

AGENDA

DATE: (TUES) JANUARY 19, 1999
PLACE: COUNCIL CHAMBERS
TIME: 5:00 P.M.

1. ROLL CALL
2. INVOCATION - COUNCILMAN BILL POOLE
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. 7 - 1999 BY: FINANCE COMMITTEE

P AN ORDINANCE authorizing the Mayor to enter into contract agreements with Variety Attractions, Inc., for various engagement contracts for the summer concert series, and declaring an emergency.

ORDINANCE NO. 8 - 1999 BY: POLICE & FIRE COMMITTEE

P AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids, according to law, and enter into a contract upon award and approval of the Board of Control for the lease/purchase of one (1) Prisoner Transport Van for use in the Police Department of the City of Massillon for a minimum of three years, and declaring an emergency.

ORDINANCE NO. 9 - 1999 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM.

P AN ORDINANCE authorizing the Mayor and Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 10 - 1999 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

Gray P AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids for and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 1999 Street Sign Project for the purchase of signs, posts and appurtenances, for the City of Massillon, and declaring an emergency.

ORDINANCE NO. 11 - 1999 BY: FINANCE COMMITTEE

Gray P AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, Muni Motor Vehicle License Fund and the General Fund of the City of Massillon, Ohio, for the year ending December 31, 1999, and declaring an emergency.

RESOLUTION NO. 1 - 1999 BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

P A RESOLUTION requesting that the Ohio General Assembly oppose a consumer bailout of First Energy as part of the state's plan to open up the electric utility industry to competition, and allow communities to shop for power supply on behalf of their residents and businesses, and declaring an emergency.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

A). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING TRANSFER OF LIQUOR LICENSE FROM JACK D. CARRELL, DBA WEST SIDE LOUNGE, 936 6TH STREET S.W., FIRST FLOOR AND BASEMENT, MASSILLON, OHIO, 44646, TO WESTSIDE LOUNGE INC., DBA WEST SIDE LOUNGE, 936 6TH STREET S.W., FIRST FLOOR AND BASEMENT, MASSILLON, OHIO, 44647

B). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING TRANSFER OF LIQUOR LICENSE FROM MASSILLON CARDINAL SUPERMARKET, INC., DBA PRICE LESS CARDINAL SUPERMARKET, LINCOLN SQUARE SHOPPING CENTER UNIT 5, 1145 LINCOLN WAY EAST, MASSILLON, OHIO, 44646 TO RONALD L. STEWART JR., DBA MASSILLON BREW THRU, 604 LINCOLN WAY WEST, MASSILLON, OHIO, 44647.

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

A). MAYOR SUBMITS MONTHLY REPORT FOR DECEMBER - 1998

B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER -1998

C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER -1998

D). TREASURER SUBMITS MONTHLY REPORT FOR DECEMBER - 1998

E). MAYOR SUBMITS CAPITAL IMPROVEMENT BUDGET FOR 1999

11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCES AND RESOLUTIONS

15. SECOND READING ORDINANCES AND RESOLUTIONS

16. UNFINISHED BUSINESS

17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA

18. ADJOURNMENT

SHARON HOWELL
COUNCIL CLERK

THERE ARE NO PUBLIC HEARINGS THIS EVENING

DATE: January 19, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 7 - 1999

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor to enter into contract agreements with Variety Attractions, Inc., for various engagement contracts for the summer concert series, 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 to enter into contract agreements with Variety Attraction, Inc., for various engagement contracts for the summer concert series. The cost of said contract shall not exceed Seventy Thousand Dollars (\$70,000.00).

Section 2:

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 to provide summer concert entertainment series for the citizens 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.

PASSED IN COUNCIL THIS _____ DAY OF _____ 1999

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 19, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 1999

BY: POLICE AND FIRE 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, according to law, and enter into a contract upon award and approval of the Board of Control for the lease/purchase of one (1) Prisoner Transport Van for use in the Police Department of the City of Massillon for a minimum of three years, 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, according to law, and enter into a contract upon award and approval of the Board of Control for the lease/purchase of one (1) Prisoner Transport Van for use in the Police Department of the City of Massillon for a minimum of three years.

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 and receive sealed bids according to law, and enter into a contract upon award and approval of the Board of Control for the lease/purchase of one (1) Prisoner Transport Van for use in the Police Department of the City of Massillon for a minimum of three years.

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 for the more efficient operation of transporting prisoners to and from the Police Department in 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.

PASSED IN COUNCIL THIS _____ DAY OF _____, 1999

WITNESSED BY: SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 19, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 9 - 1999

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor and Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for the City of Massillon, Ohio, and declaring an emergency.

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

Section 1:

The City Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for the City of Massillon. The contract for services shall not exceed Thirteen Thousand Dollars (\$13,000.00).

Section 2:

The Mayor and Director of Public Service and Safety of the City of Massillon be and is hereby authorized to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services for the City of Massillon, Ohio.

Section 3:

Upon delivery of the aforesaid agreement, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is needed to assist the City of Massillon in its Housing Rehabilitation Program. 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 _____ 1999

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 19, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 10 - 1999

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY 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 for and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 1999 Street Sign Project for the purchase of signs, posts and appurtenances, 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 for and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for the 1999 Street Sign Project for the purchase of signs, posts and appurtenances, 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 for according to law, and upon award and approval by the Board of Control, with the lowest and best bidder for the 1999 Street Sign Project for the purchase of signs, posts and appurtenances, for the City of Massillon.

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 for the more efficient operation of the Street Department in 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.

PASSED IN COUNCIL THIS _____ DAY OF _____, 1999

ATTEST: _____

SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 4, 1999

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 11 - 1999

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, Muni Motor Vehicle License Fund and the General Fund of the City of Massillon, Ohio, for the year ending December 31, 1999, 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 Capital Improvement Fund of the City of Massillon, Ohio, for the year ending December 31, 1999, the following:

\$ 75,000.00 to an account entitled "1999 Street Signs" 1401.435.2518

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Muni Motor Vehicle License Fund of the City of Massillon, Ohio, for the year ending December 31, 1999, the following:

\$ 75,000.00 to an account entitled "1999 Street Signs" 1206.435.2518

Section 3:

There be and hereby is appropriated from the unappropriated balance of the General Fund of the City of Massillon, Ohio, for the year ending December 31, 1999, the following:

\$ 21,953.00 to an account entitled "Salary - Hwy Safety Step Grant" 1100.306.2110

\$ 6,990.00 to an account entitled "Equipment" 1100.306.2510

\$ 4,280.00 to an account entitled "Transfer For Pension" 1100.306.2710

\$ 1,457.00 to an account entitled "Workers Comp" 1100.306.2270

320.00 to an account entitled "Medicare" 1100.306.2231

Section 4:

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 _____ 1999

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: January 19, 1999 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 1 - 1999

BY: PUBLIC UTILITIES/GOLF COURSE COMMITTEE

A RESOLUTION requesting that the Ohio General Assembly oppose a consumer bailout of First Energy as part of the state's plan to open up the electric utility industry to competition, and allow communities to shop for power supply on behalf of their residents and businesses, and declaring an emergency.

WHEREAS, affordable priced electric service is essential to the health, safety and economic well-being of all Ohioans, and

WHEREAS, northern Ohio electric ratepayers have been paying some of the highest rates for electricity in the United States for decades because of utility investments in nuclear power plants; and

WHEREAS, northern Ohio electric consumers currently pay rates that are thirty to fifty percent higher than customers of other Ohio utilities, presenting a significant economic disadvantage to the region's residential and business customers; and

WHEREAS, the Ohio General Assembly is considering proposals to bring customer choice to the electric utility industry, which will affect the cost of electricity; and

WHEREAS, the purpose of introducing competition to the electric utility industry is to reduce the cost of electricity and ensure choice of utility supplies; and

WHEREAS, legislation now pending in the Ohio General Assembly, S.B. 237 and H.B. 731, would force northern Ohio residential and small business customers to continue to pay for utilities' nuclear plant investments (stranded costs) once competition is introduced; and

WHEREAS, full recovery of stranded costs would cost the each northern Ohio household more than \$2,150.00 over a five-year period; and

WHEREAS, if residential and small business customers are to benefit from competition they must form larger purchasing groups to shop for power supply, now, therefore

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

Section 1:

Electric utility competition in Ohio must not penalize ratepayers or taxpayers by forcing them to bail out utilities' past bad investments (stranded costs).

Section 2:

That electric utility competition in Ohio must result in immediate and significant price reductions for all northern Ohio consumers, including residents and small businesses.

Section 3:

That electric utility competition in Ohio must facilitate the formation of consumer purchasing groups at the community level and allow cities and villages to shop for power supply on behalf of their residents and businesses.

Section 4:

That the Clerk of Council is hereby directed to transmit certified copies of this resolution to Governor Bob Taft, Senate President Richard Finan, House Speaker Jo Ann Davidson, State Representative Johnny Maier, Representative Kirk Schuring and Senator Scott Oelslager.

PASSED IN COUNCIL THIS _____ DAY OF _____, 1999

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR