



**COMMITTEE OF THE WHOLE MEETING
NOVEMBER 1, 2004**

Committee Members Present: Brenda Hlas
Dennis McGlone
Bill Mowery
Scott Pelot
James Price
Mike Zita
John Conklin

Administration Members Present Mayor Joseph Kernan
Claude Collins
Jeanne Zerga
Mike Lyons
Jeff Pritchard

The Committee of the Whole convened for a meeting on Monday, November 1, 2004 at 7:00 PM, in Council Chambers of the Safety Administration Building. The meeting was called to order by John Conklin, President of Council, followed by the Pledge of Allegiance and a moment of silent prayer.

Committee of the Whole General Discussion:

Mr. Mowery stated that tonight was Celebrity night at Charlie's Restaurant, and that Mrs. Hlas, Mayor Kernan and he waited on customers, and there was a good turn out.

Mr. Conklin discussed that the 2005 Budget would be discussed at the December 13, 2004 Council Meeting at the Committee of the Whole section. Mr. Conklin added that if necessary there would also most likely be a Special Council Meeting on December 16, 2004. Mr. Conklin thanked all of those who helped with Issue #40, and getting the information to the residents.

#A-Council Rules:

Mr. Zita opened the discussion on the remainder of Council Rules changes from our last meeting. There was discussion to completely remove Section 404; it is no longer pertinent. Mr. Conklin suggested that the Clerk keep an original set of these rules on file so if and when the Committee of the Whole format changes and goes back to the standing committees, these older rules would need to be adopted at that time. There was general discussion and it was decided that the changes needed to be updated into a final draft with the changes in red/bold when distributed to Council members.

#B-Mosquito Control District:

Mr. Pelot questioned the memo Council received from Barberton Health District suggesting that Norton Council consider adding an additional paragraph that pertains to a back-out clause. Mr. Pelot asked Mr. Harrison, Barberton Health Commissioner, what would happen if both cities decided they wanted to pull out of the district. Mr. Harrison indicated that it is similar to a divorce, the assets would be divided equally after expenses were paid. There was lengthy discussion about the Killbuck District in southern Ohio, and that this was dissolved after the five communities wanted out because of the equality issues. Mr. McGlone stated that currently Barberton only sprays Norton every other week, and will not come into a back yard to spray. Mr. McGlone stated that there are ways other than assessment to do this to make it equal to all the residents, and that you don't have to go through a millage process.

#B-Mosquito Control District Continued:

Mr. McGlone suggested that you could assess each property, or a flat fee. There was discussion about the median valuation differences between the two cities, and the fact that anything up to 3/10 of a mill does not have to go to the voters for approval. Mr. Price questioned the current contract the City of Norton has with the Barberton Health District, and that mosquito spraying was already in our contract. Mr. Harrison stated that this was correct, and that under our contract Norton residences are on a bi-weekly mosquito spraying. Mr. Harrison stated that the reason for considering this is the fact that their equipment is old, it's getting harder and more expensive to replace parts on the sprayer. Mr. Price questioned if Norton and Barberton would be better off to just contract with Summit County, Wadsworth, or someone else for the mosquito spraying. Mayor Kernan stated that the reason we no longer contract with Summit County is because we were not happy with the services they provided. Mr. McGlone stated that he felt it was not fair for a \$250,000.00 homeowner to pay more than homeowner with a lesser value would. Mayor Kernan offered another way to look at this; if the fee is based on frontage and you have one owner with 100 ft of frontage, and a neighbor with 500 ft. of frontage, the neighbor with 500 Ft is getting five times the application for the same price. Mayor Kernan discussed the fact that Norton also has residents in that technically reside in Wayne County. Mr. Harrison indicated that this complicates things. The best way is to carve these few properties out of the district; however, they would still receive the mosquito spraying service. Mrs. Hlas moved to add the additional language to the ordinance, seconded by Mr. Zita.

Roll Call: Yeas: Hlas, Zita, McGlone, Mowery, Pelot, Price, Conklin
Nays: None

Motion passed 7-0.

#C-Lift Station for Stonewyck Phase I:

Mr. Pelot discussed this issue stating that there are four properties in this development that need a grinder pump system due to the elevation of the land, and that a septic system cannot gravity flow properly without this. Mr. Pritchard concurred with Mr. Pelot's comments, adding that there would be one pump on each of the four properties. This agreement simply provides the homeowner permission to access the main sewer trunk line, and that the city is relieved from any expense. Mr. Collins added that the agreement is permitting the homeowner to use our right of way, the city is not spending one dime on this. Mr. Pelot moved to place this item on Council's next agenda, seconded by Mr. Price.

Roll Call: Yeas: Pelot, Price, McGlone, Mowery, Zita, Hlas, Conklin
Nays: None

Motion passed 7-0.

New Business:

None

Old Business:

Mr. Collins gave an update on the discussion with Summit County regarding the possibility of reducing the fees for the Dog Warden Agreement. Mr. Collins stated that the County has reviewed it, but there would be no changes to the fees, it stands as is.

Mayor Kernan stated that Trick or Treat went well this past Saturday, no injuries or accidents. Mayor Kernan also thanked all of those who worked on Issue #40, Mrs. Abbott, Ms. Miller, and city employees.

Mrs. Hlas discussed the request from Mr. Collins dated October 26, 2004 to review the Ohio Edison Street Lighting Contract, and asked to have this on the next Committee of the Whole agenda for November 15, 2004.

Adjourn:

There being no other business to come before the Committee of the Whole, the meeting was adjourned at 8:31 PM.

John Conklin-President of Council

Date approved: November 8, 2004

*****THESE MINUTES ARE NOT VERBATIM. THE AUDIOTAPE WILL BE ARCHIVED
IN THE CLERK OF COUNCIL'S OFFICE***