

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

DATE: MONDAY, MAY 7, 2012
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL *SCASSA ABSENT*
2. INVOCATION BY COUNCILMAN PAUL MANSON
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. 46 – 2012

BY: ENVIRONMENTAL COMMITTEE

1ST READING

AN ORDINANCE amending CHAPTER 925 "SEWERS GENERALLY" of the Codified Ordinances of the City of Massillon, Ohio, by amending existing Section 925.12 SEWER CONNECTION PERMIT REQUIRED; FEE, and declaring an emergency.

ORDINANCE NO. 47 – 2012

BY: ENVIRONMENTAL COMMITTEE

1ST READING

AN ORDINANCE amending CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND" of the Codified Ordinances of the City of Massillon, Ohio, by repealing existing Sections 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISTRIBUTION OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE and 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES and enacting new Sections 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISTRIBUTION OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE and 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES of CHAPTER 937, and declaring an emergency.

ORDINANCE NO. 48 – 2012

BY: HEALTH, WELFARE & BLDG REGULATIONS

1ST READING

AN ORDINANCE enacting a new CHAPTER 1331 "REGISTRATION OF VACANT BUILDINGS", of the Codified Ordinances of the City of Massillon, and declaring an emergency.

ORDINANCE NO. 49 – 2012

BY: HEALTH, WELFARE & BLDG REGULATIONS

1ST READING

AN ORDINANCE enacting a new CHAPTER 1330 "REGISTRATION OF NON-OWNER OCCUPIED" the Codified Ordinances of the City of Massillon, and declaring an emergency.

ORDINANCE NO. 50 – 2012

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

PASS 8-0

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with Dalene M. Pride to perform the Motor Vehicle License Audits for the City of Massillon, and declaring an emergency.

ORDINANCE NO. 51 – 2012

BY: FINANCE COMMITTEE

PASS 8-0

AN ORDINANCE making certain appropriations from the unappropriated balance of the General Fund, 2105 Stormwater Utility Fund, Home Health Fund, Insurance Fund, Parks & Recreation Fund, Local Law Enforcement Trust Fund and the Parking Enforcement Fund, for the year ending December 31, 2012, and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM HAN Y RYEE DBA VENTURA RESTAURANT 1ST FL & PATIO 45 1ST ST NW MASSILLON OHIO 44646 TO LOS CACHORROS INC DBA MARGARITAS MEXICAN GRILL & CATINA 1ST FL & PATIO 45 1ST FL ST NW MASSILLON 44647

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM MANTYLA LLC DBA MASSILLON MINI MART 2622 LINCOLN WAY W MASSILLON OHIO 44647 TO SHIV GAURI INC DBA MASSILLON MINI MART 2622 LINCOLN WAY W MASSILLON OHIO 44647

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

A). AUDITOR SUBMITS MONTHLY REPORT FOR APRIL 2012

B). COUNCIL RECOMMENDATION TO THE HISTORICAL PRESERVATION COMMITTEE

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 36 – 2012

BY: COMMUNITY DEVELOPMENT COMMITTEE

PASS 8-0

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 Action Plan; authorizing the execution and filing of the application and related assurances and certifications, and declaring an emergency.

ORDINANCE NO. 38 – 2012

BY: ENVIRONMENTAL COMMITTEE

PASS 6-2 (MANSON, GLASKE)

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids, and proposals for the sale of the Solid Waste services (customer base) and all applicable equipment used in the provision of said services for the City of Massillon. Any final binding agreement for the sale of the department shall be subject to the ultimate approval of City Council.

ORDINANCE NO. 41 – 2012

BY: FINANCE COMMITTEE

TABLE TO 5/21 6-23

AN ORDINANCE authorizing the Auditor of the City of Massillon to deposit the three-tenths percent (.3%) City Income Tax for the Parks and Recreation System into the "Parks and Recreation Operations Fund", "Park and Recreation Debt Retirement Fund" and the "Park and Recreation Capital Improvement Fund", and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 34 – 2012

BY: FINANCE COMMITTEE

2ND READING

AN ORDINANCE repealing Ordinance No. 32 – 2005 authorizing and directing the Auditor of the City of Massillon as of January 1, 2012 to deposit funds received from golfing fees at The Legends of Massillon Golf Course into the Legends Fund and the Bond Retirement – Legends Fund.

ORDINANCE NO. 44 – 2012

BY: FINANCE COMMITTEE

PASS 8-0

AN ORDINANCE amending Ordinance No. 28 – 2012 by revising the 2012 budget, 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: MAY 7, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 46-2012

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 925 "SEWERS GENERALLY" of the Codified Ordinances of the City of Massillon, Ohio, by amending existing Section 925.12 SEWER CONNECTION PERMIT REQUIRED; FEE, 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 925.12 SEWER CONNECTION PERMIT REQUIRED; FEE of CHAPTER 925 of the Codified Ordinances of the City of Massillon, Ohio, be and hereby is amended.

Section 2:

Section 925.12 SEWER CONNECTION PERMIT REQUIRED; FEE of CHAPTER 925 of the Codified Ordinances of the City of Massillon, Ohio, is hereby amended as follows:

(SEE ATTACHED EXHIBIT "A")

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 the proposed fee changes are based from the completed Sewer Rate Study that was performed by URS Corporation. 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.

ATTACHMENT

925.12 SEWER CONNECTION PERMIT REQUIRED, FEE

- (b) The permit application shall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the City Engineer. A permit and inspection fee of one hundred fifty dollars (\$150.00) for a residential building sewer permit and two hundred fifty dollars (\$250.00) for a commercial building sewer permit and for an industrial waste permit shall be paid to the City Engineer at the time application is filed. A permit fee for the repair of an existing sewer shall be seventy five dollars (\$75.00).
- (d) At the time when the permit and inspection fee is secured per section (b) of this chapter a capacity charge for new connections shall apply and be calculated per the following table. Once the capacity charge fee is calculated it shall be payable at the time the permit and inspection fee is acquired.

USER CLASS	EDU VALUE	CAPACITY CHARGE
Single Family Unit	1.00	\$1,000.00
Duplex Residential	2.00	\$2,000.00
Each Additional Residential Unit	1.00	\$1,000.00
Mobile Homes and House Trailers	1.00	\$1,000.00
Church	0.16	\$160.00
Toilet/Urinal - Each	0.67	\$670.00
Food Prep/Bar Sink (Per Bowl)	0.29	\$290.00
Hair Rinse Sink - Each	0.16	\$160.00
Slop Sink - Each	0.17	\$170.00
Hotel/Motel	1.14	\$1,140.00
Hotel/Motel - Each Bedroom	0.17	\$170.00
Rooming House	0.97	\$970.00
Rooming House - Each Bedroom	0.17	\$170.00
Hospitals/Nursing Homes (Per Employee/Patient)	0.14	\$140.00
Sports Facility/Arena (Per 100 Seats)	0.02	\$20.00
Laundromat or Coin Operated Machine	0.59	\$590.00
Commercial Laundries (By Pound)	0.07	\$70.00
Car Washes - Each Single Stall Manual	1.19	\$1,190.00
Car Washes - Each Single Stall Automatic	3.96	\$3,960.00
Car Washes - Each Drive-Through Automatic	25.00	\$25,000.00
Schools, Public-Private-Day Care (Per Student and Employee)	0.04	\$40.00
Hand Sink - Each	0.12	\$120.00
Showers - Each	0.43	\$430.00
Industrial Employee	0.17	\$170.00

DATE: MAY 7, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 47 - 2012

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 937 "WASTEWATER TREATMENT REVENUE FUND" of the Codified Ordinances of the City of Massillon, Ohio, by repealing existing Sections 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISTRIBUTION OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE and 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES and enacting new Sections 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISTRIBUTION OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE and 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES of CHAPTER 937, 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 Sections 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISTRIBUTION OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE and 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES" of CHAPTER 937 of the Codified Ordinances of the City of Massillon, Ohio, be and hereby are repealed.

Section 2:

That there be and hereby is enacted new Sections 937.05 PAYMENT DATES; PENALTY CHARGE, 937.08 ADMINISTRATION AND DISTRIBUTION OF FUNDS, 937.09 ANNUAL RATES FOR SEWER SERVICE and 937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES" of CHAPTER 937 of the Codified Ordinances of the City of Massillon, Ohio, be and hereby are enacted and shall read as follows:

(SEE EXHIBIT "A" ATTACHED HERETO)

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 the proposed fee changes are based on the Sewer Rate Study that was completed by URS Corporation. 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.

ATTACHMENT

937.05 PAYMENT DATES; PENALTY CHARGE

- (a) The charges levied by Section 937.09 shall take effect on July 1, 2012, and shall be billed in four quarterly payments on the first days of January, April, July and October of each year at the end of the period of service rendered, except industrial flow which shall be billed on a monthly basis. All bills shall be payable at the office of the Sewer and Water Department located in City Hall within fifteen days thereafter. All bills not paid within fifteen days after the date when billed shall be subject to a ten percent (10%) penalty.
- (b) The industrial surcharge levied by Section 937.10 shall be calculated and billed monthly based on the results of tests and measurements by the City. All bills not paid fifteen days after the date when billed shall be subject to a ten percent (10%) penalty.

937.08 ADMINISTRATION AND DISBURSEMENT OF FUNDS

- (a) The funds received effective July 1, 2012 from the rates and charges hereinafter provided in section 937.09 shall be deposited as received with the City Treasurer, who shall keep the same in a separate fund designating the Wastewater Treatment Revenue in the following sub accounts designated as follows:

- (1) *Wastewater Treatment Fund:*

- The revenue deposited in this fund shall be all Stark County revenues received and sixty percent (60%) of all City Revenues.

- (2) *WWT Debt Fund:*

- The revenues deposited in this fund shall be all Stark County debt service payments and thirty-five percent (35%) of all City revenues.

- (3) *Capital Improvement Fund:*

- The revenues deposited in this fund shall be five percent (5%) of all City revenues.

- (4) *Collection System Improvement Fund:*

- The revenues deposited in this fund shall be one hundred percent (100%) of the capacity charges for new sewer system connections.

- (b) All funds received from the Industrial surcharge hereafter provided in Section 937.10 shall be deposited as received with the City Treasurer, who shall keep the same in the Wastewater Treatment Fund.
- (c) The proposed rates will be re-evaluated every four (4) years with the next evaluation being in 2015 or as needed.

937.09 ANNUAL RATES FOR SEWER SERVICE

- (a) The following rates are effective July 1, 2012, with respect to any such premises situated within the corporate limits of the City. All Sewer Charges except industrial flow charges will be billed on a Quarterly basis, with billing in the months of January, April, July and October. Industrial flow charges will be billed on a monthly basis.

RESIDENTIAL

ANNUAL RATE

Single Family Unit	\$237.48
Duplex Residential	\$474.96
Each Additional Residential Unit	\$237.48
Mobile Homes and House Trailers	\$237.48

COMMERCIAL

(Stores, Restaurants, Bars, Garages, Gas Stations, Professional Offices, Barber/Beauty Shops, Bowling alleys, Theaters, Lodges, Clubs, Business Offices and any other public building)

Church	\$38.00
Toilet/Urinal	\$158.88
Food Prep/Bar Sink (Per Bowl)	\$68.88
Hair Rinse Sink	\$38.00
Slop Sink	\$40.40
Hotel/Motel	\$270.24
Each Bedroom	\$40.40
Rooming House	\$229.88
Each Bedroom	\$40.40
Hospitals/Nursing Homes (Per Employee/Patient)	\$33.28
Sports Facility/Arena (Per 100 Seats)	\$4.76
Laundromat or Coin Operated Machine	\$139.88
Commercial Laundries (By Pound)	\$16.64

Car Washes	
Each Single Stall Manual	\$281.88
Each Single Stall Automatic	\$938.04
Each Drive-Through Automatic	\$5,921.12

Schools, Public - Private - Day Care	
Per Student and Employee	\$9.52

Hand Sink	\$28.52
Showers	\$101.88

INDUSTRIAL

The following industrial rates apply with respect to any such premises situated within the corporate limits of the City.

Industrial Flow for each Million Gallons	\$850.00
Industrial Employee (Per Employee)	\$40.40

INDIAN RIVER YOUTH FACILITY

Toilet/Urinal	\$158.88
Shower	\$101.88
Hand Sink	\$28.52
Food Prep Sink (Per Bowl)	\$68.88

- (b) The following rates are effective January 1, 2013, with respect to any such premises situated within the corporate limits of the City. All Sewer Charges except industrial flow charges will be billed on a Quarterly basis, with billing in the months of January, April, July and October. Industrial flow charges will be billed on a monthly basis.

RESIDENTIAL

ANNUAL RATE

Single Family Unit	\$239.08
Duplex Residential	\$478.12
Each Additional Residential Unit	\$239.08
Mobile Homes and House Trailers	\$239.08

COMMERCIAL

(Stores, Restaurants, Bars, Garages, Gas Stations, Professional Offices, Barber/Beauty Shops, Bowling alleys, Theaters, Lodges, Clubs, Business Offices and any other public building)

Church	\$38.28
Toilet/Urinal	\$159.92
Food Prep/Bar Sink (Per Bowl)	\$69.32
Hair Rinse Sink	\$38.28
Slop Sink	\$40.64
Hotel/Motel	\$272.04
Each Bedroom	\$40.64
Rooming House	\$231.40
Each Bedroom	\$40.40
Hospitals/Nursing Homes (Per Employee/Patient)	\$33.48
Sports Facility/Arena (Per 100 Seats)	\$4.80
Laundromat or Coin Operated Machine	\$140.80
Commercial Laundries (By Pound)	\$16.76

Car Washes

Each Single Stall Manual	\$283.76
Each Single Stall Automatic	\$944.24
Each Drive-Through Automatic	\$5,960.40

Schools, Public - Private - Day Care Per Student and Employee

\$9.56

Hand Sink

\$28.72

Showers

\$102.56

INDUSTRIAL

The following industrial rates apply with respect to any such premises situated within the corporate limits of the City.

Industrial Flow for each Million Gallons Industrial Employee (Per Employee)

\$900.00

\$40.64

INDIAN RIVER YOUTH FACILITY

Toilet/Urinal

\$159.92

Shower

\$102.56

Hand Sink

\$28.72

Food Prep Sink (Per Bowl)

\$69.32

- (c) The following rates are effective January 1, 2014, with respect to any such premises situated within the corporate limits of the City: All Sewer Charges except industrial flow charges will be billed on a Quarterly basis, with billing in the months of January, April, July and October. Industrial flow charges will be billed on a monthly basis.

RESIDENTIAL

ANNUAL RATE

Single Family Unit

\$240.80

Duplex Residential

\$481.56

Each Additional Residential Unit

\$240.80

Mobile Homes and House Trailers

\$240.80

COMMERCIAL

(Stores, Restaurants, Bars, Garages, Gas Stations, Professional Offices, Barber/Beauty Shops, Bowling alleys, Theaters, Lodges, Clubs, Business Offices and any other public building)

Church

\$38.56

Toilet/Urinal

\$161.08

Food Prep/Bar Sink (Per Bowl)

\$69.84

Hair Rinse Sink	\$38.56
Slop Sink	\$40.96
Hotel/Motel	\$274.00
Each Bedroom	\$40.96
Rooming House	\$233.08
Each Bedroom	\$40.96
Hospitals/Nursing Homes (Per Employee/Patient)	\$33.72
Sports Facility/Arena (Per 100 Seats)	\$4.84
Laundromat or Coin Operated Machine	\$141.84
Commercial Laundries (By Pound)	\$16.88

Car Washes

Each Single Stall Manual	\$285.80
Each Single Stall Automatic	\$951.08
Each Drive-Through Automatic	\$6,003.44

Schools, Public - Private - Day Care

Per Student and Employee	\$9.64
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Hand Sink

\$28.92

Showers

\$103.32

INDUSTRIAL

The following industrial rates apply with respect to any such premises situated within the corporate limits of the City.

Industrial Flow for each Million Gallons

\$950.00

Industrial Employee (Per Employee)

\$40.96

INDIAN RIVER YOUTH FACILITY

Toilet/Urinal

\$161.08

Shower

\$103.32

Hand Sink

\$28.92

Food Prep Sink (Per Bowl)

\$69.84

- (d) For the purpose of determining the factory charge for any given year, the number of persons employed, or engaged in services on the premises during the applicable billing period shall be considered to be that number arrived at by averaging over such period the number of such persons thereon on the first day of each of the three calendar months included in such period, which information shall be certified in writing by each employer to the Director of Public Service and Safety.

- (e) For the purpose of determining the school charge for any given year, the number of pupils and regular employees in a school year shall be the aggregate number thereof enrolled on January 1, of the preceding year.
- (f) The purpose of determining the charge for the hospitals, nursing or convalescent homes and for any given year, the number of patients, and regular employees during the applicable billing period shall be considered to be that number arrived at the averaging over such period the number of patients, and regular employees therein on the first day of each of the three calendar months included in such period.
- (g) The proposed rates will be re-evaluated every four (4) years with the next evaluation being in 2015.

937.10 ADDITIONAL SURCHARGE FOR INDUSTRIAL WASTES

- (a) Any person, firm or corporation served by a sewer connection which discharges sanitary sewage, industrial wastes, water or other liquids into the wastewater treatment system, which are of unusual strength, volume or character, but acceptable by the City for treatment, shall be subject to an additional surcharge which shall be over and above the rates and charges established by Section 937.09.
- (b) The surcharge shall be effective if any or all of the following are exceeded:
 - (1) A five-day biological oxygen demand (BOD) greater than 300 parts per million (ppm) by weight.
 - (2) Total suspended solids (TSS) greater than 300 parts per million (ppm) by weight.
- (c) The surcharge shall be calculated and billed monthly, based on the results of tests and measurements made by the City effective April 1, 2008.

Additional surcharge effective October 1, 2011.

- (1) BOD in excess of 300 mg/l \$0.185/lb of BOD
- (2) TSS in excess of 300 mg/l \$0.270/lb of TSS

Additional surcharge effective October 1, 2012.

- (1) BOD in excess of 300 mg/l \$0.200/lb of BOD
- (2) TSS in excess of 300 mg/l \$0.300/lb of TSS

Additional surcharge effective October 1, 2013.

- (1) BOD in excess of 300 mg/l \$0.215/lb of BOD
- (2) TSS in excess of 300 mg/l \$0.330/lb of TSS

- (d) When required by the Director of Public Service and Safety, the owner of any property discharging such wastes shall install a suitable chamber with gauging and sampling equipment in the building sewer to permit observation, sampling and measurement of the wastes from his premises. Such chamber and equipment shall be constructed in accordance with plans approved by the Director and shall be installed by the owner at his expense and shall be maintained by him.

(e) All measurements tests and analyses of the characteristics of such wastes shall be determined by the City in accordance with the latest edition of the "Standard Methods for the Examination of Water and Sewage", as prepared, approved and published jointly by the American Public Health Association, the American Water Works Association and the Water Pollution Control Federation.

(f) The strength of the wastes shall be determined from samples taken at the aforementioned chamber at any period or time and of such duration and in such manner as agreed upon between the owner and the City. The results of routine sampling and analysis by the owner may also be used, in determining the amount of the surcharge after verification by the City. The strength so found by analysis shall be used in determining the amount of the surcharge.

(g) The City shall have the right to enter and set up, on company property, such devices as are necessary to conduct a gauging and sampling operation and to begin such operation without advance notice to the company. While performing the work, the City will observe all safety rules applicable to the premises, established by the company.

Where a company or premises has security measures in force which require proper identification and clearance before entry into the company or premises is granted, such company or premises shall either make the necessary arrangements with their security guards that upon showing proper identification, personnel from the City will be permitted to enter, without delays, for the purpose of obtaining grab samples of wastes being discharged at the various sampling points; or the company or premises shall install suitable gauging and sampling manholes outside the security limits, which manholes will at all times be immediately accessible to City personnel.

(h) If a person, firm or corporation disagrees with the analysis on which the surcharge is based, he or it may request, in writing, additional sampling and analysis which shall be conducted in a manner acceptable to the Director of Safety-Service and the Manager of Wastewater Treatment. The cost of such additional sampling and analysis shall be borne in full by the requestor.

(i) The proposed rates will be re-evaluated every four (4) years with the next evaluation being in 2015 or as needed.

DATE: MAY 7, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 48 - 2012

BY: HEALTH, WELFARE & BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE enacting a new CHAPTER 1331 "REGISTRATION OF VACANT BUILDINGS", of the Codified Ordinances of the City of Massillon.

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

Section 1:

There be and is hereby enacted a new CHAPTER 1331 "REGISTRATION OF VACANT BUILDINGS", of the Codified Ordinances of the City of Massillon. Said newly created Chapter shall read as follows:

(SEE ATTACHED EXHIBIT "A")

Section 2:

This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS 4th DAY OF MAY, 2012

APPROVED: MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

KATHERINE CATAZARO-PERRY, MAYOR

The Building Department is requesting to create a new ordinance under Part Thirteen-Building Code.

CHAPTER 1331 REGISTRATION OF VACANT BUILDINGS

1331.01 APPLICABILITY

This chapter shall be applicable to all residential and commercial buildings located within the City.

1331.02 DEFINITIONS

The following shall apply to this chapter:

- A. "Chief Building Official" means the Chief Building Official of the City of Massillon or his designee.
- B. "Owner" means any person who alone or jointly or severally with others shall have the legal or equitable title to a property and shall include executors, administrators, trustees or guardians of the estate of the owner and any purchaser or assignee under a certificate of sale pursuant to mortgage foreclosure. The term "owner" shall also include partnerships and corporations and other unincorporated associations. Any individual "owner" regardless of whether he shares ownership responsibility with other persons. Any general partner of partnership and any officer of a corporation or unincorporated association shall have direct and personable responsibility and liability for compliance with the provisions of this chapter.
- C. "Vacant Building" means any structure or part of a structure which is unoccupied.

1331.03 REGISTRATION OF VACANT BUILDINGS; COMPLIANCE AND REQUIREMENTS

- A. All buildings presently located within the City which are "vacant" as defined in this chapter or which hereafter become "vacant" shall be registered by the owner thereof within thirty (30) days from date of their last occupancy with the Chief Building Official.
- B. Registration shall be made on forms supplied by the Chief Building Official and shall include:
 - 1.) A description of the premises.
 - 2.) The names and addresses of the owners of the premises.
 - 3.) The names and addresses of the person or persons who shall be responsible for compliance with this chapter.
 - 4.) The period of time for which the premises are to remain vacant.
 - 5.) A plan for conforming the premises to applicable minimum housings, health, fire and safety laws and regulations.
- C. Upon registration of any building pursuant to this chapter, or when any such vacant building comes to his attention, the Chief Building Official shall cause inspections to be made of the premises to determine the condition of such building and premises and whether there exists any fire, safety or health hazards upon the premises, and shall provide notices to the owners thereof to comply with the provisions of this chapter.
- D. As a minimum requirement, all vacant buildings as defined in this chapter shall conform to the following requirements:
 - 1.) The interior of the building, to include any garage area, shall be cleaned and free of debris.
 - 2.) The grounds of the premises shall be kept free of weeds and debris and the grass shall be mowed during summer months and the public sidewalks free of snow and ice during the winter months.
 - 3.) No junk cars shall be parked on the premises.

E. All buildings, which in addition to being "vacant" as defined in this chapter, are also open and unsecured to trespass, shall additionally meet the followings requirements:

- 1.) All windows and doors on the ground floor area, including basement and garage, shall be boarded up and secured with minimum one-half inch sheathing grade plywood.
- 2.) The sheathing shall be applied in a neat and orderly manner, cut to the size of the opening.

F. The plan required in subsection (B) (5) hereof shall be reviewed and approved by the Chief Building Official and implemented and completed within six (6) months of the date that the building is registered under this chapter. Upon application by the owner, the Board of Building Appeals may extend the period of compliance for an additional six (6) months; provided, however, that such extension shall be granted only where the owner has demonstrated a good faith effort to comply with the plan that has been filed pursuant to this chapter.

G. The fee for each year or fraction thereof for which such vacant or unoccupied building units are registered shall be \$100.00 per unit per year. The owner of any building that is required to be registered by this chapter may, upon the showing of financial hardship, have the payment of registration fees waived or deferred upon recommendation by the Board of Building Appeals. If any registration is not made within the time set forth in this chapter, the required fee shall be increased an additional \$10.00 each month for the period of time that the registration is delinquent.

H. No registration shall be assignable. If the names or addresses of any of the person required as a part of the registration statement change, a new registration statement shall be properly made within ten (10) days from the date of such change in the same manner and form as herein prescribed.

1331.04 PROHIBITION FOR FAILURE TO REGISTER

No person shall own a vacant building as defined in this chapter unless the building is registered with the Chief Building Official in accordance with the requirements of this chapter.

1331.05 NO ABROGATION OF OTHER PROVISIONS

This chapter does not in any manner abrogate the other provisions of the Health, Building and Housing Codes of the City pertaining to the abatement of public nuisances or unsafe buildings.

1331.06 PENALTY

1.) A five (5) day notification letter will be sent informing owner of application and registration requirements. Failure to make APPLICATION within ten (10) days of the date of notice shall result in the assessment of a \$50.00 penalty fee per unit.

2.) A five (5) day notification letter will be sent informing owner of application and registration requirements. Failure to obtain REGISTRATION within ten (10) days of the date of notice shall result in the assessment of a \$500.00 penalty fee per unit.



MASSILLON BUILDING DEPARTMENT
151 LINCOLN WAY EAST
MASSILLON, OH 44646
PHONE: (330) 830-1724 * FAX: (330) 830-1782

REGISTRATION OF VACANT BUILDINGS

Address of Vacant Structure: _____

A plan to conform to code in six (6) months as per scheduled vacant building inspection.

Estimated period time premise(s) is to remain vacant: _____

If this is a multiple unit, occupancy status could be lost if vacant more than a year.

Fee to register a vacant building is \$100.00 per unit, which must be done on a yearly basis.

IF HOME ADDRESS AND CURRENT PHONE NUMBER ARE NOT PROVIDED, THIS APPLICATION WILL NOT BE ACCEPTED.

OWNERS:

MANAGER (If Applicable):

Name _____

Name _____

Address _____

Address _____

City _____ State _____

City _____ State _____

Zip _____ Phone _____

Zip _____ Phone _____

E-Mail _____

E-Mail _____

MAKE CHECK OR MONEY ORDER PAYABLE TO: CITY OF MASSILLON

1. The interior of the building, to include any garage area, shall be cleaned up and free of debris.
2. The grounds of the premises shall be kept free of weeds and debris and the grass shall be mowed during summer months and the public sidewalks free of snow and ice during the winter months.
3. No junk cars shall be parked on the premises.
4. Provide my current and accurate residence address and telephone number and if applicable, current and accurate business address and telephone number.
5. Immediately notify the Chief Building Official of any change in current address or telephone information.

****I agree that all standards set forth in Chapter 1331 of the
Massillon City Codified Ordinances will be met*****

Owners Signature

Date

DATE: MAY 7, 2012 CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 49 - 2012

BY: HEALTH, WELFARE & BUILDING REGULATIONS COMMITTEE

TITLE: AN ORDINANCE enacting a new CHAPTER 1330 "REGISTRATION OF NON-OWNER OCCUPIED" the Codified Ordinances of the City of Massillon.

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

Section 1:

There be and is hereby enacted a new CHAPTER 1330 "REGISTRATION OF NON-OWNER OCCUPIED", of the Codified Ordinances of the City of Massillon. Said newly created Chapter shall read as follows:

(SEE ATTACHED EXHIBIT "A")

Section 2:

This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS DAY OF , 2012

APPROVED:

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED:

KATHERINE CATAZARO-PERRY, MAYOR

The Building Department is requesting to create a new ordinance under Part Thirteen-Building Code. We are requesting to create the following:

CHAPTER 1330 REGISTRATION OF NON-OWNER OCCUPIED STRUCTURES

1330.01 REGISTRATION

The owner or agent for the owner of any non-owner occupied structures shall register properties with the Massillon Building Department, complete a registration application form prescribed by the Chief Building Official and pay all fees required as stated in Section 1330.02. This registration may be transferred to a new owner, provided the requirements of Section 1330.02 have been met.

Any owner of non-owner occupied structures must file information about a contact agent with the City of Massillon. The agent must be at least 18 years of age and be locally accessible, with an office or residence in the State of Ohio.

If a property has multiple individual owners, only one owner is required to file as the contact agent. If the property is owned by: a trust – a trustee must file, an estate – the executor or administrator must file, a partnership or a limited partnership – a general partner must file, a limited liability company – a member, manager or officer of the company must file, an association – an associate must file, a corporation – an officer must file, any other business entity – a member, manager or officer must file. If the owner resides outside the state of Ohio, the owner must designate an in-state agent.

1330.02 REGISTRATION SCHEDULE

All non-owner occupied structures

A.) Shall be registered yearly on or before January 31st, the fees are as follows:

- 1) Application: \$30.00 (one time fee to be paid the first time property unit is applying for registration).
- 2) Registration for 1, 2 & 3 Residential Structures: \$20.00 per unit per year
- 3) Registration for 4 Units & Up Residential Structures: \$15.00 per unit per year
- 4) Registration for Commerical Structures: \$50.00 per unit per year

B.) Transfer Fee

- 1) The fee for transferring a rental property is \$30.00 between two owners currently registered; otherwise, 1330.02 (A) shall apply. Transfer must be completed within thirty (30) days of the closing papers or deed.
- 2) Should this allotted time lapse, the transfer will be applicable to fines per section 1330.99 (A).

C.) Change of Information: Any change of contact or personal information must be reported within ten (10) days of change.

1330.99 PENALTY

(A) A five (5) day notification letter will be sent informing owner of application and registration requirements. Failure to make APPLICATION within ten (10) days from the date of notice shall result in the assessment of a \$50.00 penalty fee per unit.

(B) A five (5) day notification letter will be sent informing owner of application and registration requirements. Failure to obtain REGISTRATION within ten (10) days from the date of notice shall result in the assessment of a \$500.00 penalty fee per unit.

RENTAL DWELLING REGISTRATION APPLICATION

2012-2013 Registration Year

*Please make checks payable to the City of Massillon and return this application to the Building Department at
 151 Lincoln Way East, Massillon, OH 44646.*

ADDRESS OF RENTAL UNIT:	Apt./Unit # (If Applicable)
--------------------------------	------------------------------------

IDENTIFY TYPE OF STRUCTURE:

Single Family ☐ Condominium ☐ Two Family ☐ Three Family ☐ Owner Occupied? ☐

PROPERTY OWNER:

First Name	Middle Initial	Last Name
Address		
City	State	Zip Code
Home Phone #	Cell Phone #	Email Address

CUSTODIAN INFORMATION (Name of person responsible for lawn care, litter and snow removal):

Name	Work Phone	Cell Phone
------	------------	------------

TENANT INFORMATION (Head of Household):

First Name	Middle Initial	Last Name
Home Phone #	Cell Phone #	Email Address

Additional Occupants			
First Name	Last Name	Relationship	Age

An inspection of your rental property is required prior to the registration being approved. Upon mailing your application and fee to the City, please contact the Building Department at 330-830-1724 to schedule an inspection. Inspections are scheduled Monday through Friday between the hours of 8:30 a.m. and 3:30 p.m.

LIST ADDITIONAL SUITE/TENANT INFORMATION

ADDITIONAL OCCUPANTS			Over 18?	
First Name	Last Name	Tenant's Property Address or Suite #	(Please Circle)	
			Y	N
			Y	N
			Y	N
			Y	N
			Y	N
			Y	N
			Y	N
			Y	N
			Y	N

Rental Housing Inspection Checklist

The rental inspection checklist serves as an effective guide for rental property owners to refer to before their scheduled inspection. A complete list of the guide can be downloaded from

www.massillonohio.com/building/misc_forms.htm

- Smoke Detectors Operational
- Furnace Functioning Safely
- Water Heater Installed Safely
- Toilets, Sinks, Bathtubs & Showers Functioning as Designed
- General Plumbing Not Leaking
- General Electrical – Lights and Outlets Functioning Safely in Accordance with Existing Codes
- Electrical Panel – Identifying Disconnecting Means
- Stairways/Handrails
- Windows/Operational/Not Broken
- Exterior Doors in Good Repair and Secure
- Rooms/Walls Intact/No Peeling Paint
- Building Exterior in Good Repair and Not Creating Blight
- Yard Free of Debris and Unsightly Objects

Code Violations:

If the Building Inspector determines that there are code violations that need to be addressed, a notice will be sent to the property owner/manager outlining the violations. It is ultimately the property owner's responsibility to correct those issues noted in the inspection report even if the violations were caused by the tenant.

Address: _____

Date: _____

Inspector: _____

The rental inspection checklist serves as an effective guide for rental property owners to refer to before their scheduled inspection. Additional copies may be downloaded from www.massillonohio.com/building/misc_forms.htm or a hard copy can be obtained at the Building Department office in the Municipal Government Annex.

RENTAL HOUSING INSPECTION CHECKLIST

Y N N/A

Electrical Panel

- ☐ ☐ ☐ Service amps adequate for usage
- ☐ ☐ ☐ Properly grounded and in good condition
- ☐ ☐ ☐ No open circuits in box
- ☐ ☐ ☐ All circuits labeled
- ☐ ☐ ☐ If fuses – proper sizes
- ☐ ☐ ☐ Adequate clearance and easy access

General Electrical

- ☐ ☐ ☐ Covers on switches and outlets
- ☐ ☐ ☐ Splices to code in covered boxes
- ☐ ☐ ☐ Wire in conduit where required
- ☐ ☐ ☐ GFCI's where required & operable
- ☐ ☐ ☐ Switches, outlets & fixtures operable
- ☐ ☐ ☐ Adequate light fixtures, with globes as needed
- ☐ ☐ ☐ Safe, limited use of extension cords
- ☐ ☐ ☐ Exterior lines secure & protected

Water Heater:

- ☐ ☐ ☐ Gas shut-off valve
- ☐ ☐ ☐ Proper pop-off valve & drop pipe
- ☐ ☐ ☐ Vent secured & properly pitched
- ☐ ☐ ☐ Operable, with no rust holes or leaks
- ☐ ☐ ☐ Adequate surrounding clearance

Furnace:

- ☐ ☐ ☐ Gas shut-off valve and on/off switch
- ☐ ☐ ☐ Vent secured & properly pitched
- ☐ ☐ ☐ Operable
- ☐ ☐ ☐ Adequate surrounding clearance

Laundry:

- ☐ ☐ ☐ Proper dryer vent to exterior with cover
- ☐ ☐ ☐ Gas shut-off valve, capped if unused
- ☐ ☐ ☐ Proper and grounded electrical connection
- ☐ ☐ ☐ Washtub faucet backflow prevention

Sinks, Bathtubs & Showers:

- ☐ ☐ ☐ Operable, with hot & cold water
- ☐ ☐ ☐ Functioning drains with proper traps
- ☐ ☐ ☐ No leaks or drips

Toilets:

- ☐ ☐ ☐ Operating properly
- ☐ ☐ ☐ No overflow to sewer from tank
- ☐ ☐ ☐ No leaks or continuous running

General Plumbing:

- ☐ ☐ ☐ Installed with no leaks
- ☐ ☐ ☐ Functioning drains with proper traps & covers

Y N N/A

Smoke Detectors:

- ☐ ☐ ☐ Properly installed and operable
- ☐ ☐ ☐ Installed in correct locations

Stairways:

- ☐ ☐ ☐ Handrails if 3 or more steps
- ☐ ☐ ☐ Lighted correctly
- ☐ ☐ ☐ Steps stable, unbroken & of adequate strength

Rooms:

- ☐ ☐ ☐ Walls, floors & ceilings intact & maintained
- ☐ ☐ ☐ No padlocks or interior keylocks on doors
- ☐ ☐ ☐ Unobstructed egress within and out of home
- ☐ ☐ ☐ No rubbish or garbage accumulation
- ☐ ☐ ☐ Bedrooms & bathrooms have privacy doors
- ☐ ☐ ☐ Bedrooms separated from combustion equipment

Windows:

- ☐ ☐ ☐ Proper locations & sizes for light & ventilation
- ☐ ☐ ☐ Lockable
- ☐ ☐ ☐ Snug fit, openable & not broken or cracked
- ☐ ☐ ☐ Screens installed between June 1 & October 1
- ☐ ☐ ☐ Bathrooms need mechanical or window venting

Exterior Doors:

- ☐ ☐ ☐ Proper for egress and lockable
- ☐ ☐ ☐ Snug fit, operable & unbroken

Building Exterior:

- ☐ ☐ ☐ Roof waterproof & maintained
- ☐ ☐ ☐ Walls, foundations, chimney maintained
- ☐ ☐ ☐ Porches solid & maintained
- ☐ ☐ ☐ Guardrails on porches over 30" high
- ☐ ☐ ☐ Handrails if 3 or more steps
- ☐ ☐ ☐ No openings for animal infestation
- ☐ ☐ ☐ House numbers, readable from street

Garage:

- ☐ ☐ ☐ Proper electrical service, wiring, fixtures, etc.
- ☐ ☐ ☐ Structure solid & maintained

Yard:

- ☐ ☐ ☐ Grass, shrubs, trees maintained
- ☐ ☐ ☐ Accessory buildings maintained to code
- ☐ ☐ ☐ Pools maintained and secure
- ☐ ☐ ☐ No illegal vehicles or illegal parking
- ☐ ☐ ☐ No trash, litter, debris, car parts or garbage
- ☐ ☐ ☐ No unsafe or unsanitary conditions
- ☐ ☐ ☐ Pet waste must be removed regularly

Note: This is not a comprehensive list of all requirements.

Questions? Please call (330) 830-1724

Code violations: If the Building Inspector determines that there are code violations that need to be addressed, a notice will be sent to the property owner/manager outlining the violations. It is ultimately the property owner's responsibility to correct those issues noted in the inspection report even if the violations were caused by the tenant.

DATE: MAY 7, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 50 - 2012

BY: STREETS, HIGHWAYS AND TRAFFIC COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with Dalene M. Pride to perform the Motor Vehicle License Audits for 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 enter into an agreement with Dalene M. Pride to perform the Motor Vehicle License Audits for 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 enter into an agreement with Dalene M. Pride to perform the Motor Vehicle License Audits. The cost for each incorrect motor vehicle license registration forward to the Bureau of Motor Vehicles for correction and adjustment is not to exceed Three Dollars and Fifty Cents (\$3.50) for each correction.

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 that the agreement with Dalene M. Pride be signed so these audits can continue. 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.

AGREEMENT
BUREAU OF MOTOR VEHICLES TAXING DISTRICT AUDIT

This agreement authorizes Dalene M. Pride, an independent governmental affairs consultant, to conduct an audit of certain Ohio Bureau of Motor Vehicles records for, and on behalf of, Massillon, Stark County, Ohio. The audits will include the following:

The Bureau of Motor Vehicles records of Perry and Tuscarawas Townships will be audited and all registrations of Massillon residents and business establishments that have been incorrectly allocated within Stark County will be recorded on the prescribed forms.

A copy of all registrations that have been incorrectly allocated will be transmitted to said political subdivisions for review and challenge within the thirty-day period, as required.

After the thirty-day challenge period has expired, a copy of all incorrect registrations will be forwarded to the Bureau of Motor Vehicles where the appropriate corrections and adjustments will be made.

Dalene M. Pride will conduct the audit and will deliver the copy of the "Taxing District/Township Audit Findings Report" forms to the Bureau of Motor Vehicles.


Massillon, Ohio, will provide a current street map, a current and complete listing of all public and private streets (in alphabetical order), beginning and ending numbers and odd/even house numbers on all streets that border or continue into another political subdivision, and a listing of all applicable zip codes.

Massillon, Ohio, will pay Dalene M. Pride the sum of Three Dollars and Fifty Cents (\$3.50) for each incorrect non-IRP motor vehicle license registration and Ten Dollars (\$10.00) for each IRP truck registration forwarded to the Bureau of Motor Vehicles for correction and adjustment plus the sum of Six Dollars (\$6.00) for each month's BMV registration records for the two townships.

Massillon, Ohio, will pay Dalene M. Pride the sum of Three Dollars and Fifty Cents (\$3.50) for each challenged registration that has to be withdrawn because of faulty, incorrect, or incomplete street listings and house numbers as supplied by the political subdivision to Dalene M. Pride.

Massillon, Ohio, wishes to have the months of January through December, 2011 and 2012 audited pursuant to this agreement.

This agreement is entered into this _____ day of _____, 2012.


Dalene M. Pride

The City of Massillon, Ohio

by _____

DATE: MAY 7, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.51 – 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the General Fund, 2105 Stormwater Utility Fund, Home Health Fund, Insurance Fund, Parks & Recreation Fund, Local Law Enforcement Trust Fund and the Parking Enforcement Fund, for the year ending December 31, 2012, 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 General Fund, for the year ending December 31, 2012 the following:

\$60,501.00 to an account entitled "Street Repair/Health Insurance" 1100.435.2210
\$43,500.00 to an account entitled "Street Repair/Salaries" 1100.435.2110
\$10,000.00 to an account entitled "Garage/Supplies/Materials/Postage" 1100.440.2410
\$ 7,500.00 to an account entitled "Police & Safety Equipment" 1100.405.2530
\$ 7,000.00 to an account entitled "Clerk of Courts/Deputy Clerks Salaries" 1100.130.2111
\$ 6,090.00 to an account entitled "Street Repair/PERS" 1100.435.2230
\$ 631.25 to an account entitled "Street Repair/Medicare" 1100.435.2231
\$ 500.00 to an account entitled "Health Dept/Contracts" 1100.705.2392
\$ 125.00 to an account entitled "Health Dept/Supplies" 1100.705.2410

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 2105 Stormwater Utility Fund, for the year ending December 31, 2012 the following:

\$20,000.00 to an account entitled "Storm Sewer Repairs" 2105.425.2510
\$ 5,784.63 to an account entitled "Contracted Services" 2105.549.2392

Section 3:

There be and hereby is appropriated from the unappropriated balance of the Home Health Fund, for the year ending December 31, 2012 the following:

\$15,000.00 to an account entitled "Community Health Service/Supplies" 1235.705.2411
\$ 5,000.00 to an account entitled "Community Health Service/Contracts" 1235.705.2390

Section 4:

There be and hereby is appropriated from the unappropriated balance of the Insurance Fund, for the year ending December 31, 2012 the following:

\$8,354.00 to an account entitled "Employee Insurance" 2202.905.2310

Section 5:

There be and hereby is appropriated from the unappropriated balance of the Parks & Recreation Fund, for the year ending December 31, 2012 the following:

\$6,072.00 to an account entitled "Parks & Recreation/SD Share" 1234.505.2721

Section 6:

There be and hereby is appropriated from the unappropriated balance of the Local Law Enforcement Trust Fund, for the year ending December 31, 2012 the following:

\$2,500.00 to an account entitled "Supplies" 1215.305.2410

Section 7:

There be and hereby is appropriated from the unappropriated balance of the Parking Enforcement Fund, for the year ending December 31, 2012 the following:

\$1,000.00 to an account entitled "Parking Enforcement/Utility" 1208.445.2340

\$ 625.00 to an account entitled "Parking Enforcement/Admin Fee" 1208.445.2377

\$ 75.00 to an account entitled "Parking Enforcement/Uniform Allow" 1208.445.2280

Section 8:

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 _____ 2012

ATTEST: _____
MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED: _____

KATHERINE CATAZARO-PERRY, MAYOR