Navarre, Ohio, 44662 is hereby appointed agent for the undersigned petitioners as required RC 709.02 with full power and authority hereby granted to said agent to amend, alter, change, withdraw, refile, substitute, and to take any action necessary for obtaining the granting of this petition. Said amendment, compromise, increase or deletion, or other things for granting this petition shall be made in the petition, description, and/or plat by said agent without further expressed consent of the petitioners.

DATE: JANUARY 3, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 5 - 2006

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to accept a Domestic Violence Prosecutor Grant that will allow the City of Massillon to have a prosecutor specifically for domestic violence cases, 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 to the public health, safety and welfare of the community to accept a Domestic Violence Prosecutor Grant that will allow the City of Massillon to have a prosecutor specifically designated to prosecute for domestic violence cases.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to accept a Domestic Violence Prosecutor Grant that will allow the City of Massillon to hire a prosecutor specifically designated to prosecute for domestic violence cases.

Section 3:

The amount of the Domestic Violence Prosecutor Grant shall be Twenty-Nine Thousand Dollars (\$29,000.00). The city will be responsible for the remaining cost of Nine Thousand Six Hundred Sixty-Six Dollars and Sixty-Seven Cents (\$9,666.67).

Section 4:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the reason that the grant is necessary to provide the Law Department with and allow the City of Massillon to have a prosecutor handle cases specifically for domestic violence. This will be in accordance with Violence Against Women Act (VAWA). 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 _____ 2006

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

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

DATE: JANUARY 3, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 1 - 2006

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION appointing Mary Beth Bailey as Clerk of Massillon City Council and establishing salary for said job.

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

Section 1:

Mary Beth Bailey be appointed Clerk of City Council of Massillon, Ohio, to serve for the term of 2006 and 2007.

Section 2:

That the annual salary for the Clerk of Council shall be classified as a 12S UN Classified position.

Section 3:

This Resolution being one for the internal management of Council shall be immediately effective and Section 2 shall have retroactive effect as of January 1, 2006.

PASSED THIS _____ DAY OF _____, 2006

APPROVED: _____
MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR