



**NORTON CITY COUNCIL  
REGULAR COUNCIL MEETING  
MONDAY, NOVEMBER 26, 2007**

Roll Call: Ken Braman  
Brenda Hlas  
Tom Jones  
Dennis McGlone  
Bill Mowery  
Scott Pelot-Excused  
Mike Zita

Also Present:  
Mayor James A. Price  
Rick Ryland-Excused  
John Moss  
Mike Lyons  
Jeff Pritchard-Excused  
Karla Richards  
Ann Campbell

The Regular Council Meeting convened on Monday, November 26, 2007 at 7:03 PM, in Council Chambers of the Safety Administration Building. The meeting was called to order by Dennis McGlone, President of Council, followed by the Pledge of Allegiance and a moment of silent prayer.

**COMMITTEE OF THE WHOLE:**

There were no reports.

**CONSIDERATION OF THE MINUTES:**

Minutes of the Regular Council Meeting of November 12, 2007, were approved as written. Mr. Jones commented on the statements made at this meeting by Ms. Cunningham. Mr. Jones commented on how offended he was by her remarks and for Ms. Cunningham to accuse him of threatening others is ridiculous, and he would not tolerate it. Mr. Jones stated that in today's society inferring the possibility of a threat is inexcusable. Mr. Jones suggested that in the future Ms. Cunningham choose her words carefully.

Minutes of the Committee Work Session of November 19, 2007 were approved as written.

**COMMUNICATION FROM THE PUBLIC:**

Mayor Price issued a proclamation to Duane & Adam Huff of Fred Martin Motors for their generous donation of the DARE vehicle (Jeep Durango) to the City of Norton Police Department. Mayor Price indicated that this is the fifth vehicle they have donated. Adam Huff thanked Mayor Price and encouraged other local businesses to get involved in the community. Mr. Huff stated that they had the easy part of coming up with the funding, and it was the Police Chief and Ptl. Steve Davis that utilized these funds accordingly and really got behind the program.

Mrs. Tompkins, a Norton resident, read her comments to council regarding the Mosquito Abatement District (MAD), see attached.

Ms. Barb Vimont, Chair of the Charter Review Commission announced that as of November 7, 2007 the Commission has officially ended their duties. Ms. Vimont thanked Council for appointing the seven members and that they did a really good job and thanked the citizens and Administration members that got involved with their comments and suggestions.

**COMMUNICATION FROM THE PUBLIC CONTINUED:**

Ms. Vimont stated that no matter who brings issues forward, Council needs to pay attention and really listen to them.

**PUBLIC HEARINGS:**

None

**INTRODUCTION OF NEW LEGISLATION:**

**ORD #78-2007**

Mr. Jones offered Ord. #78-2007 for its first reading and asked the Clerk to read it:

AN ORDINANCE TO CREATE A NEW FUND TO RECEIVE 30% OF THE PROCEEDS FROM THE NORTON FIRE AND EMS LEVY FOR CAPITAL IMPROVEMENTS AS APPROVED ON NOVEMBER 6, 2007.

First reading only.

**INTRODUCTION OF PRIOR LEGISLATION**

**ORD #75-2007**

Mr. Zita offered Ord. #75-2007 for its second reading, and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING AND DIRECTING THE ADMINISTRATIVE OFFICER AND/OR MAYOR TO TAKE ANY AND ALL NECESSARY STEPS TO EFFECTUATE THE PURCHASE OF THE PREMISES AT 3355 DOROTHY COURT, PPN #4608128 AS PROVIDED IN THE LEASE OF SAID PROPERTY DATED FEBRUARY 1, 2003.

Second reading only.

**ORD #76-2007**

Mr. Jones offered Ord. #76-2007 for its second reading, and asked the Clerk to read it:

AN ORDINANCE TO AMEND THE APPROPRIATIONS FOR THE CURRENT EXPENSES OF THE CITY OF NORTON FOR THE FISCAL YEAR ENDING DECEMBER 31, 2007.

Second Reading only.

**ORD #72-2007**

Mr. Zita offered Ord. #72-2007 for its third reading, and asked the Clerk to read it:

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 7.01 OF THE CHARTER OF THE CITY OF NORTON TO LIMIT THE CHARTER REVIEW COMMISSION'S TERM TO NO MORE THAN 12 MONTHS FROM THE DATE OF ITS FIRST MEETING.

**ORD #72-2007 Continued:**

Mr. Zita moved to adopt Ord. #72-2007, seconded by Mr. Jones.

Roll Call: Yeas: Zita, Jones, Braman, Hlas, Mowery, McGlone  
Nays: None

Motion passed 6-0.

**ORD #73-2007**

Mr. Zita offered Ord. #73-2007 for its third reading, and asked the Clerk to read it:

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 10.01(A) OF THE CHARTER OF THE CITY OF NORTON TO ESTABLISH THE NUMBER OF SIGNATURES REQUIRED ON A PETITION TO PLACE A CHARTER AMENDMENT ON THE BALLOT TO BE IN CONFORMANCE WITH THE CONSTITUTION AND LAWS OF THE STATE OF OHIO.

Mr. Zita moved to adopt Ord. #73-2007, seconded by Mr. Jones. Mr. Jones asked Mr. Lyons if he agreed with the ordinance. Mr. Lyons indicated that he found no problem with it. Mr. Jones stated that the reason he asked was because of the conflict with the signatures relating to Section 10.01. Mr. Lyons stated that this helps to clarify things.

Roll Call: Yeas: Zita, Jones, Braman, Hlas, Mowery, McGlone  
Nays: None

Motion passed 6-0.

**ORD #74-2007**

Mr. Braman offered Ord. #74-2007 for its third reading, and asked the Clerk to read it:

AN ORDINANCE TO MODIFY THE FIRE DISTRICT LOCATED AT 3672 WADSWORTH ROAD TO ALLOW AN INCREASE IN BULK STORAGE CAPACITY FROM 125,000 GALLONS TO 221,000 GALLONS.

Mr. Braman moved to adopt Ord. #74-2007, seconded by Mr. Mowery. Mr. Jones stated that this is in Ward 1 and questioned if this has been approved by the Fire Chief? Ms. Richards indicated that we have the professional comments on file from the Fire Chief.

Roll Call: Yeas: Braman, Mowery, Hlas, Jones, Zita, McGlone  
Nays: Nays

Motion passed 6-0.

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

Mayor Price thanked Ms. Vimont and the Charter Review Commission for all of their hard work, they did a really good job, and that this was a volunteer job. Mayor Price reminded everyone about the annual Shop with a Cop sponsored by the Norton Police Department, (see attached).

Mr. Moss distributed the 2006 Audit Report, which relates to the 2006 CRAF report that he distributed at the last meeting. Mr. Moss distributed more 2008 Budget information and explained that the only item missing is the summary report, which he is still working on. Mr. Moss explained that there is a new law in place that requires specific training for police officers and it also provides for partial reimbursement for this training. Mr. Moss indicated that because of this we would need to establish a new fund to receive the money. Mr. Zita questioned the details on page #3 under Solicitor and the fact that it reflects \$1250.00 however in 2006 and 2007 there is no figure, is this correct? Mr. Moss stated that he would need to review this and respond later. Mr. McGlone stated that we are not going to review the entire report page by page, however if anyone has a question or concern please contact Mr. Moss prior to the Committee meeting on Monday. Mr. McGlone announced a time change to begin the meeting at 6:00 PM instead of 7:00 PM.

Mr. Lyons was present, however he had no report.

Mr. Binic, Barberton Health District, discussed the Mary Rose Haight case located at 3134 Eastern Road. This case involves the vast accumulation of leaves and garbage bags on the property. Mr. Binic stated that she was convicted of open dumping in the Common Pleas Court and has ignored the court order to clean up the property. Mr. Binic indicated that their attorney is working on an affidavit, which supports cause to demonstrate contempt to the court. Mr. Binic gave a brief update on the new Smoke Free law and indicated that in the Norton and Barberton area there have been forty-four (44) locations that had complaints filed. There are six (6) locations in Norton. There are four(4) establishments that will be issued citations and fined, and they include the Norton Fireman's Bingo Hall, the Barberton Civitan Club, Barberton Liedertafel Club and the Barberton Social Club.

**UNFINISHED BUSINESS:**

Mr. Jones asked Mr. Moss about the total costs associated with the advertising for the Charter amendments, and Mr. Moss replied that it was a considerable amount, however he did not know the exact number. Mr. Jones asked if this was over \$10,000.00 and Mr. Moss stated no, he would look into this.

**NEW BUSINESS:**

Mr. Jones asked Mayor Price to address the overhead streetlights that are out within the city since Mr. Ryland was excused. Mr. Jones stated that Mr. Hetrick had brought this up before regarding the light adjacent to the school at the driveway exit near Arby's. Acme has two (2) lights out and one at the park by First Merit Bank. Mayor Price stated that these may be on private property and Mr. Jones stated that since Mr. Ryland was a former Acme employee he could address this. Mr. Moss indicated that the city does not actually own the street lights, and Mr. Jones stated that this would be Ohio Edison's job to fix.

**New Business Continued:**

Mr. Jones noted additional lights out at Carl and Wadsworth Roads, three (3) on Cleveland Massillon Road south at the Pizza Hut, Weber Drive, and the old AP gas station. Mr. Moss asked Mr. Jones if there has been conversations with Ohio Edison and Mr. Jones indicated that he spoke to Dennis Prough (Ohio Edison) some time ago about these. Mr. Jones stated that Mr. Prough indicated he would send his men out and that was it. Mr. Jones stated that these are all overhead and there is another one that has been acting up on Dutt and Reimer Road, and I don't know why this stuff isn't reported to Ohio Edison on a more timely basis. Mr. Jones indicated that the ones on Cleveland-Massillon Road southbound, that's been some time.

Mr. Jones discussed Mr. Pelot's previous request for city sidewalks and that he would like to see a right turn lane from Greenwich Road south onto Cleveland-Massillon Road before sidewalks are addressed. Mr. Jones stated that the other roads at this intersection have a dedicated right turn lane. Mr. Jones stated that if we are going to spend any money, he would like to see Greenwich Road widened to make a right hand turn.

**PUBLIC SERVICE ANNOUNCEMENTS:**

Mr. Jones thanked Ms. Barb Vimont and the Charter Review Commission for all of their hard work, it was not an easy job.

**ADJOURN:**

There being no other business to come before the Regular Council Meeting, the meeting was adjourned at 7:37 PM

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Dennis McGlone, 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 December 10, 2007.

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Karla Richards, CMC-Clerk of Council

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

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