

MINUTES

SPECIAL COUNCIL MEETING

12:08 p.m..

December 28, 2007

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on December 21, 2007:

ROLL CALL

Councilmen Present: Mr. Black, Mr. Cox, Mr. Fiala, Mr. Harrold, Mr. Ranally

Absent: Mrs. Manning and Mr. Woodin

Others Present: Mayor Anderson, Law Director Wiles, Councilman-elect Carr, Deputy Clerk Kostelnik

Motion made and seconded to excuse Mrs. Manning and Mr. Woodin

Roll Call: 5 yes
 0 no

Motion carried 5 to 0

Motion made and seconded that all ordinances and resolutions be read by caption only and that as to legislation not containing an emergency clause, the rules requiring that ordinances and resolutions be read on three separate days be waived.

Roll Call: 5 yes
 0 no

Motion carried 5 to 0

NEW BUSINESS

Law Director Wiles explained that this ordinance needs to be passed within ten days after the cable company's notification of their certification or the city will not receive any revenue from the subscribers. Mr. Wiles prepared two ordinances, one for a 3% fee and the other for 5% which includes advertising. Mr. Wiles said that he and the Mayor feel that 3% would be fair.

Mr. Wiles commented that he has not heard from AT & T. The city received a letter from Time Warner stating that the FCC has the right to regulate the rates even though the state cannot regulate them. However, if they can show that there is effective competition, than Time Warner can do their own regulation.

Discussion followed regarding effective competition from other companies and how this would affect rates.

ORDINANCE NO. 2007-155

An Ordinance establishing a video service provider fee to be paid by any video service provider offering video service in the city; authorizing the Mayor to give notice to the video service provider of the video service provider fee; and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2007-155 be declared an emergency measure.

Roll Call: 5 yes
 0 no

Motion carried 5 to 0

Motion made and seconded to pass Ordinance No. 2007-155.

Roll Call: 5 yes
 0 no

Motion carried 5 to 0

The Special Council Meeting adjourned at 12:18 p.m.

Minutes prepared by Clerk of Council

Date approved _____

Deputy Clerk of Council

Charles W. Cox, President

David E. Anderson, Mayor