

## AGENDA

DATE: MONDAY, AUGUST 6, 2007  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION BY COUNCILMAN TONY TOWNSEND
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*  
9/10 **ORDINANCE NO. 88 – 2007**

**BY: ENVIRONMENTAL COMMITTEE**

*9/10* **AN ORDINANCE** authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with A J Diana Sons for the disposal of leaves, and declaring an emergency.

*Passed*  
9/10 **ORDINANCE NO. 89 – 2007**

**BY: FINANCE COMMITTEE**

*9/10* **AN ORDINANCE** making a transfer in the 2007 appropriation of the 1206 Muni Motor Vehicle Fund, of the City of Massillon, Ohio, and declaring an emergency.

*Passed*  
9/10 **ORDINANCE NO. 90 – 2007**

**BY: FINANCE COMMITTEE**

*9/10* **AN ORDINANCE** making certain appropriations from the unappropriated balance of the 1206 Muni Motor Vehicle Fund, General Fund, Waste Management Grant Fund, Home Health Fund and the Capital Improvement Fund, for the year ending December 31, 2007, and declaring an emergency.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A NEW LIQUOR LICENSE FOR WINE N GOLD LLC 821 AMHERST NE MASSILLON OHIO 44646

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM BP PRODUCTS NORTH AMERICA INC DBA BP FOOD MART 5967 2711 LINCOLN WAY E & GAS PUMPS MASSILLON OHIO 44646 TO GIANT OHIO LLC DBA GIANT 425 2711 LINCOLN WAY E & GAS PUMPS MASSILLON OHIO 44646

9. BILLS, ACCOUNTS AND CLAIMS

**10. REPORTS FROM CITY OFFICIALS**

- A). MAYOR SUBMITS MONTHLY PERMIT REPORT FOR JULY 2007.
- B). AUDITOR SUBMITS MONTHLY REPORT FOR JULY 2007
- C). MAYOR TO ADDRESS COUNCIL ON ECONOMIC DEVELOPMENT PROJECTS

**11. REPORTS OF COMMITTEES**

**12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER**

**13. CALL OF THE CALENDAR – TABLED FROM JULY 2, 2007**

**ORDINANCE NO. 69 – 2007**

**BY: HEALTH, WELFARE & BLDG REGULATIONS**

**AN ORDINANCE** amending CHAPTER 351 "PARKING GENERALLY" of the Codified Ordinances of the City of Massillon, and enacting a new SubSection 351.21 "FRONT YARD PARKING" and 351.22 "OFF-STREET PARKING IN RESIDENTIAL DISTRICTS OR ANY PARCEL USED FOR DWELLING PURPOSES" of CHAPTER 351 "PARKING GENERALLY", and declaring an emergency.

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

**15. SECOND READING ORDINANCES AND RESOLUTIONS**

**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: AUGUST 6, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 88 - 2007

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with A J Diana Sons for the disposal of leaves, 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 enter into an agreement with A J Diana Sons for the disposal of leaves, collected by the city from residents.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into an agreement with A J Diana Sons for the disposal of leaves. The cost for the disposal of the leaves is not to exceed Twenty Thousand Dollars (\$20,000.00).

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary that the agreement is signed so the disposal of the leaves can begin in a timely manner. 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: AUGUST 6, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 89 - 2007

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making a transfer in the 2007 appropriation of the 1206 Muni Motor Vehicle Fund, 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:

There be and hereby is transferred from the 2007 appropriation of the 1206 Muni Motor Vehicle Fund of the City of Massillon, Ohio, the following:

\$162,548.00 FROM: "Advance To" 1206.435.2750.

\$162,548.00 TO: "Advance In" 1201.435.1865.

Section 2:

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are immediately necessary for the payment owed on the S.R. Erie Street Project. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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

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

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

DATE: AUGUST 6, 2007

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 90 - 2007

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1206 Muni Motor Vehicle Fund, General Fund, Waste Management Grant Fund, Home Health Fund and 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 1206 Muni Motor Vehicle Fund, for the year ending December 31, 2007, the following:

\$162,548.00 to an account entitled "Advance Back To" 1206.435.2750

Section 2:

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

\$60,000.00 to an account entitled "Police Overtime Paid" 1100.305.2119  
\$25,000.00 to an account entitled "Police Comp Paid" 1100.305.2118  
\$19,937.35 to an account entitled "Fire Comp Paid" 1100.325.2118  
\$16,000.00 to an account entitled "Fire Overtime Paid" 1100.325.2119  
\$14,912.40 to an account entitled "Workers Comp" 1100.905.2270  
\$ 8,357.00 to an account entitled "New Fire Equipment" 1100.325.2530  
\$ 3,000.00 to an account entitled "City Hall Services/Contracts" 1100.410.2392

Section 3:

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

\$27,000.00 to an account entitled "Recycling Services/Contracts" 1222.605.2392

Section 4:

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

\$12,000.00 to an account entitled "Home Health Services/Contracts"	1235.705.2392
\$ 5,000.00 to an account entitled "Home Health Supplies"	1235.705.2410
\$ 1,800.00 to an account entitled "Home Health Travel"	1235.705.2389

Section 5:

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

\$6,353.68 to an account entitled "Services/Contracts" 1401.325.2392

*FIRE-STA #3*

Section 6:

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

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

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