

DATE: AUGUST 15, 2011

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 104 - 2011

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to submit an application for financial assistance to the Muskingum Watershed Conservancy District for the Levee Infrastructure Improvement Project and to execute all necessary documentation needed to secure the funding for the project, 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 submit an application for financial assistance to the Muskingum Watershed Conservancy District for the Levee Infrastructure Improvement Project and to execute all necessary documentation needed to secure the funding for the project.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized to submit an application for financial assistance to the Muskingum Watershed Conservancy District for the Levee Infrastructure Improvement Project and to execute all necessary documentation needed to secure the funding for the project. Ordinance No. 149 – 2008 authorized the Mayor to sign a Letter of Agreement to comply with the Code of Federal Regulations, Title 44, Section 65.10 (44 CFR 65.10) and request for Provisionally Accredited Levee (PAL) Designation. FEMA is requiring the owners and communities to ensure the levees providing flood protection meet the requirements stated in said Code of Federal Regulations. The project design is currently being completed by the City of Massillon Engineering Department with preliminary construction estimates being approximately \$2,000,000.00. A combination of funding sources including grants and or loans are being sought to complete said project.

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 it is necessary to submit the application to the Muskingum Watershed Conservancy District and execute all necessary documentation so funding can be secured 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 15th DAY OF September 2011

APPROVED: Mary Beth Bailey
MARY BETH BAILEY, CLERK OF COUNCIL

Glenn Gamber
GLENN E. GAMBER, PRESIDENT

APPROVED: September 13, 2011
FRANCIS H. CICCHINELLI, JR., MAYOR

I hereby certify that the foregoing ordinance is a true copy of the original, as passed by the Council of the City of Massillon, Ohio, and approved as noted thereon:

Mary Beth Bailey
Clerk of Council

Date 9/12/11