

## AGENDA

DATE: MONDAY, MARCH 6, 2006  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION BY COUNCILWOMAN KATHY CATAZARO-PERRY
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. 38 – 2006

BY: ENVIRONMENTAL COMMITTEE

*1st. reading*  
AN ORDINANCE repealing Section 965.09 "Collection Rates" of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon, and enacting a new Section 965.09 "Collection Rates" of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION", and declaring an emergency.

### ORDINANCE NO. 39 – 2006

BY: PARKS AND RECREATION COMMITTEE

*Passed 7/0*  
AN ORDINANCE authorizing the Auditor to pay 2006 bills on blanket purchase orders dated after the date of the bills for the Legends Golf Course, and declaring an emergency.

### ORDINANCE NO. 40 – 2006

BY: PARKS AND RECREATION COMMITTEE

*Passed 9/0*  
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with GE Capital to enter into a lease/purchase agreement for purchase two (2) Toro Groundsmaster 3500-D mowers and one (1) Groundsmaster 4700-D mower with accessories, without competitive bidding, through pricing based on State Purchasing #777515C and approved by the Board of Control, and declaring an emergency.

### ORDINANCE NO. 41 – 2006

BY: RULES, COURTS AND CIVIL SERVICE

*Passed 9/0*  
AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – GOLF COURSE DEPARTMENT of Ordinance No. 127 – 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES – GOLF COURSE DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES – GOLF COURSE DEPARTMENT in the City of Massillon, Ohio, and declaring an emergency.

MONDAY, MARCH 6, 2006

ORDINANCE NO. 42 – 2006

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

*1st. read.*  
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Jack Doheny Supplies to purchase one Elgine sweeper, without competitive bidding, through pricing based on State Purchasing #776235C and approved by the Board of Control, and declaring an emergency.

ORDINANCE NO. 43 – 2006

BY: FINANCE COMMITTEE

*1st. read.*  
AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, General Fund and the Special Fund, for the year ending December 31, 2006, and declaring an emergency.

ORDINANCE NO. 44 – 2006

BY: FINANCE COMMITTEE

*Passed 9/10*  
AN ORDINANCE approving the discount increase offered to the Massillon city residents and/or employees for the Legends Golf Course for the calendar year 2006, and declaring an emergency.

RESOLUTION NO. 8 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

*1st. reading*  
A RESOLUTION extending support from the City Council of the City of Massillon, Ohio, to a development proposed by LW Associates and Community Development Corp.

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

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR FEBRUARY 2006
- B). AUDITOR SUBMITS MONTHLY REPORT FOR FEBRUARY 2006
- C). MAYOR'S CAPITAL IMPROVEMENT BUDGET FOR 2006
- D). FIRE CHIEF SUBMITS ANNUAL REPORT FOR 2005

11. REPORTS OF COMMITTEES
12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER
13. CALL OF THE CALENDAR
14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 26 – 2006

BY: FINANCE COMMITTEE

*Repealed*  
AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with CTI Environmental, Inc. to perform a Preliminary Odor Control Study for the City of Massillon Regional Wastewater Treatment Facility, and declaring an emergency.

MONDAY, MARCH 6, 2006

RESOLUTION NO. 2 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

A RESOLUTION extending support from the City Council of the City of Massillon, Ohio, to a development proposed by LW Associates and Community Development Corp.

RESOLUTION NO. 3 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

A RESOLUTION expressing the support of the City of Massillon for the proposed Massillon Senior Housing Development proposed by PIRHL.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 32 – 2006

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with Seifert Technologies, Inc., to implement a city wide network infrastructure, and declaring an emergency.

RESOLUTION NO. 7 – 2006

BY: COMMUNITY DEVELOPMENT COMMITTEE

A RESOLUTION extending support from the City of Massillon to the proposed Massillon Homes II.

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: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*1st Reading*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 38 - 2006

*2nd Reading 3/20*  
*passed 4/3/06*

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE repealing Section 965.09 "Collection Rates" of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon, and enacting a new Section 965.09 "Collection Rates" of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION"; and declaring an emergency.

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

Section 1:

That Section 965.09 "Collection Rates" of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon, be and is hereby repealed.

Section 2:

There be and is hereby enacted a new Section 965.09 "Collection Rates" of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon. Said newly enacted section shall read as follows:

965.09 COLLECTION RATES.

(a) For garbage and rubbish collected and removed, the Director of Public Service and Safety on behalf of the City shall make a monthly charge of:

- (1) Fifteen dollars (\$15.00) per month for each single family residence or unit for weekly service.
- (2) Weekly service shall be limited to five units of trash or garbage in plastic bags no larger than thirty gallons. Bags or containers must not weigh in excess of fifty pounds.

(b) Any quantity over the weekly limit of five units will be billed at a minimum fifty cents (\$.50) per unit.



(c) The applicable rate shall be payable in quarterly installments in advance on the twenty-fifth day of January, April, July and October of each year at the office of the Treasurer, Collections Department. All bills not paid on or before the due date are subject to a ten percent (10%) penalty.

(d) An additional charge shall be incurred for pickup upon prior arrangements of additional items not generally characterized as garbage or rubbish except automotive or building materials which will not be picked up at all. (Example: Major appliances – approved; auto transmission – unapproved; construction brick – unapproved; furniture – approved.)

(e) The rates for additional pick-ups indicated in subsection (d) above shall be:

- (1) Ten dollars (\$10.00) for each major appliance, piece of furniture, mattress or box springs.
- (2) Special clean-up of trash: Ten dollars (\$10.00) for ten bags or boxes not weighing over fifty pounds each plus one dollar (\$1.00) per bag or box over ten.
- (3) Other large quantities or extraordinary circumstances will be determined on an individual basis and will be billed accordingly.

(f) Rates for commercial users will be determined by the Director of Public Safety and Service.

(g) All bills not paid fifteen days after the date when they are billed shall be subject to a ten percent (10%) penalty.

(h) The use of a City-owned container would be subject to the commercial rates established herein.

(i) All moneys and revenues received by the Director of Public Service and Safety or City Auditor in any manner for the collection and disposal of garbage and rubbish shall be held and retained in the Department of Garbage and Rubbish Fund and applied to the expense of the conduct and operation of such department.

(j) Commencing January 1, 2000, ninety-four percent (94%) of the amounts collected pursuant to this section shall be deposited into the Solid Waste Fund to be used for operating costs. Six percent (6%) shall be deposited into the Solid Waste Capital Improvement Fund to be used for improvements within the department.

### Section 3:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said increase needs to take effect April 1<sup>st</sup> 2006 due to the cost of higher fuel prices, the fact that additional revenues are need to operate the department, and for the additional reason for the preservation of the public health, safety and welfare of the community. And 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.

*3<sup>rd</sup> page is the signature page.*

DATE: MARCH 6, 2006 CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 39 - 2006

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay 2006 bills on blanket purchase orders dated after the date of the bills for the Legends 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 finds that it is necessary to authorize the City Auditor to pay 2006 bills on blanket purchase orders dated after the date of the bills for the Legends Golf Course. Said bills were incurred prior to the issuance of 2006 purchase orders. The amount of said bills is Five Thousand Six Hundred Twenty Dollars and Twenty-Two Cents (\$5,620.22). A list of the bills to be paid is attached hereto as Exhibit "A".

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 2006 bills that have 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

## The Legends of Massillon Outstanding Invoices

[illegible]



DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 40 - 2006

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, to enter into a contract with GE Capital to enter into a lease/purchase agreement for purchase two (2) Toro Groundsmaster 3500-D mowers and one (1) Groundsmaster 4700-D mower with accessories, without competitive bidding, through pricing based on State Purchasing #777515C and approved by the Board of Control, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a lease/purchase agreement with GE Capital to purchase two (2) Toro Groundsmaster 3500-D mowers and one (1) Groundsmaster 4700-D mower with accessories, without competitive bidding, through pricing based on State Purchasing #777515C and approved by the Board of Control, The cost of said contract shall not exceed One Hundred Four Thousand Seven Hundred Seventy-Seven Dollars Twenty-Seven Cents (\$104,777.27).

Section 2:

The Director of Public Service and Safety of the City of Massillon is hereby authorized to enter into a lease/purchase agreement with GE Capital to purchase two (2) Toro Groundsmaster 3500-D mowers and one (1) Groundsmaster 4700-D mower with accessories, without competitive bidding, through pricing based on State Purchasing #777515C and approved by the Board of Control.

Section 3:

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



Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason the City of Massillon enter into a contract with GE Capital so that the mowers may be purchased for use by the at the Legends 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

APPROVED \_\_\_\_\_  
MARY BETH BAILEY, CLERK OF COUNCIL      GLENN E. GAMBER, PRESIDENT

APPROVED: \_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 41 - 2006

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT 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:

Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - GOLF COURSE DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 9; AND INSERT IN THE SALARY ORDINANCE 127 - 1997)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary in that revision to seasonal pay ranges and deletion of a classification that is no longer needed in the Golf Course Department. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

*2<sup>nd</sup> page is the ~~no~~ signature page*

CLASS GRADE	SCHEDULE	DEPARTMENT & TITLE DESCRIPTION	
		<u>SUMMER YOUTH PROG.</u>	845
		<u>PART TIME/TEMPORARY/SEASONAL</u>	
	MS	SESP Administrator (6 Hr. Limit)	
	MS	Cook	
	MS	Aide	
	MS	Site Coordinator	
	MS	Secretary/Janitor (6 Hr. Limit)	
	MS	Cook Helper/Youth Center	
	MS	SYPE Coordinator	
	MS	SYPE Counselor	
	MS	SYPE Teachers	
		<u>GOLF COURSE DEPARTMENT</u>	920
23S - 25S	SU UN	Director of Golf	
14S - 16S	UN	Grounds Superintendent	
8S - 10S	UN	Assistant Grounds Superintendent	
6S - 8S	UN	Golf Professional/Operations Assistant	
5S	UN	Maintenance/Clubhouse Aid	
3S - 4S	UN	Grounds Foreman	
3S	UN	Secretary/Bookkeeper	
		<u>PART TIME/TEMPORARY/SEASONAL</u>	
	MS	Golf Course-Programs Coordinator	
	MS	Maintenance/Labor Coordinator	
	SE	Laborer I	
	SE	Laborer II	
	SE	Laborer III	
	SE	Starters/Rangers I	
	SE	Starters/Rangers II	
	SE	Starters/Rangers III	
	SE	Golf Cart Personnel I	
	SE	Golf Cart personnel II	
	SE	Customer Service Representative I	
	SE	Customer Service Representative II	
	SE	Customer Service Representative III(Deleted by Ord 41-2006)	
	SE	Customer Service Operations Coordinator	

DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 42 - 2006

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Jack Doheny Supplies to purchase one Elgin sweeper, without competitive bidding, through pricing based on State Purchasing #776235C and approved by the Board of Control, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Jack Doheny Supplies to purchase one Elgin sweeper, without competitive bidding, through pricing based on State Purchasing #776235C and approved by the Board of Control. The cost of said contract shall not exceed One Hundred Nineteen Thousand Two Hundred Fifty-Five Dollars (\$119,255.00)

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to enter into a contract Jack Doheny Supplies to purchase one Elgin sweeper, without competitive bidding, through pricing based on State Purchasing #776235C and approved by the Board of Control.

Section 3:

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



Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason the City of Massillon enter into a contract with Jack Doheny Supplies, so that a Elgin sweeper may be purchased for use by the Street Department. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2006

APPROVED \_\_\_\_\_  
MARY BETH BAILEY, CLERK OF COUNCIL      GLENN E. GAMBER, PRESIDENT

APPROVED: \_\_\_\_\_  
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

ORDINANCE NO. 43 - 2006

*1st reading*  
LEGISLATIVE DEPARTMENT

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, General Fund and the Special 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 Capital Improvement Fund, for the year ending December 31, 2006, the following:

\$119,255.00 to an account entitled "Street Dept Capital Improvement Equip" 1401.435.2530  
\$ 65,000.00 to an account entitled "Fire Dept Repairs" 1401.325.2511

Section 2:

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

\$39,928.00 to an account entitled "Fingerprint Technology Upgrade" 1100.305.2531

Section 3:

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

\$8,750.25 to an account entitled "Services/Contracts" 1214.915.2392

Section 4:

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.

*2<sup>nd</sup> pg is the signature page*

DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 44 - 2006

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE approving the discount increase offered to the Massillon city residents and/or employees for the Legends Golf Course for the calendar year 2006, 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 that it is necessary to approve the discount increase offered to the Massillon city residents and/or employees for the Legends Golf Course for the calendar year 2006.

Section 2:

It is hereby determined that the following discount increase for Massillon city residents and/or employees for the Legends Golf Course for the calendar year 2006 is hereby approved and accepted by this Council. Said discount increase is as follows:

The discount is not applicable toward league play, outings, special events and specials and may not be combined with any other discounts.

18 Holes - \$4.00 (current discount is \$2.00)

9 Holes - \$2.00 (current discount is \$1.00)

Section 3:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the further reason that the discount increase will generate more revenue for the Legends 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.

*2<sup>nd</sup> page is the signature page*



DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*1st reading*  
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 8 - 2006

BY COMMUNITY DEVELOPMENT COMMITTEE

TITLE: A RESOLUTION extending support from the City Council of the City of Massillon, Ohio, to a development proposed by LW Associates and Community Investment Corp.

WHEREAS, the development will be comprised of the construction of up to 65 apartments on the approximately 8 acres located west of Kaylynn Street and north of Harsh Avenue in Massillon; and

WHEREAS, 100% of the project's units will serve residents earning at or below 60% of the area median income; and

WHEREAS, the project is being awarded points under the Ohio Housing Finance Agency's Qualified Allocation Plan for serving residents over 55 years, and will set aside 100% of the units for this population; and

WHEREAS, it is necessary that this Resolution be adopted in order to meet a March 16, 2006 submission deadline to the Ohio Housing Finance Agency (OHFA); NOW, THEREFORE:

BE IT RESOLVED be the City Council of the City of Massillon, Ohio, with at least a simple majority of its members concurring:

Section 1:

That the Massillon City Council hereby extends its support to LW Associates and Community Investment Corp., to develop and construct this housing development.

Section 2:

That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to LW Associates, Inc., 184 West Main Street, Ashville, Ohio 43103.

Section 3:

That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

*2<sup>nd</sup> page is the signature page*



DATE: MARCH 6, 2006

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

**\*AMENDED\***

ORDINANCE NO. 45 - 2006

BY: POLICE AND FIRE COMMITTEE

TITLE: AN ORDINANCE repealing Ordinance No. 68 - 1984, and repealing Section 149.02 of the Codified Ordinances of 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:

Ordinance No. 68 - 1984 and Section 149.02 of the Codified Ordinances of the City of Massillon are hereby repealed.

Section 2:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community, the Police Chief has requested that the age requirements for police applicants correspond to the same as contained in the Ohio Revised Code, and to enable the Civil Service Commission to commence testing immediately for the Police Department. Provided it receives the affirmative vote of two-thirds of the elected members to Council it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS 13<sup>th</sup> DAY OF March 2006

APPROVED: Mary Beth Bailey Glenn E. Gamber  
MARY BETH BAILEY, CLERK OF COUNCIL GLENN E. GAMBER, PRESIDENT

APPROVED: March 14, 2006 Francis H. Cicchinelli, Jr.  
FRANCIS H. CICCINELLI, JR., MAYOR