

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

**DATE: MONDAY, JUNE 7, 2010  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.**

**THERE ARE NO PUBLIC HEARINGS TONIGHT**

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILMAN DAVE MCCUNE**
- 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. 68 – 2010**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

*PASS 9-0*

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into a development agreement with The ABCD, Inc., to utilize Neighborhood Stabilization Program (NSP) funding to acquire, rehabilitate and resell two vacant foreclosed vacant lots in the City of Massillon, and declaring an emergency.

**ORDINANCE NO. 69 – 2010**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

*PASS 9-0*

**AN ORDINANCE** amending Ordinance No. 46 – 2010 by changing the name of the grantee from Massillon Senior LLC to The ABCD, Inc., and declaring an emergency.

**ORDINANCE NO. 70 – 2010**

**BY: COMMUNITY DEVELOPMENT COMMITTEE**

*PASS 9-0*

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Thirteenth Floor, to provide an economic development "inducement grant" to assist the business in locating its art gallery and gift shop to Massillon, and declaring an emergency.

**ORDINANCE NO. 71 – 2010**

**BY: ENVIRONMENTAL COMMITTEE**

*1ST READING*

**AN ORDINANCE** authorizing the Mayor of the City of Massillon, Ohio, to sign all necessary documents for a grant through the State of Ohio Clean Ohio Assistance Fund to assist in the performance of a Phase II Environmental Study on the two (2) remaining parcels on the former Republic Steel Property, and declaring an emergency.

**ORDINANCE NO. 72 – 2010**

**BY: POLICE AND FIRE COMMITTEE**

*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, for the lease/purchase of Digital In-Car Video Systems for the City of Massillon Police Department, and declaring an emergency.

MONDAY, JUNE 7, 2010

**ORDINANCE NO. 73 – 2010**

**BY: RULES, COURTS AND CIVIL SERVICE**

*DEFEAT 9-0*  
**AN ORDINANCE** directing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to reject the recommendations of the Fact Finders Report of June 2, 2010, concerning the AFSCME, Ohio Council 18, Local 996 union contract, and declaring an emergency.

**ORDINANCE NO. 74 – 2010**

**BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY**

*PASS 9-0*  
**AN ORDINANCE** amending CHAPTER 353 "TRAFFIC CODE" of the Codified Ordinances of the City of Massillon, by deleting SubSection 353.99(d) "PENALTY".

**ORDINANCE NO. 75 – 2010**

**BY: FINANCE COMMITTEE**

*PASS 9-0*  
**AN ORDINANCE** making certain appropriations from the unappropriated balance of the Neighborhood Stabilization Program Fund, State Highway Fund, Legends Fund, 1414 Collection System Improvement Fund and the Economic Development Fund, for the year ending December 31, 2010, and declaring an emergency.

**ORDINANCE NO. 76 – 2010**

**BY: FINANCE COMMITTEE**

*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, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of fuel for city vehicles at an off-site location, 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 MAY 2010
- ✓ B). AUDITOR SUBMITS MONTHLY REPORT FOR MAY 2010
- AP C). MAYOR'S APPOINTMENT OF MICHELLE L. DELRIO-KELLER TO THE REC. BOARD

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

**RESOLUTION NO. 8 – 2010**

**BY: COMMITTEE OF THE WHOLE**

*PASS 9-0*  
**A RESOLUTION** in support along with other Stark County governments in Committing to Diversity.

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 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 68 - 2010

*Passed*

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into a development agreement with The ABCD, Inc., to utilize Neighborhood Stabilization Program (NSP) funding to acquire, rehabilitate and resell two vacant, foreclosed vacant lots in the City of Massillon, and declaring an emergency.

Section 1:

This Council hereby authorizes the Mayor to enter into a development agreement with The ABCD, Inc., to utilize Neighborhood Stabilization Program (NSP) funding to acquire, rehabilitate and resell two vacant, foreclosed vacant lots in the City of Massillon.

Section 2:

The Mayor of the City of Massillon is hereby authorized to enter into a development agreement with The ABCD, Inc., to utilize Neighborhood Stabilization Program (NSP) funding to acquire, rehabilitate and resell two vacant, foreclosed vacant lots located on 8<sup>th</sup> Street SE and South Avenue SE. The total estimated project cost, including acquisition, redevelopment and resale is \$278,666 (Two Hundred Seventy-Eight Thousand Six Hundred and Sixty-Six Dollars). All proceeds from the sale of these homes will be returned to the City's NSP fund to be used for additional housing projects.

Section 3:

This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the health, safety, and welfare of the community and for the additional reason that it is necessary to improve the economic climate of the community through the expansion of business and employment opportunities. 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.

## Estimated Budget

### City of Massillon Acquisition - New Construction - 2 Houses

LINE ITEM	PER HOUSE	TOTAL PROJECT COST
Professional Services (Appraisal, Inspections, Consultants, Surveys, etc.)	\$ 2,125.00	\$ 4,250.00
Closing Cost	\$ 1,000.00	\$ 2,000.00
Land Acquisition	10,000.00	\$ 20,000.00
Construction (2 Houses)	110,000.00	\$ 220,000.00
Insurance	1,000.00	\$ 2,000.00
Real Estate Tax	1,208.00	\$ 2,416.00
Utilities Gas, Sewer, Water, Electric or Well and Septic	2,500.00	\$ 5,000.00
Landscaping - minimal to enhance curb appeal Estimate includes tree removal if necessary	1,500.00	\$ 3,000.00
Total	129,333.00	258,666.00
Developer's Fee	10,000.00	\$ 20,000.00
Estimated Project Cost	\$ 139,333.00	\$ 278,666.00

### Detailed Program Narrative

This proposal for Acquisition/New Construction in the City of Massillon has been prepared by Diversified Housing Development Group, (DHD Group) for the Association for Better Community Development, Inc., (ABCD, Inc.).

#### Key Personnel:

ABCD, Inc., will act as the developer under the guidance of Will Dent, CEO/President and Larry Bell, Director of Housing and Community Development. ABCD, Inc. is a Community Housing Development Organization (CHDO), experienced in the construction of affordable housing. ABCD, Inc., has many successful projects including both new construction and rehabilitation. A detailed record of accomplishments are included with this submission.

Lisa Miller, owner of Diversified Housing Development Group will serve as a consultant for the project. She worked for the City of Canton, as Project Manager, managing the City of Canton's HOME Program. She has over 10 years of experience in housing inspection, housing codes/regulations, lead based paint regulations and project management. She is familiar with all the processes of tax foreclosures and the Uniform Relocation Act (URA), as well as Community Development Block Grant regulations. She was responsible for Land Acquisition and Disposition for the City of Canton from 1996 until her retirement in 2007.

We have located two parcels on South Ave SE, in the NSP target area, see enclosed County Auditor printouts. Our plan of action is to acquire these two vacant, abandoned and/or foreclosed parcels, replat them into three buildable parcels. We would construct two (2) single family two story homes (similar to homes on Pearl Ave), with approximately 1,200 square feet. The homes will have three (3) bedrooms, one bathroom, basement and a one car garage. Planned amenities include central air, garage door opener, concrete drive, stove, microwave, garbage disposal, and refrigerator.

NSP parcels will be purchased at 1 % below the appraised value at a minimum. Appraisals will be no more than 60 days old.

Parcels can be acquired immediately upon receipt of funds for closing. All construction will be completed within six months of the start of construction. The homes will be placed on the market and offered for sale not to exceed 95% of the appraised value.

We have set our budget at \$279,000 for two (2) houses. This budget is to acquire and construct the homes, including any necessary landscaping, utilities, permits, seller's share of closing cost, real estate taxes, and developer's fee, etc., see budget for details. Larry Kolic, our contractor will build these homes to meet the model energy code.

We are requesting that Stark County finance the entire project and all proceeds from the sales will be returned to Stark County.

The homes will be sold to qualifying households at 120% of Area Median Income (AMI).



We will monitor all activities and report as necessary any activities that require changes to City of Massillon. We will ensure that the project remains within budget and submit all paperwork for draw request while ensuring that all payments are processed in accordance with any/all agreements. All meetings will be held at ABCD, Inc.

In addition to conventional financing, we have identified two unique funding sources for the project that are specifically equipped to assist the clientele identified in the RFP.

First, we have contacted Stark Metropolitan Housing Authority (SMHA) regarding their Section 8 voucher program. They informed us that Section 8 recipients that have been on the program for more than one (1) year, may use the voucher toward payment of a mortgage payment, should they choose to purchase a home.

SMHA has provided a letter of support for our proposal for Neighborhood Stabilization Program. SMHA states that the timeline for the voucher program is about six months from application to finish.

Second, the Ohio Housing Finance Agency's (OHFA), has various programs that our target market could utilize.

One such program is the Mortgage Credit Certificate (MCC) Program for homebuyers. Their literature states, "An MCC allows you to take a direct tax credit for a portion of your mortgage interest for the life of the mortgage.

Other OHFA programs include:

Homebuyer Tax Credit Advantage Program which provides up to 3 percent of the purchase price of the home to be used towards down payment or closing costs. Program specifics have been included in the attached literature.

First-Time Homebuyer Program which states someone must not have owned or had an ownership interest in a principal residence in the last three years, be credit worthy -minimum credit scores may apply, and qualify for the loan requested, have a signed Purchase and Sales Agreement for a qualifying property. Other requirements may apply.

The income and sales price limits for Stark County for the above OHFA programs are as follows:

<u>Non Target Areas</u>		<u>Target Areas</u>
1-2 person family:	\$59,000	\$70,800
3 or more person family:	\$67,850	\$82,600
Sales Price Limits:	\$237,031	\$289,705

These limits are acceptable for our proposal and the NSP. The Developers will provide all applicants who submit a Purchase and Sales Agreement information on all of the above programs in an effort to provide them with as many options as possible for their financing needs.

The project budget is attached.

The contact person for this submission is:

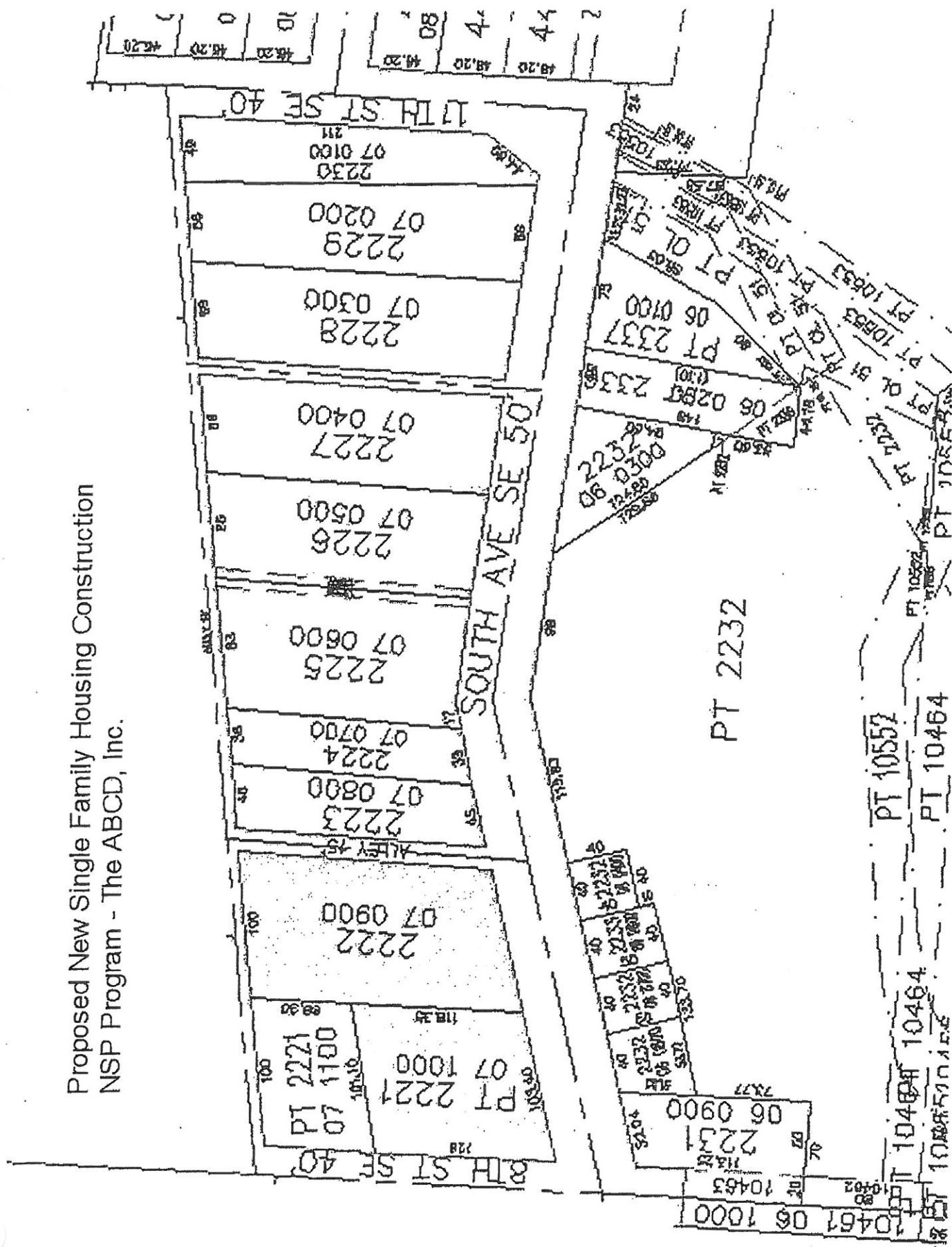
Larry Bell  
ABCD, Inc.  
1225 Gross Ave. NE  
Canton, Ohio 44705  
Phone: 330-455-6385

Professional References have been provided. The Developers are experienced and ready to move forward to assist City of Massillon in accomplishing the goals that have been identified in the RFP for the NSP.

Signature Page



Proposed New Single Family Housing Construction  
NSP Program - The ABCD, Inc.



DATE: JUNE 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 - 2010

*passed*

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE amending Ordinance No. 46 – 2010 by changing the name of the grantee from Massillon Senior LLC to The ABCD, Inc., and declaring an emergency.

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

Section 1:

Ordinance No. 46 – 2010 by changing the name of the grantee from Massillon Senior LLC to The ABCD, Inc., with the following changes to read as follows:

An Ordinance authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with The ABCD, Inc., to provide CDBG-R funding for sidewalk replacement along David Canary SW to assist development of the Massillon Senior Apartments project in the City of Massillon, Ohio.

Section 2:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said amendment is necessary so that the City's funding contribution can be allocated to the correct agency for this 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 \_\_\_\_\_, 2010

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

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

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

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

DATE JUNE 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 70 - 2010

*passed*

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with Thirteenth Floor, to provide an economic development "inducement grant" to assist the business in locating its art gallery and gift shop to Massillon, and declaring an emergency.

WHEREAS, the City of Massillon carries out a variety of economic development programs designed to promote the creation and expansion of business and industry in the community; and

WHEREAS, Thirteenth Floor, desires to locate its art gallery and gift shop to 28 Charles Avenue SE, and

WHEREAS, the City of Massillon proposed to assist Thirteenth Floor., in this location of its art gallery and gift shop by providing an economic development "inducement grant", the purpose of which is to assist in business startup operations.

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

Section 1:

This Council hereby authorizes the Mayor to enter into an agreement with Thirteenth Floor, providing an economic development "inducement grant", in a total amount not to exceed Two Thousand Dollars (\$2,000.00) for the purpose of assisting the business in locating its art gallery and gift shop to 28 Charles Avenue SE.

Section 2:

This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the health, safety, and welfare of the community and for the additional reason that it is necessary to improve the economic climate of the community through the expansion of business and employment opportunities. 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 7, 2010

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 71 - 2010

*1st reading*

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to sign all necessary documents for a grant through the State of Ohio Clean Ohio Assistance Fund to assist in the performance of a Phase II Environmental Study on the two (2) remaining parcels on the former Republic Steel Property, 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 sign all necessary documents for a grant through the State of Ohio Clean Ohio Assistance Fund to assist in the performance of a Phase II Environmental Study on the two (2) remaining parcels on the former Republic Steel Property.

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to sign all necessary documents for a grant through the State of Ohio Clean Ohio Assistance Fund to assist in the performance of a Phase II Environmental Study on the two (2) remaining parcels on the former Republic Steel Property. HzW Environmental will be conducting the Phase II Environmental Study on the former Republic Steel site. No city dollars will be used for the performance of the study.

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 reason that the grant is necessary for HzW Environmental to perform the Phase II Environmental Study on the two (2) remaining parcels on the former Republic Steel Property. 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 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 72 - 2010

*passed*

BY: POLICE AND FIRE 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, for the lease/purchase of Digital In-Car Video Systems for the City of Massillon Police 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, for the lease/purchase of Digital In-Car Video Systems for the City of Massillon Police 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, for the lease/purchase of Digital In-Car Video Systems for the City of Massillon Police 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 Police 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: JUNE 7, 2010 CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 73 - 2010

*defeat*

BY: POLICE AND FIRE COMMITTEE:

TITLE: AN ORDINANCE directing the Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, to reject the recommendations of the Fact Finders Report of June 2, 2010, concerning the AFSCME, Ohio Council 18, Local 996 union contract, 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 to reject the recommendations of the Fact Finders Report of June 2, 2010, concerning the AFSCME, Ohio Council 18, Local 996 union contract.

Section 2:

The Mayor and the Director of Public Service and Safety of the City of Massillon, Ohio, are hereby directed to reject the recommendations authorized to accept the Fact Finders Report of June 2, 2010, concerning the AFSCME, Ohio Council 18, Local 996 union contract.

Section 3:

By voting to defeat this ordinance the recommendations of the Fact Finder are deemed to be acceptable to the Council of the City of Massillon.

Section 4:

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 to that by law, if the city wishes to reject the recommendations of the fact finder it must do so within 7 days of the report being sent, otherwise the report is deemed accepted. Provided it receives the affirmative vote of three-fifths of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, the report shall be deemed accepted.

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

DATE: JUNE 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 74 - 2010

*passed*

BY: STREETS, HIGHWAYS, TRAFFIC AND SAFETY COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 353 "TRAFFIC CODE" of the Codified Ordinances of the City of Massillon, by deleting SubSection 353.99(d) "PENALTY".

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

Section 1:

Section 353.99 "PENALTY" of CHAPTER 353 "TRAFFIC CODE" of the Codified Ordinances of the City of Massillon is hereby amended and SubSection 353.99(d) is hereby deleted.

Section 2:

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: JUNE 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.75 – 2010

BY: FINANCE COMMITTEE

*passed*

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Neighborhood Stabilization Program Fund, State Highway Fund, Legends Fund, 1414 Collection System Improvement Fund and the Economic Development 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 Neighborhood Stabilization Program Fund, for the year ending December 31, 2010, the following:

\$278,666.00 to an account entitled "Housing Activities" 1207.845.2801

\$ 18,000.00 to an account entitled "NSP Salaries" 1207.845.2110

\$ 2,500.00 to an account entitled "PERS" 1207.845.2230

Section 2:

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

\$20,000.00 to an account entitled "Safety - Salary" 1202.420.2110

Section 3:

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

\$20,000.00 to an account entitled "Food & Beverage Services & Contracts" 2104.920.2393

Section 4:

There be and hereby is appropriated from the unappropriated balance of the 1414 Collection System Improvement Fund, for the year ending December 31, 2010, the following:

\$19,500.00 to an account entitled "Sanitary Sewer Improvements" 1414.610.2510

\$ 8,600.00 to an account entitled "Sanitary Sewer Improvements" 1414.610.2510

*Hobson*

Section 5:

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

\$2,000.00 to an account entitled "Services & Contracts" 1237.845.2392

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 \_\_\_\_\_ 2010

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

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

DATE: JUNE 7, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 76 - 2010

*passed*

BY: FINANCE 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, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of fuel for city vehicles at an off-site location, 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 purchase of fuel for city vehicles at an off-site location.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to advertise for and receive sealed bids and enter into contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of fuel for city vehicles at an off-site location.

Section 3:

This Ordinance is 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 with the continuing high cost of fuel for city vehicles to go out for bids for the purchase of fuel for the efficient operation of the various departments. 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.