



**NORTON CITY COUNCIL  
REGULAR COUNCIL MEETING  
MONDAY, FEBRUARY 8, 2016**

Roll Call	Rick Rodgers	Also Present:
	Dennis McGlone	Mayor Mike Zita
	Joe Kernan	Valerie Wax Carr
	Dennis Pierson	Ron Messner
	Paul Tousley	Justin Markey
	Scott Pelot	Karla Richards
	Charlotte Whipkey	

The Regular Council Meeting convened on Monday, February 8, 2016 at 7:12 PM, in the Council Chambers of the Safety Administration Building. The meeting was called to order by Charlotte Whipkey, President of Council, followed by the Pledge of Allegiance and a moment of silent prayer. The Honorable Judge Fish Swore in Dennis McGlone into his seat as the Ward 2 Council elect. Ms. Whipkey announced that the reception that normally follows such an event will be postponed until next Tuesday after the Committee Meeting.

**NEW BUSINESS:**

Ms. Whipkey noted a slight change in the order of the items to address, and moved the public hearing up first since Mr. & Mrs. Beddow are present.

**Public Hearing-Res #7-2016** At or About 7:15 PM -A resolution to approve the renewal for placement of farmland located at 4379 Greenwich Road in an Agricultural District.

At 7:15 PM, Ms. Whipkey temporarily adjourned the Regular Council Meeting to convene the Public Hearing for Res. #7-2016. Ms. Whipkey asked the Clerk to certify the legal notice in the Barberton Herald. Mrs. Richards indicated the legal as was placed in the Barberton Herald on January 14, 2016 and that a notice was mailed to the applicant by certified mail on January 12, 2016. Ms. Whipkey called three (3) times for anyone in favor to please come forward. Mr. Pelot stated this is just a renewal for the property to be in an agricultural district, and Ms. Whipkey stated as always she supports the agricultural districts. Mr. Beddow came forward and thanked Council members for their consideration of this request. Ms. Whipkey called three (3) times for anyone against the application to come forward, and no one came forward. At 7:20 PM Ms. Whipkey declared the Public Hearing closed and reconvened the Regular Council Meeting back to session.

**Approve Charter Review Commission Members**

Mr. Tousley discussed Mayor Zita's recommendations and noted we have a listing of seven (7) candidates and he noted that this is his discretion. Mr. Tousley noted the last two on the list (Ms. Nutter and Mr. Orendus) and felt they were very brief. Mayor Zita noted that he had additional discussions with them and felt comfortable with them.

Mayor Zita stated Ms. Nutter was not able to attend this evening, but would attend next week and called each one of the members to the podium to introduce them. Mr. Ron Clawson stated he served on the CRC in the last round and with that knowledge wanted to volunteer to serve. Mr. Rodgers asked if he is willing to allow public comment and Mr. Clausen said of course, this is a public Charter. Mr. Pierson asked by what method, by request or written letter. Mr. Clawson stated that whatever format is available and would be happy to set up any time for the public to come forward and address their concerns. Mr. Pierson stated that the last time the Charter Review only accepted written comments. Ms. Whipkey stated what Mr. Pierson was trying to express is that the last round there was no public format used and we are stressing there will be a public comment format used with this round. Ms. Whipkey stated the Charter is a very important issue and the public should always have a say in their Charter as it belongs to the people. Mr. Pierson stated in the past your minutes stated Chapter 2 of the Public Meeting act you decided not to allow for the public to speak and Mr. Pierson stated he does not approve with this format and may not be supporting a few of these members by virtue of the comments in the past minutes. Mr. Clawson noted in the last review there were very few revisions and not much debate about them. Ms. Whipkey noted this Council is not trying to attack you or the members; it is just that Council feels very strongly on the matter of public speaking. Mr. Tousley echoed and that it's very critical the residents can speak. Mr. McGlone inquired on the rules for the Charter Review for public speaking and in general. Mayor Zita responded he had spoken with Madam President and he feels the public should have the opportunity to speak. Mayor Zita pointed out he wasn't Mayor during the last Charter Review session and it would be different this time. Mr. Markey stated he is currently working on their rules and those rules would be setting up public speaking rights. Ms. Mary Ann Driscoll, 4006 Deerspring Court, Norton, Ohio, came forward and she also stated she was part of the Charter Review Commission and the Comprehensive Plan, and wanted to serve again in some capacity. She is also open to the public comment as well as Councils suggestions for reviews. Ms. Driscoll stated she is very much looking forward to seeing Mr. Markey's creation of the guidelines that they should follow. Mr. Jack Gainer, 3920 Wadsworth Road, Norton, Ohio, came forward and stated that he also in favor of all public comments as long as he also can comment. Mr. Rodgers stated he has been forwarded over the last several years, different postings of different websites that Mr. Gainer and others are on, including some on Council, and those comments range from juvenile to malicious. Mr. Rodgers stated he could supply these comments by Mr. Gainer and they show a great bias and he personally has a problem with him serving on this panel, or any committee, which impacts this community. Mr. Gainer stated he also has an issue with Mr. Rodgers and his actions and comments. Mr. Gainer stated that his comments on he posted to Facebook are mainly against Mr. Rodgers. Mr. Rodgers stated they are against many in this room and this website is an embarrassment to this City and that even some on Council sitting in this room are engaging on it during a meeting. Mr. Rodgers stated the people from other cities have even approached him about the website. Ms. Whipkey pointed out to the public and Council as a whole, a Charter Review Commission is a recommending body to Council and those recommendations must come to Council for approval before ever going to the ballot. Ms. Whipkey stated she would like to see us being a little more polite to the people willing to serve on this Commission. Ms. Whipkey added it was not her intent to have the citizens come to the podium to be attacked or discredited in some way; some of these statements could be made privately. Mr. Thomas Marion, 3553 Glenbrook Drive, Norton, Ohio, came forward.

Mr. Marion stated many don't know him and that a fresh set of eyes this commission is maybe something it needs. Mr. Marion stated he is an attorney and deals with construing statutes and he would be a benefit to this community. Mr. Andre Mullins, 2886 Wilbanks Drive, Norton, Ohio, came forward. Mr. Mullins stated that he is relatively new to Norton; he has only been here about two (2) years and this is a new experience to him. Mr. Mullins stated he manages data centers, and has written procedures for many companies and he is now retired. Mr. Richard Orendus, 5186 Taylor Road, Norton, Ohio came forward and stated that would be the oldest member to serve.

Mr. Pelot thanked all of the candidates for their willingness to serve.

#### Executive Session -

Ms. Whipkey reminded about being recorded live during the Executive Session

At 7:38 PM, Mrs. Whipkey moved to temporarily adjourn the Regular Council Meeting to convene into Executive Session to discuss preparing for conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment; as defined in Section ORC 121.22(G) (4) and Section 3.12 of the City Charter, seconded by Mr. Pelot. Ms. Whipkey invited Mrs. Carr, Mayor Zita, Mr. Messner, and Mr. Markey, and Attorney Paul Jackson to attend

Roll Call:      Yes:   Whipkey, Pelot, Rodgers, McGlone, Kernan, Pierson, Tousley  
                  No:    None

Motion passed 7-0.

At 8:20 PM Council returned from Executive Session and Ms. Whipkey reconvened the Regular Council meeting back to session.

### **COMMITTEE OF THE WHOLE-Reports from Standing Committees**

#### Appoint Standing Committees

Ms. Whipkey stated that last round the Mr. Rodgers used his powers to established the full seven (7) members and she is now executing that same right to take the Committees back to the standard three (3) member Standing Committee Line up (see attached) and is to take effect immediately this evening.

#### Review & Approve Council Rules

Mr. Tousley asked if there was anything to add or any issues with the proposed issues that were raised last week. Ms. Whipkey discussed Rule 601 and the ability to change the Rules and questioned if this takes it away from the majority to 2/3 vote at all times?

Mr. Tousley thought last week we changed that so that it takes a majority at the first meeting of the year and then there after it can be changed by a 2/3 vote, and all were in agreement. Ms. Whipkey stated she would like to see if we are making a statement as a Council person, we need to be able to substantiate what is said and not just hear say. Ms. Whipkey stated she does not like it being reported as gospel that just because a Council person says something it's a fact.

Mr. Kernan stated in theory that's a good idea but questioned on how to enforce that. Mr. Toulsey moved to approve the Council Rules as amended this evening, seconded by Ms. Whipkey.

Roll Call: Yes: Tousley, Whipkey, Rodgers, McGlone, Kernan, Pierson, Pelot  
No: None

Motion passed 7-0.

Res. #11-2016

Mr. Tousley stated that from the earlier discussion on the Charter Review Commission appointments we interviewed earlier, he moved to add Res #11-2016 to the agenda, seconded by Ms. Whipkey.

Roll Call: Yes: Tousley, Whipkey, Rodgers, McGlone, Kernan, Pierson, Pelot  
No: None

Motion passed 7-0.

Ord. #12-2016

Mr. Tousley stated that as a result of the Executive Session we were just in this is for the AFSCME Clerical unit and approves 1.5 % raise in 2016 and 2% raise in 2017. Mr. Tousley moved to add Ord. #12-2016 AFSCME Union to the agenda, seconded by Ms. Whipkey.

Roll Call: Yes: Tousley, Whipkey, Rodgers, McGlone, Kernan, Pierson, Pelot  
No: None

Motion passed 7-0.

Nash Heights

Mr. Rodgers had asked for further discussion on his suggestions from earlier this evening. Mr. Rodgers moved for a resolution to set the sewer assessments at \$10,500 for Nash Heights, seconded by Mr. Pierson which represents a 40% share of the total cost of the Nash Heights project. Mr. Kernan asked if this is to amend Res #13-2016 to \$10,500 and Mr. Rodgers replied no, this is for the Resolutions of Necessity. Mr. Kernan clarified this is to carry that figure of \$10,500 in all three of these Resolutions tonight; Resolution #2-2016, Resolution #3-2016 and Resolution #13-2016 and Mr. Rodgers concurred. Mr. Kernan stated that one of the things when you are sitting on Council is to decide how to proceed and what to do and people will think we should vote one way or another. This can be a messy process and the only way to move things forward is to reach some type of a compromise. Most people know where he stands on this and we need to move this project forward and although we were talking \$13,000, he suggested a compromise at \$11,200.00 and move this project forward as it is in the middle. Mr. Rodgers stated that he would support this. Mr. Rodgers stated that in addition he is also asking for a resolution to refund in the amount of \$2,000.00 to Greenwich Road and Oak-Pleasant Roads and wants to see this move forward of or in conjunction with the Resolution of Necessity so we can guarantee this.

Ms. Whipkey clarified that Mr. Rodgers is saying he is OK with \$11,200.00 and he still wants to see a refund of \$2,000.00 to those other projects. Mr. Pelot asked how many homes are we talking about and Mrs. Carr stated that is about forty (40). Ms. Whipkey asked is this it or is Mr. Rodgers asking to take it back to all projects since 2009? Mr. Rodgers stated these were the only sewer projects and the other ones are for water and were funded with grants and he believed he had heard the assessments were about \$3,000. Mr. Kernan stated that's about \$84,000.00 for all of them. Mr. Kernan stated we obviously have a divided Council and community and that's where compromise sets in. Not everyone is going to be happy as everyone is not going to get everything they want on either side because it is not possible and is not going to happen. He is not thrilled about either of these things; but he may need to cast votes for this tonight and he may catch hell from some residents on this, but that is ok as will other members from people they have been talking with. That extra money is about \$550,000 extra with taking the \$11,200 and the refunds of \$2,000.00. Ms. Whipkey stated that she has always said we need to do what we can to help those affected with previous assessments, and would go along with this as long as we can get these Resolutions of Necessity passed before the EPA comes in on us. Mr. Pierson stated that he is finally glad to get to a consensus on this as he has fought this for going on six years, but we need to move it forward, he is not worried about the EPA coming down on us. He's hoping we will vote on it unanimously and push it forward and we will pass the resolutions. Mr. Kernan asked if we have any comments from the Administration? Mrs. Carr stated it's Council's decision and we do have future projects such as the Cleveland-Massillon Road sewer project and we need to consider this as that is coming from roll back funds. Mr. Rodgers discussed the potential option of reimbursing the design fees and if that is actually in the loan documents we applied for; and Mr. Markey concurred. Mr. Rodgers stated this should be restricted to residential sewers because they are citizens in this City paying that roll back tax although not everyone in Nash Heights pays that tax, but many did. Mr. Rodgers stated this should be a precedent that anytime we go into a residential area and convert to sewer, we can do this because of the roll back tax. Mrs. Carr asked Mr. Rodgers for clarification that he intends to apply this formula to future projects that are in a troubled situation and how this would affect that and Mr. Rodgers replied yes for all residential hook ups and assessments. Mr. Pelot stated he wants to see figures from the Finance Director to back up and support this precedent model before we move on this legislation going forward. Mr. Pelot stated he wants to know based on the revenue each year, how many homes, how many upcoming projects, funds available, etc. If we get hit with another area of this size, can we sustain this spending going forward, say for the next one-hundred (100) homes or if a larger number of homes would need another formula. There needs to be something in place and to be able to back this up. Mr. Pierson stated that process could have been cured in the past with previous Council's and Mayors and Administration. We have a compromise on the table, let's just get it done. Mr. Pelot agreed but stated that Mr. Pierson of all people who work with numbers and contracts; you cannot throw arbitrary numbers out there and make a generalized statement without the figures to back it up. Mr. Pierson stated he fails to understand why this Council is not willing to help these citizens who pay the bills. If this does not work we can come back and readjust this later on so let's stop this back and forth. Mr. Pierson stated that he would not support the Resolutions of Necessity without this and that he does not feel Mr. Rodgers or Mr. Tousley would either. Mr. Kernan stated that he knows that Mr. Rodgers wants to set a precedent and we could write this up now and include that and try to make it iron clad.

The fact of the matter is that future Councils can say we cannot do this and could do something else as they have every right to do. Mr. Pierson agreed and stated to replace it they would have to have a minimum of six (6) votes to amend this later. Mr. Kernan responded that he was not talking about this particular project; he was talking about future projects. Mr. Rodgers stated he agreed 100% with Mr. Kernan, however they are answerable to the people that elected them and if they decide to pull that off later on down the road then let them do it at their own peril. We know the roll back fund is going to go to 2034 as it sets and he does not believe for a minute that if it is needed future Councils will extend it; we are not going to raid the fund we are going to borrow against this and Mr. Markey stated in the past this was acceptable. Mrs. Carr clarified that in Resolution #13-2016 are you just going with the dollar amount of \$11,200.00 or the percentage of 42% instead of 42.7 percent that is the new percentage? Mr. Rodgers stated we have to go with the percentage or it wouldn't be fair to the other residents as we do not know what the next project would cost. Mr. Markey suggested we do this in separate motions for exactly what we are talking about; one for Resolution #13-2016; one for the refund from 2009 so as to not miss any projects, but a policy should be in writing; and ones to amend #Resolution #2-2016 and Resolution #3-2016. Mr. Markey stated he did not share Mr. Pierson's view that the EPA won't come at all, but suggested you take the time to get this right and next Tuesday would not be too late to do so as we could make up the time in the schedule. Mr. Pierson clarified that he did not say the EPA won't come back, but remember it's been two months since the big push and they haven't even had a meeting yet; his suggestion is to get in writing, have a meeting Wednesday get it passed and move forward. Mr. Rodgers moved to revise Res. #2-2016, Exhibit C to reflect the assessment number of \$11,200.00, seconded by Mr. Pierson.

Roll Call:     Yes:   Rodgers, Pierson, McGlone, Kernan, Tousley, Whipkey  
                  No:    Pelot

Motion passed 6-1.

Mr. Rodgers moved to revise Res. #3-2016, Exhibit C, to reflect the assessment number of \$11,200.00, seconded by Mr. Pierson. Mr. Tousley stated he supports this but still has issues with vacuum numbers being the same as gravity, as there is a cost difference between the two.

Roll Call:     Yes:   Rodgers, Pierson, McGlone, Kernan, Tousley, Whipkey  
                  No:    Pelot

Motion passed 6-1.

Mr. Rodgers moved to have a resolution prepared to refund \$2,000 per resident affected by sewer assessments since July 2009, seconded by Mr. Pierson. Mr. Pelot asked if this is just for sewer or does that include water projects? Mr. Rodgers stated for now this is just for sewer and once he gets more figures he may bring something forward on water line projects. Mr. Tousley questioned the difference of the prior assessments of \$12,900.00 and Mr. Rodgers stated that they would be a little under the current assessment, but the amount could not be removed from their assessments and they still had to pay the interest so they weren't getting ahead that much.

There was discussion as to whether this is for future, past or current projects and Mr. Markey clarified this would be for the Oak-Pleasant and Greenwich Road projects and would be listed out to have next week.

Roll Call      Yes:    Rodgers, Pierson, McGlone, Kernan, Tousley, Whipkey  
                    No:      Pelot

Motion passed 6-1.

Mr. Rodgers moved for a Resolution to be prepared to cap the resident's share of the assessments on all future septic to sanitary sewer transitions, at the percentage of 43% seconded by Mr. Pierson. Mr. Rodgers stated in his proposal he discussed the package plants and maybe this should also be included in the legislation. Mr. Markey stated that Barberton would be handling the abandonment of the package plants, and we don't need to worry about that as he believed they had told the Administration there would be no assessments on that. Mr. Markey raised the concerns with this if it's voluntary, if there is a nuisance, and just how far do you want to take this policy? Mr. Rodgers stated again it's the people's money and it's unique that we collect a portion of income tax for sewer and water, and does not see why we cannot share this with them. Mr. Rodgers added he did not believe that many would be clamoring to get sewers. Ms. Carr raised the issue that the City is paying 57% of this and Mr. Rodgers responded maybe that was boon to the City. Mr. Pelot repeated that unless you have figures to back it up, you could not arbitrarily throw a formula out there.

Roll Call      Yes:    Rodgers, Pierson, Kernan, Tousley, Whipkey  
                    No:      Pelot, McGlone

Motion passed 5-2.

Mr. Markey stated that in light of amending Resolution #2-2016 and Resolution #3-2016 we no longer need Resolution #13-2016. Mr. Pelot moved to remove Resolution #13-2016 from consideration, seconded by Ms. Whipkey.

Roll Call:      Yes:    Pelot, Whipkey, Rodgers, McGlone, Kernan, Tousley  
                    No:      None

Motion passed 7-0.

**COMMUNICATIONS FROM THE PUBLIC-Agenda and Non-Agenda Items**

Ms. Sherrie Smith, 3794 Easton Road, Norton, Ohio had signed in to speak however she has left the meeting at this point.

Ms. Mary Christ, 3721 Brookside Drive, Norton, Ohio, thanked Mr. Kernan and others for moving this along and she wants to see the Resolutions and the numbers and wants to see how this will all work as she wants to sell her house. Ms. Christ stated her home is currently under water and now there is going to be another \$11,000.00. Ms. Christ stated that if we have such high e-coli numbers then why are all not sick in Nash Heights? Mr. Pelot reminded that counts were pulled from the water runoff, not the drinking water.

Mr. Mike Bartoe, 3743 Easton Road, Norton, Ohio, thanked Council for making the decisions and working together, Mr. Bartoe discussed the rollback money and when it comes up that we can actually do more to help the people, don't be afraid to help the people more and be generous.

Mr. Charlie Zenner, 3853 Valley Drive, Norton, Ohio, asked since we voted for the \$11,200.00 is the vacuum system now dead, and that Mr. Tousley had said that could be another savings of \$4,200.00? Mr. Tousley stated it's not dead; it's still up for discussion although we have opinions. Mr. Zenner discussed some literature placed in the mailboxes relating to the costs for sewers of about \$19,500.00. How is it that on one side of the street there are four houses and on the other there are only two (2) homes at the corner of Higgins and Wooddale, and he questions who pays for the other six-hundred (600) feet of sewer line going down Valley Drive on their side of the road? Wouldn't it be more fair that the person on Wooddale or Higgins should have to pay for another assessment? If you find out how much it would cost to run the line from Wooddale to Higgins, and if you have eight (8) residents paying for... let's say \$40,000 and that it would be like \$5,000.00 each. Mr. Rodgers stated this was discussed a lot and the fairest solution is to go by benefit for the whole community. Mr. Zenner stated that it still does not make sense because the guy with 300 feet is being paid for by others. Mr. Rodgers stated if we went by footage the impact would be greater, and yes there may be some residents that may end up losing their homes or having to walk away from them so the fairest way was to divide the cost by the area being serviced. Mr. Zenner complained that he had 140 feet yet was paying for someone else's footage and there are a lot of street corners with one property going both ways. Ms Whipkey stated that she understands Mr. Zenner wants to now charge everyone by footage versus by the actual benefit after we just came to an assessment amount and she did not believe we had another couple of years to do so.

### **CONSIDERATION OF MINUTES**

Consideration of the January 25, 2016 Regular Council Meeting, approved as submitted.  
Consideration of the February 1, 2016 Committee Work Session-Deferred to 2-22-16

### **REPORTS FROM OFFICERS, BOARDS AND COMMISSIONS**

Mayor Zita read about an opening for a Ward 2 representative for the Building & Zoning Appeals Board (see attached). Mrs. Carr stated Adopt-A-Spot letters are being sent out again for the flower scape sights. Norton Clean Up day is scheduled for April 30, 2016.

### **INTRODUCTION OF NEW LEGISLATION**

#### **RES #10-2016**

Mr. Kernan offered Res. #10-2016 for its first reading and asked the Clerk to read it:

**A RESOLUTION TO APPROVE THE PLACEMENT OF FARMLAND LOCATED AT 3631 S. MEDINA LINE ROAD IN AN AGRICULTURAL DISTRICT.**

First reading only. Public Hearing on February 22, 2016 at or about 7:15 PM

**\*\*\* ADDED TO THE AGENDA**

**RES #11-2016**

Mr. Tousley offered Res. #11-2016 for its first reading and asked the Clerk to read it:

A RESOLUTION CONFIRMING THE APPOINTMENT OF RON CLAWSON, MARY ANN DRISCOLL, JACK GAINER, THOMAS MARINO, ANDREW MULLINS, CONNIE NUTTER AND RICHARD ORENDAS TO A TERM ON THE CHARTER REVIEW COMMISSION PURSUANT TO SECTION 7.01 OF THE CHARTER OF THE CITY OF NORTON, AND DECLARING AN EMERGENCY.

First reading only. Mr. Tousley asked when Mayor Zita wants to get this up and running and Mayor Zita stated he would like to have them in place by March 1, 2016.

**ORD #12-2016**

Mr. Tousley offered Ord. #12-2016 for its first reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO EXECUTE AND DELIVER A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF NORTON AND THE AFSCME OFFICE AND CLERICAL OF THE CITY, AND DECLARING AN EMERGENCY.

First reading only. Mr. Pelot stated when we talk about salaries, the employees would like to see the funds in their pockets and this is retroactive couldn't we waive readings and pass this tonight? Mr. Tousley stated he would not be in favor of moving this tonight as he did not like to move things the same night they are introduced as he did not feel it was fair to the residents. Mr. Rodgers stated if we are having a Special Council Meeting next week we could address this then.

**INTRODUCTION OF PRIOR LEGISLATION**

**ORD #5-2016**

Mr. Kernan offered Ord. #5-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE TO AUTHORIZE THE ADMINISTRATIVE OFFICER TO ENTER INTO AN AGREEMENT WITH INSITE ADVISORY GROUP, LLC FOR ECONOMIC DEVELOPMENT CONSULTING SERVICES, AND DECLARING AN EMERGENCY.

Second reading only.

**RES #6-2016**

Mr. Pierson offered Res. 6-2016 for its second reading and asked the Clerk to read it:

A RESOLUTION AUTHORIZING THE ADMINISTRATIVE OFFICER TO REQUEST TO PARTICIPATE IN THE SUMMIT COUNTY ENGINEER'S OFFICE ROAD MAINTENANCE PROGRAM, AND DECLARING AN EMERGENCY.

Second reading only.

**RES #7-2016**

Mr. Kernan offered Res. #7-2016 for its second reading and asked the Clerk to read it:

A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF FARMLAND LOCATED AT 4379 GREENWICH ROAD IN AN AGRICULTURAL DISTRICT.

Second reading only. Mr. McGlone asked to adopt since this had the Public Hearing earlier this evening. Mr. Kernan moved to waive the third reading, seconded by Ms. Whipkey.

Roll Call:     Yes:   Kernan, Whipkey, Rodgers, McGlone Pierson, Tousley, Pelot  
                  No:    None

Motion passed 7-0.

Mr. Kernan moved to adopt Res. #7-2016, seconded by Ms. Whipkey.

Roll Call:     Yes:   Kernan, Whipkey, Rodgers, McGlone Pierson, Tousley, Pelot  
                  No:    None

Motion passed 7-0.

**AMENDED RES #2-2016**

Mr. Pelot offered Amended Res. #2-2016 for its third reading and asked the Clerk to read it:

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE ALBERTA DRIVE, BROOKSIDE COURT, BROOKSIDE DRIVE, CLUBVIEW DRIVE, CROYDON ROAD, EASTON ROAD, EVERETT DRIVE, GREENWICH ROAD, HIGGINS DRIVE, LITTLE BOULEVARD, NASH BOULEVARD, RANGELEY ROAD, SHELLHART ROAD, VALLEY DRIVE, WEYRICK DRIVE AND WOODDALE DRIVE BETWEEN CERTAIN TERMINI, BY CONSTRUCTING AND INSTALLING GRAVITY SANITARY SEWER LINES, TOGETHER WITH NECESSARY APPURTENANCES THERETO, COMPRISING THE NASH HEIGHTS GRAVITY SANITARY SEWER SYSTEM IMPROVEMENTS FOR THE EAST PHASE I, THE PUMP STATION PHASE II AND THE WEST PHASE III AND DECLARING AN EMERGENCY.

Third reading only.

**AMENDED RES #3-2016**

Mr. Pelot offered Amended Res. #3-2016 for its third reading and asked the Clerk to read it:

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE ALBERTA DRIVE, BROOKSIDE COURT, BROOKSIDE DRIVE, CLUBVIEW DRIVE, CROYDON ROAD, EASTON ROAD, EVERETT DRIVE, GREENWICH ROAD, HIGGINS DRIVE, LITTLE BOULEVARD, NASH BOULEVARD, RANGELEY ROAD, SHELLHART ROAD, VALLEY DRIVE, WEYRICK DRIVE AND WOODDALE DRIVE BETWEEN CERTAIN TERMINI, BY CONSTRUCTING AND INSTALLING VACUUM SANITARY SEWER LINES, TOGETHER WITH NECESSARY APPURTENANCES THERETO, COMPRISING THE NASH HEIGHTS VACUUM SANITARY SEWER SYSTEM IMPROVEMENTS FOR THE EAST PHASE I, THE VACUUM STATION PHASE II AND THE WEST PHASE III; AND DECLARING AN EMERGENCY.

Third reading only.

**ORD #4-2016**

Mr. Pelot offered Ord. #4-2016 for its third reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING CITY OFFICIALS TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY AND THE OHIO WATER DEVELOPMENT AUTHORITY FOR THE NASH HEIGHTS SANITARY SEWER PROJECT.

Mr. Pelot moved to adopt Ord. #4-2016, seconded by Ms. Whipkey. Mr. Rodgers asked if we can adopt this one before adopting Resolutions #2-2016 and #3-2016? Mr. Markey replied yes you can, this is for the funding.

Roll Call:     Yes:   Pelot, Whipkey, Rodgers, McGlone, Kernan, Pierson, Pelot  
                  No:   None

Motion passed 7-0.

**UNFINISHED BUSINESS:**

Mr. Kernan stated he had indicated to Ms. Whipkey that he could not be at a meeting for next Tuesday, and asked if there was any way to move this to next Wednesday instead? After Council members checking their calendars it was decided to move both the Committee Work Session and a Special Council meeting to next Wednesday, February 17<sup>th</sup>, at 7:00 pm. Mr. Rodgers discussed issues with the upcoming the trash haulers and he still is concerned with the damage caused to the roads. He would like to see the increase for the up-charge or whatever is necessary to compensate that. Mr. Pelot added there was a problem with the driver's going too fast and stopping too suddenly that causes damage as was done in Norton Acres. Mrs. Carr stated that every time we get a call we go out and take pictures and it's all documented. Mr. Rodgers asked if this is from lifting the dumpsters up and over onto the trucks and Mrs. Carr replied no; it's from the excessive stopping and starting. Mr. Pierson suggested the companies use engine compression brakes although the residents may complain about the noise.

**NEW BUSINESS CONTINUED**

None

**PUBLIC SERVICE ANNOUNCEMENTS:**

Mayor read several announcements (see attached). Mr. Rodgers noted that Ford is talking about building the Crown Victoria just for police use so we may consider this in the next vehicle purchases.

**PUBLIC UPDATES:**

There were none.

**ADJOURN:**

There being no other business to come before the Special Council Meeting, the meeting was adjourned at 9:35 PM.

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Charlotte Whipkey, President of Council

I, Karla Richards, CMC-Clerk of Council for the City of Norton, do hereby certify that the foregoing minutes were approved at a Regular Council Meeting held on March 14, 2016.

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Karla Richards, CMC-Clerk of Council

**\*NOTE: THESE MINUTES ARE NOT VERBATIM\***

**\*\*ORIGINAL SIGNED AND APPROVED MINUTES ARE ON FILE WITH THE CLERK OF COUNCIL\*\***

All Council & Committee Meetings will be held at the Norton Safety Administration Building, unless otherwise n

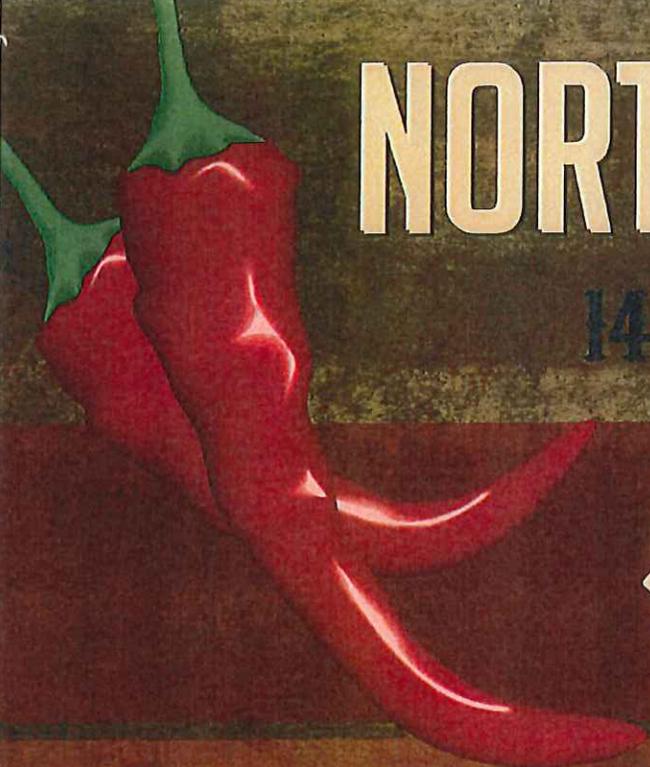
# City of **NORTON**

## 2016 NORTON CITY COUNCIL

<b>PRESIDENT OF COUNCIL</b>	<b>CHARLOTTE WHIPKEY</b>	<b>825-6006</b>
<b>VICE-PRESIDENT</b>	<b>SCOTT PELOT</b>	<b>825-0279</b>
<b>LAW DIRECTOR</b>	<b>JUSTIN MARKEY</b>	<b>849-6632</b>
<b>CLERK OF COUNCIL</b>	<b>KARLA RICHARDS</b>	<b>825-7815 #322 (Office)</b>

### STANDING COMMITTEES

<b>COMMITTEE</b>	<b>CHAIR</b>	<b>VICE-CHAIR</b>	<b>MEMBER</b>
<b>FINANCE</b>	Charlotte Whipkey 825-6006	Scott Pelot 825-0279	Dennis Pierson 819-0005 (Cell)
<b>PERSONNEL/RULES</b>	Paul Tousley 706-9797	Rick Rodgers 807-3487 (Cell)	Dennis McGlone 848-9338
<b>PLANNING AND ECONOMIC DEV.</b>	Joe Kernan 607-9318 (Cell)	Dennis McGlone 848-9338	Scott Pelot 825-0279
<b>PROPERTY-MINE</b>	Rick Rodgers 807-3487 (Cell)	Dennis Pierson 819-0005 (Cell)	Charlotte Whipkey 825-6006
<b>SAFETY</b>	Dennis McGlone 848-9338	Joe Kernan 607-9318 (Cell)	Rick Rodgers 807-3487 (Cell)
<b>SERVICE</b>	Dennis Pierson 819-0005 (Cell)	Charlotte Whipkey 825-6006	Paul Tousley 706-9797
<b>UTILITIES</b>	Scott Pelot 825-0279	Paul Tousley 706-9797	Joe Kernan 607-9318 (Cell)



# NORTON KIWANIS

14TH ANNUAL

# CHILI

# COOK

# OFF

Saturday  
February 20, 2016  
Norton Community Center

Chili entry fee: \$6.00  
*Drop off chili entries from 2:00 - 3:00*  
On the day of the event

**ALL CONTESTANTS INVITED!!!!**  
**Categories: BEST, HOTTEST, BEST MILD,  
PEOPLE'S CHOICE, BEST COMERCIAL**

GET YOUR ENTRY FORM TODAY BY CALLING ED @ 330-819-5658  
RAFFLE BASKETS & 50 / 50  
Dinner served from 4:00 to 7:00

**ADULTS \$6.00 / CHILDREN: (6 & UNDER): FREE!**

Net proceeds benefit Norton High School Scholarships