



**NOTICE: SPECIAL COUNCIL MEETING
THURSDAY, JULY 11, 2019
7:00 PM**

AGENDA

CALL TO ORDER, PLEDGE OF ALLEGIANCE, MOMENT OF REFLECTION

ROLL CALL

NEW BUSINESS – Executive Session: To consider the purchase, transfer or sale of property for public purposes as defined in ORC § 121.22(G)(2) and Section 3.12(2) of the Norton City Charter.

COMMITTEE OF THE WHOLE

- A. Real Estate (Whipkey-Finance)
- B. Amend Zoning Code Section 1287.04 (Gainer-Planning & Economic Development)

INTRODUCTION OF NEW LEGISLATION

INTRODUCTION OF PRIOR LEGISLATION

ADJOURN

****NOTE: During a meeting a live video stream can be accessed by going to www.cityofnorton.org and clicking on the icon below for instructions ****



Any person who requires an auxiliary aid or service for effective communication or a modification of policies or procedures to participate in any City or City Council public meeting or event should contact the Clerk of Council at [330-825-7815](tel:330-825-7815) Ext. 322 or kmacomber@cityofnorton.org. Any request for an auxiliary aid or other accommodation should be made as soon as possible, but no later than forty-eight hours prior to the event.

*Emailed to Media on 7/10/19
Posted & Distributed on 7/10/19*

SPONSORED BY _____
REFERRED TO: _____
INTRODUCED BY: _____

CITY OF NORTON
ORDINANCE NO. _____-2019

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO EXECUTE AND DELIVER A REAL ESTATE PURCHASE AND SALE AGREEMENT; AND DECLARING AN EMERGENCY.

WHEREAS, the City is acquiring certain real property from the Board of Park Commissioners of Summit Metro Parks (the “Acquired Property”); and

WHEREAS, the City has determined to sell a portion of Acquired Property in furtherance of the economic development purposes of the City; and

WHEREAS, the City has negotiated a Real Estate Purchase and Sale Agreement in the form attached hereto as Exhibit A (the “Agreement”) to sell a 34.8 acre portion of the Acquired Property (the “Property,” as further defined in the Agreement”) to Clinton Aluminum Distribution, Inc. (the “Purchaser”) for a purchase price of \$469,800; and

WHEREAS, pursuant to Section 5.10 of the Charter of the City, this Council has determined that the Property is no longer needed for municipal purposes and that the sale of the Property to the Purchaser pursuant to the Agreement is in the best interest and financial advantages of the City; and

WHEREAS; this Council has determined to authorize the Administrative Officer to execute and deliver the Agreement to the Purchaser; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio, that:

Section 1. This Council hereby determined, pursuant to Section 5.10 of the Charter of the City, that the Property is no longer needed for municipal purposes and that the sale of the Property to the Purchaser pursuant to the Agreement is in the best interest and financial advantages of the City

Section 2. The Administrative Officer is hereby authorized to execute and deliver the Agreement to the Purchaser, which Agreement shall be consistent with the terms of this Ordinance.

- Section 3. The Administrative Officer and the Director of Finance are hereby authorized and directed to take such further actions on behalf of the City as shall be necessary in furtherance of the Agreement and the sale of the Property.
- Section 4. All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 5. This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and to permit the timely development of the Property benefitting the residents of the City, and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

Emergency Vote: _____Yeas _____Nays

Date passed: _____

 Joeseph Kernan, President of Council

Date submitted to the Mayor _____

Attest: _____

Kerry Macomber, Clerk of Council

 Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ord. # _____-2019** was duly and regularly passed by the Council of the City of Norton, Summit County, Ohio at a meeting held on _____, 2019.

That this legislation was posted according to law on _____, 2019 and will become effective on _____, 2019.

 Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton, Ohio, on July 8, 2019.

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SPONSORED BY _____
REFERRED TO: _____
INTRODUCED BY: _____

CITY OF NORTON
ORDINANCE NO. _____-2019

AN ORDINANCE TO INITIATE AN AMENDMENT THE ZONING CODE OF THE CITY BY AMENDING SECTION 1287.04.

WHEREAS, pursuant to Section 1256.02 of the Codified Ordinances of the City, this Council may initiate an amendment to the Zoning Code of the City by adopting an ordinance therefore; and

WHEREAS, this Council has determined that it is necessary to amend the Zoning Code of the City by amending Section 1287.04 in the form attached hereto as Exhibit A; and

WHEREAS, upon adoption of this Ordinance, this Council will certify a copy to the Planning Commission for its recommendation in accordance with Section 1256.06 of the Codified Ordinances of the City.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norton, Counties of Summit and Wayne, and State of Ohio, that:

- Section 1. This Council hereby determines to initiate an amendment to the Zoning Code pursuant to Section 1256.02 of the Codified Ordinances of the City by amending Section 1287.04 in the form attached hereto as Exhibit A.
- Section 2. Upon adoption of this Ordinance, the Clerk of this Council is hereby directed to certify a copy of this Ordinance to the City Planning Commission for its recommendation in accordance with Section 1256.06 of the Codified Ordinances of the City.
- Section 3. All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code.
- Section 4. This Ordinance shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Joseph Kernan, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ord. # _____-2019** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2019.

That this legislation was posted according to law on _____, 2019 and will become effective on _____, 2019.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor of the City of Norton, on July 9, 2019.

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