

✓ IF GOLF COURSE BUD IS
READY TO GO.

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN E. GAMBER, PRESIDENT

AGENDA

DATE: MONDAY, JUNE 16, 2008
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

ORDINANCE NO. 89 - 2008

BY: COMMUNITY DEVELOPMENT COMMITTEE

PASS 9-0

AN ORDINANCE authorizing the Mayor to enter into an agreement with the Board of Stark County Commissioners and the City of Alliance, Ohio, to form a consortium for the purpose of becoming a participating jurisdiction in the Federal HOME Investment Partnership Program, and declaring an emergency.

ORDINANCE NO. 90 - 2008

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

PASS 9-0

AN ORDINANCE accepting the replatting of Parts of Out Lot 313, located on the south side of Harsh Avenue SE, east of 20th Street SE, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 91 - 2008

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

PASS 9-0

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 contract with the lowest and best bidder upon the approval of the Board of Control for the Lincoln Way (SR 172) Resurfacing Project, and declaring an emergency.

ORDINANCE NO. 92 - 2008

BY: FINANCE COMMITTEE

PASS 9-0

AN ORDINANCE making certain appropriations from the unappropriated balance of the Park & Rec. Fund, 1202 State Highway Fund, Veterans Park Fund and the Federal Law Enforcement Trust Fund, for the year ending December 31, 2008, and declaring an emergency.

RESOLUTION NO. 12 - 2008

BY: COMMITTEE OF THE WHOLE

PASS 9-0

A RESOLUTION recommending the appointment of Mayor Francis H. Cicchinelli, Jr., to serve as the "at large" mayor's position on the Stark County 911 Planning Committee.

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 MAY 2008
- B). TREASURER SUBMITS MONTHLY REPORT FOR MAY 2008
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR MAY 2008
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR MAY 2008
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR MAY 2008
- F). MAYOR SUBMITS MONTHLY REPORT FOR MAY 2008

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

ORDINANCE NO. 74 - 2008 **BY: HEALTH, WELFARE & BLDG REGULATIONS**

Amend *SECT 1.1 & 1.2 REMOVED PASS 9-0 / 1ST READING PASS 9-0*
AN ORDINANCE repealing CHAPTER 1185 "FLOOD PLAIN AREAS" of the Codified Ordinances of the City of Massillon, Ohio, and enacting a new CHAPTER 1185 "FLOOD PLAIN AREAS" of the Codified Ordinances of the City of Massillon, Ohio, and declaring an emergency.

RESOLUTION NO. 6 - 2008 **BY: COMMITTEE OF THE WHOLE**

PASS 7-2 (MANSON, PETERS)
A RESOLUTION urging a moratorium on home foreclosures and congressional enactment of a Homeowners and Bank Protection Act, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 79 - 2008 **BY: COMMUNITY DEVELOPMENT COMMITTEE**

P.H. 7:00 7/7/08 2ND READING
AN ORDINANCE amending Section 1151.08 of the Massillon Code of 1985 rezoning a certain tract of land from I-1 Light Industrial to B-3 General Business.

ORDINANCE NO. 80 - 2008 **BY: COMMUNITY DEVELOPMENT COMMITTEE**

P.H. 7:25 7/7/08 2ND READING
AN ORDINANCE amending Section 1151.08 of the Massillon Code of 1985 rezoning a certain tract of land from Perry Township to I-2 General Industrial District.

ORDINANCE NO. 81 - 2008 **BY: PUBLIC UTILITIES COMMITTEE**

PASS 9-0
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Non-Surface Development Gas & Oil Lease with Range Resources Appalachia, LLC for a 9.47 acre parcel owned by the City of Massillon, and declaring an emergency.

ORDINANCE NO. 82 - 2008

BY: PUBLIC UTILITIES COMMITTEE

PASS 9-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a Non-Surface Development Gas & Oil Lease with Range Resources Appalachia, LLC for a 5.40 acre parcel known as Out Lot 154 owned by the City of Massillon, and declaring an emergency.

ORDINANCE NO. 83 - 2008

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

PASS 9-0

AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign a proposal with URS for professional engineering services for the design of certain intersections in the City of Massillon, 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: JUNE 16, 2008

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 89 - 2008

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into an agreement with the Board of Stark County Commissioners and the City of Alliance, Ohio, to form a consortium for the purpose of becoming a participating jurisdiction in the Federal HOME Investment Partnership Program, and declaring an emergency.

WHEREAS, the Congress of the United States has enacted the Cranston-Gonzales National Affordable Housing Act of 1990, which established the HOME Investment Partnership Program (HOME) to provide funds to state and local governments for the purpose of developing affordable housing programs and providing housing assistance for lower income persons; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) has issued regulations allowing units of general local government to enter into mutual cooperation agreements to form consortiums for the purpose of obtaining federal funding from the HOME Program; and

WHEREAS, the City of Massillon, under the regulations established by HUD, does not meet the minimum requirements necessary to be designated as a participating jurisdiction under the HOME Program; and

WHEREAS, the City of Massillon, along with the City of Alliance and the Board of Stark County Commissioners, agree that it is in the best interest of carrying out the objectives of the HOME Program within Stark County that the communities should form a consortium to work together in the planning and implementation of affordable housing development activities.

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

Section 1:

That this Council hereby authorizes and directs the Mayor to enter into an agreement with the Board of Stark County Commissioners and the City of Alliance, Ohio, to form a consortium for the purpose of becoming a participating jurisdiction eligible to receive Federal funds under the HOME Investment Partnership Program for Fiscal Years 2009 - 2011.

Section 2:

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare, and safety, and for the further reason that this Ordinance is necessary to provide for the establishment of affordable housing programs and housing assistance for lower income residents of Massillon. And provided it receives the affirmative vote of two-thirds of the members elected 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 _____ 2008

APPROVED: _____

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

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

FY 2009 – 2011 CONSORTIUM AGREEMENT

BETWEEN STARK COUNTY AND

THE CITIES OF ALLIANCE AND MASSILLON

This Agreement is made between the COUNTY OF STARK, OHIO, hereinafter called the "County" and the Cities of Alliance, Ohio and Massillon, Ohio, hereinafter call the "Cities."

WHEREAS, the Congress of the United States has enacted the Cranston-Gonzales National Affordable Housing Act of 1990 (hereinafter called the "Act") which created the HOME Investment Partnerships (HOME) to provide funds to states and local governments for tenant-based assistance, acquisition, and low-cost rehabilitation, with the flexibility to decide what kind of housing assistance, or mix of housing assistance, is most appropriate for the local needs; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) subsequently issued regulations set forth in 24 CFR Part 92 allowing units of general local government to enter into mutual cooperation agreements to form consortiums for the purpose of obtaining funding from the HOME program; and

WHEREAS, HOME's general purposes are 1) to expand the supply of decent and affordable housing, particularly rental housing, for low- and very low-income Americans; 2) to strengthen the abilities of state and local governments to design and implement strategies for achieving adequate supplies of decent, affordable housing; 3) to provide both financial and technical assistance to participating jurisdictions, including the development of model programs for affordable low-income housing; and 4) extend and strengthen partnerships among all levels of government and the private sector, including for-profit and non-profit organizations, in the production and operation of affordable housing; and

WHEREAS, the Cities and the County desire to enter into affordable housing development activities which are directed toward the above general purposes, and for that reason, wish to seek such federal funding as may be available to them pursuant to the Act; and

WHEREAS, the Act contemplates and encourages the joining together by agreement of contiguous communities into a consortium for the purpose of carrying out the objectives of the Act; and

WHEREAS, municipalities and counties in Ohio have authority under Section 307.15 of the Ohio Revised Code (ORC) to enter into agreements whereby a County undertakes, and is authorized by the contracting subdivision to exercise any power, perform any function, or render any service, on behalf of the Cities which such Cities may exercise, perform, or render; and

WHEREAS, the Cities and the County have agreed that it is in the best interest of carrying out the objectives of the Act within Stark County that the Cities and the County should join together in affordable housing development activities.

NOW, THEREFORE, in consideration of the matters set forth above and below, the parties agree as follows:

1. The County and the Cities hereby form a consortium to be known as the Stark County/Alliance/Massillon HOME Consortium hereinafter referred to as the "Consortium." That the Consortium shall apply for HOME program funding. The County and the Cities agree to cooperate to assist the Consortium and to cooperate in undertaking housing assistance activities for the HOME Investment Partnership Program.
2. The County shall be authorized and designated as the "lead entity" and shall act in a representative capacity for both the County and the Cities for the purposes of this Agreement and to implement the Consortium's HOME program.
3. The County, as the lead entity, will assume overall responsibility for ensuring that the Consortium's HOME program is carried out in compliance with the requirements of the program, including requirements set forth in 24 CFR Part 92.
4. The County, in cooperation with the Cities, shall prepare and submit on behalf of the Consortium, program descriptions and the required certifications to the Secretary of Housing and Urban Development for HOME funds under the terms of the National Affordable Housing Act of 1990 for Fiscal Years 2009-2011. The program descriptions shall include the proposed use of HOME matching funds for each category of eligible activity (as needed), the amount of HOME funds for each category of eligible activity, the amount of HOME funds being reserved for use by Community Housing Development Organizations (CHDO's), special uses of HOME funds for first-time homebuyers, tenant based rental assistance, and/or other forms of investment, and a statement of policies and procedures to be used to meet the required affirmative marketing. Both the County and the Cities are aware that, at the present time, the Consortium is responsible for reserving not less than 15% of the funds it receives through the Consortium for investment of housing to be developed, sponsored, or owned by a CHDO, this requirement being set forth at 24 CFR Part 92.300. HUD will compute this 15% set-aside requirement for the Consortium as a whole.
5. The County, in cooperation with the Cities, shall develop and submit a single Consolidated Plan on behalf of the Consortium which describes a five-year strategy for addressing housing, homeless and supportive housing needs for the entire geographic area encompassed by the Consortium. The Consolidated Plan submitted by the County will include all housing related information for all members of the Consortium, as well as the non-housing Community Development information for the County. Each member of the Consortium will

prepare the non-housing Community Development information and submit a separate Consolidated Plan.

6. If projects or activities within the Cities are approved and funded, the Cities may elect to be fully responsible for the implementation of projects or activities of their subrecipients, or may elect to have the County implement the subrecipient activities. Full implementation includes review and approval of monthly status reports, approval of payment requests and annual on-site monitoring. If the City chooses to be responsible for the full implementation of their subrecipient activities, the County will allow 5% of the funds allocated to that activity for administration. This does not include activities carried out by the Cities (i.e. housing rehab/homebuyer activities). The County will have the responsibility and authority for the overall implementation of the program and for the proper use of Fiscal Years 2009-2011 HOME appropriations and any and all program income generated from the expenditure of these funds in accordance with the requirements of the Act.
7. The Cities must inform the County of any income generated by the expenditure of HOME funds received by the Cities. The use of any such program income must have been negotiated and agreed to by the Cities and the County. Any program income received by any of the parties can be used for eligible activities in accordance with all HOME requirements that then apply.
8. This Agreement shall be for a term ending September 30, 2011, that being the end of a federal fiscal year and shall not be terminated by either party before that date except as a result of HUD action.
9. Each member of the Consortium shall be entitled to an amount of the HOME funding awarded to the Consortium based on that member's percentage of the total allocation to the Consortium. For the City of Alliance this shall be 20.25% (twenty and twenty five hundredths percent) and for the City of Massillon this shall be 18.35% (eighteen percent and thirty five hundredths percent). A member may voluntarily relinquish a part or all of its HOME allocation to the other members of the Consortium, through a subsequent legal document signed by that member.
10. Each member is responsible for obtaining the necessary matching funds or matching fund credits (25% of funds allocated to the city) for all of the HOME projects within the jurisdiction as required by 24 CFR Part 92. For the purpose of this Agreement, the jurisdictions of the Cities are deemed to be separate from that of the County.
11. Each party to this Agreement agrees to affirmatively further fair housing.
12. Stark County, on behalf of the entire Consortium, has the authority to amend the consortium agreement to add new members to the Consortium.

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

WITNESSES:

BOARD OF STARK COUNTY
COMMISSIONERS

Tom Harmon, President

Todd D. Bosley, Vice President

Jane Vignos, Member.

CITY OF ALLIANCE

Toni E. Middleton, Mayor

CITY OF MASSILLON

Francis H. Cicchinelli, Jr., Mayor

Approved as to legal form and sufficiency

David Thorley, Attorney-at-Law

Andrew Zumbar
Alliance City Law Director

Pericles Stergios
Massillon City Law Director

DATE: JUNE 16, 2008

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 90 - 2008

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE accepting the replatting of Parts of Out Lot 313, located on the south side of Harsh Avenue SE, east of 20th Street SE, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

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

Section 1:

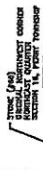
The replatting of Parts of Out Lot 313, located on the south side of Harsh Avenue SE, east of 20th Street SE, including the dedication of existing Harsh Avenue, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, is hereby accepted and confirmed. This replatting and dedication was approved by the Planning Commission at the meeting held May 14, 2008. The property being replatted is described as follows:

Being known as Parts of Out Lot 313, located on the south side of Harsh Avenue SE, east of 20th Street SE. The request is to reconfigure the property lines to keep the existing buildings on one parcel of land, with the other parcel being vacant. Also included is the dedication of existing Harsh Avenue. The applicant is Gary Holderbaum/Rick Holderbaum.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said replatting is needed for the existing lots to be combined to form one new lot and for proper community growth and hence immediately necessary for the preservation of the 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.

STONE (196)
CENTRAL NORTHWEST CORNER
NORTHEAST QUARTER
SECTION 18, TOWNSHIP



LEGEND:
 ○ PIPE OR ROD FOUND
 ● 5/8" STEEL ROD SET (UNLESS NOTED OTHERWISE)
 ○ DENOTES RECORD INFORMATION

[illegible]

SOURCES USED:
 1. TAX MAP
 - MASSILLON CITY 48
 - WASHINGTON CITY 38
 - FERRY TOWNSHIP, SECTION 16, NORTON
 TOWNSHIP
 2. BINDER
 - VOLUME 215, PAGE 307
 - VOLUME 1114, PAGE 367
 - VOLUME 2214, PAGE 333
 - RECORDS, BLACK 30715885

- - - - - 1974
- - - - - VOLUME 23, PAGE 232
- - - - - RECORDING PAGE 38151588
- - - - - INSTRUMENT NO. 200025209
- - - - - INSTRUMENT NO. 200025207
- - - - - SURVEY
- - - - - & WHEAT - JANUARY 23, 1974
- - - - - L. J. ATER - DECEMBER 14, 1973
- - - - - L. J. ATER - DECEMBER 27, 1973
- - - - - L. J. ATER - MAY 18, 1973
- - - - - L. J. ATER - DECEMBER 14, 1973
- - - - - L. J. ATER - APRIL 20, 1973
- - - - - SHANK COUNTY DE BAY

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DATE: JUNE 16, 2008

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 91 - 2008

BY: STREETS, HIGHWAYS, TRAFFIC & SAFTY 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 contract with the lowest and best bidder upon the approval of the Board of Control for the Lincoln Way (SR 172) Resurfacing Project, 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 and enter into contract with the lowest and best bidder for the Lincoln Way (SR 172) Resurfacing Project.

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, with the lowest and best bidder and enter into contract with the lowest and best bidder for the Lincoln Way (SR 172) Resurfacing Project.

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 bids be received so that work may be timely commenced on the Lincoln Way (SR 172) Resurfacing 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.

DATE: JUNE 16, 2008

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN GAMBER, PRESIDENT

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 92 – 2008

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Park & Rec. Fund, 1202 State Highway Fund, Veterans Park Fund and the Federal Law Enforcement Trust Fund, for the year ending December 31, 2008, 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 Park & Rec. Fund, for the year ending December 31, 2008, the following:

\$100,000.00 to an account entitled "Supplies/Materials" 1234.505.2410

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1202 State Highway Fund, for the year ending December 31, 2008, the following:

\$5,905.00 to an account entitled "Supplies/Materials" 1202.435.2410

Section 3:

There be and hereby is appropriated from the unappropriated balance of the Veterans Park Fund, for the year ending December 31, 2008, the following:

\$5,000.00 to an account entitled "Supplies/Materials" 1240.125.2410

Section 4:

There be and hereby is appropriated from the unappropriated balance of the Federal Law Enforcement Trust Fund, for the year ending December 31, 2008, the following:

\$5,000.00 to an account entitled "Supplies/Materials" 1216.305.2410

Section 5:

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 _____ 2008

ATTEST: _____

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JUNE 16, 2008

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 12 - 2008

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION recommending the appointment of Mayor Francis H. Cicchinelli, Jr., to serve as the "at large" mayor's position on the Stark County 911 Planning Committee:

WHEREAS, the City of Massillon, Ohio, is authorized by law to participate in the Stark County 911 Planning Committee by virtue of being a political subdivision of the State of Ohio, and;

WHEREAS, pursuant to the Ohio Revised Code the planning committee is composed of five individuals, one of which must be a mayor as approved by a majority of the city and village councils in the county

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

Section 1:

That the Council of the City of Massillon, Ohio, hereby approves of the appointment of Mayor Francis H. Cicchinelli, Jr., to the Stark County 911 Planning Committee.

Section 2:

This Resolution is hereby declared to be an emergency measure, the emergency being that said enactments are necessary for the more efficient operation of the Stark County 911 Planning Committee 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.

PASSED IN COUNCIL _____ DAY OF _____, 2008

ATTEST:

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR