

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

DATE: MONDAY, MAY 16, 2011
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

MANZ, CATABARD - PERRY 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. 66 – 2011

BY: ENVIRONMENTAL COMMITTEE

PASS 7-0

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring an emergency.

ORDINANCE NO. 67 – 2011

BY: RULES, COURTS AND CIVIL SERVICE

PASS 7-0

AN ORDINANCE amending CHAPTER 509 "DISORDERLY CONDUCT & PEACE DISTURBANCE" of the Codified Ordinances of the City of Massillon, Ohio, by repealing existing Section 509.12(a) "Noise-Making and Noise Amplifying Devices; Variances" and enacting replacement Section 509.12(a) "Noise-Making and Noise Amplifying Devices; Variances", and declaring an emergency.

ORDINANCE NO. 68 – 2011

BY: FINANCE COMMITTEE

PASS 7-0

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Plant Capital Improvement Fund, 1482 OPWC Projects Fund, 2105 Stormwater Utility Fund, 2106 Municipal Motor Vehicle License Fund and the Law Enforcement Trust Fund, for the year ending December 31, 2011, and declaring an emergency.

ORDINANCE NO. 69 – 2011

BY: FINANCE COMMITTEE

PASS 7-0

AN ORDINANCE reducing the appropriations in the Community Partnership Fund, for the year ending December 31, 2011, and declaring an emergency.

RESOLUTION NO. 5 – 2011

BY: RULES, COURTS AND CIVIL SERVICE

1ST READING

A RESOLUTION temporarily suspending Council Rule 8.1 for the purpose of adopting a summer schedule for June, July and August of 2011.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM INTERNATIONAL ENTERPRISES INC DBA DISCOUNT OUTLET 1070 FIRST ST NE MASSILLON OHIO 44646 TO AMHERST T N A LTD DBA AMHERST T N A 921 AMHERST RD NE MASSILLON OHIO 44646

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- A). POLICE CHIEF SUBMITS MONTHLY REPORT FOR APRIL 2011
- B). TREASURER SUBMITS MONTHLY REPORT FOR APRIL 2011
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR APRIL 2011
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR APRIL 2011
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR APRIL 2011
- F). MAYOR SUBMITS MONTHLY REPORT FOR APRIL 2011
- G). LAW DIRECTOR'S ANNUAL REPORT FOR 2010
- H). HEALTH DEPARTMENT'S ANNUAL REPORT FOR 2010

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR - RECONSIDERATION OF ORDINANCES FROM MAY 2, 2011

~~ORDINANCE NO. 56 - 2011~~

BY: RULES, COURTS & CIVIL SERVICE

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - SOLID WASTE DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - INCOME TAX DEPARTMENT, WASTEWATER TREATMENT DEPARTMENT and the SOLID WASTE DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - INCOME TAX DEPARTMENT, WASTEWATER TREATMENT DEPARTMENT and the SOLID WASTE DEPARTMENT, in the City of Massillon, Ohio, and declaring an emergency.

~~ORDINANCE NO. 57 - 2011~~

BY: RULES, COURTS & CIVIL SERVICE

AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - MISCELLANEOUS SCHEDULE of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - MISCELLANEOUS SCHEDULE, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - MISCELLANEOUS SCHEDULE, in the City of Massillon, Ohio, and declaring an emergency.

14. THIRD READING ORDINANCES AND RESOLUTIONS

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: MAY 16, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 66 – 2011

passed

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring an emergency.

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

Section 1:

The Mayor of the City of Massillon, Ohio, is hereby authorized and directed to enter into the Recycling Program Grant Agreement with the Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

Section 2:

A copy of the grant agreement is attached hereto as exhibit "A".

Section 3:

The grant will be awarded at the minimum amount of Twenty-Five Dollars (\$25.00) per ton of recyclable materials plus incentives.

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 that it is necessary that the grant agreement be entered into for the efficient operation of the recycling program for 2011. 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.

2011 RECYCLING MAKES SENSE GRANT

THIS GRANT AGREEMENT is made and entered into as of January 1, 2011 by and between the Stark-Tuscarawas-Wayne Joint Solid Waste Management District (the District), acting by and through its Board of Directors (the Board) and the City of Massillon (the grantee), under the circumstances summarized in the following recitals. This agreement shall be effective from January 1, 2011 through December 31, 2011 unless earlier termination is made pursuant to Section 7 herein.

WHEREAS, the District is a joint solid waste management district established by the Counties of Stark, Tuscarawas and Wayne (the "Counties") in accordance with O.R.C. §343.01 for the purposes of implementing solid waste management planning and providing for, or causing to be provided for, the safe and sanitary management of solid wastes within all of the incorporated and unincorporated territory of the District;

WHEREAS, the Grantee has submitted an application in the form attached as Exhibit E (the Application) to the District for a grant (the Grant) to provide funding for the recycling program described therein (the Program); and

WHEREAS, the Board has determined, based upon its review of the Application, that the Grant should be awarded at the minimum amount of \$25.00 per ton of recyclable materials plus incentives (refer to Exhibit D) to provide funding for portions of the Program, and that fees levied under Division (B) of Section 3734.57 of the Revised Code and appropriated by the Board for the purpose of funding recycling programs (Recycling Makes Sense) in connection with implementation of the District's Solid Waste Management Plan, as implemented on January 27, 2011; and

WHEREAS, the Board has authorized the District's Executive Director to execute and deliver this Agreement with the Grantee relating to the administration of the Grant; and

WHEREAS, the Grantee has been authorized by its governing body to enter into this Agreement; and

WHEREAS, the Grantee asserts it has a recycling program for plastics and paper at its main office location.

NOW THEREFORE, in consideration of the premises and mutual covenants hereinafter contained, the District and the Grantee agree as follows:

Section 1. Grant Award Disbursements to the Grantee and Use of Disbursements

1.01 The District hereby agrees to pay the Grantee, subject to the provisions of Section 5 of this Agreement and paragraph 1.02 of this section, the 2011 Grant at the minimum amount of \$25.00 per ton of recyclable materials plus incentives (refer to Exhibit D) for the Grant Purposes as stated in the subject application attached as Exhibit E. Payments are payable at the end of each quarter in accordance with Section 2.01 for the periods ending March 31, June 30, September 30 and December 31, 2011. Payments will be processed within 30 days of the submission of the quarterly report.

1.02 The Grantee agrees not to expend, without the prior written consent of the District, any monies disbursed to it as proceeds of the 2011 Grant for any purpose other than to pay or reimburse direct or indirect costs incurred by the Grantee that are reasonably allocable to the performance in 2011 of the Grant Purposes as stated in the subject application attached as Exhibit E, including, properly allocable direct and indirect personnel, equipment and office costs and expenses. The purchase, ownership, use, disposition and insurance of equipment by the Grantee with 2011 Grant funding from the District shall also be subject to the provisions of Section 4.

comply with all applicable provisions of the District's Solid Waste Management Plan, including but not limited to, requirements imposed upon the Grantee by the District's Executive Director or Finance Director.

Section 5. Deposit of Monies and Record Keeping

The Grantee agrees to maintain detailed records itemizing specifically:

- (i.) any moneys disbursed to it under this Agreement,
- (ii.) the purpose for which any such moneys are expended, and
- (iii.) the balance of any such moneys that remain unexpended (those unexpended moneys, for the purpose of this Agreement, being deemed to constitute and hereinafter referred to as the "Solid Waste Assistance Account").

All books, records and materials, financial or otherwise, pertinent to the financial assistance provided by the District to the Grantee under this Agreement shall upon reasonable notice by the Board of Directors or any authorized representative thereof be available for inspection by the Board of Directors or any authorized representative thereof, including without limitation the Finance Director of the District. The Board of Directors or its representative shall, at the cost and expense of the District, be entitled to make, or to receive upon reasonable request, copies of those records. The provisions of this Section 5 shall survive the termination of this Agreement.

Section 6. Liability Indemnification

The Grantee agrees and acknowledges that the Board of Directors, the Policy Committee, any committee or subcommittee of the Board of Directors, the District, all officers, employees and agents of the foregoing (collectively the "Indemnitees"), shall not be liable for losses, penalties, damages, settlements, costs or liabilities of any kind or character arising out of or in connection with any acts or omissions of the Grantee, negligent or otherwise, or of its employees, officers, agents or independent contractors including without limitation any damages or costs, including attorneys fees, or other expenses incurred in defending against any action arising out of any such act or omission and that the Grantee shall indemnify and hold the Indemnitees harmless from the same

Section 7. Termination; Repayment to the District

7.01 Either the District or the Grantee may terminate this Agreement at its option and discretion, with or without cause, by providing not fewer than 30 days written notice to the other party. Upon receipt by the Grantee or the giving by the Grantee of any such notice of termination, Grantee shall not incur any additional obligations, and shall use its best efforts to cancel any obligations previously incurred.

7.02 The Grantee shall repay to the District, on the effective date of any termination, the balance in the Solid Waste Assistance Account subject to the provisions below. The Grantee may retain a portion of the balance in the Solid Waste Assistance Account equal to any amount which is encumbered for the payment of non-cancelable obligations properly incurred by the Grantee for the performance in 2011 of the Grant Purposes prior to its receipt or giving of notice of termination, provided however that the Grantee shall provide to the District a complete accounting of any such amounts including the names and contact information for the relevant contracting parties. If the Grantee shall retain any portion of the Solid Waste Assistance Account under this Section 7, the Grantee shall waive any and all claims it may have against the District or the Board of Directors with reference to the obligation for which it retains sums and the Grantee hereby agrees to hold the District and Board of Directors harmless from any liabilities arising under such obligations.

**Stark-Tuscarawas-Wayne
Joint Solid Waste Management District**

Recycling Makes Sense Grant Program

2011 Rate Sheet

DROP - OFF PROGRAMS		SUBSCRIPTION CURBSIDE PROGRAM	NON - SUBSCRIPTION CURBSIDE PROGRAMS
Base Rate = \$25/ton		Base Rate = \$25/ton	Base Rate = \$25/ton
Plus \$5.00 per ton			Plus \$10.00 per ton
If the following three requirements are met:			If the following three requirements are met:
#1	90% access rate for residents in the county		#1 90% access rate for residents in the county
#2	Open 40 hours per week		#2 Collection one (1) time per week
#3	Collect at least five (5) materials from list provided in plan		#3 Collect at least five (5) materials from list provided in plan
Equals \$30.00 per ton			Equals \$35.00 per ton
Plus \$5.00 per ton			Plus \$5.00 per ton
If the following requirement is met:			If the following requirement is met:
Collect at least seven (7) materials from list provided in plan			Collect at least seven (7) materials from list provided in plan
Equals \$35.00 per ton			Equals \$40.00 per ton
Plus \$5.00 per ton			Plus \$5.00 per ton
If the following requirement is met:			If the following requirement is met:
Average of 30 pounds per resident in 2010			Average of 60 pounds per resident in 2010
Equals \$40.00 per ton			Equals \$45.00 per ton

All recycling programs are required to meet the first three requirements before receiving additional funding for the requirements listed below them

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Financial Detail

View Annual Financial Data | Quarter 1 | Quarter 2 | Quarter 3 | Quarter 4

Category	Expenditure	Total
Salaries:	0.00	\$ 0.00
Benefits:	0.00	\$ 0.00
General Administration Supplies:	0.00	\$ 0.00
Motor Vehicle Fuel Supplies & Parts:	0.00	\$ 0.00
Printed Materials & Information:	0.00	\$ 0.00
Other Supplies:	0.00	\$ 0.00
Communications & Publicity:	0.00	\$ 0.00
Insurance:	0.00	\$ 0.00
Professional Services:	0.00	\$ 0.00
Maintenance Cost:	0.00	\$ 0.00
Rents/Leases:	0.00	\$ 0.00
Travel & Meeting Expenses:	0.00	\$ 0.00
Utilities:	0.00	\$ 0.00
Other Purchased & Contract Services:	0.00	\$ 0.00
Building:	0.00	\$ 0.00
Building Improvements:	0.00	\$ 0.00
Equipment:	0.00	\$ 0.00
Furniture:	0.00	\$ 0.00
Land:	0.00	\$ 0.00
Motor Vehicles:	0.00	\$ 0.00
Other Capital Outlays:	0.00	\$ 0.00
Expense: Note:	0.00	\$ 0.00
Expense: Note:	0.00	\$ 0.00
Expense: Note:	0.00	\$ 0.00
Total Expense:		\$

Category	Grant Amount Awarded (per ton)	Income	Total
Commodity Revenue:	-	0.00	
Other Revenue: Note:	-	0.00	
Other Revenue: Note:	-	0.00	
Other Revenue: Note:	-	0.00	
Grant (Received during the quarter being reported):	0.00	0.00	

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Financial Detail

View Annual Financial Data | Quarter 1 | Quarter 2 | Quarter 3 | Quarter 4

Category	Expenditures	Total
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General Administration Supplies:	0.00	\$ 0.00
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Insurance:	0.00	\$ 0.00
Professional Services:	0.00	\$ 0.00
Maintenance Cost:	0.00	\$ 0.00
Rents/Leases:	0.00	\$ 0.00
Travel & Meeting Expenses:	0.00	\$ 0.00
Utilities:	0.00	\$ 0.00
Other Purchased & Contract Services:	0.00	\$ 0.00
Building:	0.00	\$ 0.00
Building Improvements:	0.00	\$ 0.00
Equipment:	0.00	\$ 0.00
Furniture:	0.00	\$ 0.00
Land:	0.00	\$ 0.00
Motor Vehicles:	0.00	\$ 0.00
Other Capital Outlays:	0.00	\$ 0.00
Expense: Note:	0.00	\$ 0.00
Expense: Note:	0.00	\$ 0.00
Expense: Note:	0.00	\$ 0.00
Total Expense:		\$

Category	Grant Amount Awarded (per line)	Income	Total
Commodity Revenue:	-	0.00	
Other Revenue: Note:	-	0.00	
Other Revenue: Note:	-	0.00	
Other Revenue: Note:	-	0.00	
Grant (Received during the quarter being reported):	0.00	0.00	

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Residential Recycling

Search Transactions

* Quarter End Date

Grantees, please enter the last day of the quarter for your data

Materials				
Single-Sort	Source	Amount	Units	Total in Tons
Single-sort (commingled rigids and fibers)	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Two Sort/Commingled Materials				
Commingled plastic/metal/glass	Source	Amount	Units	Total in Tons
Commingled plastic/metal/glass	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Commingled fiber	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Total Tons for Two Sort/Commingled Materials				<input type="text"/>

	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Mixed plastics	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
	Subtotal			<input type="text"/>
Total Tons for plastics				<input type="text"/>
Glass	Source	Amount	Units	Total in Tons
Brown Glass	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Clear Glass	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Green Glass	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
Subtotal				<input type="text"/>
Mixed Glass	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>

Tires	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
	Subtotal	<input type="text"/>		
Miscellaneous	Curbside	<input type="text"/>	Tons	<input type="text"/>
	Drop-off	<input type="text"/>	Tons	<input type="text"/>
	Clean Up Events	<input type="text"/>	Tons	<input type="text"/>
	Special Events	<input type="text"/>	Tons	<input type="text"/>
	Subtotal	<input type="text"/>		
Total Tons for Other Recycling Materials				<input type="text"/>
Total Tons				<input type="text"/>



DATE: MAY 16, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 67 - 2011

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE:

passed

TITLE: AN ORDINANCE amending CHAPTER 509 "DISORDERLY CONDUCT & PEACE DISTURBANCE" of the Codified Ordinances of the City of Massillon, Ohio, by repealing existing Section 509.12(a) "Noise-Making and Noise Amplifying Devices; Variances" and enacting replacement Section 509.12(a) "Noise-Making and Noise Amplifying Devices; Variances", 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 Section 509.12(a) "Noise-Making and Noise-Amplifying Devices; Variances" of the Codified Ordinances of the City of Massillon is hereby repealed.

Section 2:

That there hereby is enacted new Section 509.12(a) "Noise-Making and Noise-Amplifying Devices; Variances" of the Codified Ordinances of the City of Massillon. Said newly enacted Section shall read as follows:

509.12(a) Noise-Making and Noise-Amplifying Devices; Variances: The operation or maintenance of noise-making, noise-amplifying or noise-producing instruments or devices by which the peace or good order of a neighborhood is disturbed is hereby declared to be a nuisance. No person shall operate or maintain any radio, phonograph, tape player, compact disc player, loudspeaker or any noise-making device, or noise-amplifying device in any public or private place by which the peace and good order of the neighborhood is disturbed or persons of ordinary sensibilities owning or occupying property in the neighborhood are disturbed or annoyed. "Neighborhood" includes the vicinity of any school, institution or learning, place of worship, court or hospital, while the same is in use.

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 further reason that this change to the disorderly conduct and peace disturbance code will allow the police department to enforce the code more effectively. 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.

2nd page is the signature page

EXHIBIT "A"

509.12 NOISE-MAKING AND NOISE-AMPLIFYING
DEVICES; VARIANCES.

(a) The operation or maintenance of noise-making, noise-amplifying or noise-producing instruments or devices by which the peace or good order of a neighborhood is disturbed is hereby declared to be a nuisance. No person shall operate or maintain any radio, phonograph, tape player, compact disc player, loudspeaker or any noise-making device, or noise-amplifying device, in any public or private place by which the peace and good order of the neighborhood is disturbed or persons of ordinary sensibilities owning or occupying property in the neighborhood are disturbed or annoyed. "Neighborhood" includes the vicinity of any school, institution or learning, place of worship, court or hospital, while the same is in use.

DATE: MAY 16, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.68 – 2011

BY: FINANCE COMMITTEE

passed

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the 1406 Wastewater Treatment Plant Capital Improvement Fund, 1482 OPWC Projects Fund, 2105 Stormwater Utility Fund, 2106 Municipal Motor Vehicle License Fund and the Law Enforcement Trust 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 1406 Wastewater Treatment Plant Capital Improvement Fund, for the year ending December 31, 2011 the following:

\$419,724.00 to an account entitled "Bar Screen & Grit Screw Replacement Project" 1406.610.2514

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1482 OPWC Projects Fund, for the year ending December 31, 2011 the following:

\$20,425.00 to an account entitled "Erie Street Project" 1482.435.2514

Section 3:

There be and hereby is appropriated from the unappropriated balance of the 2105 Stormwater Utility Fund, for the year ending December 31, 2011 the following:

\$2,270.00 to an account entitled "Erie Street Project" 2105.549.2510

Section 4:

There be and hereby is appropriated from the unappropriated balance of the 1206 Municipal Motor Vehicle License Fund, for the year ending December 31, 2011 the following:

\$21,658.00 to an account entitled "Street Repair" 1206.435.2510

\$ 1,291.50 to an account entitled "Services/Contracts" 1206.435.2392

Section 5:

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

\$5,080.00 to an account entitled "Supplies/Materials" 1215.305.2410

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 _____ 2011

ATTEST: _____

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

APPROVED: _____

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: MAY 16, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 69 - 2011

passed

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE reducing the appropriation in the Community Partnership 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:

The appropriations are hereby reduced in the Community Partnership Fund, for the year ending December 31, 2011, as follows:

\$56,678.40 from an account entitled "Salary – Community Partnership" 1228.115.2111
\$ 6,649.86 from an account entitled "PERS – Community Partnership" 1228.115.2230
\$ 1,043.73 from an account entitled "Supplies/Materials" 1228.115.2410
\$ 821.83 from an account entitled "Medicare – Community Partnership" 1228.115.2231
\$ 600.00 from an account entitled "Equipment" 1228.115.2530

Section 2:

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 and for the additional reason that the appropriation needs to be reduced because of an audit procedure. 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

DATE: MAY 16, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 5 - 2011

1st reading

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: A RESOLUTION temporarily suspending Council Rule 8.1 for the purpose of adopting a summer schedule for June, July and August of 2011.

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

Section 1:

The proposed summer schedule for the months of June, July and August of 2011 would be as follows:

June 6th work session would be all legislation received for the June 20th council meeting.

July 5th work session would be all legislation received from June 28th thru July 5th for the July 18th council meeting.

July 18th work session would be everything received from July 5th to July 18th for the August 1st council meeting.

August 1st work session would be all legislation received from July 18th thru August 1st for the August 15th council meeting.

August 15th work session would be all legislation received from August 2nd thru the 15th for the September 6th council meeting.

Then the regular schedule of work sessions and council meetings would resume as normal.

Section 2:

This Resolution shall be immediately effective.