

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

AGENDA

DATE: MONDAY, MARCH 1, 2010
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE IS ONE PUBLIC HEARING TONIGHT
ORDINANCE NO. 12 – 2010 AT 7:00PM REZONING

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

ORDINANCE NO. 28 – 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

1st Reading
AN ORDINANCE amending CHAPTER 1121 "CONSTRUCTION OF LANGUAGE; DEFINITIONS", CHAPTER 1153 "R-1 Through R-4 ONE FAMILY RESIDENTIAL DISTRICTS" and CHAPTER 1163 "B-1 LOCAL BUSINESS DISTRICT" of the Codified Ordinances of the City of Massillon, by enacting new SubSections 1121.02(89) and (90) "DEFINITIONS", SubSections 1153.03(f)(4) "PRINCIPAL USES PERMITTED SUBJECT TO SPECIAL CONDITIONS" and 1163.02(k) "PRINCIPAL USES PERMITTED", and declaring an emergency.

ORDINANCE NO. 29 – 2010

BY: HEALTH, WELFARE & BLDG REGULATIONS

PAS 9-0
AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – HEALTH DEPARTMENT of Ordinance No. 127 – 1997 by amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – HEALTH DEPARTMENT, and adding a 12S position classification under said section, in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 30 – 2010

BY: PARKS AND RECREATION COMMITTEE

1st Reading
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into contract with B & B Restaurants, Ltd., to purchase the food and beverage service and related items, and declaring an emergency.

ORDINANCE NO. 31 – 2010

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

PAS 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 a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 9th Street SW Resurfacing Project in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 32 - 2010

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

1ST READING

AN ORDINANCE accepting the replatting of Lots 9563, 9564, 9565, 9566, 9567, 9568, located on the north side of Lincoln Way East, just west of Wales Road, and including the dedication of a small portion of right-of-way for Lincoln Way East, 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. 33 - 2010

BY: FINANCE COMMITTEE

1ST READING

AN ORDINANCE making certain transfers in the 2010 appropriations from within the Park & Recreation Fund, for the year ending December 31, 2010; and declaring an emergency.

ORDINANCE NO. 34 - 2010

BY: FINANCE COMMITTEE

SECTION 1 - 1ST READING

SECTION 2 - PASS 9-0

AN ORDINANCE making certain appropriations from the unappropriated balance of the Park & Recreation Fund and the Law Enforcement Trust Fund, for the year ending December 31, 2010, and declaring an emergency.

ORDINANCE NO. 35 - 2010

BY: FINANCE COMMITTEE

PASS 9-0

AN ORDINANCE authorizing the Auditor to pay various 2009 bills that have been received and that will be received by her office between January 1, 2010 and March 31, 2010; out of the 2010 appropriations within the various departments of the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 36 - 2010

BY: FINANCE COMMITTEE

PASS 9-0

AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to enter into a one year contract with the City of Canal Fulton, for the purpose of providing prosecutorial services, and declaring an emergency.

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 2010

B) AUDITOR SUBMITS MONTHLY REPORT FOR FEBRUARY 2010

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 12 - 2010 BY: COMMUNITY DEVELOPMENT COMMITTEE

TABLED TO 3:15 PM

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from R-1 Single Family Residential to I-1 Light Industrial.

ORDINANCE NO. 21 - 2010 BY: FINANCE COMMITTEE

PASS 5-4 (MAY, PETERS, McCUNE, MANSON, HERSHETZ)

AN ORDINANCE appropriating money for current and other expenses of the City of Massillon, Ohio, for the fiscal period ending December 31, 2010, and declaring an emergency.

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: MARCH 1, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 28 - 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 1121 "CONSTRUCTION OF LANGUAGE; DEFINITIONS", CHAPTER 1153 "R-1 Through R-4 ONE FAMILY RESIDENTIAL DISTRICTS" and CHAPTER 1163 "B-1 LOCAL BUSINESS DISTRICT" of the Codified Ordinance of the City of Massillon, by enacting new SubSections 1121.02 (89) and (90) "DEFINITIONS", SubSections 1153.03 (f)(4) "PRINCIPAL USES PERMITTED SUBJECT TO SPECIAL CONDITIONS" and 1163.02(k) "PRINCIPAL USES PERMITTED", and declaring an emergency.

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

Section 1:

The existing Sections 1121.02 "DEFINITIONS", Sections 1153.03 "PRINCIPAL USES PERMITTED SUBJECT TO SPECIAL CONDITIONS" and 1163.02 "PRINCIPAL USES PERMITTED" of CHAPTER 1121, CHAPTER 1153 and CHAPTER 1163 of the Codified Ordinances of the City of Massillon be and hereby are amended by the addition of additional SubSections specified below.

Section 2:

That there be and hereby is enacted new SubSections 1121.02 (89) and (90) "DEFINITIONS", SubSections 1153.03(f)(4) "PRINCIPAL USES PERMITTED SUBJECT TO SPECIAL CONDITIONS" and 1163.02(k) "PRINCIPAL USES PERMITTED" of CHAPTER 1121, CHAPTER 1153 and CHAPTER 1163 of the Codified Ordinances of the City of Massillon be and amended as follows:

(NEW AMENDED PROVISIONS ARE ATTACHED HERETO)

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the additional reason that these changes are needed in order for the city to have the ability to enforce various provisions of the zoning code. 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.

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PROPOSED AMENDMENTS TO MASSILLON CITY ZONING CODE

SECTION 1121.02 DEFINITIONS

Add the following:

- (89) "Golf Course" means a tract of land laid out for playing the game of golf and consisting of a minimum of nine (9) holes situated on said land. The land would also be improved with tees, greens, fairways, and hazards. Further, a golf course must be comprised of real estate in excess of five (5) acres of land. A "Miniature Golf Facility" or "Miniature Golf Course" is not a golf course as defined under this paragraph.
- (90) "Miniature Golf Course" is a miniature version of the sport of golf. Miniature Golf Course is also known by the names: Mini Golf, Midget Golf, Goofy Golf, Extreme Golf, Mini Putt, Putt Putt, and other similar variations. Miniature Golf Course typically is built on a parcel of real estate less than five (5) acres in size, is composed of fake or artificial surfaces, grass, miniature obstacles, including windmills, castles and wishing wells, and miniature hazards. A Miniature Golf Course typically involves the use of one (1) club per player and is played by putting on a series of artificial surfaces, golf holes that are one-tenth (1/10) of the size of regular golf course holes, and man made obstacles as part of the miniature golf course.

SECTION 1153.03 PRINCIPAL USES PERMITTED SUBJECT TO SPECIAL CONDITIONS (R-1 through R-4)

1153.03(f) to be amended by adding a new subsection (4):

- (4) A Miniature Golf Course is not a Golf Course and as such a Miniature Golf Course is not a principle use permitted subject to special conditions as defined herein.

SECTION 1163.02 PRINCIPAL USES PERMITTED (B-1 Local Business District)

Add the following:

- (k) Miniature Golf Courses

DATE: MARCH 1, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 29 - 2010

BY: HEALTH, WELFARE AND BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – HEALTH DEPARTMENT of Ordinance No. 127 - 1997 by amending Section 2(D) OCCUPATION LIST OF CLASS TITLES – HEALTH DEPARTMENT, and adding a 12S position classification under said section, 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 – HEALTH DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby amended.

Section 2:

That a new 12S position is hereby created under OCCUPATION LIST OF CLASS TITLES – HEALTH DEPARTMENT of Ordinance No. 127 - 1997 and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 1; 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 that the establishment of the 12S position in the health department will allow for the hiring a licensed dietician in the WIC Division. This position will be funding solely through grant dollars with no general fund monies being used. Provided it receives the affirmative vote of two-thirds of the elected members to the 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.

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14W	WW	Sewer Inspector
13W	WW	Operator I (w/class I license)
13W	WW	Maintenance Mechanic I
13W	WW	Light Equipment Operator
12W	WW	Operator (w/o license)
11W	WW	Laborer II
9W	WW	Laborer I
1W	WW	Temporary Labor

CLASS GRADE	SCHEDULE	DEPARTMENT & TITLE DESCRIPTION
<u>WASTEWATER TREATMENT CON'T.</u>		
<u>PART TIME/TEMPORARY/SEASONAL</u>		
	MS	Clerk/Laborer
1W	WW	Temp. sanit sewer Insp. (West Mass Trunk)
<u>HEALTH DEPARTMENT 705-710-730</u>		
21S	SU CL	Health Administration Officer
17S	CL	Public Health Nursing Director/Supervisor
15S	CL	Housing Inspector
15S	CL	Public Health Nurse I
14S	CL	Public Health Sanitarian
12S	CL	Public Health Sanitarian-in-Training
14S	CL	WIC Clinic Supervisor
12S	CL	WIC Clinic Licensed Dietician Ord. 29 – 2010
9S	CL	WIC Clinic Assistant
9S	CL	Registrar of Vital Statistics
8S	CL	Registrar of Vital Statistics
8S	CL	Clerk Typist II Deputy Registrar
7S	CL	WIC Clerk
6S	CL	Clerk Typist II
<u>PART TIME/TEMPORARY/SEASONAL</u>		
15S	MS CL	Public Health Nurse I
	MS	Health Comm. (Appt..)
	MS CL	Sanitarian (entry)
	MS CL	Acting Health Come.
	MS CL	Medical Director
	MS CL	WIC Prof/Nutritionist
	MS CL	WIC Staff Prof (entry)/ Nurse
	MS CL	WIC Clerk
<u>COMM. DEV./PLANNING DEPT. 845</u>		
26S	SU UN	Community Development Director
22S	SU UN	Economic Development Director
20S	SU UN	Housing Director
10S	UN	Housing/Administrative Assistant
9S	CL	Secretary/Bookkeeper
9S	UN	Code Enforcement Officer
8S - 10S	SU UN	Youth Center Coordinator
6S	UN	Clerk Typist II

DATE: MARCH 1, 2010

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL

CITY OF MASSILLON, OHIO

GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 30 - 2010

*1st meeting
passed 3/15*

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into contract with B & B Restaurants, Ltd., to purchase the food and beverage service and related items, 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 contract with B & B Restaurants, Ltd., to purchase the food and beverage service and all other operations at The Legends Golf Course currently operated by B & B Restaurants, Ltd.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into contract with B & B Restaurants, Ltd., to purchase the operations. The said contract is attached hereto as Exhibit "A".

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 contract be signed with B & B Restaurants, Ltd., as soon as possible once approved by the Recreation Board on February 24th, 2010 before the 2010 golf season begins. 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: MARCH 1, 2010

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL

CITY OF MASSILLON, OHIO

GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 31 - 2010

Passed

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY 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 9th Street SW Control, Resurfacing Project in 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:

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 a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 9th Street SW Resurfacing Project in the City of Massillon.

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 to enter into contract upon award and approval by the Board of Control, with the lowest and best bidder for the 9th Street SW Resurfacing Project in the City of Massillon. The total estimated cost of the project is Two Hundred Nineteen Thousand Dollars (\$219,000.00); 50% will be funded through OPWC and the remaining 50% is anticipated through the Stark County Municipal Road Fund.

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 completed on the 9th Street SW 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: MARCH 1, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 32 - 2010

*1st Reading
Passed 3/15*

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE
TITLE: AN ORDINANCE accepting the replatting of Lots 9563, 9564, 9565, 9566, 9567, 9568, located on the north side of Lincoln Way East, just west of Wales Road, and including the dedication of a small portion of right-of-way for Lincoln Way East, 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:

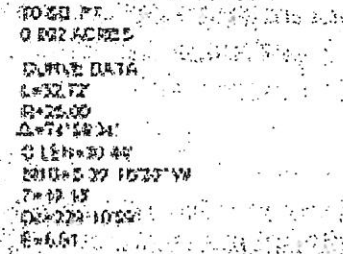
The replatting of Lots 9563, 9564, 9565, 9566, 9567, 9568, located on the north side of Lincoln Way East, just west of Wales Road, and including the dedication of a small portion of right-of-way for Lincoln Way East, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, is hereby accepted and confirmed. This replatting and dedication was approved by the Planning Commission at the meeting held February 10, 2010. The property being replatted is described as follows:

Being known as Lots 9563, 9564, 9565, 9566, 9567, 9568, located on the north side of Lincoln Way East, just west of Wales Road, including the dedication of a small portion of right-of-way for Lincoln Way East. The request is to combine these parcels to create (1) new lot approximately 1.585 acres. Also included is the dedication of a small portion of right-of-way for Lincoln Way East. The property is currently zoned B-3 General Business. The applicant is Mary Ann Wervey/Zaremba Development.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said replatting is needed for the development of this area. The replatting must be approved 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.

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IDENTIFYING THAT THE PARTY HAS BEEN IN CONTACT WITH THE RELEVANT PERSONS AND/OR ORGANIZATIONS.

FIND

(PREF.) RECORD
DATE CALCULATED
038 OBSERVED
A. INFORMATION SOURCE
TYPE OF SURVEILLANCE

DATE: MARCH 1, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 33-2010

*1st reading
passed 3/15*

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2010 appropriations from within the Park & Recreation Fund, for the year ending December 31, 2010, 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 2010 appropriation from within the Park & Recreation Fund, for the year ending December 31, 2010, the following:

FROM:	Advance To	1234.505.2750	\$70,000.00
TO	Return on Advance	1100.905.1865	\$70,000.00

Section 2

That this Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are necessary for the preservation of the public health, safety and welfare of the community and for the additional reason that the funds are required in the specific accounts to pay city obligations by the end of 2010. 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 _____ 2010

APPROVED: _____

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: MARCH 1, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.34 - 2010

BY: FINANCE COMMITTEE

*Sec 1 - 1st reading
Sec 2 - passed
passed 3/15*

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Park & Recreation Fund and the Law Enforcement Trust Fund, for the year ending December 31, 2010, 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 & Recreation Fund, for the year ending December 31, 2010, the following:

\$70,000.00 to an account entitled "Advance To" 1234.505.2750

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Law Enforcement Trust Fund, for the year ending December 31, 2010, the following:

\$15,000.00 to an account entitled "New Equipment" 1215.305.2530

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 _____ 2010

ATTEST:

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

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: MARCH 1, 2010

CLERK:

MARY BETH BAILEY

MASSILLON CITY COUNCIL

CITY OF MASSILLON, OHIO

GLENN GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 35 - 2010

passed

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay various 2009 bills that have been received and that will be received by her office between January 1, 2010 and March 31, 2010, out of the 2010 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, ONE 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 2009 bills that have been received and that will be received by her office between January 1, 2010 and March 31, 2010, out of the 2010 appropriations within the various departments of the City of Massillon, Ohio,

Section 2:

The City Auditor is hereby authorized and directed to pay various 2009 bills that have been received and that will be received by her office between January 1, 2010 and March 31, 2010, out of the 2010 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 2009 bills that will be submitted to the City Auditors office between January 1, 2010 and March 31, 2010, 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.

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DATE: MARCH 1, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 36 - 2010

passed

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Law of the City of Massillon, Ohio, to enter into a one year contract with the City of Canal Fulton, for the purpose of providing prosecutorial services, 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 for the Director of Law of the City of Massillon, Ohio, to enter into a one year contract with the City of Canal Fulton for the purpose of providing prosecutorial services.

Section 2:

The Director of Law of the City of Massillon, Ohio, is hereby authorized to enter into a one year contract with the City of Canal Fulton for the purpose of providing prosecutorial services. The City of Canal Fulton shall pay the sum of Twenty-Five Thousand Two Hundred Dollars (\$25,200.00) under the terms of the contract. The said contract will be from February 1, 2010 through January 31, 2011.

Section 2:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community and for the additional reason the City of Canal Fulton has requested the Director of Law of the City of Massillon, Ohio, to prosecute all criminal and traffic cases that come before the Massillon Municipal Court. 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.