

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

DATE: MONDAY, APRIL 19, 2010
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE IS ONE PUBLIC HEARING TONIGHT
CDBG BUDGET APPLICATION AT 6:30PM

1. ROLL CALL
2. INVOCATION BY COUNCILMAN DAVID HERSHER
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. 54 – 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

Pass 9-0
AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the US 30 - Richville Drive Area Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 55 – 2010

BY: ENVIRONMENTAL COMMITTEE

1st Reading
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 purchase of one waste packer truck for the City of Massillon Solid Waste Department, and declaring an emergency.

ORDINANCE NO. 56 – 2010

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

1st Reading 5/3/10 - 7:05 Public Hearing
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to rename Isabella Avenue SW running east/west between Duncan Street SW and Jackson Street SW to Mark Ross Avenue SW, 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 MARCH 2010
- B). TREASURER SUBMITS MONTHLY REPORT FOR MARCH 2010
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR MARCH 2010
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR MARCH 2010
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR MARCH 2010
- F). MAYOR SUBMITS MONTHLY REPORT FOR MARCH 2010

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

(MCLUNE, CATABARD - PERRY NO)

ORDINANCE NO. 37 - 2010

BY: ENVIRONMENTAL COMMITTEE

7-2 PASS

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to sign an agreement with URS to perform a sewer rate study for the City's wastewater system, and declaring an emergency.

RESOLUTION NO. 6 - 2010

BY: POLICE AND FIRE COMMITTEE

PASS 9-0

A RESOLUTION permitting the Mayor of the City of Massillon, Ohio, to enter a Memorandum of Understanding with the Stark Council Of Governments (SCOG) to consolidate emergency dispatching operations to enhance safety and improve efficiency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 43 - 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

2ND READING

AN ORDINANCE approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Plan; authorizing the execution and filing of the application and related assurances and certifications, and declaring an emergency.

ORDINANCE NO. 44 - 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

AMENDED - 1ST READING → PASS 9-0

AN ORDINANCE accepting an application for annexation for the Hendricks Annexation to the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 45 - 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

PASS 9-0

AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Poets Glen Area Annexation, upon annexation, and declaring an emergency.

ORDINANCE NO. 47 - 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

2ND READING - 5/3/10 PUBLIC HEARING

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from Tuscarawas Township (No Zoning) to R-1 Single Family Residential.

ORDINANCE NO. 53 - 2010

BY: PUBLIC UTILITIES COMMITTEE

6-3 PASS (MCLUNE TOWNSEND, CATABARD PERRY)

AN ORDINANCE to provide for water service to be furnished by Aqua Ohio, In., to the City of Massillon, Ohio and the inhabitants thereof, and to regulate the rates under which water service shall be furnished in the City of Massillon, Ohio for and during the term of two and half (2 1/2) years beginning on July 1, 2010.

RESOLUTION NO. 7 – 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

PASS 9-0

A RESOLUTION endorsing the proposed annexation of approximately 6.424 acres of land in Perry Township, owned by the City of Massillon, Ohio, together with 131.73 acres of land owned by the State of Ohio and Stark County Vocational School District located in Perry Township and urging the Board of Stark County Commissioners to approved the annexation.

- 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: APRIL 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 54 - 2010

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the US 30 - Richville Drive Area Annexation, upon annexation, and declaring an emergency.

WHEREAS, certain property owners have filed a petition requesting that their property, US 30 - Richville Drive Area Annexation be annexed to the City of Massillon, Ohio, pursuant to the applicable provisions of Ohio Revised Code Chapter 709, and

WHEREAS, Ohio Revised Code Section 709.03(D) requires that upon receiving notice, the Municipal Legislative Authority, shall by Ordinance or Resolution, adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation, and

WHEREAS, this Ordinance is intended to comply with the requirements of the Ohio Revised Code section 709.03(D), and

WHEREAS, it is required by Section 709.033 (A) (6) of the Ohio Revised Code, that no street or highway will be segmented by municipal/township boundary line as to create a maintenance problem; and if a street or highway is divided, the municipality agrees to assume all maintenance of such street or highway as part of the annexation.

WHEREAS, the legislative authority of the City of Massillon, Ohio, is supportive of the annexation proposal, and

WHEREAS, the Stark County Commissioners will schedule a date and time for the public hearing.

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

Section 1:

The City will maintain the following roadways for the subject area to be annexed: the full width sections of Nave Street, Richville Drive, Stump Avenue and Cincinnati Street as shown on the US 30/Richville Drive Area Annexation map. Also full width sections of US 30 as required by the State of Ohio and as shown on the US 30/Richville Drive Area Annexation map.

Section 2:

Sanitary sewer is already available to the proposed area and the City of Massillon, Ohio, will extend to the proposed area, upon annexation, the availability of all municipal services extended to all of the current citizens, residents and property owners of the City of Massillon, Ohio, including, but not limited, to the services of the Municipal Police Department, services of the Engineering Department, services of the Building Department, services of the Street Department, services of the Safety Department, services of the Planning Department, services of the Health Department, services of the Sewer Department, and the services of the City of Massillon Administration within approximately one year of the annexation. The City of Massillon will also maintain the full width of the pavement along the frontage of the subject area to be annexed.

Section 3:

This Ordinance is hereby declared to be an emergency measure for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary to indicate what services the City of Massillon will provide to the area upon annexation prior to the Stark County Commissioners setting a date and time for the public hearing. 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: APRIL 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

1st Reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 55 - 2010

passed 5/3

BY: ENVIRONMENTAL 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 purchase of one waste packer truck for the City of Massillon Solid Waste Department, 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, according to law, and to enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder, for the purchase of one packer truck for the City of Massillon Solid Waste Department.

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 to receive sealed bids according to law, and enter into contract upon award and approval by the Board of Control, with the lowest and best bidder for the purchase of one packer waste truck for the City of Massillon Solid Waste Department.

Section 3:

That 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 for the more efficient operation of the Solid Waste Department in the City of Massillon. 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: APRIL 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 56 - 2010

2nd reading 5/3
passed 5/18

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to rename Isabella Avenue SW running east/west between Duncan Street SW and Jackson Street SW to Mark Ross Avenue SW, and declaring an emergency.

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

Section 1:

Mark Ross Avenue SW be and is hereby designated as the name for a certain street located in the City of Massillon, Ohio, said street running east/west between Duncan Street SW and Jackson Avenue SW, and formerly known as Isabella Avenue SW.

Section 2:

That the Director of Public Service and Safety is authorized and directed to post appropriate signs on said street giving notice of said name designation. The Safety Service Director shall remove any signs presently existing on said street which indicate that said street may have a name other than Mark Ross Avenue SW. The request has been made by the Mark Ross family in honor of former Mayor Mark Ross.

Section 3:

That the Traffic Control Map is hereby amended to show said name designation.

Section 4:

That any prior ordinance or part of any ordinance that may be in conflict with this ordinance, be and is hereby repealed.

Section 5:

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

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