

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

**DATE: MONDAY, JULY 2, 2012  
PLACE: COUNCIL CHAMBERS  
TIME: 7:30 P.M.**

**THERE ARE TWO PUBLIC HEARINGS TONIGHT  
ORDINANCE NO. 56 – 2012 AT 7:00PM  
ORDINANCE NO. 57 – 2012 AT 7:15PM**

- 1. ROLL CALL**
- 2. INVOCATION BY COUNCILMAN TONY TOWNSEND**
- 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. 73 – 2012**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** making certain appropriations from the unappropriated balance of the General Fund, 1401 Capital Improvement Fund, Economic Development Fund, Bond Retirement WWT Fund, Tax Increment Fund, WWT Capital Improvement Fund, Menards Inc., Infrastructure Fund, Stormwater Utility Fund and the Inn at University Village Fund, for the year ending December 31, 2012, and declaring an emergency.

**ORDINANCE NO. 74 – 2012**

**BY: FINANCE COMMITTEE**

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

**ORDINANCE NO. 75 – 2012**

**BY: FINANCE COMMITTEE**

**AN ORDINANCE** repealing SubSection 965.09 (j) of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon, and enacting a new SubSection 965.09 (j) of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION", and declaring an emergency.

- 7. UNFINISHED BUSINESS**
- 8. PETITIONS AND GENERAL COMMUNICATIONS**
- 9. BILLS, ACCOUNTS AND CLAIMS**
- 10. REPORTS FROM CITY OFFICIALS**

**A). AUDITOR SUBMITS MONTHLY REPORT FOR JUNE 2012**

- 11. REPORTS OF COMMITTEES**

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER
13. CALL OF THE CALENDAR – TABLED FROM JUNE 4, 2012

*1st*  
*amend*  
ORDINANCE NO. 48 – 2012

BY: HEALTH, WELFARE & BLDG REGULATIONS

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

*1st*  
ORDINANCE NO. 49 – 2012

BY: HEALTH, WELFARE & BLDG REGULATIONS

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

14. THIRD READING ORDINANCES AND RESOLUTIONS

*P* ORDINANCE NO. 56 – 2012

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from Perry Township to I-1 and I-2 Industrial.

*P* ORDINANCE NO. 57 – 2012

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from Tuscarawas Township to R-MH Mobile Home Park.

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: JULY 2, 2012

CLERK: MARY BETH BAILEY

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

*passed*

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 73 - 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the General Fund, 1401 Capital Improvement Fund, Economic Development Fund, Bond Retirement WWT Fund, Tax Increment Fund, WWT Capital Improvement Fund, Menards Inc. Infrastructure Fund, Stormwater Utility Fund and the Inn at University Village 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:

\$209,475.00 to an account entitled "Police - Salary" 1100.305.2110

Section 2:

There be and hereby is appropriated from the unappropriated balance of the 1401 Capital Improvement Fund, for the year ending December 31, 2012 the following:

\$424,123.00 to an account entitled "Fire Dept. Equipment" 1401.325.2531

\$266,400.00 to an account entitled "Fire Dept. Tanker 2012" 1401.325.2532

\$ 29,600.00 to an account entitled "Fire Dept. Tanker 2012" 1401.325.2532

Section 3:

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

\$10,000.00 to an account entitled "Services/Contracts" 1237.845.2392

Section 4:

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

\$6,000.00 to an account entitled "Fees" 1305.940.2393

Section 5:

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

\$6,000.00 to an account entitled "Fees" 1340.905.2382

Section 6:

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

\$650.00 to an account entitled "Fees" 1406.610.2393

Section 7:

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

\$500.00 to an account entitled "County Fees" 1430.905.2393

Section 8:

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

\$300.00 to an account entitled "County Collection Fees" 2105.549.2393

Section 9:

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

\$250.00 to an account entitled "County Collection Fees" 1429.905.2393

Section 10:

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.

DATE: JULY 2, 2012

CLERK: MARY BETH BAILEY

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

*passed*

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 74 - 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and enter into contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of fuel for city vehicles at an off-site location, and declaring an emergency.

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

Section 1:

The Council of the City of Massillon, Ohio, hereby determines it to be necessary in the public health, safety and welfare to advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the purchase of fuel for city vehicles at an off-site location.

Section 2:

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

Section 3:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the community, and for the additional reason with the continuing high cost of fuel for city vehicles to go out for bids for the purchase of fuel for the efficient operation of the various departments. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



DATE: JULY 2, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

*passed*  
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 75 - 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE repealing SubSection 965.09 (j) of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon, and enacting a new SubSection 965.09 (j) of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION", and declaring an emergency.

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

Section 1:

That SubSection 965.09 (j) of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon, be and is hereby repealed.

Section 2:

There be and is hereby enacted a new SubSection 965.09 (j) of CHAPTER 965 "GARBAGE AND REFUSE COLLECTION" of the Codified Ordinances of the City of Massillon. Said newly enacted section shall read as follows:

965.09 COLLECTION RATES.

(j) Commencing April 1, 2012, one hundred percent (100%) of the amounts collected pursuant to this section shall be deposited into the Solid Waste Fund to be used for operating costs. zero percent (0%) shall be deposited into the Solid Waste Capital Improvement Fund to be used for improvements within the department.

Section 3:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds be deposited solely into the Solid Waste Fund to be used for operating costs which would be retroactive to April 1, 2012 for the Solid Waste Department. And 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.

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