

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

DATE: TUESDAY, JANUARY 18, 2011
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

MANG; McCUNE ABSENT

1. ROLL CALL
2. INVOCATION BY COUNCILMAN LARRY SLAGLE
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. 5 - 2011

BY: COMMUNITY DEVELOPMENT COMMITTEE

1ST READING

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 6 - 2011

BY: COMMUNITY DEVELOPMENT COMMITTEE

1ST READING

AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Township, and declaring an emergency.

ORDINANCE NO. 7 - 2011

BY: ENVIRONMENTAL COMMITTEE

1ST READING

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications, 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 Bar Screen & Grit Screw Replacement Project at the Wastewater Treatment Plant in the City of Massillon, and declaring an emergency.

ORDINANCE NO. 8 - 2011

BY: POLICE AND FIRE COMMITTEE

1ST READING

AN ORDINANCE amending Ordinance No. 198 - 2003 by repealing the title and Section 1, and enacting new title and Section 1, and declaring an emergency.

ORDINANCE NO. 9 - 2011

BY: FINANCE COMMITTEE

PASS 7-0

AN ORDINANCE making certain appropriations from the unappropriated balance of the Neighborhood Stabilization Program Fund, Capital Improvement Fund and the 16th Street/Intersection Improvement Fund, for the year ending December 31, 2011, and declaring an emergency.

ORDINANCE NO. 10 – 2011

BY: FINANCE COMMITTEE

1ST READING

AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2011, and declaring an emergency.

ORDINANCE NO. 11 – 2011

BY: FINANCE COMMITTEE

PASS 7-0

AN ORDINANCE authorizing the Auditor to pay various 2010 bills that have been received and that will be received by her office between January 1, 2010 and March 31, 2011, out of the 2011 appropriations within the various departments of the City of Massillon, Ohio, 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 DECEMBER 2010
- B). TREASURER SUBMITS MONTHLY REPORT FOR DECEMBER 2010
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 2010
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2010
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2010
- F). MAYOR SUBMITS MONTHLY REPORT FOR DECEMBER 2010
- G). MAYOR'S LIST OF BOARD AND COMMISSIONS – APPROVED

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

ORDINANCE NO. 2 – 2011

BY: PARKS AND RECREATION COMMITTEE

2ND READING

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into contract agreements with Variety Attractions, Inc., L & B Entertainments Inc., and other companies for various engagements for the 2011 summer concert series, 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: January 18, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 5 - 2011

*1st reading
2nd reading
passed 4/22*

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services 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:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon. The contract for services shall not exceed Fifteen Thousand Dollars (\$15,000.00).

Section 2:

The Mayor of the City of Massillon, Ohio, is hereby authorized to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio.

Section 3:

Upon delivery of the aforesaid agreement, the Mayor is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

This Ordinance is 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 needed to assist the City of Massillon in its Housing Rehabilitation Program. 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.

Distribution:

Regional Planning
Commission
City of Massillon

AGREEMENT
WITH CITY OF MASSILLON

SUBJECT: PROFESSIONAL SERVICES - HOUSING REHABILITATION

This Agreement, entered into this day, by and between the Stark County Regional Planning Commission, hereinafter referred to as the "Planning Commission" and duly authorized through a Resolution of the Planning Commission adopted on November 9, 2010, and the City of Massillon, Ohio, hereinafter referred to as the "City," and duly authorized through an ordinance adopted on _____

WHEREAS, the City of Massillon is desirous of obtaining certain professional administrative services for the purpose of assisting in various activities and duties in conjunction with the provision of professional housing rehabilitation services by the Planning Commission to the City of Massillon; and

WHEREAS, the County has entered into a contract with the Planning Commission to administer the Community Development Block Grant and HOME programs of the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, the Planning Commission employs a staff specifically trained to administer HUD programs; and

WHEREAS, the City is willing to enter into an agreement with the Planning Commission to administer certain professional services for the City's Owner-Occupied Housing Rehabilitation, Rental Rehabilitation and Homebuyer programs; and

WHEREAS, the Planning Commission is willing and desirous of entering into an agreement to provide these services; and

WHEREAS, the Planning Commission does and hereby agrees to enter into such an agreement with the City of Massillon to perform the work and administrative procedures as described in the Scope of Services.

NOW, THEREFORE, in consideration of the provisions hereinabove and hereinafter contained it is mutually agreed as follows:

SECTION 1. Scope of Services

The Planning Commission shall be responsible for providing professional housing rehabilitation support services to the City of Massillon for its Owner-Occupied Housing Rehabilitation, Rental Rehabilitation and Homebuyer programs. Said services of the Planning Commission shall include the following:

- A) Conduct the initial inspection;
- B) Prepare work write-up and cost estimate;
- C) Conduct inspections for progress payments; and
- D) Conduct final inspection for final payment.

The services of the Planning Commission shall be performed in cooperation with the City's housing rehabilitation staff.

SECTION 2. Term

The City hereby contracts for the services of the Planning Commission to commence on January 1, 2011 and shall continue until terminating on December 31, 2011.

SECTION 3. Compensation

The City agrees to pay the Planning Commission a total of \$15,000 per year to be billed monthly by the Planning Commission at a rate of \$1,250.00 per month. In addition, the City agrees to pay the direct costs associated with the lead inspections and clearance testing.

The total amount of compensation to be paid to the Planning Commission as reimbursement shall not exceed \$15,000 (fifteen thousand dollars), plus the costs of the lead inspection and clearance testing.

The Planning Commission and/or the City may amend the total amount of compensation with prior approval of the other party of this Agreement. A request to amend the total compensation must be made in writing.

SECTION 4. Termination

The City and/or the Planning Commission may either jointly or individually terminate this Agreement at any time by providing at least sixty (60) days notice in writing.

SECTION 5. Compliance with Laws and Regulations

In the performance of service under this Agreement, the Planning Commission shall comply with all statutes, ordinances, regulations, and rules of the Federal Government, the State of Ohio, and Stark County, which are applicable to the performance of the services under this Agreement.

SECTION 6. Reports, Information, and Audits

The Planning Commission, at such times, and in such form as HUD and/or the City may require, shall furnish HUD and/or the City such reports as may be requested pertaining to the work or services undertaken pursuant to this Agreement, the costs and obligations incurred or to be incurred in connection therewith, and any other matters covered by this Agreement. All financial and administrative records shall be retained by the City, and the Planning Commission, and HUD, or any of their authorized representatives or auditors shall be provided access to such records.

SECTION 7. Non-Discrimination

The Planning Commission will not discriminate against any employee or applicant for employment because of race, color, religion, sex, disability, age, ancestry, or national origin.

SECTION 8. Approval of Incurred Costs

Any activity, expenditure and/or costs incurred by the Planning Commission in conjunction with this Agreement, and the service to be provided by this Agreement, are hereby ratified by the parties to this Agreement.

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

WITNESSED BY:

Jim Hecker

STARK COUNTY REGIONAL
PLANNING COMMISSION

BY: Vincent Marion
Vincent Marion, Vice President

BY: Anthony Peldunas
Anthony Peldunas, Secretary

WITNESSED BY:

CITY OF MASSILLON

BY: Francis H. Cicchinelli, Jr.
Francis H. Cicchinelli, Jr., Mayor

Approved as to Form and Legal
Sufficiency:

David A. Thorley
David A. Thorley
Attorney at Law

Approved as to Form and Legal
Sufficiency:

City Law Director



DATE: JANUARY 18, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 6 - 2011

*1st reading
2nd read
passed 4/22*

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Township, and declaring an emergency.

WHEREAS, a petition to annex certain land in Perry Township to the corporation limits of the City of Massillon, Stark County, Ohio, was approved by the Board of County Commissioners on September 7, 2010, and

WHEREAS, the corporation limits of the City of Massillon, Ohio, have been enlarged since the approval of the Board of County Commissioners through the annexation of 10.54 acres of land comprising a part of Perry Township, and

WHEREAS, these annexed lands are still shown as a part of Perry Township and the County Commissioners must amend the boundaries.

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 the corporation limits of the City of Massillon includes 10.54 acres of land which is part of Perry Township, Stark County, Ohio, and that it will be in the public interest of the City to have the boundaries of said Perry Township changed by excluding this 10.54 acres of land from said Perry Township and adding this 10.54 acres of land to the City of Massillon within the corporation limits of the City.

Section 2:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under authority of Section 503.07 Ohio Revised Code, to change the Township boundaries of Perry Township and the City of Massillon, all in Stark County, Ohio, by excluding from said Perry Township by adding to said City of Massillon the respective areas thereof which are presently located within the corporation limits of the City of Massillon, Ohio, which areas are described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

Section 3:

That attached hereto and made a part of this ordinance is one (1) map covering the tract of land described in Section 2 of this ordinance.

Section 4:

That the Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07, Ohio Revised Code, to add the 10.54 acres of land described in Section 2 of this ordinance to the City of Massillon, Stark County, Ohio.

Section 5:

That upon passage of this ordinance the Clerk of Council is directed to forward a certified copy thereof and the attached map, together with an authenticated copy of the proceedings relating thereto, to the Board of County Commissioners of Stark County, Ohio.

Section 6:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of this community and for the further reason that the timely resolution of its subject matter is essential for making the boundary lines of Perry Township conform with the corporation lines of the City of Massillon, Ohio. 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 _____ 2011

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

**PETITION
BY CITIZENS FOR THE SIBILA FAMILY LLC ANNEXATION
TO THE CITY OF MASSILLON, OHIO**

TO THE COMMISSIONERS OF STARK COUNTY, STATE OF OHIO:

We, the undersigned, being a majority of the adult owners of real estate in the territory hereinafter described, hereby petition for the annexation of the following described territory to the City of Massillon, Massillon Township, Stark County, Ohio. The following description is based solely on record information found in the Stark County Official Records, a boundary survey was not performed.

Situated in the Township of Perry, County of Stark, and State of Ohio and known as and being part of the Northwest and Southwest Quarter of Section 4, T-10, R-9, and further described as follows:

Beginning at the southeast corner of the Northwest Quarter of Section 4, Perry Township, said point also known as the true place of beginning; thence S 02° 15' 08" W, 733.23 feet along said quarter section line to a point, said point being the southeast corner of a tract of land currently or formerly owned by Sibila Family LLC;

Thence along said Sibila tract the following courses:

N 75° 00' 42" W, 650.87 feet to a point;

N 20° 58' 43" E, 315.94 feet to a point;

N 60° 15' 34" E, 253.62 feet to a point;

N 04° 34' 28" E, 325.96 feet to a point; and crossing over the north line of the Southwest Quarter Section 4, Perry township; thence

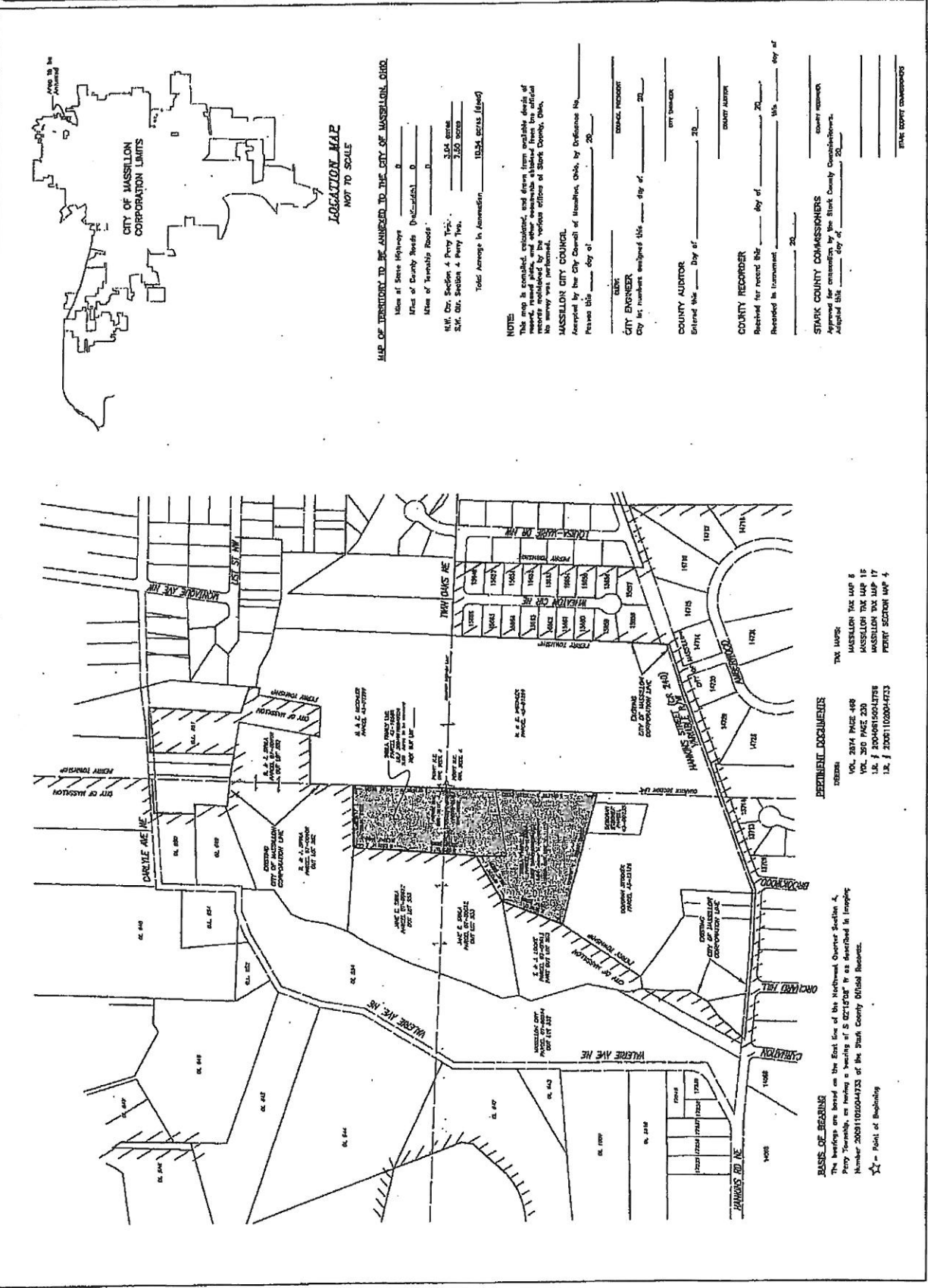
N 03° 29' 34" E, 261.27 feet to a point;

N 89° 28' 57" E, 299.81 feet to a point, said point being on the east line of the Northwest Quarter Section 4, Perry Township;

Thence continuing along the quarter section line on a bearing of S 02° 15' 08" W, a distance of 445.24 feet to a point, said point being the Southeast corner of the Northwest Quarter of Section 4, Perry Township, and also being the True Place of Beginning and containing 10.54 acres more or less, subject to all legal highways.

The basis of bearing is S 02° 15' 08" W along the east line of the Northwest Quarter Section 4, Perry Township, as recorded in Instrument # 200911020044733 of the Stark County Official Records.

Jason Haines, 151 Lincoln Way East, Massillon, OH 44646 is hereby appointed agent for the undersigned petitioners as required by ORC 709.02 with full power and authority hereby granted to said agent to amend, alter, change, withdraw, refile, substitute, and to take any action necessary for obtaining the granting of this petition. Said amendment, compromise, increase or deletion, or other things for granting this petition shall be made in the petition, description, and/or plat by said agent without further expressed consent of the petitioners.



DATE: JANUARY 18, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 7 - 2011

BY: ENVIRONMENTAL COMMITTEE

*1st reading
pass 11*

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications, 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 Bar Screen & Grit Screw Replacement Project at the Wastewater Treatment Plant 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 prepare plans and specification, 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 Bar Screen & Grit Screw Replacement Project at the Wastewater Treatment Plant 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, advertise for and receive sealed bids and to enter into contract, upon award and approval by the Board of Control, with the lowest and best bidder for the Bar Screen & Grit Screw Replacement Project at the Wastewater Treatment Plant. The estimated cost of the project is Six Hundred Seven Thousand Dollars (607,000.00) which will be split equally with Stark County. Funds to pay for the City's portion of the project will be provided for from the 1406 WWT Capital Improvement 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 to advertise for bids and enter into contract for the Bar Screen & Grit Screw Replacement Project can be completed in a timely manner. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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DATE: JANUARY 18, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 2011

BY: POLICE AND FIRE COMMITTEE

*1st reading
pass 2/7*

TITLE: AN ORDINANCE amending Ordinance No. 198 – 2003 by repealing the title and Section 1, and enacting new title and Section 1, 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. 198 – 2003 is amended to reflect the following new title and Section 1:

Title: An Ordinance appointing certain employees within the City Fire Department as Fire Investigators pursuant to Ohio Revised Code Section 737.27, and declaring an emergency.

Section 1: The Council of the City of Massillon, Ohio, hereby appoints the employees of the Massillon Fire Department that hold positions within the Fire Prevention Bureau as Fire Investigators pursuant to Ohio Revised Code Section 737.27. Council agrees that the appointments will make the Fire Department duties easier to perform. This is not an addition of duties, therefore, no enhancement compensation is required.

Section 2:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency is so fire investigations can be handled efficiently in a timely manner not being limited to a particular person but a number of individuals within the fire department. Wherefore this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2011

ATTEST:

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JANUARY 18, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.9 – 2011

Passed

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Neighborhood Stabilization Program Fund, Capital Improvement Fund and the 16th Street/Intersection Improvement Fund, for the year ending December 31, 2011, 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, 2011 the following:

\$50,000.00 to an account entitled "NSP Salaries" 1207.845.2110
\$ 9,500.00 to an account entitled "Hospitalization" 1207.845.2210
\$ 7,000.00 to an account entitled "PERS" 1207.845.2230
\$ 6,000.00 to an account entitled "NSP Administration" 1207.845.2377
\$ 2,500.00 to an account entitled "Workers Comp" 1207.845.2270

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2011 the following:

\$15,000.00 to an account entitled "Indian River Real Estate Purchase" 1401.420.2510

Section 3:

There be and hereby is appropriated from the unappropriated balance of the 16th Street/Intersection Improvement Fund, for the year ending December 31, 2011 the following:

\$800.00 to an account entitled "Intersection Design Projects" 1410.435.2511

Section 4:

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 _____ 2011

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JANUARY 18, 2011

CLERK: MARY BETH BAILEY

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

passed 3/7

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.10 - 2011

BY: FINANCE COMMITTEE

*1st reading
2nd reading 2/7
passed 3/7*

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2011, 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 Capital Improvement Fund, for the year ending December 31, 2011 the following:

\$109,810.00 to an account entitled "Fire Dept Equipment" 1401.325.2531

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 _____ 2011

ATTEST: _____
MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JANUARY 18, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 11 - 2011

Passed

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Auditor to pay various 2010 bills that have been received and that will be received by her office between January 1, 2010 and March 31, 2011, out of the 2011 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, 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 2010 bills that have been received and that will be received by her office between January 1, 2011 and March 31, 2011, out of the 2011 appropriations within the various departments of the City of Massillon, Ohio,

Section 2:

The City Auditor is hereby authorized and directed to pay various 2010 bills that have been received and that will be received by her office between January 1, 2011 and March 31, 2011, out of the 2011 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 2010 bills that will be submitted to the City Auditors office between January 1, 2011 and March 31, 2011, 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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