



**NORTON CITY COUNCIL
REGULAR COUNCIL MEETING
APRIL 11, 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, April 11, 2016 at 7:00 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.

COMMITTEE OF THE WHOLE

Ms. Whipkey officially acknowledged receipt of the March, 2016 Budget reports from Mr. Messner, Director of Finance.

ORD #30-2016

Mrs. Richards noted she had listed this on tonight's agenda prematurely. Last week discussion was held and the Committee decided to continue that to the next Work Session for more feedback. There was no motion for this to be on the agenda tonight. Mr. Pelot moved to add Ord. #30-2016 to the agenda, seconded by Mr. Kernan.

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

Motion passed 7-0.

COMMUNICATIONS FROM THE PUBLIC

Mr. Jim Bennett, 3648 Durham Road, Norton, Ohio, and current President of the Norton Kiwanis announced this year's annual Community Prayer Breakfast on May 5, 2016 at 7:00 AM at the Johnson United Methodist Church. Mr. Bennett noted that he has tickets, as well as Mrs. Ann Campbell if anyone is interested.

Ms. Sherry Smith, 3794 Easton Road, Norton, Ohio, commented about the town hall meeting held last week and she thanked Mr. Rodgers, Mr. Pierson, and Mr. Tousley for the information they shared. Ms. Smith commented on Ms. Whipkey's attendance and the language she used was very non-professional and that there were children present. Ms. Whipkey noted that Ms. Smith had nothing to say about when she gets attacked as she had tried to respond?

Ms. Whipkey stated she would debate how good the information was that the residents got that evening. Ms. Whipkey stated that there were some misinformed statements made such as the fact that we have applied for a 30 yr loan application not 20 yrs. Ms. Whipkey stated she does not recall exactly what it was that she said to Mr. Pierson as he had denied the statements she pointed out to him that he had made. Ms. Whipkey stated if she said something inappropriate and she does apologize that if her language was offensive and that apology is meant for the public not to Mr. Pierson. Mr. Rodgers stated he also heard the language Ms. Whipkey used and we had a lengthy discussion with the residents being affected by this assessment. Emotions were running high that evening and no one swore in that room. Mr. Rodgers stated that Ms. Whipkey is wrong about the terms of the loan and we all received a copy of that loan application. Mr. Rodgers stated that the application we submitted was for 20 years. Mr. Markey clarified that the Amortization Schedule is up to 20 years. However, the cover page submitted reflected a 30 year loan. Mr. Markey noted that the application form was not updated to allow the City to select a box that indicated 30 years so it was indicated on the cover page of the application. Ms. Smith asked if this town hall meeting was open to the public and if so why weren't all of Council members there? Mr. Kernan stated he had a prior commitment. Mrs. Carr stated she was teaching a class at Kent State and was not consulted on this date a head of time. Mr. Pelot indicated his father was having cancer surgery that day. Ms. Whipkey asked if Ms. Smith she ever received the documents she had asked for and that Mr. Rodgers indicated she would get? Mrs. Smith stated that she did not receive them. Ms. Whipkey stated that she would see that this information is current and up to date on the web page.

Mr. Jim Lino, 5058 Grove Avenue, Norton, Ohio, stated he did not see anything in the papers about the new trash contract with Republic. Mr. McGlone stated this will be going all three readings and we are not voting on anything tonight. Mr. Rodgers explained we went out for bids because the contract ran out and Republic was cheaper.

Mr. Tom Winn, 3920 Croydon, Norton, Ohio, stated his comments are directed to all. Mr. Winn indicated he also attended the town hall meeting, and it did not end well. It almost seemed like sabotage. The efforts by the three (3) Council members ended up no where. There seems to be some on Council working on innovative designs or out of the box ideas. With technology things are happening with a new project versus an old project. Mr. Winn stated that if the remainder of Council would take the time to evaluate what is truly the best system and save the residents, maybe a few more residents will be left in their homes. He was not sure that all of you care and represent us, and it seems like you don't care, and that is just a shame.

CONSIDERATION OF MINUTES

Minutes of the Committee Work Session of March 28, 2016 were approved as submitted.

Minutes of the Regular Council Meeting of April 4, 2016 were approved with following corrections; first paragraph on page one change Vice President to President and on page #12 line #6 change \$6.00 to \$3.00 per extra cart. Minutes approved as corrected.

REPORTS FROM OFFICERS, BOARDS AND COMMISSIONS

PUBLIC HEARINGS-None

INTRODUCTION OF NEW LEGISLATION

ORD #26-2018

Ms. Whipkey offered Ord. #26-2016 for a first reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO EXECUTE AND DELIVER A CONTRACT WITH ROMASTER CORPORATION FOR CLEANING SERVICES FOR CITY BUILDINGS; AND DECLARING AN EMERGENCY.

First reading only.

ORD #30-2016

Mr. Pelot offered Ord. #30-2016 for its first reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO EXECUTE AND DELIVER AN EXCLUSIVE 5-YEAR CONTRACT TO PERFORM RESIDENTIAL SOLID WASTE COLLECTION AND RECYCLING SERVICES TO REPUBLIC SERVICES OF OHIO HAULING, LLC.

First reading only.

ORD #31-2016

Mr. Pelot offered Ord. #31-2016 for its first reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AND DELIVER A PETITION REQUESTING THE CREATION OF THE WOLF CREEK WATERSHED CONSERVANCY DISTRICT; AND DECLARING AN EMERGENCY.

First reading only.

RES #32-2016

Mr. Kernan moved to table Res. #32-2016 seconded by Ms. Whipkey.

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

Motion passed 7-0.

INTRODUCTION OF PRIOR LEGISLATION

ORD #20-2016

Mr. Pelot offered Ord. #20-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE APPOINTING AN ASSESSMENT EQUALIZATION BOARD TO HEAR OBJECTIONS RELATING TO THE NASH HEIGHTS GRAVITY SANITARY SEWER SYSTEM IMPROVEMENTS; AND DECLARING AN EMERGENCY.

Second reading only.

ORD #25-2016

Mr. Pierson offered Ord. #25-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE LEASE-PURCHASE OF A 2014 JOHN DEERE 410K BACKHOE LOADER FROM MURPHY TRACTOR & EQUIPMENT CO., AND DECLARING AN EMERGENCY.

Second reading only.

ORD #18-2016

Mr. Pierson offered Ord. #18-2016 for its third reading and asked the Clerk to read it:

AN ORDINANCE PROVIDING CONSENT TO THE OHIO DEPARTMENT OF TRANSPORTATION REGARDING THE PROJECT DESIGNATED AS SUM-SR 585-0.00 – PID NO. 94123.

Mr. Pierson moved to adopt Ord. #18-2016, seconded by Ms. Whipkey.

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

Motion passed 7-0.

UNFINISHED BUSINESS

Mr. Pelot asked about the backhoe and once legislation is passed when would this be ordered?
Mr. Messner stated it is ready to go and is sitting in the yard down in Canton, Ohio.

Mrs. Carr discussed the Cleve-Mass. Road Phase I widening bid recently received. The bid amount was slightly higher than the Engineers estimate but it still falls within the State Bid and we are now committed to another \$5,511.03 which does not require legislation. This is still a good deal with the 80/20 split and 90/10 split on additional items. Mrs. Carr stated that Karvo is the winning bid for the contractor and this still falls within the threshold. Mrs. Carr stated that there will be a pre-construction meeting with Karvo in the near future. Mr. Rodgers asked if the \$5,511.03 is our share and Mrs. Carr replied yes. Mr. Pelot asked if we have talked with the business owners in this area? Mrs. Carr stated we have talked with them during the right of way process and we are working with some of the businesses. One business (Diefendorff Service Garage) may be closed for vacation around that time and hopefully we can coordinate that. Mrs. Carr stated that we will be posting “Open During Construction” signs on this area. Mr. Rodgers asked about potential fuel surcharges and if this is something Republic may be charging. Mrs. Carr replied they will not be charging this which was confusing to her and she did inquire about this with Republic and they indicated it’s not necessary. Mr. Rodgers asked about a follow up on Silver Springs and where we are with this project. Mrs. Carr stated she had intended to meet with the Engineer on this and due to a family emergency with his first grandchild being born by emergency delivery he has left town. Mrs. Carr stated she would like to meet with him sometime next week. Mr. Rodgers asked to be included in this and if there is to be a motion forthcoming from that Committee relating to the bids? Mr. Kernan stated that there will not be a motion tonight because we need to review the numbers.

Mr. Kernan reminded everyone that if we do this we also need to look at where this funding is going to come from in relation to the current road program. Mr. Tousley asked where we are with that road program and Mrs. Carr stated that there are various components here and different bid types. Mrs. Carr stated that Mr. White will be working on the breakdowns and costs soon. Mr. Pelot asked if there were any extra grants relating to funding this since it relates to flooding somewhere and Mrs. Carr replied not that she is aware of. Mrs. Carr stated that in order to apply you need to have a truly catastrophic event which we did not have. Mr. Rodgers asked Mr. Messner about finding another \$48,000.00 and Mr. Messner stated he would have to pull that from another source. Ms. Whipkey asked about the 80/20 split for the Cleveland-Massillon Road project and that was the split for the road way and the 90/10 split is for reimbursing the property owners and Mrs. Carr concurred adding that the 90/10 also includes the engineering costs. Mr. Pierson asked about the handicap services in the City trash service and if those residents need to resubmit these? Mrs. Carr stated we are working on that and technically residents need to re-apply each year and she is not sure this was being done. Mrs. Carr stated we do have a list and we can verify that by phone and there are about 26 residents on that service. Mr. Rodgers asked Mrs. Carr to explain for Mr. Lino the details of the current bid offer. Mrs. Carr stated that we are looking at the bid for unlimited service which has about 3500 customers. Limited has 200 customers; bag service has about 180 customers. The good news with this bid is that every category is lower. We bid a 96 gallon trash cart and 65 gallon cart for recycling. They are willing to work with those on the unlimited at 65 gallons. In addition we will no longer be paying for the pickup fees for the community recycling. There will be 2 Christmas tree pick ups, 2 household appliance pick ups; and we have expanded on the numbers of recyclables now being #1-#7. The more we can recycle the more grant money we can get. We currently get \$10,000.00 and we can increase this to over \$12,000.00. We can use this for new recycle containers, better lighting and signs. Mrs. Carr stated that the recycling pick up will be weekly now instead of every two weeks. Mr. Lino asked about pick of large TVs and Kimble said they would pick that up as long as one person can pick it up from the curb. Mrs. Carr reminded everyone that is on unlimited would still have this option at no extra cost. Ms. Whipkey discussed her request last week about the railway safety issue and noted that all of Council had received some updated information. Ms. Whipkey asked for Council to review this before next week to discuss. Mr. Rodgers asked if this is not a union issue and Ms. Whipkey replied no this is a Federal issue to reduce the number of employees down to two (2) and this is what the union is asking for to have no less than two (2). Ms. Whipkey stated that anyone from the general public can get behind the Federal issue and they can log on to the site and provide their feedback. Ms. Whipkey clarified that it was a union rail worker that brought this to her attention.

NEW BUSINESS

There was none.

PUBLIC SERVICE ANNOUNCEMENTS

Mayor Zita read several announcements (see attached).

PUBLIC UPDATES

Ms. Whipkey asked Mrs. Carr about the Adopt-A-Spot and the community service with some of the high school students in order to graduate and asked if this fits in at the same time?

Mrs. Carr explained we usually use a large group of students for the community clean up day. Adopt-A-Spot is the first week of June this year, so that might not work for this. Mr. Rodgers discussed the speed trailer and if this has traffic count ability? Mrs. Carr replied yes. Mr. Rodgers asked to have this placed at the intersections of St. Rt. 261 and at Hametown Road to re-evaluate the need for a stop sign or a traffic light at this intersection. Mr. Rodgers stated the traffic flow has increased with the closing of Minor Road on St. Rt. 21 and this is now considered the detour route. In addition with the widening of 224 we are going to be impacted beyond belief because this is the natural cut across. Mayor Zita stated we would look into that and that Summit County has other devices to assist with getting traffic counts. Mr. Rodgers discussed his town hall meeting; Ms. Whipkey had stated something about erroneous information. Mr. Rodgers stated the information handed out was factual and is something we have all seen before. Mr. Rodgers stated the loss of savings to the residents by not bidding out the vacuum sewers and they could have saved upwards of \$4,000.00 for the build costs. Mr. Rodgers stated the newspapers reported a couple of dozen attended and he noted there were nearly 75 attending, we had 12 tables and they were full. Mr. Rodgers stated as an elected official we are upheld to a higher standard and foul language is not actable and a public apology is warranted. Ms. Whipkey stated that she had already apologized to the public earlier in this meeting. Mr. Rodgers stated that at the meeting we put out some information; we found out that some of the residents did not understand the assessment process, cost, etc. In addition there is the added cost after the assessment they don't understand, so there is still information that needs to get out there. Mr. Rodgers wanted Council to reconsider getting the bid quote for the vacuum and a lot of the people at this meeting want to see this happen.

Ms. Whipkey announced the next Council Meeting is Monday, April 25, 2016 at 7:00 PM and the next Committee Work Session will be on Monday, April 18, 2016 at 7:00 PM

ADJOURN

There being no other business to come before the Regular Council Meeting, the meeting was adjourned at 7:53 PM.

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 April 25, 2016.

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 noted.