



## COMMITTEE OF THE WHOLE MEETING MARCH 8, 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  
Jeff Pritchard  
Mike Lyons (Arrived at 6:27 PM)

The Committee of the Whole convened for a meeting on Monday, March 8, 2004 at 6:04 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. Mr. Conklin stated that we are already up to Ordinance #47 this year and we are ahead of where we were last year. Mr. Conklin thanked Council, the Mayor, Administration and the Clerk for all of the hard work so far and keeping up with the issues.

### **Committee of the Whole-General Topic of Discussion**

#### **Brentwood Water Ordinance**

Mrs. Hlas opened the discussion and turned this over to Mr. Collins for more details. Mr. Collins suggested we raise the access fees to 3%, and to create an ordinance for this. Mr. Pelot asked about the tap-ins and if there are any benefits left. Mr. Collins indicated there are no more benefits, it is now up to capacity. Mr. Collins felt we need to establish access charges in case this plant is extended. Mrs. Hlas inquired about the operating expenses and the \$420.00 phone line. Mr. Collins replied this is strictly a telemetry line only, used for monitoring the station. Mrs. Hlas discussed Section 1040.2(B) as to whether or not to delete the term *or less*. There was discussion, and it was decided to remove this text. Mrs. Hlas also had concerns about Section F, and wanted to do away completely with this section. Mrs. Hlas asked if this could be addressed when we improve the Brentwood Water System, this way we would be addressing the fees, upgrade costs, and everything else all at once. Mr. Collins stated that we could do that or do it here and now. Council would still have to be notified either way. Mr. Collins indicated that he did not create the language, he borrowed this from Barberton. Mr. Keith Hetrick of 3300 Glenbrook Drive, spoke and asked Council to strongly consider any additional tap ins to the Brentwood Water. Mr. Hetrick stated that it is nothing but wells, and has been there for a long time. Mr. Hetrick stated that when Mr. Seal developed in this area he did an adequate job, albeit at the low end of things. There may not be much life left in the pumps, wells etc. and if they go bad the City will come knocking on our doors to fix it. Mr. Collins stated that if any potential tap ins create havoc with the system it would have to be addressed at that time. Mr. George Tomko, asked if this language was copied from Barberton, just what is the cubic feet/gallon ratio.

**Brentwood Water Ordinance Continued:**

Mr. Collins stated that 133 cubic feet equals 1000 gallons, and the meters read by cubic feet not gallons. Mr. Carris Sr., stated that he currently pays \$23.00 per month for his water, and is willing to the 3% to help improve our water system. Mrs. Hlas questioned Mrs. Zerga if this is a separate fund, and Mrs. Zerga stated, that it is not at this time, however, she intends to come back to Council once this passes to create a "Brentwood Fee" fund. There was discussion as to notifying the residents this would affect in writing. Mr. Conklin indicated this could go to all three readings, which would also let the public know about this before it takes effect. Mr. Mowery asked how old these lines are if we are looking at potential assessments in the future. Mr. Collins replied these lines went in sometime in the 1970's and yes it would be an assessment project down the road. Mr. Carris Sr. added that these are all copper lines and the development was done in phases, which took nearly 10 years to complete. Mr. Carris Sr., stated that they did dig a well back behind the school as a "reserve" well. There was more discussion and most of the members agreed to leave Section F in the legislation. Mr. Mowery expressed his concerns about costing the residents more money, and maybe this is not the time. Maybe we are placing too many burdens on the residents, such as Tallwood, Brentwood, and the whole city. Mrs. Hlas stated that the only way to move forward in this city is to upgrade your existing infrastructure. Mayor Kernan stated that a 3% increase would be about \$1.50 per month. Mrs. Hlas moved to place this on Council's next agenda with no emergency clause, and not waiving the 2<sup>nd</sup> and 3<sup>rd</sup> readings, seconded by Mr. Pelot.

Roll Call: Yeas: Hlas, Pelot, McGlone, Price, Zita, Conklin  
Nays: Mowery

Motion passed 6-1.

Mrs. Hlas stated that Mr. Dembrosky from Euro Cars is here tonight and she told him the Loyal Oak benefits might be addressed. The 50 benefits that were originally for the Loyal Oak extension are currently gone. Mr. Scott Elsworth of Summit County DOES told Mr. Dembrosky that he may be able to re-allocate some benefits. Mrs. Hlas asked Mr. Lyons about her request to notify the residents who have not tapped in. Mr. Lyons stated that this was not an assessment project or a forced tap in, it was voluntary. Mr. Lyons stated that Council does have the right to re-allocate those benefits. There was discussion on notifying these residents in writing. Mr. Pritchard stated that from a safety standpoint, Summit County could come in and extend the benefits. There was further discussion and Mrs. Hlas asked Mr. Lyons to put it writing that Council has the authority to re-allocate the benefits, and it was decided to have Mr. Lyons prepare legislation to un-reserve the benefits.

**Surcharge Ordinance Revisions**

Mr. Collins indicated that this ordinance was not written correctly, and there are only minor changes. Mr. Collins stated that there are two different rates that Barberton charges Norton residents. In essence what it should state is that a Norton/Barberton water customer should pay a grand total 1.5% the Barberton rate. There was discussion on the rates, and Mr. Mowery stated that again this is still an increase to the taxpayers. Mr. Tomko stated that he previously commented on this ordinance advising that it was written incorrectly and it should state Norton resident's rates.

Surcharge Ordinance Revisions Continued:

Mr. Conklin indicated that we need to adjourn this meeting now in order to begin the Regular Council Meeting on time at 7:00 PM, and if the members so choose, we could continue this discussion during the Committee of the Whole section at tonight's meeting. All members were in agreement.

New Business

None

Old Business:

None

Adjourn:

There being no other business to come before the Committee of the Whole, the meeting was adjourned at 6:58 PM.

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John Conklin, President of Council

*Date approved: March 22, 2004*

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ARCHIVED IN THE CLERK OF COUNCIL'S OFFICE\*\***