

**City of Norton**  
**CHARTER REVIEW COMMISSION**  
**Wednesday, September 6, 2006**

The Charter Review Commission of the City of Norton, Ohio, convened for a public meeting in Norton City Council Chambers. Chairperson Barbara Vimont called the meeting to order at 6:05 p.m.

**I. ATTENDANCE:**

**PRESENT:** Barbara Vimont, Gene Becker, Charles Campbell, Robert Daymut, Christopher Judge, Sue Ringkor, Megan Booth

**II. CONSIDERATION OF MINUTES:**

**A.) Minutes from Wednesday, August 2, 2006 meeting:**

The Commission reviewed the minutes from their Wednesday, August 2, 2006, meeting and Chairperson Vimont called for a motion. **Mr. Gene Becker moved to approve the minutes of Wednesday, August 2, 2006, as submitted; seconded by Ms. Sue Ringkor. ROLL CALL: Mr. Becker -Yea, Ms. Ringkor-Yea, Ms. Megan Booth-Yea, Mr. Robert Daymut-Yea, Ms. Vimont-Yea. The motion passed 5-0, approving the minutes as submitted.**

(Mr. Christopher Judge and Mr. Charles Campbell entered the meeting.)

**III. OLD BUSINESS:**

**A.) Review of Article VI-Boards and Commissions:**

**1.) Section 6.02(B)-Planning Commission; Powers and Duties:**

Ms. Vimont informed the Commission members that she received an e-mail from the Secretary commenting that Mr. Jeff Pritchard, Director of Planning and Community Development, suggested they address the following issue: The first paragraph in Section 1232.03(c)(3) of the Norton Subdivision Regulations states that if action is not taken on an application within an allotted time, it shall be deemed 'disapproved'. In the Charter, however, Section 6.02(B) states that if action is not taken on an application within an allotted time, it shall be deemed 'approved'. He wondered if they could revise the Charter to agree with the Subdivision Regulations on this matter. The Commission discussed the issue and decided that if the Planning Commission does not act on an application it should turn out in the applicant's favor so the current Charter language was best for the applicant. They, however, requested that the Secretary place this matter on their next agenda for further review. She said she would.

Mr. Becker read aloud a proposed addition of a second paragraph for this section. (See attached.) After discussion, Chairperson Vimont called for a motion. **Mr. Becker moved to recommend the addition of a second paragraph to Section 6.02(B)-Planning Commission; Powers and Duties, with the following language: 'The Municipality shall have the right to incorporate a Comprehensive General Plan. When incorporated, the Planning Commission shall maintain this plan, to be known as the official Master Plan, which shall provide for the overall development of the Municipality and shall review said plan periodically and may revise said plan as it deems necessary. All recommendations shall be submitted to the Council for approval.'** Ms. Booth seconded the motion. **ROLL CALL: Mr. Becker-Yea, Ms. Booth-Yea, Mr. Campbell-Yea, Mr. Daymut-Yea, Mr. Judge-Yea,**

Ms. Ringkor-Yea, Ms. Vimont-Yea. The motion passed 7-0, approving CRC Res. No. 06-2006. The resolution was sent to the Mayor for his information and to Council for it's action.

**B.) Section 5.04-Department of Law:**

Ms. Vimont read aloud the proposed revision of Section 5.04-Department of Law. (See attached.) She reported that Mr. Mike Lyons, Law Director, gave a favorable comment to the proposed revision.(See attached.) There was a brief discussion and Chairperson Vimont called for a motion. **Mr. Daymut moved to recommend replacing Section 5.04-Department of Law, with the following language: A. Solicitor-The Solicitor shall be the head of the Department of Law and shall be appointed by the Mayor with the concurrence of a majority of the members elected and appointed to Council. The Solicitor shall be an attorney-at-law, admitted to the practice of law in the State of Ohio. B. Duties-The Solicitor shall be the legal advisory on all legal matters coming before the City and shall represent or direct the representation of the City in all litigation cases, or suits coming before the City. He/She shall prepare or review all contracts, ordinances, resolutions, and other documents or instruments as required by the Mayor and Council. He/She shall have other powers and duties performed by directors of law of general statutory plan cities under the general laws of the State of Ohio. Ms. Booth seconded the motion. ROLL CALL: Mr. Daymut-Yea, Ms. Booth-Yea, Mr. Campbell-Yea, Mr. Judge-Yea, Ms. Ringkor-Yea, Mr. Becker-Yea, Ms. Vimont-Yea. The motion passed 7-0, approving CRC Resolution No. 07-2006. The resolution was sent to the Mayor for his information and to Council for it's action.**

**C.) Article VII-Special Boards and Commissions and Article X-Charter:**

The Commission had general discussion regarding Article VII and Article X and they decided to continue reviewing these articles at their next meeting.

**D.) Article VI-Boards and Commissions; Section 6.03(A)-Board of Zoning and Building Appeals; Composition and Term:**

Ms. Vimont read aloud the proposed revision of the first paragraph of Section 6.03(A). (See attached.) After a brief discussion, Chairperson Vimont called for a motion. **Mr. Becker moved to recommend the following revision of paragraph one in Section 6.03(A): The Board of Zoning and Building Appeals shall consist of six electors of the Municipality not holding other Municipal office. The six electors, one from each of four wards, one at large and one alternate at large, shall be appointed by the Mayor with confirmation by Council. Both at large electors shall be from different wards. The alternate at large elector shall participate as a voting member only in the absence of one of the five regular electors. Mr. Daymut seconded the motion. ROLL CALL: Mr. Becker-Yea, Mr. Daymut-Yea, Ms. Ringkor-Yea, Ms. Booth-Yea, Mr. Campbell-Yea, Mr. Judge-Yea, Ms. Vimont-Yea. The motion passed 7-0, approving CRC Resolution No. 08-2006. The resolution was sent to the Mayor for his information and to Council for it's action.**

**E.) Article V-Administrative Departments:**

**1.) Section 5.01-General Provision & Section 5.09-Administrative Department Removals:**

The Commission discussed a proposed revision of Sections 5.01 and 5.09. They decided to continue the discussion regarding this item at the next meeting.

**2.) Section 5.07-Personnel Department:**

After discussing the proposed revision of Section 5.07, the Commission agreed to add this to their next agenda for further review.

**3.) Section 5.08-Department of Public Service:**

The Commission discovered that additional review was needed for Section 5.08 and Chairperson Vimont asked the Secretary to place this item on the next agenda. She said she would.

**F.) Article III-The Council:**

Chairperson Vimont noted that Ms. Karla Richards, Clerk of Council, provided the Commission with a copy of the Council Rules that were approved by Council the previous night. She suggested that the Commission review the rules in conjunction with Article III in the Charter. Mr. Judge and Mr. Becker volunteered to draft a revision of Sections 3.11-3.13.

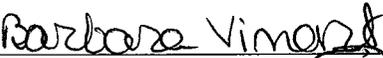
**VI. NEW BUSINESS:**

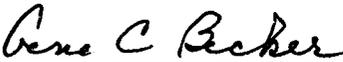
**A.) Article II-The Mayor:**

The Commission discussed the e-mail message from Mr. Dennis McGlone, Ward 2 Councilman, requesting the Commission address a full-time Mayor for the City of Norton.(See attached.) They remembered that they discussed this issue at the beginning of Charter Review Commission and that the Mayor and Administrative Officer felt that a part-time Mayor is sufficient for Norton at this time.

**V. ADJOURNMENT:**

Chairperson Vimont announced that the next meeting was scheduled for Wednesday, October 4, 2006, at 6:00 p.m. Ms. Vimont said that she would review their first agendas to confirm that they have covered all the issues that they intended to at the beginning of their meetings. With no further business coming before the Commission, Chairperson Vimont adjourned the meeting at 7:08 p.m.

  
\_\_\_\_\_  
Charter Review Commission Chair ~~Vice-Chair~~

  
\_\_\_\_\_  
Charter Review Commission Vice-Chair ~~Member~~

11/1/06  
Date

**CHARTER REVIEW COMMISSION  
RESOLUTION**

September 6, 2006

CRC RESOLUTION NO.: 06-2006

RE: Article VI-Boards and Commissions  
Section 6.02(B)-Planning Commission and Zoning Procedures;  
Powers and Duties

The Norton Charter Review Commission does hereby make the following recommendations on the above.

Add a new second paragraph: "The Municipality shall have the right to incorporate a Comprehensive General Plan. When incorporated, the Planning Commission shall maintain this plan, to be known as the official Master Plan, which shall provide for the overall development of the Municipality and shall review said plan periodically and may revise said plan as it deems necessary. All recommendations shall be submitted to the Council for approval."

Votes: FOR 7 AGAINST 0 ABSTAIN 0

Therefore this resolution is:

APPROVED X DENIED     TABLED    

This resolution shall be sent to the Mayor for his action     or for his information X, and to Council for its action X or for its information    .

Barbara Vimont  
Charter Review Commission  
Chair/Vice-Chair

9/6/06  
Date

Gene C Becker  
Charter Review Commission  
Vice-Chair/Member

**Item 'A'-CRC Resolution No. 07-2006**

**Article V-Administrative Departments  
Section 5.04-Department of Law**

**A. Solicitor**

**The Solicitor shall be the head of the Department of Law and shall be appointed by the Mayor with the concurrence of a majority of the members elected and appointed to Council. The Solicitor shall be an attorney-at-law, admitted to the practice of law in the State of Ohio.**

**B. Duties**

**The Solicitor shall be the legal advisory on all legal matters coming before the City and shall represent or direct the representation of the City in all litigation cases, or suits coming before the City. He/She shall prepare or review all contracts, ordinances, resolutions, and other documents or instruments as required by the Mayor and Council. He/She shall have other powers and duties performed by directors of law of general statutory plan cities under the general laws of the State of Ohio.**

**MICHAEL K. LYONS**

ATTORNEY AT LAW  
3300 BROADVIEW ROAD  
RICHFIELD, OHIO 44286

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(330) 310-5926

**MEMORANDUM**

DATE: September 6, 2006  
TO: City of Norton Charter Review Commission  
FROM: Michael K. Lyons, Law Director, City of Norton  
RE: Proposed modifications to Charter Section 5.04, Department of Law.

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Your proposal to simplify the language of Section 5.04 of the Norton Charter was referred to me for review. I have compared the proposed language with the existing section of the Norton Charter and relevant sections of the Ohio Revised Code. I find your proposed language to be an appropriate simplification of the Charter, and I have no additional language changes to suggest.

Please let me know if you have any additional questions.

**CHARTER REVIEW COMMISSION  
RESOLUTION**

September 6, 2006

**CRC RESOLUTION NO.:** 07-2006

**RE:** Article V-Administrative Departments; Section 5.04-Department of Law  
\_\_\_\_\_  
\_\_\_\_\_

**The Norton Charter Review Commission does hereby make the following recommendations on the above.**

Replace Section 5.04-Department of Law with the following language:  
\_\_\_\_\_  
\_\_\_\_\_

(See attached item 'A'.)  
\_\_\_\_\_  
\_\_\_\_\_

**Votes: FOR 7 AGAINST 0 ABSTAIN 0**

**Therefore this resolution is:**

**APPROVED X DENIED     TABLED**

**This resolution shall be sent to the Mayor for his action     or for his information X, and to Council for its action X or for its information    .**

Barbara Vimont

Charter Review Commission

Chair/Vice-Chair

9/6/06

Date

Gene C Becker

Charter Review Commission

Vice-Chair/Member

**Item 'A'-CRC Resolution No. 08-2006**

**Article VI-Boards and Commissions**

**Section 6.03-Board of Zoning and Building Appeals**

**A. Composition and Term**

**The Board of Zoning and Building Appeals shall consist of six electors of the Municipality not holding other Municipal office. The six electors, one from each of four wards, one at large and one alternate at large, shall be appointed by the Mayor with confirmation by Council. Both at large electors shall be from different wards. The alternate at large elector shall participate as a voting member only in the absence of one of the five regular electors.**

**CHARTER REVIEW COMMISSION  
RESOLUTION**

September 6, 2006

CRC RESOLUTION NO.: 08-2006

RE: Article VI-Boards and Commissions; Section 6.03-Board of Zoning &  
Building Appeals

The Norton Charter Review Commission does hereby make the following  
recommendations on the above.

Revise paragraph one of Section 6.03(A) with the following language:  
(See attached item 'A'.)

Votes: FOR 7 AGAINST 0 ABSTAIN 0

Therefore this resolution is:

APPROVED  DENIED  TABLED

This resolution shall be sent to the Mayor for his action  or for his information , and  
to Council for its action  or for its information .

Barbara Vimant  
Charter Review Commission  
Chair/Vice-Chair

Gene C Becker  
Charter Review Commission  
Vice-Chair/Member

9/6/06  
Date

Dear CHARTER REVIEW COMMISSION

Will you be reviewing Article II The Mayor,  
I really think it is time we have a full-time mayor  
instead of a part-time mayor for this city.  
If we want this City to move forward.

Thanks  
Dennis McGlone  
Ward 2 Councilman

**CITY OF NORTON, OHIO  
CHARTER REVIEW COMMISSION  
ATTENDANCE RECORD**

The following members were present at the Hearing of the Charter Review Commission,

Held on: **Wednesday, September 6, 2006**

<b>Barbara Vimont</b>	<u>Barbara Vimont</u>
<b>Gene Becker</b>	<u>Gene C. Becker</u>
<b>Megan Booth</b>	<u>Megan Booth</u>
<b>Charles Campbell</b>	<u>Charles Campbell</u>
<b>Robert Daymut</b>	<u>Robert Daymut</u>
<b>Christopher Judge</b>	<u>Christopher Judge</u>
<b>Sue Ringkor</b>	<u>Sue Ringkor</u>

Signed Cynthia J. Hughes  
Stenographer

**Distribution: Mayor  
CRC Files**