

**MINUTES OF THE REGULAR MEETING  
MASSILLON CITY COUNCIL  
HELD, MONDAY, JUNE 21, 2010**

**COUNCIL PRESIDENT GAMBER B** I=d like to welcome all of you to Massillon City Council for Monday, June 21, 2010. We have in attendance with us this evening: Mayor Cicchinelli, Law Director Stergios, Engineer Dylewski, Auditor Ferrero, Community Development Director Aaby and Wastewater Treatment Superintendent Bledsoe. On the wall to your left are agendas for anyone who wishes to follow the meeting. Also under item #5 on the agenda is where the public can speak on any item that appears on the agenda and then under item #17 is where the public can speak on any item that does not appear on the agenda. I=d also like to remind anyone with a cell phone please turn it off or turn it very far down.

**1. ROLL CALL**

Roll call for the evening found the following Council Members present: Gary Anderson, Kathy Catazaro-Perry, Dave Hersher, Ron Mang, Paul Manson, Dave McCune, Donnie Peters, Larry Slagle and Tony Townsend.

Thus giving a roll call vote of 9 present.

**2. INVOCATION**

**COUNCIL PRESIDENT GAMBER B** I will recognize Councilman Donnie Peters for the invocation and the Pledge of Allegiance.

**COUNCILMAN PETERS B** gave the invocation for the evening.

**3. PLEDGE OF ALLEGIANCE**

**COUNCILMAN PETERS** – Chairman of the Streets, Highways, Traffic and Safety Committee led those in attendance in the Pledge of Allegiance.

**4. READING OF THE JOURNAL**

**COUNCIL PRESIDENT GAMBER B** Madame Clerk, are the minutes of the previous meeting transcribed and open for public viewing (Yes, they are) Are there any additions or corrections to the minutes? If not the minutes stand approved as written.

**5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA**

**6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 77 B 2010**  
**COMMITTEE**

**BY: COMMUNITY DEVELOPMENT**

Authorizing the Mayor of the City of Massillon, Ohio, to execute the Promissory Note and the Contract for Loan Guarantee Assistance under Section 108 of the Housing and Community Development Act of 1974, and declaring an emergency. .

**COUNCILMAN MANG B** I know that Aane Aaby did a good job explaining to you this legal

document that we have. I have spoken with Aane Monday morning and from what I gather what was in the paper pretty much tells the whole story. But you know there's only one story here and that's do we want our money to be part of all of HUD's money to get us a better interest rate. That's it if we don't want to do that I think we have until the end of the week to say it's over with. What would it mean if we got a better interest rate probably the loan would be paid off in 19 years? Other than that there's nothing else to this piece of legislation.

**COUNCIL PRESIDENT GAMBER** B Is there anyone with a question or a comment? Mrs. Catazaro-Perry.

**COUNCILWOMAN CATAZARO-PERRY** – Yes, the thing I'm going to vote for this tonight because I think we need to save the city \$500,000. But I'm not in support of the contract that was initially done years ago and I'm not in support of this Section 108 loan that was already done. But since we have to move forward from here I'm going to support it but I am going to ask the mayor and his administration to put a plan together for council for that last million dollar payment. That should always have had a plan we don't have a plan, we need that. So I'm going to request that this evening that we get some kind of plan in place for that last million dollar balloon payment.

**COUNCIL PRESIDENT GAMBER** B Is there any other comments or questions? Tony?

**COUNCILMAN TOWNSEND** – I have a question. I had mentioned last week that I did have a contact with HUD and I was just speaking with that person about the sidewalk program. He brought up the fact that this was kind of posted on the HUD site the loan refinancing opportunities back in March. I was just curious I'll support what we're doing tonight but I was just curious why when this was posted in March how come it just happened for us now?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – I had gotten a phone call from a representative of the HUD financial management division in Washington, DC at the end of April inquiring that they were thinking of refinancing some of their ten year old notes and would the city be interested in participating in that. They were looking to do it in June and we thought yes we're interested send us the information so we can process it. Well Memorial Day rolled around and we didn't hear anything so that week after Memorial Day or the first part of June I called down there and said is there anything moving on the refinancing? They said oh yes we're moving ahead with it we pushed it back a month we're sending out the papers now. Then I got them that Monday and then we came the day of the council meeting and we came then to make the announcement that you know we've been offered to do this. But up until then it was just a phone call but there wasn't any we never got any follow up until that Friday before June. So that's what happened as far as we were...

**COUNCIL PRESIDENT GAMBER** B Thank you. I'm glad you made that phone call just out of curiosity would they have followed through do you think?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Well, they said they were in the process of notifying all the communities they were working with. So I'm assuming we would have.

**COUNCIL PRESIDENT GAMBER** B But we have been getting that paperwork right about now.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Well they emailed it to us.

**COUNCIL PRESIDENT GAMBER** B Mr. Slagle?

**COUNCILMAN SLAGLE** – While you're up there Mr. Aaby, did you prepare the accounting of what's been paid over the last past by them and how it was calculated as to the amount?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Didn't pass that out last time?

**COUNCILMAN SLAGLE** – Yeah, but I'm talking about as to how they come to the amount

that they're paying?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Who's they?

**COUNCILMAN SLAGLE** – The...

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – You mean the developers?

**COUNCILMAN SLAGLE** – Right, I understand what they're paying. I don't know or understand how they're getting that amount to us and where they're figures are coming from. Because I know I've got that study that was done back in 2004 apparently when council was questioning it.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Yes.

**COUNCILMAN SLAGLE** – But I need but in order to understand this we didn't know where they're getting their net figure that they're paying us.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Right, it's from their net cash after their operations. They pay us from that and they usually pay twice a year when our payments are due in January and July we get a payment from them at that time based on how they're net cash is.

**COUNCILMAN SLAGLE** – But having the figures given to us doesn't tell us exactly where they're coming up with the figures. Obviously they must give that to the city #1 and #2 it looks like their payments have diminished over the past couple of years. #3 what does that compare to what they would have been paying had they been paying on their note on a regular basis in terms of you know what I'm saying. Because the original note said that they were supposed to pay on the note and the alternative they had the net operating cash expenditures. So how short are they coming on a yearly basis or are they exceeding it if they would have been paying according to the original note terms. Then how do they come to those figures?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – When they pay us twice a year they send us a report which I have the most recent one of that runs through like a net summary of the operations of the hotel. With a net cash flow you know net operating profit less their you know the cost of their loans, net cash flow and then the payment they make to the city out that. I can just pass this out I suppose so you can look at it.

**COUNCILMAN SLAGLE** – Is this the only copy of this?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Yeah, its just a one page summary that they give us. I have more if people need them.

**COUNCILMAN SLAGLE** – How does this compare to what they would have how does their payments compare to what they... The normal mortgage that a normal homeowner would have is yet to pay according to the original note and the terms of us.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Right.

**COUNCILMAN SLAGLE** – What would have been compared to what they've been paying?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – It probably would have been I mean I don't know that exactly it probably would have been sufficient to pay off our HUD loan without the necessity of using block grant dollars.

**COUNCILMAN SLAGLE** – Because as Councilwoman Catazaro-Perry pointed out something has to be planned and you can't plan without knowing the historical data. How can you plan for the future if we don't know the historical data was in the past?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Well, the one report that I had

passed out shows the you know the payments that were made on the 108 loan the amount of funds the developer had paid and the amount of CD funds that the city used to make our payment. So that...

**COUNCILMAN SLAGLE** – That’s what you past out last week?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Yes. It come up you know this was...

**COUNCILMAN SLAGLE** – Well, can I ask a question then?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Done several years ago when the terms of the promissory note were modified to say that they were going to now make payments based on their net operating cash flow. That went to council and I think there was some discussion of amending that officially but I don’t remember if that even happened. But there had been an initial change to how the original note which would have made monthly payments how it ended up occurring.

**COUNCILMAN SLAGLE** – Well, I’ll get to that in second after this. So you’re saying that we’re taking the fourth column. (Yes) Now are you saying that the developer had they paid according to the original schedule on their promissory note they would have paid those numbers that are found in that column? (I think so, yes) Okay, so obviously based on those numbers there can be no expectation that we will get any money from them to cover this the \$900,000 that we’re going to have to pay at some point.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – As I recall one of the ideas being that at some point they refinance.

**COUNCILMAN SLAGLE** – Well, at some point what happens if they don’t? And the second thing you talked about that other piece that alternate the amended promissory note that I don’t think council passed in 2004 did they?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – I know they talked about it and I can’t you know it was up for ordinances it was tabled several times I don’t know if it was ever officially passed.

**COUNCILMAN SLAGLE** – Well, have they been paying according to this or according to the original note?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – According to that.

**COUNCILMAN SLAGLE** – Well, how can they pay according the amended promissory note if it didn’t go through council?

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – That’s what they’re doing.

**COUNCILMAN SLAGLE** – So they’re paying upon an amendment that was never passed by this city council of the City of Massillon.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – That’s correct.

**COUNCILMAN SLAGLE** – Alright.

**COMMUNITY DEVELOPMENT DIRECTOR AABY** – Because I think the way the promissory note is written they either make payments according to their note or they pay whatever they can pay.

**COUNCILMAN SLAGLE** – Alright, I have no further questions, thank you.

COUNCILMAN MANG moved for suspension of the rules and passage, seconded by

Councilman McCune.

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 77 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 9 YES.

**ORDINANCE NO. 78 B 2010**

**BY: ENVIRONMENTAL COMMITTEE**

To adopt the Solid Waste Management Plan for Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

**COUNCILMAN HERSHER** B We talked about this at Monday's work session. As provided under the Ohio Revised Code periodically the joint the Stark-Tusc-Wayne Joint Solid Waste District revised their solid waste management plan. They ask that the municipalities that are part of the district ratify the plan. It's been through their committee they've had public hearings on it and they've sent it to the bodies that are members of that district to ratify it. So that's what the legislation that we have in front of us tonight that was sent by the safety and service director. I know of no great questions or issues at least there was nothing at the work session and nothing that I've heard since. So I do plan on suspending and asking for passage this evening.

COUNCILMAN HERSHER moved for suspension of the rules and passage, seconded by Councilman Manson.

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 78 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 8 YES.

**ORDINANCE NO. 79 B 2010**

**BY: FINANCE COMMITTEE**

Making certain appropriations from the unappropriated balance of the Solid Waste Capital Improvement Fund, General Fund and the Muni Motor Vehicle Fund, for the year ending December 31, 2010, and declaring an emergency.

**COUNCILMAN MANSON** B Yes, we have three parts to this ordinance tonight. The first part is \$105,000 to be appropriated from the unappropriated balance of the solid waste capital improvement fund for new equipment. They wish to buy a new packer truck and they have received two bids one from Young Truck Sales for \$128,000 and the other from Truck Sales and Services for \$124,000. This is the low bid we'd like to accept it as it is the lowest. Part 2 is \$5,000 an ordinance appropriating from the unappropriated balance of the general fund \$5,000 the money is needed to cover expenses for a necessary payment of a grievance filed against the city by AFSCME Local 996 Ohio Council 8. This payment is for a fact finder with little cost the invoice is 8118. The city's responsibility is half of that. Then the third part is \$3,500 please prepare an ordinance to appropriate from the unappropriated balance of the muni motor vehicle fund 1206 to an account supplies and materials \$3,500. This is to go to the safety department and they are buying things such as stop signs, speed limits signs, street signs and maybe any other supplies that they may need.

**COUNCILMAN ANDERSON** – On the first section one, where's the money coming from for this packer truck?

**COUNCILMAN MANSON** B Out of their capital improvement fund.

**COUNCILMAN ANDERSON** – And they have the money in the fund?

**COUNCILMAN MANSON** B Yes, they have the money. There was some money left over I would assume when we bought a couple of trucks a few years ago a small amount in that fund. So they had to come up with another \$105,000 from their capital improvement.

**COUNCIL PRESIDENT GAMBER** B Mr. Anderson, for every dollar in billing in the waste

waster treatment plant a certain is set aside for their capital improvement and it can only be used there for those purposes.

**COUNCILMAN MANSON** B Excuse me this is solid waste.

**COUNCIL PRESIDENT GAMBER** B Oh, I'm sorry, my mistake.

COUNCILMAN MANSON moved for suspension of the rules and passage, seconded by Councilman Hersher.

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 79 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 9 YES.

**ORDINANCE NO. 80 B 2010**

**BY: FINANCE COMMITTEE**

Making certain transfers in the 2010 appropriations from within the General Fund, for the year ending December 31, 2010, and declaring an emergency.\_

**COUNCILMAN MANSON** B Yes, if you go to the second sheet you will see its for \$86,035, you'll see in the left hand column every place we are removing money from those accounts and they're going into the right hand column. I'll give the big ones or most of them anyhow or all of them I guess. \$50,000 is for income tax returns refunds, \$29,620 is what we pay for late the collection fees that we paid our company to collect the bills that are behind. Then \$4,380 to supplies and materials all three of those things are for the income tax office. Then there's \$1,797 that we're putting into workers' compensation and there's \$4.00 there Medicare the auditor's office said they had one account that was like \$4.00 short there that they want to make sure they have enough there.

COUNCILMAN MANSON moved for suspension of the rules and passage, seconded by Councilwoman Catazaro-Perry.

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 80 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 9 YES.

**RESOLUTION NO. 9 B 2010**  
**COMMITTEE**

**BY: RULES, COURTS AND CIVIL SERVICE**

Temporarily suspending Council Rule 8.1 for the purpose of adopting a summer schedule for July and August.\_

**COUNCILWOMAN CATAZARO-PERRY** B There are some members of council that wanted to go to a summer schedule. I am not in favor of this but I did not want to withhold it from going forward for a vote. So if I could review the schedule as would be if this is passed it would be for the months of July and August of 2010. June 28th would be a work session let me just use my calendar instead of reading that. July 6th would be the work session and then a council meeting, July 19th work session and a council meeting, August 2nd and 16th the same a work session and a council meeting. We would begin at 6:00pm and then have the council meeting at 7:30pm. That would just be for those two months.

**COUNCIL PRESIDENT GAMBER** B Do we have comments or questions? Mr. Slagle?

**COUNCILMAN SLAGLE** – I think its important to note that the work session prior to that evening's council session is not for that council meeting but for the upcoming council meeting.

**COUNCILWOMAN CATAZARO-PERRY** B That is correct.

**COUNCILMAN SLAGLE** – So and in terms of commenting I will be voting for this virtually every legislative body I know has some sort of summer schedule and there's a reasonable basis.

That is summertime is not the time that a great deal of activity occurs in the legislative process. I for one have known we were down here many times we'll get out of here fairly quickly tonight and only longer because we're going to discuss this particular item longer than we discuss many I suspect. But you know it just makes sense to do this we're going to save our time to do something productive that we can do and work on things outside of council chambers. I'll repeat for the public's benefit that none of us that I know of only do council business while we're sitting in these chairs. I for one at least spends a multiple of five for every hour I spend here looking at other things. #2, there's no reason we can't shut this building down so we don't have to light it or cool it for that time period. #3, I haven't found that the public shows up that much in summertime either in response to the Independent's suggestion that people show up to discuss these things. Because they have the same concerns about summer they've got vacations, they've got families, etc. It seems like a very logical thing to do and I think we should be doing it.

**COUNCILMAN MCCUNE** – I agree with Councilman Slagle that I'm sure every one of us spends numerous hours following up on different calls, different complaints in comparison to the time that we spend sitting here in council chamber. When this resolution was initially brought forward I told Matt at the Independent that I really didn't care how it went that I felt that summer schedule didn't really dictate a need for us to be here every week that we could come in on special meetings if it was necessary. After thinking about it for a week or so I began to have reservations and I hadn't even read the jeers that we received before we actually official discussed this at time. Because I mostly read the paper on the internet the night before. I received a couple calls on this since the jeers that we received in the paper mainly against our taking time off because we are paid servants. But with the schedule that Mr. Peters came up I don't believe during the summer months that we're actually going to short change the people that we represent. We're available anytime they call. So I'm going to go ahead and support this because but that is by no means to say that I will support it a permanent change as Councilman Peters has suggested. A couple different times I think that most of us taking work sessions serious enough that we feel that when the agenda starts filling up that that we should be here every week. That we should provide our constituents an opportunity to come and voice their opinions publicly and that we should be able to dedicate enough time to thoroughly investigate every issue that comes before us. I think that demands that we're here other than in the summer months every week. Some of us take our work sessions a little more seriously than others. But I think that we all will agree that the time we spend here is time well spent. So I'm going to give this a shot I'm going to go ahead and vote for it and see how it goes; doesn't mean I won't I absolutely will not support a permanent change and it doesn't mean that I'll support the change again next year. It could really depend on how I what I consider a trial goes this year. So yeah I'm going to go ahead and vote with the rest of the body in support of this issue tonight.

**COUNCILMAN PETERS** – Correct Mr. McCune its not my schedule I didn't' come up with this it wasn't my idea. It was Mr. Mang, the other thing that we keep saying and I think Mr. Slagle was trying to reiterate this fact is we are not giving up any time. We're still going to spend the same amount of time we're just combining into one day instead of two. That's something that I don't think that the newspaper understands even though we've said it a million times we are not giving up any time. We are not taking any time off of our schedule we're combining a day and that's the main thing I want to reiterate I mean you know that's the first thing people say is you're taking off and you've got budget problems. We're not taking off any time we're still going to be here, we're still going to be putting in our time as you might say. So I don't see where we're doing anything except gaining a day and combining a day. Maybe I didn't even state it clear enough but as clearly as I can say we are not giving up any time we're still spending the time. That's all I have.

**COUNCILMAN MANG** – It seems as though we've picked up some extra council people I know that nine was elected and the tenth one was the President of Council. I know that we are elected for either our campaign promises or just the fact that they thought we'd do a good job. Now all of a sudden we have additional council people I kind of wonder if maybe when we get requests from the administration maybe we send it to these other council people and let them read it and see if its okay. Then come to the work session if its okay we'll just go through the motions. You know its fine its fine for us to agree and not to agree but the big thing is we sit here and debate it. What's going on now there is no debate it's a personal opinion and I take reference to the fact of the time of coming down here to council chambers. There's nobody and

I don't anybody that gives as much time for the public to come down here to speak. They're given every opportunity the only thing we've ever asked is would you please let us know you're coming for the simple reason that we may have two, three, four other people coming and its just may draw into the night hour. I don't think we get to that point we're not making a lot of sense. But you know I tried this to bring this out a few months ago and it kind of got shot down which is fine. Then after some conversations we decided to give it another shot and we've done that. If we don't to pass this thing I wish, I wish you would have shot it down when we were talking in committee. It would have been much easier just to get it out of the way and it would have saved some of our drummers out there in the outside from something they drum about. I'll support this and I'll support it every time because its been said we are not changing anything. We're still meeting. Thank you.

**COUNCILWOMAN CATAZARO-PERRY** B Sure my final comment before I waive the rule is that we're nobody's talking about a million dollar short budget. That's a concern and that's why I think we need to meet every week we're going to not talk about it until August then we're going to have a crisis about it. I think we need to meet right now every week and try to get things out on the table. I've said that before we just wait and wait and wait and there's going to be a crisis, there's going to be an issue and this should be brought up and talked about on a weekly basis especially when you're a million dollar short. So that is why I'm not voting for this tonight and if there's any thing else I'll go ahead and make my motion.

COUNCILWOMAN CATAZARO-PERRY moved for suspension of the rules and passage, seconded by Councilman Slagle.

The rules were suspended by a roll call vote of 9 yes.

RESOLUTION NO. 9 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 6 YES, 3 NO. ANDERSON, CATAZARO-PERRY AND TOWNSEND VOTED NO.

## **7. UNFINISHED BUSINESS**

## **8. PETITIONS AND GENERAL COMMUNICATIONS**

LETTER FROM OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM EMMERT LEONARD A PARTNERSHIP DBA EMMERTS MARKET #1 1107 ERIE ST S 1ST FL MASILLON OHIO 44646 TO CHERYL L LEONARD DBA EMMERTS MARKET 1107 ERIE ST S 1ST FL MASSILLON OHIO 44646.

## **9. BILLS, ACCOUNTS AND CLAIMS**

## **10. REPORTS FROM CITY OFFICIALS**

- A). POLICE CHIEF SUBMITS MONTHLY REPORT FOR MAY 2010 B COPY FILE
- B). TREASURER SUBMITS MONTHLY REPORT FOR MAY 2010 B COPY FILE
- C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR MAY 2010 – COPY FILE
- D). INCOME TAX DEPT SUBMITS MONTHLY REPORT FOR MAY 2010 – COPY FILE
- E). WASTE DEPT SUBMITS MONTHLY REPORT FOR MAY 2010 – COPY FILE
- F). MAYOR SUBMITS MONTHLY REPORT FOR MAY 2010.

**COUNCIL PRESIDENT GAMBER** B Thank you. Everyone has those reports and we'll keep copies on file.

## **11. REPORTS OF COMMITTEES**

**COUNCIL PRESIDENT GAMBER** B Next Monday the 28th the work session at 5:30 and then of course that will be for the July 6th meeting. Everybody knows we have Monday the 5th off. We'll be here on Tuesday the 6th.

## **12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS**

**COUNCIL PRESIDENT GAMBER** B Mr. Manson?

**COUNCILMAN MANSON** – Just at last week’s committee meeting you brought up about recognizing Devin Smith and the Perry Girl’s Softball Team. We’ll have a resolution at next Monday’s committee meeting we can review and then it will be on the agenda on July 6th I believe.

**13. CALL OF THE CALENDAR**

**14. THIRD READING ORDINANCES AND RESOLUTIONS**

- **SECOND READING ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 71 B 2010**

**BY: ENVIRONMENTAL COMMITTEE**

Authorizing the Mayor of the City of Massillon, Ohio, to sign all necessary documents for a grant through the State of Ohio Clean Ohio Assistance Fund to assist in the performance of a Phase II Environmental Study on the two (2) remaining parcels on the former Republic Steel Property, and declaring an emergency.

**COUNCILMAN HERSHER** B We’ve had two work sessions with this piece of legislation and this is similar to the other Ohio Clean Assistance Fund Grants that we’ve worked on this year. There’s no match for the city there’s no cost to the city for this grant. But it is to conduct to allow a Phase II Environmental Study to be conducted on two of the remaining parcels at the Republic Steel Property. So understanding that we need to move forward on that we want to move forward on finding out what’s going on at that property and what can be done to bring it back to life. I’d like to go ahead and suspend the rules and pass this, this evening on second reading.

COUNCILMAN HERSHER moved for suspension of the rules and passage, seconded by Councilman Slagle.

The rules were suspended by a roll call vote of 9 yes.

ORDINANCE NO. 71 – 2010 WAS PASSED BY A ROLL CALL VOTE OF 9 YES.

**16. NEW AND MISCELLANEOUS BUSINESS**

- **REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA**

**18. ADJOURNMENT**

**COUNCILMAN PETERS** – I move that we adjourn, seconded by all.

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MARY BETH BAILEY, CLERK,

\_\_\_\_\_  
GLENN E. GAMBER, PRESIDENT



