

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

DATE: TUESDAY, JANUARY 19, 2010
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION BY COUNCILMAN DAVE MCCUNE
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 - 2010

BY: PARKS AND RECREATION COMMITTEE

1ST READING
AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into contract agreements with Variety Attractions, Inc., L & B Entertainment Inc., and other companies for various engagements for the 2010 summer concert series, and declaring an emergency.

ORDINANCE NO. 8 - 2010

BY: POLICE AND FIRE COMMITTEE

1ST READING
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Wheeled Coach Industries, Inc., for the purchase of a 2009 Ford E450 XL Wheeled Coach Type III Ambulance for the Massillon Fire Department, and declaring an emergency.

ORDINANCE NO. 9 - 2010

BY: FINANCE COMMITTEE

1ST READING
AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2010, and declaring an emergency.

RESOLUTION NO. 2 - 2010

BY: COMMITTEE OF THE WHOLE

PASS 9-0
A RESOLUTION to fully fund retiree pensions held by the P.B.G.C. investigate misuse of pension funds.

7. UNFINISHED BUSINESS
8. PETITIONS AND GENERAL COMMUNICATIONS

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM HARBS MARATHON LLC 804 WALES RD MASSILLON OHIO 44646 TO EL GHAZAL GASOLINE SERVICE LLC DBA PRIME STATION 804 WALES RD MASSILLON OHIO 44646

9. **BILLS, ACCOUNTS AND CLAIMS**
10. **REPORTS FROM CITY OFFICIALS**

- A). POLICE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 2009
- B). TREASURER SUBMITS MONTHLY REPORT FOR DECEMBER 2009
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER 2009
- D). INCOME TAX DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2009
- E). WASTE DEPARTMENT SUBMITS MONTHLY REPORT FOR DECEMBER 2009

11. **REPORTS OF COMMITTEES**
12. **RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS**
13. **CALL OF THE CALENDAR**
14. **THIRD READING ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 159 – 2009

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY

PASS 9-0
AN ORDINANCE accepting the replatting of Part of Out Lot 252, located on the south side of Woodruff Avenue NW, just west of 17th Street NW, and including the dedication of a portion of Woodruff Avenue NW, in the City of Massillon, County of Stark, State of Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 164 – 2009

BY: FINANCE COMMITTEE

DEFEATED 9-0

AN ORDINANCE appropriating money for the current expenses and other expenses of the City of Massillon, Ohio, for the fiscal period ending December 31, 2010, and declaring an emergency.

15. **SECOND READING ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 3 – 2010

BY: FINANCE COMMITTEE

2ND READING

AN ORDINANCE amending Ordinance No. 101 – 1975 by repealing Section 8, paragraphs (f)(1) and (f)(6) and enacting new Section 8, paragraphs (f)(1) and (f)(6), 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: JANUARY 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 7 - 2010

Passed 2/2

BY: PARKS AND RECREATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into contract agreements with Variety Attractions, Inc., L & B Entertainment Inc., and other companies for various engagements for the 2010 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 Attractions, Inc., L & B Entertainment Inc., and other companies for various engagements for the 2010 summer concert series. The cost of said contracts shall not exceed Sixty Thousand Dollars (\$60,000.00).

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 _____ 2010

ATTEST: _____
MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED _____

FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: JANUARY 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

1st reading
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 2010

2nd read 2/2
Passed 2/16

BY: POLICE AND FIRE COMMITTEE:

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into a contract with Wheeled Coach Industries, Inc., for the purchase of a 2009 Ford E450 XL Wheeled Coach Type III Ambulance for the Massillon Fire Department, 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 a contract with Wheeled Coach Industries, Inc., for the purchase of a 2009 Ford E450 XL Wheeled Coach Type III Ambulance for the Massillon Fire Department.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract with Wheeled Coach Industries, Inc., for purchase of a 2009 Ford E450 XL Wheeled Coach Type III Ambulance for the Massillon Fire Department. The cost of the ambulance will be One Hundred Four Thousand Nine Hundred Ninety-Five Dollars (\$104,995.00). These funds will come from the Capital Improvement Fund.

Section 3:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the community and for the additional reason for the efficient operation of the Massillon Fire Department. 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: JANUARY 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.9 – 2010

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Capital Improvement Fund, for the year ending December 31, 2010, 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, for the year ending December 31, 2010 the following:

\$104,995.00 to an account entitled "Fire Dept Equipment" 1401.325.2531

Section 2:

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 _____, 2010

ATTEST:

MARY BETH BAILEY, CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED:

FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: JANUARY 19, 2010

CLERK: MARY BETH BAILEY

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

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 2 - 2010

BY: COMMITTEE OF THE WHOLE

TITLE: A RESOLUTION to fully fund retiree pensions held by the P.B.G.C. investigate misuse of pension funds.

WHEREAS, the United States Steel Workers have been the back bone of industry in the Midwest; and

WHEREAS, over the last 30 years the steel industry has fallen on hard times; and

WHEREAS, the steel workers union has sacrificed wages and other benefits to insure their retirement benefits were met; and

WHEREAS, countless steel workers have retired and taken early retirement to save the benefits they have accrued; and

WHEREAS, the steel workers have negotiated and were promised a secure self sustaining retirement fund; and

WHEREAS, some retirement benefits have been paid at less than negotiated rates; and

WHEREAS, some retirees have had their benefits cut over the last few years; and

WHEREAS, there seems to be a sense of urgency concerning the health of the retirement funds; and

WHEREAS, the GOA is currently getting pressure from the United States Senator Sherrod Brown's office and Congressman Dennis J. Kucinich, S.O.A.R. Executive Board of Stark County and others to audit the Pension Guarantee Corporation to make sure the fund is healthy and all benefits are being paid at the negotiated rate; and

Now, therefore be it resolved that Massillon City Council hereby go on public record requesting and supporting a full audit of the Government run Pension Guarantee Corporation.