

## AGENDA

DATE: MONDAY, MAY 21, 2007  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION BY COUNCILMAN CHUCK MAIER
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

*Passed* ORDINANCE NO. 58 – 2007

BY: POLICE AND FIRE COMMITTEE

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 "LOCATION, MATERIAL, SIZE, DURATION AND ATTENDANCE", 1511.08 "APPROVED EXTINGUISHING EQUIPMENT" and 1511.09 "PROHIBITED OPEN BURNING" and declaring an emergency.

*Passed* ORDINANCE NO. 59 – 2007

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

AN ORDINANCE vacating a portion of a certain public alley.

*Passed* ORDINANCE NO. 60 – 2007

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Massillon Police Department Safety Forces Equipment Fund, for the year ending December 31, 2007, and declaring an emergency.

*1st Meeting* ORDINANCE NO. 61 – 2007

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2007, and declaring an emergency.

*Passed* ORDINANCE NO. 62 – 2007

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2007, 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 APRIL 2007
- B). TREASURER SUBMITS MONTHLY REPORT FOR APRIL 2007
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR APRIL 2007.
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR APRIL 2007
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR APRIL 2007
- F). MASSILLON CITY HEALTH DEPARTMENT ANNUAL REPORT FOR 2006

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

ORDINANCE NO. 50 – 2007

BY: COMMUNITY DEVELOPMENT COMMITTEE

*2nd reading*

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from B-3 General Business and I-1 Light Industrial to B-2 Central Business District.

ORDINANCE NO. 51 – 2007

BY: COMMUNITY DEVELOPMENT COMMITTEE

*2nd reading*

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from RM-1 Multiple Family Residential to B-2 Central Business District.

ORDINANCE NO. 52 – 2007

BY: COMMUNITY DEVELOPMENT COMMITTEE

*table - Sept. 18<sup>th</sup>*

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from RM-1 Multiple Family Residential to B-1 Local Business.

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: MAY 21, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*Passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 58 - 2007

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 "LOCATION, MATERIAL, SIZE, 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 "LOCATION, MATERIAL, SIZE, 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.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2007

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

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

## 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, pleasure, religious, ceremonial, warmth, or similar purposes, if Sections 1511.07 and 1511.08 are met.

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

(a) Location: The location of the fire shall not be less than twenty five (25) feet from any structure or combustible/flammable hazard. Farther distances may be required if a hazard is created.

(b) Material: The material shall be of the minimum size for the intended purpose, consist only of clean seasoned dry firewood or any clean burning fuel with emissions that are equivalent to or lower than those created from the burning of clean seasoned dry firewood. The fuel shall be chosen to minimize the generation and emission of air contaminants. The fire shall be ignited with a small quantity of paper.

(c) Size: A recreational fire's fuel load shall not be more than three (3) feet in diameter and two (2) feet in height.

(d) Duration: The fire shall not be permitted to burn longer than three (3) hours and shall be extinguished by midnight.

(e) Attendance: A fire shall be constantly attended by an adult until the fire is completely extinguished. Approved extinguishment equipment shall be available for immediate utilization at all time.

### 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 sufficient quantity to extinguish the fire.
- (3) Underwriters Laboratory (U.L.) listed portable fire extinguisher(s) of a sufficient size to extinguish the fire.

## 1511.09 PROHIBITED OPEN BURNING

- (a) No person or property owner shall cause or allow open burning except as provided in this ordinance.
- (b) If a recreational fire creates or adds to a hazardous or objectionable situation, the Massillon Fire Department shall order the fire extinguished.
- (c) Recreational fires are not allowed when air pollution warnings, alerts or emergencies are in effect.
- (d) Fires cannot obscure visibility of roadways, railroad tracks or air fields.
- (e) Garbage, yard waste, materials containing rubber, grease, asphalt or any material made from petroleum (such as tires, cars, auto parts, plastic, or plastic coated wire) and dead animals cannot be burned at any time.
- (f) If a fire is not a recreational fire, or a fire that a permit from the Ohio EPA is required and no permit is issued, the Massillon Fire Department shall order the fire extinguished. A report of the incident shall then be forwarded to the Ohio EPA.

REQUEST FOR LEGISLATION TO:

Police/Fire Committee  
Council Committee

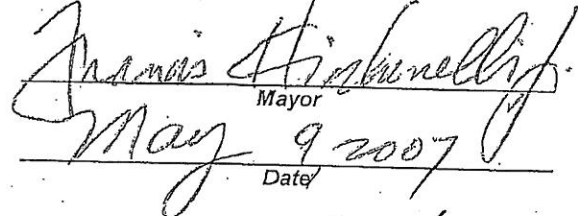
REQUEST LEGISLATION FOR:

21-May-07  
Council Meeting Date


DEPARTMENT REQUESTING LEGISLATION:

 Chief Burgasser  
Department Head

MAYOR'S APPROVAL:


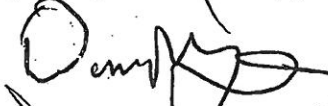
 Mayor  
May 9 2007  
Date

AVAILABILITY OF FINANCES:  
(If legislation is for Finance Committee)

 Auditor  
5/9/07  
Date

**SUBJECT OF REQUESTED LEGISLATION:**

Attached are changes we'd like to make to Chapter 1511 Open Burning. These changes allow for our City to meet the requirements of the Ohio Revised Code and also better define "Recreational fires." Additionally, we find the restriction of fifty (50) feet from all structures to be overly restrictive in our municipality. Lastly, we feel that calls to report recreational fires do not reduce the number of calls we respond to for investigations and therefore, are an unnecessary tax on the RED Center. There is no time when we will extinguish a fire because someone hasn't "called in." We should, therefore, assume all recreational fires are legal until someone complains.

 5/15/07  
 5/14/07  
David K. McEwen 5/14/07

DATE REQUEST GIVEN TO AUDITOR:

5/9/2007  
Date

DATE REQUEST GIVEN TO COUNCIL:

5/9/2007  
Date

ORIGINAL  
MAY 09 2007  
3:00 P



# *The City of Massillon, Ohio*

Francis H. Cicchinelli, Jr., *Mayor*  
330.830.1700

Michael J. Loudiana  
Dir. of Public Safety & Service  
330.830.1702

## **Massillon Fire Department**

**Thomas M. Burgasser, Chief**

233 Erie Street South, Massillon, OH 44646-6737  
330.833.1053 • Fax 330.833.1443

May 8, 2007

To: Chief Burgasser

RE: Request for legislation, open burning

Dear Chief Burgasser:

I would like to request legislation be changed in the City's Ordinances, Chapter 1511 Open Burning. The request is needed to better match the Ohio Revised Code and to make operations run more smoothly.

The changes are as follows, only the sections and sub sections needing change are listed:

### **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, pleasure, religious, ceremonial, warmth, or similar purposes, if Sections 1511.7 and 1511.08 are met.

### **1511.07 LOCATION, MATERIAL, SIZE, DURATION, AND ATTENDANCE.**

(a) Location. The location of the fire shall not be less than twenty five (25) feet from any structure or combustible/flammable hazard. Farther distances may be required if a hazard is created.

(b) Material. The material shall be of the minimum size for the intended purpose, consist only of clean seasoned dry firewood or any clean burning fuel with emissions that are equivalent to or lower than those created from the burning of clean seasoned dry firewood. The fuel shall be chosen to minimize the generation and emission of air contaminants. The fire shall be ignited with a small quantity of paper.

(b) Size. A recreational fire's fuel load shall not be more than three (3) feet in diameter and two (2) feet in height.

(c) Duration. The fire shall not be permitted to burn longer than three (3) hours and shall be extinguished by midnight.

(e) Attendance. A fire shall be constantly attended by an adult until the fire is completely extinguished. Approved extinguishment equipment shall be available for immediate utilization at all times.

### *Mission Statement*

"To be ever vigilant in the protection of life and property, from fire and other emergencies, through response, prevention, and education."



#### **1511.08 APPROVED EXTINGUISHMENT EQUIPMENT.**

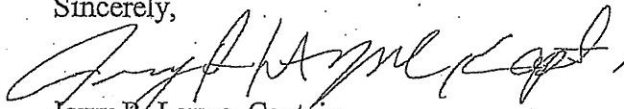
Approved extinguishing equipment shall consist of one of the following:

- (a) Garden type hose that is attached to a reliable water source.
- (b) Buckets, or other containers, of water of sufficient quantity to extinguish the fire.
- (c) Underwriters Laboratory (U.L.) listed portable fire extinguisher(s) of a sufficient size to extinguish the fire.

#### **1511.09 PROHIBITED OPEN BURNING.**

- (a) No person or property owner shall cause or allow open burning except as provided in this ordinance.
- (b) If a recreational fire creates or adds to a hazardous or objectionable situation, the Massillon Fire Department shall order the fire extinguished.
- (c) Recreational fires are not allowed when air pollution warnings, alerts or emergencies are in effect.
- (d) Fires cannot obscure visibility of roadways, railroad tracks or air fields.
- (e) Garbage, yard waste, materials containing rubber, grease, asphalt or any material made from petroleum (such as tires, cars, auto parts, plastic, or plastic coated wire) and dead animals cannot be burned at any time.
- (f) If a fire is not a recreational fire, or a fire that a permit from the Ohio EPA is required and no permit is issued, the Massillon Fire Department shall order the fire extinguished. A report of the incident shall then be forwarded to the Ohio EPA.

Sincerely,



Jerry R. Layne, Captain  
Fire Prevention Bureau

cc: file

DATE: MAY 21, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 59 - 2007

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE vacating a portion of a certain public alley.

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

WHEREAS, upon hearing, the Council hereby find 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:

A request to vacate an unnamed 12 foot wide alley, lying between Main Avenue West and Lincoln Way West, running in an east/west direction between a 16 foot alley and 14<sup>th</sup> Street NW. The request is to vacate that portion from 14<sup>th</sup> Street NW westerly approximately 120 feet. This vacation plat is on file in the City Engineer's Office and was approved by the City Planning Commission on May 9<sup>th</sup>, 2007. The said vacation is hereby approved, adopted and confirmed.

Section 2:

This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the health, safety, and welfare and for the continued efficient operation of the City of Massillon, Ohio, the portion of the street to be vacated is no longer needed for municipal purposes. 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 \_\_\_\_\_ 2007

APPROVED: \_\_\_\_\_  
MARY BETH BAILEY, CLERK OF COUNCIL

\_\_\_\_\_  
GLENN E. GAMBER, PRESIDENT

APPROVED: \_\_\_\_\_

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

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4TH ST NW

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15089

15090

Main Ave. West

## CITY OF MASSILLON, OHIO

Request for Legislation to: Streets & Highways Committee

Request for Legislation for: May 21, 2007 Council Meeting

Requested by: Aana Aaby, Community Development Director

Approved by: James Hutchinson Jr. 5-11-07

Subject: Alley Vacation Request

At its May 9 meeting, the City Planning Commission recommended approval of the following request:

**Alley Vacation / Replat: 14<sup>th</sup> Street NW**

*Location:* An unnamed 12 foot alley lying between Main Avenue West and Lincoln Way West and running in an east / west direction between a 16-foot alley and 14<sup>th</sup> Street NW. The request is to vacate that portion from 14<sup>th</sup> Street NW westerly approximately 120 feet to the west line of lot 4241.

*Applicant:* Jacob Cary and Mandy Martin

This alley is currently unopened. All affected property owners have signed the petition to vacate this alley. This recommendation is now being submitted to City Council. A copy of the Petition and map of the area are attached for your review. Thank you for your review and consideration of this request.

Given to Council: 5/11/2007 Given to Auditor: 5/11/2007

Donna Pugh 5/14/07

Tony Townsend 5/14-07

Kenny Edwards 5-14-07

ORIGINAL

MAY 11 2007  
2:05 P.

# PETITION TO VACATE ALLEY

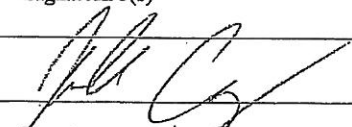
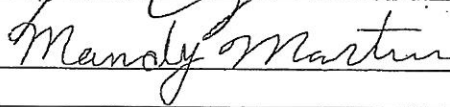
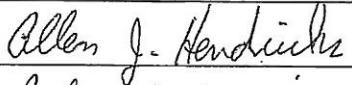
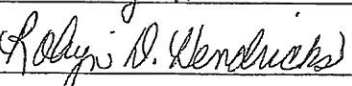
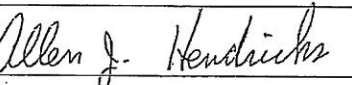
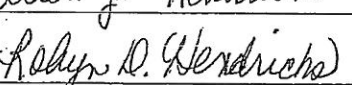
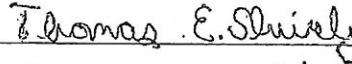
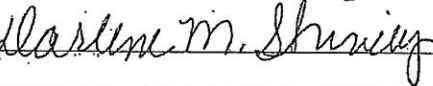
Date: April 27, 2007

Honorable City Council, Massillon, Ohio

Gentlepersons:

We, the undersigned, owners of those lots abutting an unnamed 12 foot alley lying between Main Avenue West and Lincoln Way West; and running in an east/west direction between a 16 foot alley and 14<sup>th</sup> St NW, do hereby petition your honorable body to vacate that portion from 14<sup>th</sup> Street NW westerly approximately 120' to the west side of Lot 4241.

*Upon approval of City Council, the applicant is required to hire a surveyor to prepare and submit a survey plat, which will be recorded at Stark County at the applicant's expense.*

Owner(s)	Signature(s)	Parcel No. (s) Lot No. (s)
Jacob T. Cary Mandy S. Martin 23 14 <sup>th</sup> Street NW Massillon, OH 44647	 	06-01352 Lot 4241
Allen J. Hendricks Robyn D. Hendricks 1404 Main Avenue West. Massillon, OH 44647	 	06-06457 Lot 4238
Allen J. Hendricks Robyn D. Hendricks 1404 Main Avenue West Massillon, OH 44647	 	06-06458 Lot 4239
Thomas E. Shively Darlene M. Shively 1412 Main Avenue West Massillon, OH 44647	 	06-02895 Lot 4240

I hereby depose and say that all the above statements and the statements contained in the papers submitted herewith are true and correct.

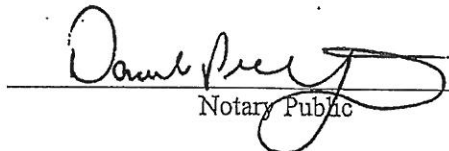
4/28/07

Date

  
Applicant

Subscribed and sworn to before me this 28 day of April A.D., 2007.

My commission expires 20  
**DONALD J. PETERS JR.**  
Notary Public, State of Ohio  
My Commission Expires Feb. 09, 2009

  
Notary Public





DATE: MAY 21, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*Passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 60 - 2007

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Massillon Police Department Safety Forces Equipment Fund, Capital Improvement Fund and the 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2007, 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 Massillon Police Dept Safety Forces Equipment Fund, for the year ending December 31, 2007, the following:

\$15,000.00 to an account entitled "Equipment" 1205.125.2530

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2007, the following:

\$6,000.00 to an account entitled "County Collection Fees" 1401.905.2393

Section 3:

There be and hereby is appropriated from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2007, the following:

\$1,000.00 to an account entitled "Fees" 1406.610.2393

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.



PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2007

ATTEST: \_\_\_\_\_

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: \_\_\_\_\_

FRANCIS H. CICCHINELLI, JR, MAYOR

CITY OF MASSILLON  
REQUEST FOR LEGISLATION

REQUEST FOR LEGISLATION TO:

FINANCE  
COUNCIL COMMITTEE

REQUEST LEGISLATION FOR:

5/14/2007  
DATE

DEPARTMENT REQUESTING LEGISLATION:

AUDITOR  
DEPARTMENT HEAD

MAYORS APPROVAL:

*Francis Cicchinelli*  
FRANCIS CICHINELLI, MAYOR

DATE

*May 10, 2007*  
*Bill Hamit*

AVAILABILITY OF FINANCES:

BILL HAMIT, AUDITOR

5/9/07  
DATE

PLEASE PREPARE LEGISLATION TO APPROPRIATE FROM THE UNAPPROPRIATED BALANCE OF  
THE CAPITAL IMPROVEMENT FUND 1401 TO AN ACCOUNT ENTITLED  
"COUNTY COLLECTION FEES" 1401.905.5.2393 FOR FEES FOR THE COUNTY TO COLLECT  
INHERITANCE TAXES, IN THE AMOUNT OF \$6,000.00.

*Please put on Agenda as  
its own ordinance - DO NOT group*

GIVEN TO AUDITOR:

*5/10/2007*

GIVEN TO COUNCIL:

*5/10/2007*



*Dumping 5/14/07*  
*(3) Kamy Cataraw Perry 5-14-07*  
*R B - 5/14/07*

CITY OF MASSILLON  
REQUEST FOR LEGISLATION

REQUEST FOR LEGISLATION TO:

FINANCE  
COUNCIL COMMITTEE

REQUEST LEGISLATION FOR:

5/14/2007  
DATE

DEPARTMENT REQUESTING LEGISLATION:

AUDITOR  
DEPARTMENT HEAD

MAYORS APPROVAL:

*Francis Cicchinelli*  
FRANCIS CICHINELLI, MAYOR

May 10 2007  
DATE

*Bill Hamit*  
BILL HAMIT, AUDITOR

AVAILABILITY OF FINANCES:

5/9/07  
DATE

PLEASE PREPARE LEGISLATION TO APPROPRIATE FROM THE UNAPPROPRIATED BALANCE OF  
W.W.T. CAPITAL IMPROVEMENT FUND 1406 TO AN ACCOUNT ENTITLED  
"FEES" 1406.610.5.2393 FOR FEES FOR THE COUNTY TO COLLECT  
DELINQUENT SEWER FUNDS IN THE AMOUNT OF \$1000.00.

*Please put on as its own ordinance  
DO NOT group.*

GIVEN TO AUDITOR:

5/10/2007

GIVEN TO COUNCIL:

5/10/2007

*Danbury 5-14-07*

*2 Kenny Catarino-Bry 5/14/07  
Lt J. Bry 5/14/07*

COPY  
ORIGINAL  
MAY 10 2007  
2:15 p.

REQUEST FOR LEGISLATION TO:

Finance Committee

Council Committee

REQUEST FOR LEGISLATION FOR:

Council Meeting Date

DEPARTMENT REQUESTING LEGISLATION:

Police Dept.

Department Head

MAYOR'S APPROVAL:

Mayor

DATE:

Auditor

AVAILABILITY OF FINANCES:

DATE:

SUBJECT OF REQUESTED LEGISLATION:

We are asking that \$15,000.00 be appropriated from the Massillon Police Department Safety Forces Equipment Fund account, No. 1205.125.1750, into account No. 1205.125.5.2530, Jail Equipment. These funds are needed for jail repairs and improvements.

OK - Account Name  
IS EQUIPMENT  
1205 125 5 2530

ORIGINAL  
APR 30 2007  
1:15 P.

DATE ORIGINAL GIVEN TO AUDITOR:

DATE COPY GIVEN TO COUNCIL CLERK:

4/30/2007

DATE: MAY 21, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*1st reading*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 61 - 2007

*passed 6/4/07*

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2007, 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, 2007, the following:

\$6,000.00 to an account entitled "County Collection Fees" 1401.905.2393

Section 2:

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 \_\_\_\_\_ 2007

ATTEST:

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: \_\_\_\_\_

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: MAY 21, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*Passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 62 - 2007

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2007, 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 1406 Wastewater Treatment Capital Improvement Fund, for the year ending December 31, 2007, the following:

\$1,000.00 to an account entitled "Fees" 1406.610.2393

Section 2:

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 \_\_\_\_\_ 2007

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

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

DATE: MAY 25, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 63 - 2007

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1401 Capital Improvement Fund and the Economic Development Fund, for the year ending December 31, 2007, 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 1401 Capital Improvement Fund, for the year ending December 31, 2007, the following:

\$100,000.00 to an account entitled "Lease Purchase Payment" 1401.505.2513

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Economic Development Fund, for the year ending December 31, 2007, the following:

\$40,000.00 to an account entitled "Lease Purchase Payment" 1237.505.2513

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.

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