



**NORTON CITY COUNCIL  
REGULAR COUNCIL MEETING  
MONDAY, MAY 24, 2010**

Roll Call: Todd Bergstrom  
Don Nicolard  
Brenda Hlas-Excused  
Bill Mowery  
Ken Braman  
Scott Pelot  
Mike Zita

Also Present:  
Mayor David Koontz-Excused  
Rick Ryland  
John Moss  
Pete Kostoff-Excused  
Justin Markey-Attorney Roetzel & Address  
Karla Richards  
Ann Campbell-Excused

The Regular Council Meeting convened on Monday, May 24, 2010 at 7:01 PM, in the Council Chambers of the Safety Administration Building. The meeting was called to order by Mike Zita, President of Council, followed by the Pledge of Allegiance and a moment of silent prayer.

**COMMITTEE OF THE WHOLE:**

Mr. Bergstrom stated he has been diligent on getting the missing pieces together for the trash proposal bid package and discussed his recent memo and suggested survey questions (see attached) and asked Council for their input. Mr. Bergstrom stated in discussions with Ms. Walker and she indicated this questionnaire would be mailed out to the residents with a self addressed stamped envelope with a survey card listing ten (10) most important questions. Mr. Bergstrom indicated there is about a four (4) week turn around for the responses and we may need to go to a fourth reading on this legislation. Mr. Zita stated that some of these questions would be addressed in the bid proposal and Mr. Bergstrom disagreed, it's the residents that would be answering these questions. There was discussion and Mr. Pelot stated he is still not totally sold on a single trash hauler and maybe we need to ask that on the questionnaire to the public. Mr. Bergstrom stated we could add that and he would like to have all other additions back to him by next Tuesday, May 28, 2010. Mr. Nicolard stated that with Ord. #54-2010 he would like to waive the readings on this tonight and that when we get to this Mr. Ryland would explain the details. Mr. Mowery stated that in a previous meeting Mayor Koontz had indicated he copied him on a draft letter going to Barberton regarding the meters in Brentwood and that he does not have a copy. Mr. Ryland indicated that correspondence was an email and he should double-check his emails. Mr. Pelot stated that lately some residents have contacted him with their concerns with the frequent use of the emergency language on legislation and explained why and how it is used. Mr. Pelot explained that when emergency language is used it goes into effect and becomes a law on the date the Mayor actually signs the legislation instead of sitting for thirty (30) days, it just becomes a law faster. Waiving the second and third readings is what actually pushes legislation through Council faster, not the emergency clause.

**COMMUNICATIONS FROM THE PUBLIC:**

Mr. Kurt Sassmannhausen, CEM-Energy Engineer of the Brewer Garret Company gave a power point presentation (see attached) of the potential energy cost savings the city could receive through

grants. Mr. Sassmannhausen discussed the outdated fluorescent lighting systems throughout the various city offices and that eventually these replacement bulbs will no longer be available. Mr. Kurt Sassmannhausen also noted that the solar panels on the west side of the city building are not working and there is 50% matching S-REC Market grant funding available for this as well. There was discussion as to House Bill 300 and House Bill 295 and that House Bill 295 does allow for financing term as much as thirty (30) years. Mr. Sassmannhausen stated the next step would be for Council to pass a resolution of support, authorizing the Administration to move forward advertising for RFQ, and returning with a recommendation for funding. Mr. Nicolard questioned if the City of Norton would be able to use local vendors in the installation process and Mr. Sassmannhausen replied yes, however they would be required to meet their level of quality standards. Mr. Pelot questioned the average life of solar panels and Mr. Sassmannhausen replied it's about 20-25 years.

Mr. Jason Sams, a Norton resident, stated the previous proposal seemed obvious, especially when you have matching funds available. Mr. Sams discussed the trash hauler issue, stating that he was pleased to see that the Ward 1 Councilman is going to move forward with doing a survey to the residents after all. Mr. Sams stated the survey should have a section for an opt out and a section for comments or questions from the residents. Mr. Sams stated the he has heard from a resident about the recalls of two (2) individuals, this is just ridiculous. Mr. Sams stated here we go again, this is just a waste of time and money and questioned who is doing this and why? Mr. Sams stated this is the best Council and Administration he has seen in years. Mr. Sams stated that he appreciates the service of our Council, Fire Dept., and their recent response time to the fire at TK's Body Shop, of two (2) minutes.

#### **CONSIDERATION OF THE MINUTES:**

Minutes of the Regular Council Meeting of May 10, 2010 were approved as submitted.  
Minutes of the Committee Work Session of May 17, 2010 were approved as submitted.

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

Mr. Ryland reported the Greenwich Road paving has begun and there are some base issues, which are a little more than we expected along Medina Line and Hudson Run areas. Mr. Ryland reported the new fire station is currently on schedule. Mr. Ryland stated that we had a pre-bid meeting last week on the Oak Street project and this leads to documents and a bid opening in the next few weeks. Mr. Ryland indicated that he does expect to receive positive response. Mr. Ryland discussed the recent fire at TK's Body Shop, which was a total loss. Mr. Ryland stated that we had excellent response from times and assistance from other communities. Due to that both homes on either side were saved and there were no injuries. Mr. Moss commented on the need for legislation for debt payments throughout the rest of the year. Mr. Moss discussed budgetary wise; engineering for the next phase of Cleveland Massillon Road Widening Project, balance of insurance claim from the fire station, payroll changes, fuel budget issues, alternative tax budget. Mr. Moss stated he would work with Mrs. Hlas on the appropriate time to bring these items forward.

#### **PUBLIC HEARINGS:**

None

**INTRODUCTION OF NEW LEGISLATION:**

**ORD #52-2010**

Mr. Mowery offered Ord. #52-2010 for its first reading and asked the Clerk to read it:

AN ORDINANCE TO ADD CHAPTER 674 TO THE CODIFIED ORDINANCES OF THE CITY OF NORTON, OHIO, AND DECLARING AN EMERGENCY.

First reading only.

**ORD #53-2010**

Mr. Nicolard offered Ord. #53-2010 for its first reading and asked the Clerk to read it:

AN ORDINANCE ADDING SECTION 208.06 TO THE CODIFIED ORDINANCES OF THE CITY OF NORTON, OHIO.

First reading only.

**ORD #54-2010**

Mr. Nicolard offered Ord. #54-2010 for its first reading and asked the Clerk to read it:

AN ORDINANCE TO AUTHORIZE THE ADMINISTRATION TO PREPARE PLANS AND SPECIFICATIONS, TO ADVERTISE FOR BIDS FOR THE 2010 STREET PROGRAM AND DECLARING AN EMERGENCY.

Mr. Nicolard moved to waive the second and third readings, seconded by Mr. Bergstrom. Mr. Nicolard indicated we have run into a time frame problem and turned this over to Mr. Ryland to explain the details. Mr. Ryland stated that if we wait two months out from now for adoption we would be looking into back to school and the middle of Council recess.

Roll Call: Yeas: Nicolard, Bergstrom, Mowery, Braman, Pelot, Zita  
Nays: None

Motion passed 6-0.

Mr. Nicolard moved to adopt Ord. #54-2010, seconded by Mr. Bergstrom.

Roll Call: Yeas: Nicolard, Bergstrom, Mowery, Braman, Pelot, Zita  
Nays: None

Motion passed 6-0.

**ORD #55-2010**

Mr. Nicolard offered Ord. #55-2010 for its first reading and asked the Clerk to read it:

AN ORDINANCE AMENDING SECTION 440.01 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTON, OHIO, AND DECLARING AN EMERGENCY.

First reading only.

Mr. Bergstrom offered Ord. #56-2010 for its first reading and asked the Clerk to read it:

**ORD #56-2010**

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,400,000 OF NOTES OF THE CITY OF NORTON IN ANTICIPATION OF THE ISSUANCE OF BONDS AND THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS TO PAY COSTS OF THE IMPROVEMENT OF CLEVELAND-MASSILLON ROAD, GREENRIDGE ROAD, DURHAM ROAD, DRIFTWOOD ROAD AND CERTAIN OTHER PARCELS BY CONSTRUCTING AND INSTALLING WATER LINES, TOGETHER WITH THE NECESSARY APPURTENANCES THERETO COMPRISING THE CLEVELAND-MASSILLON ROAD WATER IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY.

First reading only.

**INTRODUCTION OF PRIOR LEGISLATION**

**ORD #51-2010**

Mr. Bergstrom offered Ord. #51-2010 for its second reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO PREPARE PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE ESTABLISHMENT OF A CITY-WIDE SINGLE TRASH HAULER SYSTEM.

Second Reading only.

**UNFINISHED BUSINESS:**

Mr. Bergstrom stated he spoke with Ms. Gibson regarding the Tree City USA issue and had asked him where Council stood with this and if they were interested there are classes available for Administration or whoever is involved to take. Mr. Zita suggested we add this to the next Work Session agenda. Mr. Pelot clarified with Mr. Bergstrom on the trash hauler issue and that he does agree to move forward with a vote, it's not necessarily his position on it.

**NEW BUSINESS:**

Mr. Pelot asked if we should discuss the energy audit presentation we just had, and Mr. Ryland indicated he felt it deserves further discussion. Mr. Ryland indicated the use of the solar panels, which may not have ever worked, and other issues it's worth an hour or so of our time.

**PUBLIC SERVICE ANNOUNCEMENTS:**

Mr. Ryland reminded everyone of the Memorial Day services at Williams Park at 11:00 AM. Mr. Ryland reminded everyone about the concert series in Columbia Woods Park with the first concert on June 5, 2010 (see details attached). Mr. Ryland announced that one of our Norton officers Sgt. Jay Nagy is involved in a semi pro football team along with other local Police/Fire and EMS agencies called the Cleveland Warriors. For more information you can go to [www.clevelandwarriors.us](http://www.clevelandwarriors.us) and officer Nagy is #22. Mr. Zita announced that Max & Erma's Restaurant is helping with a fundraiser for the Norton Cider Festival. On June 16, 2010 from 11:00 AM to 10:00 PM with a coupon, 20% of sales will kick back to the Cider Festival events.

Mr. Zita announced the Norton High School Reunion for all classes, family and friends at the Loyal Oak Park on July 24, 2010 from 1:00 PM to 9:00 PM and will have more details as it becomes available. In the meantime you could contact Carla McKee, P.O. Box 108, Barberton, Ohio 44203. They hope to collect \$10.00 per person if paid by June 15, 2010, or \$15.00 per person if paid after that. Checks made out to Norton High School-All Class Reunion. You can also pay on line at [www.classcreator.com/nortonohio/1970thru1990](http://www.classcreator.com/nortonohio/1970thru1990). Mr. Nicolard announced the Norton Alumni Banquet is on June 12, 2010 at the Moose Auxiliary, doors open at 5:30 and reservations are requested. A Norton resident, Mrs. Jill Miller announced the Anthony's Angels Carnival fundraiser is June 6, 2010 at 12:00 noon at St. Andrews Church at the corner of Hametown and Johnson Roads.

**ADJOURN:**

There being no other business to come before the Regular Council Meeting, the meeting was adjourned at 8:06 PM.

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Mike Zita, 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 June 14, 2010.

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Karla Richards, CMC-Clerk of Council

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

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