

SPECIAL MEETING OF CITY COUNCIL

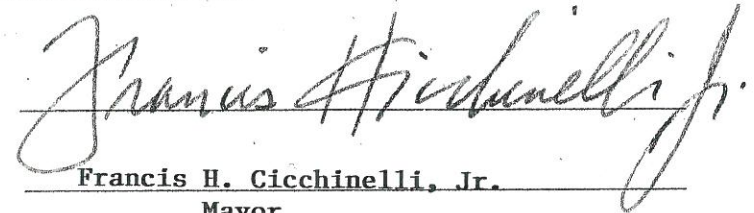
TO: THE HONORABLE PRESIDENT AND MEMBERS OF MASSILLON CITY COUNCIL

Ladies and Gentlemen:

A Special Meeting of the City Council of the City of Massillon, Ohio, is hereby called. This meeting shall be held in Massillon City Council Chambers at City Hall on MONDAY
SEPTEMBER 8, 2003, at 5:15 P.M. for the purpose of: 1. ROLL CALL. 2. PLEDGE OF ALLEGIANCE. 3. BUSINESS: FIRST READING and possible passage: ORDINANCE NO. 137-2003: AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Poets Glen Estates Area Annexation, upon annexation, and declaring an emergency.
SECOND READING and possible passage: RESOLUTION NO. 20-2003: A RESOLUTION stating that the Council of the City of Massillon, Ohio, will support the construction of a Civic Arena in the event that Massillon Arena LLC obtains financing necessary for the construction of such project prior to September 16, 2003. 4. ADJOURNMENT.

On this 5th Day of SEPTEMBER, 2003

CC: MAYOR
DIRECTOR OF SERVICE & SAFETY
LAW DIRECTOR
AUDITOR
CITY ENGINEER
PLANNING DEPARTMENT



Francis H. Cicchinelli, Jr.
Mayor

Section 731.46 Revised Code

"The Council of a municipal corporation shall not be required to hold more than one regular meeting in each week; and the meetings may be held at such time and place as may be prescribed by ordinance and shall at all times be open to the public; and the Mayor or any three members may call special meetings upon at least twelve hours notice to each member, served personally or left at his usual place of residence."

DATED: SEPTEMBER 2, 2003

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 20 2003

BY: COMMUNITY DEVELOPMENT COMMITTEE

A RESOLUTION stating that the Council of the City of Massillon, Ohio, will support the construction of a Civic Arena in the event that Massillon Arena LLC obtains financing necessary for the construction of such project prior to September 16, 2003.

WHEREAS, the City of Massillon previously entered into a Lease Agreement with the Massillon Community Improvement Corporation wherein certain real estate in the City of Massillon was subleased to the Massillon Arena LLC for the development of a Civic Arena; and

WHEREAS, the terms of said Lease Agreement required the construction of the Arena to be completed by September 15, 2002; and

WHEREAS, the Arena was not substantially completed by such date and pursuant to the terms of the Lease Agreement the Lease has terminated; and

WHEREAS, there is a possibility that Massillon Arena LLC may obtain financing to enable it to commence construction of such Arena; and

WHEREAS, the potential lender has requested that the Council of the City of Massillon indicate its intention to authorize the signing of a new Lease Agreement for such project in the event that financing is obtained.

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

In the event that Massillon Arena LLC obtains financing necessary to complete the construction of the Arena Project, prior to Tuesday, September 16, 2003, that the City Council of Massillon, Ohio, will support the project and, subject to the approval of the Massillon City Law Director and the City Council, will authorize the signing of a new Lease Agreement for the real estate on which the project will be constructed.

DATE: SEPTEMBER 2, 2003

CLERK: MARY BETH BAILEY

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 137 - 2003

2nd Reading

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE indicating what services the City of Massillon, Ohio, will provide to the Poets Glen Estates Area Annexation, upon annexation, and declaring an emergency.

WHEREAS, certain property owners have filed a petition requesting the Poets Glen Estates Area be annexed to the City of Massillon, Ohio, pursuant to the Ohio Revised Code Section 709.02, and

WHEREAS, Ohio Revised Code Section 709.03(D) requires that upon receiving notice, the Municipal Legislative Authority, shall by Ordinance or Resolution, adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation, and

WHEREAS, this Ordinance is intended to comply with the requirements of the Ohio Revised Code Section 709.03(D), and

WHEREAS, the legislative authority of the City of Massillon, Ohio, is supportive of the annexation proposal, and

WHEREAS, the Stark County Commissioners have scheduled a public hearing to be held at the Stark County Commissioners on October 7, 2003 at 7:00P.M.

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

Section 1:

Sanitary sewer is already available to the proposed area and the City of Massillon, Ohio, will extend to the proposed area, upon annexation, the availability of all municipal services extended

Section 2:

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 to indicate what services the City of Massillon will provide to the area upon annexation prior to the Stark County Commissioners hearing October 7, 2003 in the Massillon City Council Chambers. Provided it receives the affirmative vote of two-thirds of the elected members of Council, it shall take effect and be in force immediately upon its passage and approval of 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 _____, 2003

ATTEST: _____

MARY BETH BAILEY, CLERK OF COUNCIL

DENNIS D. HARWIG, PRESIDENT

APPROVED: _____

FRANCIS H. CICCHINELLI, JR., MAYOR