

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

DATE: MONDAY, SEPTEMBER 17, 2012
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE IS ONE PUBLIC HEARING TONIGHT
ORDINANCE NO. 89 – 2012 AT 7:15PM REZONING

1. ROLL CALL *TOWNSEND 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. 98 – 2012

BY: ENVIRONMENTAL COMMITTEE

PASS 8-0
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare specifications and 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 disposal of municipal solid waste for the City of Massillon, and declaring an emergency.

ORDINANCE NO. 99 – 2012

BY: FINANCE COMMITTEE

PASS 8-0
AN ORDINANCE making certain appropriations from the unappropriated balance of the Community Development Block Grant Program Fund and the Employee Insurance Fund, for the year ending December 31, 2012, and declaring an emergency.

ORDINANCE NO. 100 – 2012

BY: FINANCE COMMITTEE

1ST READING
AN ORDINANCE amending Section 181.18 "Tenant Reports" of Chapter 181 "INCOME TAX" of the Codified Ordinances of the City of Massillon by enacting a new Section 181.18 "Tenant Reports", and declaring an emergency.

ORDINANCE NO. 101 – 2012

BY: FINANCE COMMITTEE

1ST READING
AN ORDINANCE amending Section 181.02 "Definitions" of Chapter 181 "INCOME TAX" of the Codified Ordinances of the City of Massillon by enacting two new definitions within Section 181.02 "Definitions", and declaring an emergency.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS
9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

- A). TREASURER SUBMITS MONTHLY REPORT FOR AUGUST 2012
- B). ADDITIONAL ORDINANCE LANGUAGE

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 89 – 2012

BY: COMMUNITY DEVELOPMENT COMMITTEE

PASS 8-0

AN ORDINANCE amending Section 1151.02 of the Massillon Code of 1985 rezoning a certain tract of land from Tuscarawas Township to A-1 Agricultural, R-1 Single Family and B-3 Business.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 97 – 2012

BY: FINANCE COMMITTEE

2ND READING

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to submit an application for funding to Ohio EPA's Water Pollution Control Loan Fund (WPCLF) and execute any necessary documents for upgrade to the Wastewater Treatment Plant, 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: SEPTEMBER 17, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 98 - 2012

BY: ENVIRONMENTAL COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare specifications and 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 disposal of municipal solid waste 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 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 disposal of municipal solid waste 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 prepare plans and specifications and to advertise for and receive sealed bids according to law, upon award and approval of the Board of Control, with the lowest and best bidder, for the disposal of municipal solid waste for the City of Massillon. Said contract will include a 30 day notice of termination provision.

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 additional reason that it is necessary to go out for bid for the disposal of municipal solid waste picked up within the City of Massillon. 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: SEPTEMBER 17, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.99 – 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Community Development Block Grant Program Fund and the Employee Insurance 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 Community Development Block Grant Program Fund, for the year ending December 31, 2012 the following:

\$20,000.00 to an account entitled "CDBG Sidewalk Replacement Program" 1203.845.2875

Section 2:

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

\$5,847.00 to an account entitled "Employee Insurance" 2202.905.2310

Section 3:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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DATE: SEPTEMBER 17, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 100 - 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 181.18 "Tenant Reports" OF CHAPTER 181 "INCOME TAX" of the Codified Ordinances of the City of Massillon by enacting a new Section 181.18 "Tenant Reports", and declaring an emergency.

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

Section 1:

Section 181.18 "Tenant Reports" of said CHAPTER 181 "INCOME TAX" of the Codified Ordinance of the City of Massillon be and hereby is repealed.

Section 2:

That there be and hereby is enacted a new Section 181.18 "Tenant Reports" of said CHAPTER 181 "INCOME TAX" of the Codified Ordinance of the City of Massillon. Said section shall read as follows:

181.18 "Tenant Reports"

- a) Beginning on or before January 1, 2013, and thereafter, all owners of real property shall file with the Tax Administrator a report showing the names and addresses of tenants who rent or lease each of their properties located within the City.
- b) Beginning on January 1, 2013, and thereafter, all owners of real property shall file with the Tax Administrator a report identifying by name and address, the owner and any new tenant and the date taking possession of said property, to be filed within thirty days of taking possession of such property located within the City.
- c) Beginning on January 1, 2013, and thereafter, all owners of real property shall file with the Tax Administrator a report identifying by name and address, the owner and any tenant vacating a property, along with the date of vacating, to be filed within thirty days of the tenant leaving such property located within the City.
- d) Whoever violates this section will be subject to a fine as set forth in Massillon Codified Ordinance 181.99.

Section 3:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactments are necessary for the more efficient operation, funding, and services funded by the General Fund of the City of Massillon, Ohio, and for the additional reason 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 GAMBER, PRESIDENT

APPROVED: _____
KATHERINE CATAZARO-PERRY, MAYOR

DATE: SEPTEMBER 17, 2012

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 101 - 2012

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE amending Section 181.02 "Definitions" OF CHAPTER 181 "INCOME TAX" of the Codified Ordinances of the City of Massillon by enacting two new definitions within Section 181.02 "Definitions", and declaring an emergency.

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

Section 1:

Section 181.02 "Definitions" of said CHAPTER 181 "INCOME TAX" of the Codified Ordinance of the City of Massillon be and hereby is amended by the addition of two new definitions within said section.

Section 2:

That Section 181.02 "Definitions" of said CHAPTER 181 "INCOME TAX" of the Codified Ordinance of the City of Massillon is hereby amended by the inclusion of the following additional provisions:

181.02 "Definitions"

- o). "Real Property" means improved and non-improved real estate including, but not limited to any residential property or structure, including mobile homes, or commercial or agricultural real estate used to conduct commerce. For the purpose of section 181.18, this does not include self-storage units.
- u). "Tenant" means a person or legal entity, otherwise a non-owner occupant, who rents or leases real property.

Section 3:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said enactments are necessary for the more efficient operation, funding, and services funded by the General Fund of the City of Massillon, Ohio, and for the additional reason for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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