

AGENDA

DATE: TUESDAY, JANUARY 17, 2006
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL *—CHUCK AB*
2. INVOCATION BY COUNCILMAN DONNIE PETERS
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. 6 – 2006 **BY: COMMUNITY DEVELOPMENT COMMITTEE**

P 8-0 **AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 7 – 2006 **BY: ENVIRONMENTAL COMMITTEE**

P 4-0 **AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the dedication of a 20 foot wide sanitary sewer easement on Out Lots 868 and 932 for Amherst Village Condominiums, and declaring an emergency.

ORDINANCE NO. 8 – 2006 **BY: PARKS AND RECREATION COMMITTEE**

P 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 purchase of chemicals and fertilizers for The Legends of Massillon Golf Course, and declaring an emergency.

ORDINANCE NO. 9 – 2006 **BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY**

P 8-0 **AN ORDINANCE** vacating a portion of Stanton Avenue NW, and declaring an emergency.

ORDINANCE NO. 10 – 2006 **BY: FINANCE COMMITTEE**

P 8-0 **AN ORDINANCE** making certain appropriations from the unappropriated balance of the Summer Concert Fund and the South Massillon Trunk Project Fund, for the year ending December 31, 2006, and declaring an emergency.

ORDINANCE NO. 11 – 2006 **BY: FINANCE COMMITTEE**

P 0-0 **AN ORDINANCE** authorizing the Auditor to pay various 2005 bills that have been received and that will be received by his office between January 1, 2006 and March 1, 2006, out of the 2006 appropriations within the various departments of the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 12 – 2006

BY: FINANCE COMMITTEE

P-10
AN ORDINANCE authorizing the Auditor to pay a 2005 bill out of the 2006 appropriations for the Park and Recreation Department, and declaring an emergency.

- 7. UNFINISHED BUSINESS
- 8. PETITIONS AND GENERAL COMMUNICATIONS
- 9. BILLS, ACCOUNTS AND CLAIMS
- 10. REPORTS FROM CITY OFFICIALS

- A). POLICE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 2005
- B). TREASURER SUBMITS MONTHLY REPORT FOR DECEMBER 2005
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 2005.
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2005
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2005
- F). MAYOR SUBMITS MONTHLY REPORT FOR DECEMBER 2005

- 11. REPORTS OF COMMITTEES
- 12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS
- 13. CALL OF THE CALENDAR
- 14. THIRD READING ORDINANCES AND RESOLUTIONS
- 15. SECOND READING ORDINANCES AND RESOLUTIONS

*Am B-10
P B-10*
ORDINANCE NO. 1 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

*Am B-10
P B-10*
ORDINANCE NO. 2 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

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

*P B-10
P B-10*
ORDINANCE NO. 3 – 2006

BY: COMMUNITU DEVELOPMENT COMMITTEE

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

*P B-10
P B-10*
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.

- 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 17, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 6 - 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon. The contract for services shall not exceed Fifteen Thousand Dollars (\$15,000.00).

Section 2:

The Mayor of the City of Massillon, Ohio is hereby authorized to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio.

Section 3:

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

Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is needed to assist the City of Massillon in its Housing Rehabilitation 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.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2006

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

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

Distribution:

Regional Planning
Commission
City of Massillon

AGREEMENT
WITH CITY OF MASSILLON

SUBJECT: PROFESSIONAL SERVICES - HOUSING REHABILITATION

This Agreement, entered into this day, by and between the Stark County Regional Planning Commission, hereinafter referred to as the "Planning Commission" and duly authorized through a Resolution of the Planning Commission adopted on December 6, 2005, and the City of Massillon, Ohio, hereinafter referred to as the "City," and duly authorized through an ordinance adopted on _____

WHEREAS, the City of Massillon is desirous of obtaining certain professional administrative services for the purpose of assisting in various activities and duties in conjunction with the provision of professional housing rehabilitation services by the Planning Commission to the City of Massillon; and

WHEREAS, the County has entered into a contract with the Planning Commission to administer the Community Development Block Grant and HOME programs of the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, the Planning Commission employs a staff specifically trained to administer HUD programs; and

WHEREAS, the City is willing to enter into an agreement with the Planning Commission to administer certain professional services for the City's Owner-Occupied Housing Rehabilitation, Rental Rehabilitation and Homebuyer programs; and

WHEREAS, the Planning Commission is willing and desirous of entering into an agreement to provide these services; and

WHEREAS, the Planning Commission does and hereby agrees to enter into such an agreement with the City of Massillon to perform the work and administrative procedures as described in the Scope of Services.

NOW, THEREFORE, in consideration of the provisions hereinabove and hereinafter contained it is mutually agreed as follows:

SECTION 1. Scope of Services

The Planning Commission shall be responsible for providing professional housing rehabilitation support services to the City of Massillon for its Owner-Occupied Housing Rehabilitation, Rental Rehabilitation and Homebuyer programs. Said services of the Planning Commission shall include the following:

- A) Conduct the initial inspection;
- B) Prepare work write-up and cost estimate;
- C) Conduct inspections for progress payments; and
- D) Conduct final inspection for final payment.

The services of the Planning Commission shall be performed in cooperation with the City's housing rehabilitation staff.

SECTION 2. Term

The City hereby contracts for the services of the Planning Commission to commence on January 1, 2006 and shall continue until terminating on December 31, 2006.

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MB Bailey

SECTION 3. Compensation

The City agrees to pay the Planning Commission a total of \$15,000 per year to be billed monthly by the Planning Commission at a rate of \$1,250.00 per month. In addition, the City agrees to pay the direct costs associated with the lead inspections and clearance testing.

The total amount of compensation to be paid to the Planning Commission as reimbursement shall not exceed \$15,000 (fifteen thousand dollars), plus the costs of the lead inspection and clearance testing.

The Planning Commission and/or the City may amend the total amount of compensation with prior approval of the other party of this Agreement. A request to amend the total compensation must be made in writing.

SECTION 4. Termination

The City and/or the Planning Commission may either jointly or individually terminate this Agreement at any time by providing at least sixty (60) days notice in writing.

SECTION 5. Compliance with Laws and Regulations

In the performance of service under this Agreement, the Planning Commission shall comply with all statutes, ordinances, regulations, and rules of the Federal Government, the State of Ohio, and Stark County, which are applicable to the performance of the services under this Agreement.

SECTION 6. Reports, Information, and Audits

The Planning Commission, at such times, and in such form as HUD and/or the City may require, shall furnish HUD and/or the City such reports as may be requested pertaining to the work or services undertaken pursuant to this Agreement, the costs and obligations incurred or to be incurred in connection therewith, and any other matters covered by this Agreement. All financial and administrative records shall be retained by the City, and the Planning Commission, and HUD, or any of their authorized representatives or auditors shall be provided access to such records.

SECTION 7. Non-Discrimination

The Planning Commission will not discriminate against any employee or applicant for employment because of race, color, religion, sex, disability, age, ancestry, or national origin.

SECTION 8. Approval of Incurred Costs

Any activity, expenditure and/or costs incurred by the Planning Commission in conjunction with this Agreement, and the service to be provided by this Agreement, are hereby ratified by the parties to this Agreement.

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

WITNESSED BY:

Patricia J. Charlton
Elizabeth Pearson

WITNESSED BY:

Approved as to Form and Legal
Sufficiency:

David A. Thorley
David A. Thorley
Attorney at Law

J/cd/massrehab

STARK COUNTY REGIONAL
PLANNING COMMISSION

BY:

Maurice C. DeHoff, President
BY: Pamela Bossart
Pamela Bossart, Secretary

CITY OF MASSILLON

BY:

Francis H. Cicchinelli, Jr., Mayor

Approved as to Form and Legal
Sufficiency:

City Law Director

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DATE: JANUARY 17, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 7 - 2006

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the dedication of a 20 foot wide sanitary sewer easement on Out Lots 868 and 932 for Amherst Village Condominiums, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to accept the dedication of a 20 foot wide sanitary sewer easement on Out Lots 868 and 932 for Amherst Village Condominiums.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to accept the dedication of a 20 foot wide sanitary sewer easement on Out Lots 868 and 932 for Amherst Village Condominiums.

Being known as Out Lots 868 and 932, located on the east side of 1st Street NE, north of Gail Avenue the same being further described on the attached Exhibit "A". The request is to dedicate a 20 foot wide sanitary sewer easement to serve the new condominium development. This request has been submitted by Amherst Real Estate, LLC.

Section 3:

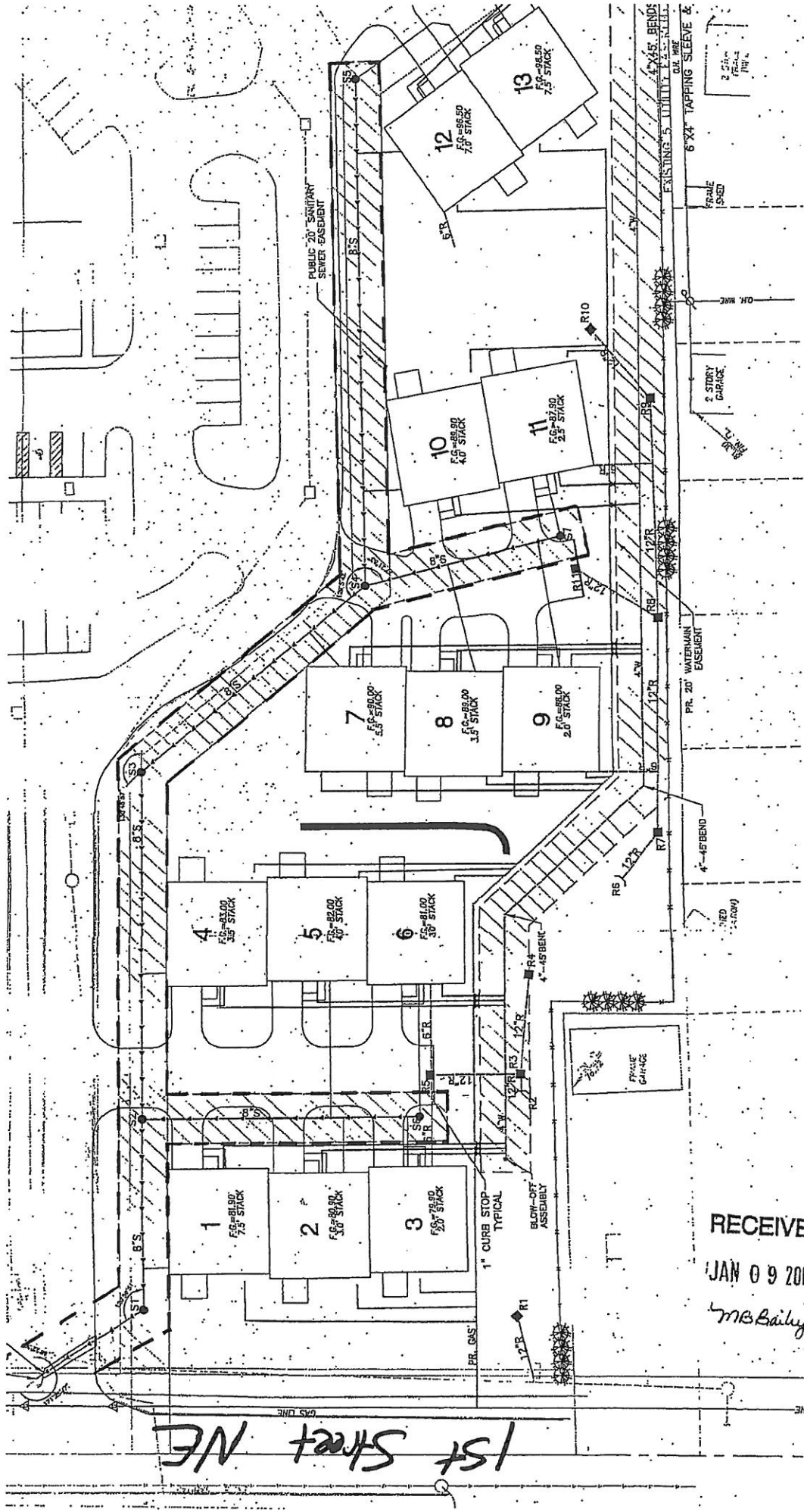
That this Ordinance is hereby declared to be an emergency measure for the reason that this 20 foot wide sanitary sewer easement must be dedicated to enable timely completion of the development. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect 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



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MB Bailey

1st Street NE

DATE: JANUARY 17, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 2006

BY: PARKS AND RECREATION 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 purchase of chemicals and fertilizers for The Legends of Massillon Golf Course, and declaring an emergency.

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

Section 1:

The 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 according to law and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of chemicals and fertilizers for The Legends of Massillon Golf Course.

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 enter into contract upon award and approval by the Board of Control, with the lowest and best bidder for the purchase of chemicals and fertilizers for The Legends of Massillon Golf Course.

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 for the more efficient operation of The Legends of Massillon Golf Course. 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

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

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

DATE: JANUARY 17, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 9 - 2006

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE vacating a portion of Stanton Avenue NW, and declaring an emergency.

WHEREAS, there has been filed with this Council by the owners of all of the lots and lands bounding and abutting upon the street hereinafter described, a petition requesting that a portion thereinafter described be vacated, and

WHEREAS, upon hearing, this Council hereby finds that there is good cause for such vacation and that it will not be detrimental to the general interest of this community and that such vacation should be made.

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

Section 1:

There has been a request to vacate approximately 592 foot section of Stanton Avenue NW, a 40 foot right-of-way, running in an east/west direction between Ford Street NW and Page Street NW; and lying south of Chauncey Avenue NW. The applicant is the Massillon City Schools. This vacation plat is filed in the City Engineer's Office. Approval of the vacation was recommended by the City Planning Commission on December 14th 2005. Said vacation is hereby approved, adopted and confirmed.

Section 2:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community and for the continued efficient operation of the City of Massillon, Ohio, the portion of the street to be vacated has never been used for municipal purposes and is no longer needed for municipal purposes and the vacation will benefit the development of the area. 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

16109 14 1200	16110 14 1300	16111 14 1400	16112 14 1500
16100 14 0300	16113 14 1600	16114 14 1700	
16099 14 0200			

SHUA ST NW 50

AVE NW 50

MASSILLON MAP 39

CHAUNCEY AVE NW

11 0100 13422	13399 11 3000	13413
11 0200 13421	13399 11 2900	13414
11 0300 13420	13399 11 2800	13415
11 0400 13419	13399 11 2700	13416
11 0500 13418	13399 11 2600	13417
11 0600 13417	13399 11 2500	13418
11 0700 13416	13399 11 2400	13419
11 0800 13415	13400 11 2300	13420
11 0900 13414	13401 11 2200	13421
11 1000 13413	13402 11 2100	13422
11 1100 13412	13403 11 2000	13423
11 1200 13411	13404 11 1900	13424
11 1300 13410	13405 11 1800	13425
11 1400 13409	13406 11 1700	13426
11 1500 13408	13407 11 1600	13427

FORD ST NW

09 0100 13268	13236 09 2100	13235
09 0200 13267	13237 09 2000	13236
09 0300 13266	13238 09 1900	13237
09 0400 13265	13239 09 1800	13238
09 0500 13264	13240 09 1700	13239
09 0600 13263	13241 09 1600	13240
09 0700 13262	13242 09 1500	13241
09 0800 13261	13243 09 1400	13242
09 0900 13260	13244 09 1300	13243
09 1000 13259	13245 09 1200	13244
09 1100 13258	13246 09 1100	13245
09 1200 13257	13247 09 1000	13246
09 1300 13256	13248 09 0900	13247
09 1400 13255	13249 09 0800	13248
09 1500 13254	13250 09 0700	13249

PAGE 21 NW

STANTON AVE NW

13251 04 0100	13251 04 0100	13251
13252 04 0200	13252 04 0200	13252
13253 04 0300	13253 04 0300	13253
13254 04 0400	13254 04 0400	13254
13255 04 0500	13255 04 0500	13255
13256 04 0600	13256 04 0600	13256
13257 04 0700	13257 04 0700	13257
13258 04 0800	13258 04 0800	13258
13259 04 0900	13259 04 0900	13259
13260 04 1000	13260 04 1000	13260
13261 04 1100	13261 04 1100	13261
13262 04 1200	13262 04 1200	13262

05 0100 13185	13145 05 2300	13145
05 0200 13184	13146 05 2200	13146
05 0300 13183	13147 05 2100	13147
05 0400 13182	13148 05 2000	13148
05 0500 13181	13149 05 1900	13149
05 0600 13180	13150 05 1800	13150
05 0700 13179	13151 05 1700	13151
05 0800 13178	13152 05 1600	13152
05 0900 13177	13153 05 1500	13153
05 1000 13176	13154 05 1400	13154
05 1100 13175	13155 05 1300	13155
05 1200 13174	13156 05 1200	13156

WENDLING AVE NW

08 0100 13200	13185 08 2500	13185
08 0200 13199	13186 08 2400	13186
08 0300 13198	13187 08 2300	13187
08 0400 13197	13188 08 2200	13188
08 0500 13196	13189 08 2100	13189
08 0600 13195	13190 08 2000	13190
08 0700 13194	13191 08 1900	13191
08 0800 13193	13192 08 1800	13192
08 0900 13192	13193 08 1700	13193
08 1000 13191	13194 08 1600	13194
08 1100 13190	13195 08 1500	13195
08 1200 13189	13196 08 1400	13196
08 1300 13188	13197 08 1300	13197
08 1400 13187	13198 08 1200	13198
08 1500 13186	13199 08 1100	13199

25TH ST NW

D.L. 504

60.24 AC
12 0600

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MB Bailey

J.L. 503

1.00 AC
12 0500

DATE: JANUARY 17, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 10 - 2006

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Summer Concert Fund and the South Massillon Trunk Project Fund, for the year ending December 31, 2006, 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 Summer Concert Fund, for the year ending December 31, 2006, the following:

\$95,000.00 to an account entitled "Summer Concert Series" 1212.505.2392

Section 2:

There be and hereby is appropriated from the unappropriated balance of the South Massillon Trunk Project Fund, for the year ending December 31, 2006, the following:

\$4,000.00 to an account entitled "South Massillon Trunk Project" 1423.905.2510

Section 3:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2006

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JANUARY 17, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 11 - 2006

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay various 2005 bills that have been received and that will be received by his office between January 1, 2006 and March 1, 2006, out of the 2006 appropriations within the various departments of the City of Massillon, Ohio, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds it necessary to authorize the City Auditor to pay various 2005 bills that have been received and that will be received by his office between January 1, 2006 and March 1, 2006, out of the 2006 appropriations within the various departments of the City of Massillon, Ohio,

Section 2:

The City Auditor is hereby authorized and directed to pay various 2004 bills that have been received and that will be received by his office between January 1, 2006 and March 1, 2006, out of the 2006 appropriations within the various departments of the City of Massillon, Ohio.

Section 3:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary to pay various 2005 bills that will be submitted to the City Auditors office between January 1, 2006 and March 1, 2006, 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.

DATE: JANUARY 17, 2006 CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 12 - 2006

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay a 2005 bill out of the 2006 appropriations for the Parks and Recreation Department, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds it necessary to authorize the City Auditor to pay a 2005 bill out of the 2006 appropriation for the Parks and Recreation Department. Said bill is to be paid as follows:

\$17,023.65 to Mar-co Clay Products Inc.

Section 2:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary to pay a 2005 bill that has recently been submitted to the City Auditor, 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 _____ 2006

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

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