



**NORTON CITY COUNCIL  
REGULAR COUNCIL MEETING  
MONDAY, MAY 23, 2011**

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

Also Present:  
Mayor David Koontz  
Rick Ryland  
John Moss  
Pete Kostoff  
Chief Thad Hete  
Karla Richards  
Ann Campbell

The Regular Council Meeting convened on Monday, May 23, 2011 at 7:01 PM, in the Council Chambers of the Safety Administration Building. The meeting was called to order by Scott Pelot, President of Council, followed by the Pledge of Allegiance and a moment of silent reflection.

**COMMITTEE OF THE WHOLE:**

Mr. Bergstrom moved to add Res. #49-2011 to the agenda, this is for the funding mechanism for engineering of Nash Heights, and goes along with Ord. #92-2010 and #41-2011 previously adopted, seconded by Mr. Zita.

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

Motion passed 6-0.

Mr. Nicolard moved to add Res. #47-2011 to the agenda, seconded by Mr. Braman.

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

Motion passed 6-0.

Mr. Nicolard moved to add Res. #48-2011 to the agenda, seconded by Mr. Braman.

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

Motion passed 6-0.

Mr. Nicolard moved to add Res. #49-2011 to the agenda, seconded by Mr. Braman.

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

Motion passed 6-0.

Mr. Nicolard discussed Res. #47-2011 and the recent bank robbery at Chase Bank. Chief Hete noted that the suspect was stopped within six (6) minutes and the Detectives had practically no information to go on, it was just good instincts. This suspect had already changed his clothes from when he left the bank, it was great police work, and a text book example of how things should work.

Mr. Pelot turned the meeting over to Mayor Koontz to present Detectives John Canterbury, Larry Lane, and Patrolmen Eric Shaffer, and Daniel Adkins with a Resolution of Public Recognition for their actions in apprehending the suspect in the bank robbery.

**COMMUNICATIONS FROM THE PUBLIC:**

Mr. Joe Harrison, MAD Executive Director was present, and gave an overview of the spraying season schedule and other information (see attached). Mr. Harrison discussed the rise in mosquitoes this season due to the heavy rains and they are increasing the trapping. Mr. Ryland asked when Doylestown became part of the Mad and Mr. Harrison replied last year. Mr. Ryland asked if they are being assessed like we are and Mr. Harrison replied it is done by a contract. Mrs. Hlas stated that West Nile Virus was reported in the past in her neighborhood and asked what is being done to prevent that? Mr. Harrison replied that we do trap in that area and if we find any positives, we notify the residents. Mr. Harrison stated that West Nile Virus takes three (3) weeks to present itself once someone has been bitten. Mr. Ryland asked if there are any funds available to drain problem areas like Rockcut? Mr. Harrison replied yes, some is available to work with water management. Mr. Pelot asked if the MAD has been working with Summit County Health District and Mr. Harrison replied yes. We have met and they are currently working in the Copley area right now. Mr. Pelot stated he thought the original intent of the MAD was to eliminate the root cause, not so much focus on spraying as you are doing now. Mr. Harrison stated that we have had these same discussions and we are also having discussions with Summit County on this same issue. Mr. Pelot asked how much advance notice does the MAD need for request for special event spraying, and Mr. Harrison replied three (3) days.

**CONSIDERATION OF THE MINUTES:**

Minutes of the Regular Council Meeting of May 9, 2011 were approved as submitted.

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

Mr. Ryland stated that we recently had the bid opening for the 2011 Road Program and it came in with an attractive price and he would like to add this discussion to the June 6, 2011 Committee agenda.

Mr. Kostoff noted that the Charter Review Commission has been working on a number of housekeeping items and is coming close to their final report to Council soon. Mr. Kostoff

stated he expected these to go all three readings and still be in time line for the filing deadline at the Board of Elections.

Mr. Dan Karant, Representative to the Summit County Health District, reported on several issues, (see attached).

**PUBLIC HEARINGS:**

None

**INTRODUCTION OF NEW LEGISLATION:**

**RES #46-2011**

Mr. Bergstrom offered Res. #46-2011 for its first reading and asked the Clerk to read it:

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PLANNING/DESIGN APPLICATION TO THE OHIO ENVIRONMENTAL PROTECTION AGENCY, WATER POLLUTION CONTROL LOAN FUND FOR FUNDING FOR THE DESIGN OF NASH HEIGHTS SANITARY SEWERS, PUMP STATIONS AND FORCE MAINS PROJECT IN THE CITY AND COMMITTING TO PROVIDE FUNDING FOR THE REPAYMENT FOR SUCH PROJECT, AND DECLARING AN EMERGENCY.

Mr. Bergstrom moved to waive the second and third readings due to time constraints, seconded by Mr. Zita.

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

Motion passed 6-0.

Mr. Bergstrom moved to adopt Res. #46-2011, seconded by Mr. Zita.

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

Motion passed 6-0.

**RES#47-2011**

Mr. Nicolard offered Res. #47-2011 for its first reading and asked the Clerk to read it:

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORTON, OHIO HONORING AND GIVING PUBLIC RECOGNITION TO DETECTIVE JOHN CANTERBURY, DETECTIVE LARRY LANE, PATROLMAN ERIC SHAFFER AND PATROLMAN DANIEL ADKINS FOR THEIR QUICK AND HEROIC ACTIONS TAKEN IN RESPONDING TO A RECENT BANK ROBBERY ON MAY 12, 2011, RESULTING IN THE APPREHENSION OF THE SUSPECT, AND FULL RECOVERY OF THE MONEY.

Mr. Nicolard moved to waive the second and third readings, seconded by Mr. Braman.

Roll Call: Yeas: Nicolard, Braman, Bergstrom, Hlas, Zita, Pelot.

Nays: None

Motion passed 6-0.

Mr. Nicolard moved to adopt Res. #47-2011, seconded by Mr. Braman.

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

Motion passed 6-0.

**RES#48-2011**

Mr. Nicolard offered Res. #48-2011 for its first reading and asked the Clerk to read it:

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT THE QUESTION OF THE REPLACEMENT OF ADDITIONAL TAX LEVIES IN EXCESS OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF PROVIDING MONIES FOR THE OPERATION OF THE FIRE DIVISION, AND DECLARING AN EMERGENCY.

Mr. Nicolard moved to waive the second and third readings, seconded by Mr. Braman. Mr. Nicolard noted these must be filed with the Board of Elections by August 10, 2011 and need addressed now, and we will need to skip readings with these two pieces and possibly others associated with the levy. Mr. Nicolard stated that Chief Schultz has eluded that we need the additional funding to keep current operations going, and these older levies go back to 1988. Mr. Ryland stated there has been nearly a 14% increase in call volume at the Fire Dept. since he has been here, not to mention from 1996 and beyond that. If not supported we will have to return to the 2006 service levels.

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

Motion passed 6-0.

Mr. Nicolard moved to adopt Res. #48-2011, seconded by Mr. Braman.

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

Motion passed 6-0.

**RES #49-2011**

Mr. Nicolard offered Res. #49 for its first reading and asked the Clerk to read it:

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT THE QUESTION OF THE REPLACEMENT OF ADDITIONAL TAX LEVIES IN EXCESS OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING AN AMBULANCE SERVICE AND EMERGENCY MEDICAL SERVICES, AND DECLARING AN EMERGENCY.

Mr. Nicolard moved to waive the second and third readings, seconded by Mr. Braman.

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

Motion passed 6-0.

Mr. Nicolard moved to adopt Res. #49-2011, seconded by Mr. Braman.

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

Motion passed 6-0.

**INTRODUCTION OF PRIOR LEGISLATION:**

Mr. Bergstrom offered Ord. #45-2011 for its second reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COST SHARING AGREEMENT WITH THE CITY OF BARBERTON, OHIO FOR THE EVALUATION AND DESIGN RELATING TO THE EXISTING 31st STREET NW 16-INCH WATERLINE AND EXTENSION, AND DECLARING AN EMERGENCY.

Mr. Bergstrom moved to waive the third reading, seconded by Mr. Zita.

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

Motion passed 6-0.

Mr. Bergstrom moved to adopt Ord. #45-2011, seconded by Mr. Zita.

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

Motion passed 6-0.

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

None

**PUBLIC SERVICE ANNOUNCEMENTS:**

Mr. Pelot reminded everyone that next Monday is the fifth Monday of the month and there are no meetings scheduled. Mayor Koontz stated that unfortunately the Norton VFW is no longer in operation and sadly we will have no Memorial Day Service this year. Mayor Koontz made several announcements, (see attached).

**ADJOURN:**

There being no other business to come before the Regular Council Meeting, the meeting was adjourned at 8:41 PM.

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Scott Pelot, 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 13, 2011.

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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.