

City of
NORTON
NORTON CITY COUNCIL
REGULAR COUNCIL MEETING

Tuesday, January 20, 2026 – 7:00 p.m.

AGENDA

CALL TO ORDER, PLEDGE OF ALLEGIANCE, INVOCATION

ROLL CALL

COMMUNICATIONS FROM THE PUBLIC

COMMITTEE OF THE WHOLE

Finance (Harbert, Mowery Tousley) Advance 2025 Taxes – p. 5

Planning & Economic Development (DeHarpart, Eader, Lukens)

1. Planning Commission Resolution No. PC-2: Replat of Lot 59 located at 3879 Brookside Dr – p. 7
2. Renew Agricultural District Application for 3631 South Medina Line Road – p. 17
3. Renew Agricultural District Application for 4229 Greenwich Road – p. 21
4. Renew Agricultural District Application for 4379 Greenwich Road – p. 25

Property/Mines (Lee, Lukens, Mowery)

1. Sidewalk Easement with PPG Industries, Inc. – p. 29
2. Disposal of Property – p. 39

Service (Tousley, DeHarpart, Eader) –

1. Purchase Road Salt – p. 43
2. Culvert Replacement – p. 45

MATTERS REFERRED – p. 49

CONSIDERATION OF MINUTES

Minutes of Council Organizational Meeting of January 5, 2026 – p. 51

Minutes of Regular Council Meeting of January 5, 2026 – p. 55

REPORTS FROM MAYOR AND OFFICERS

INTRODUCTION OF NEW LEGISLATION

Res. No. 5-2026 **First Reading:** A resolution requesting the County Fiscal Officer to advance taxes from the Tax Year 2025 collections payable in 2026 pursuant to Section 321.34 of the Ohio Revised Code; and declaring an emergency. p. 61 (Finance –Harbert)

Ord. No. 6-2026 **First Reading:** An ordinance approving the replat of Lot 59 of the property located at 3879 Brookside Drive (Nash Heights Estates Subdivision) to create lots 59R1 and 59R2. p. 63 (Planning & Economic Development – DeHarpart)

Res. No. 7-2026 **First Reading:** A resolution to approve the renewal for placement of farmland located 3631 South Medina Line Road in an Agricultural District. p. 65 (Planning & Economic Development – DeHarpert)

Res. No. 8-2026 **First Reading:** A resolution to approve the renewal for placement of farmland located 4229 Greenwich Road in an Agricultural District. p. 67 (Planning & Economic Development – DeHarpert)

Res. No. 9-2026 **First Reading:** A resolution to approve the renewal for placement of farmland located 4379 Greenwich Road in an Agricultural District. p. 69 (Planning & Economic Development – DeHarpert)

Ord. No. 10-2026 **First Reading:** An ordinance authorizing the execution and delivery of a sidewalk easement with PPG Industries, Inc.; and declaring an emergency. p. 71 (Property & Mines – Lee)

Ord. No. 11-2026 **First Reading:** An ordinance declaring certain city properties as no longer needed for municipal purposes; and declaring an emergency. p. 73 (Property & Mines – Lee)

Ord. No. 12-2026 **First Reading:** An ordinance authorizing the purchase of road salt from Community University Education Purchasing Cooperative (CUE) in an amount not to exceed \$220,115.00; and declaring an emergency. p. 75 (Service = Tousley)

Ord. No. 13-2026 **First Reading:** An ordinance authorizing an agreement with Cementech, Inc. for the emergency culvert replacement on Dorothy Court in an amount not to exceed \$68,363.20; and declaring an emergency. p. 77 (Service = Tousley)

INTRODUCTION OF PRIOR LEGISLATION

Res. No. 1-2026 **Second Reading:** A resolution determining to proceed with the submission of the question of the renewal of a tax levy in excess of the ten-mill limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings and sites therefor, sources of water supply and materials therefor, the payment of permanent, part-time or volunteer firefighting, emergency medical service, administrative and communications personnel to operate the same, including the payment of any employer contributions required for such personnel under Section 145.48 or 742.34 of the Revised Code, and the provision of ambulance, paramedic and other emergency medical services operated by the Fire Department pursuant to section 5705.19(i) of the Revised Code, and declaring an emergency. (Finance – Harbert) p. 79

Ord. No. 2-2026 **Second Reading:** An ordinance adopting an amended job description and duties for the Zoning Administrator and salary schedule for such position; and declaring an emergency. p. 81 (Personnel & Rules – Lukens)

Ord. No. 3-2026 **Second Reading:** An ordinance adopting a moratorium on applications for, and the granting of, zoning certificates for any building, structure, use or change of use that would enable the cultivation, processing, distribution or sale of adult use cannabis for a period not to exceed six months in order to allow the city to review applicable state and local laws, to plan for regulations relating to such

uses; and declaring an emergency. p. 83 (Planning & Economic Development – DeHarpert).

Ord. No. 4-2026 Second Reading: An agreement with the Ohio Department of Transportation regarding the project designated as PID 113037 (SR 261 Resurfacing); and declaring an emergency. p. 85 (Service – Tousley)

INTRODUCTION OF PRIOR LEGISLATION

Ord. No. 119-2025 Third Reading: An ordinance authorizing the Administrative Officer to execute an amendment to an agreement with Norton Energy Storage LLC; and declaring an emergency. p. 89 (Property-Mines – Lee).

TOPICS FOR NEXT MEETING – Monday, February 2, 2026

NON-AGENDA ITEMS

ADJOURN

****NOTE:** During a meeting, a live video stream can be accessed by going to www.cityofnorton.org and clicking on the icon Broadcast Norton for instructions

SPONSORED BY Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Finance Chair Harbert

CITY OF NORTON
RESOLUTION NO. ____-2026

A RESOLUTION REQUESTING THE COUNTY FISCAL OFFICER TO ADVANCE TAXES FROM THE TAX YEAR 2025 COLLECTIONS PAYABLE IN 2026 PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Section 321.34 provides for advance payment by the county auditor to municipal corporations whose funds are derived from taxes or other sources payable by law to the county treasurer, any money that may be in the county treasury to the account of the municipality, respectively, and lawfully applicable to the purpose of the current fiscal year in which the request is made.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, and State of Ohio that:

- Section 1: The Fiscal Officer of Summit County in accordance with Ohio Revised Code Section 321.34, be requested to draw and pay to the City of Norton funds due in any settlement of 2026 derived from taxes or other sources, payable to the County Treasurer to the account of the City of Norton.
- Section 2: The Clerk of the Council is directed to forward a certified copy of this resolution to the Summit County Fiscal Officer.
- Section 3: All formal actions of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 4: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation for the public peace, health and safety of the City of Norton and the inhabitants thereof for the reason that it is necessary for the prompt resolution of city affairs; and provided it receives the approval of two-thirds of the members of Council, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

Emergency Vote: ____ Yeas ____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council of the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026
and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 14, 2026.

SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Plng & Econ Dev Chair DeHarpert

CITY OF NORTON
ORDINANCE NO. 2026

AN ORDINANCE APPROVING THE REPLAT OF LOT 59 OF THE PROPERTY LOCATED AT 3879 BROOKSIDE DRIVE (NASH HEIGHTS ESTATES SUBDIVISION) TO CREATE LOTS 59R1 AND 59R2.

WHEREAS, Council finds that Application PC-2 has been filed with the City Planning Commission requesting approval of a replat of lot 59 in the Nash Heights Estates Subdivision, as shown in Exhibit A, to create lots 59R1 and 59R2; and

WHEREAS, the Planning Commission, by its P.C. Resolution No. PC-2, dated January 13, 2026, recommends the approval of the replat of lot 59 to create lots 59R1 and 59R2; and

WHEREAS, pursuant to Section 1232.04(d) of the Codified Ordinances of the City, this Council shall review the Planning Commission recommendation of the approval of the replat and shall approve, approve with conditions or disapprove of the replat no later than 30 days after receipt of the recommendation by Planning Commission; and

WHEREAS, this Council has determined to approve the final plat.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

- Section 1: That the replat of Lot 59 of the Nash Heights Estates Subdivision, together with the plans and descriptions on file with the City and incorporated by reference herein, presented by the owner Catherine George, pursuant to Planning Commission Application PC-2 is hereby approved pursuant to Section 1232.04(d).
- Section 2: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 3: This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form, Justin P. Markey, Solicitor for the City of Norton, Ohio, on January 15, 2026.

PLANNING COMMISSION RESOLUTION

PC RESOLUTION NO.: PC-2

PC APPLICATION PC - 2

3879 Brookside Dr.

PPN 46-04804 46-02112

Property Owner – Catherine George

Surveyor – Jeffrey Cordi

Final Replat of a Major Subdivision

The Planning Commission does hereby make the following recommendation(s) on the above: *to go to our City Council.*

A motion was made by Mr. Conklin to approve the lot split of 3879 Brookside Drive knowing it's been down the true and correct path for all utility easements, lot size variances, engineering approvals.

Vote on Motion: FOR ✓ AGAINST 0 ABSTAIN

Therefore, PC Resolution No. PC - 2 is:

APPROVED DENIED TABLED

This resolution shall be sent to:

Administration for its action or

for its information, and

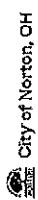
Council for ✓ its action or

for its information.

Planning Commission Chairman

Planning Commission Vice Chairman

Date 1/13/26



January 2, 2026

Record No: PC-2 **Primary Location** **Applicant**
 *Planning Commission 3879 BROOKSIDE Catherine George
 Status: Active Norton, OH 44203 330-325-4225
 Submitted On: 1/1/2026 Owner Georgecatherine@yahoo.com
 GEORGE CATHERINE R 3879 Brookside Dr.
 TRUSTEE Norton, OH 44203
 3879 BROOKSIDE DR
 BARBERTON, OH 44203

Control Panel

Engineering Fees (\$)



Application Type

Application Type* **Type of Applicant***
 Major Subdivision (Engineering Review Authorized Agent
 Required)

Code for Minor Subdivision & Major Subdivision

Zoning Application

Acreage* **Project Cost Estimate***
 1.343 200000

Project Description* **Please describe***
 Miscellaneous Splitting Lot

Property Type*	Zoning Classification:
Residential	

Site Plan Review Application

Project Narrative (Description of Project)*

This parcel is being split for the purpose of a family member's home to be built on the new parcel due to health issues and needing more help from family members.

Is there a Special Planned Development Zoning existing on this land*	If yes, please explain the use
Yes	Nash Heights

I hereby certify that all statements contained in my supporting data transmitted herewith are true and accurate to the best of my knowledge.

Applicant Signature

• Samantha Owen on behalf of
Catherine George
Jan 2, 2026

Surveyor Information (if applicable)

Surveyor Name	Contact
Jeffrey Cordi	330-388-8146

Agent or Attorney Information (if applicable)

Agent/Attorney Name
Samantha Owen

Agent/Attorney Phone

Form filled out on behalf of Catherine George

Preparer of Sketch Plat

Preparer of Sketch Plat Name*
Jeffrey Cordi

Preparer of Sketch Plat Phone*
330-388-8146

Preparer of Sketch Plat Address*
Cordisurvey@gmail.com
Jeffrey Cordi

Planning Review Notes

Pros & Cons of Project / Internal Notes

16/27 6/3/22
 KRISTEN M. SCAISE CPA, CFE
 Summit County Fiscal Officer
 \$ 282.00 \$ 0.00
 Transferred
 Consideration
 Transfer Not Necessary
 Deputy Fiscal Officer
 In Compliance with ORC 219.202

QUITCLAIM DEED

Know all Men by these Presents that Catharine R. George, an unmarried woman, and Richard J. George, a married man (collectively as "Grantors"), for valuable consideration paid from Catharine R. George, Trustee of Catharine R. George Revocable Trust Dated April 22, 2022, and any amendments thereto ("Grantee"), whose then-existing address is 3879 Brookside Drive, Barberton, Ohio 44203, have given, granted, remised, released and forever quitclaimed, and do by these presents absolutely give, grant, remise, release and forever quitclaim unto Grantee, her successors and assigns forever, all such right and title as Grantors have in and to the following described real property:

Situated in the City of Norton, County of Summit and State of Ohio. And known as being Lot 5D in Mack Heights Estates as shown in the recorded plat of said allotment in Plat Book 35, Pages 64-72, Summit County Records. 

Parcel No.: 46-Q2112, Ruling No.: NO-002778-04-007-000

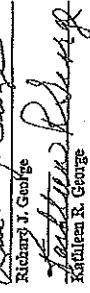
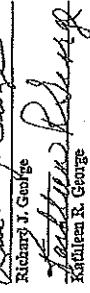
Also known as: 3879 Brookside Drive, Barberton, Ohio 44203

Prior Instrument Reference: Instrument No. 5545205 of the Summit County, Ohio Official Records.

Subject to: (i) taxes and assessments, both general and special, which are not yet due and payable; (ii) all applicable restrictions, covenants, conditions, limitations, leases, easements and reservations of record; (iii) zoning and use ordinances; and (iv) all legal highways.

✓ I, Kristen M. George, wife of Richard J. George, do hereby release all rights of dower in the above described premises.

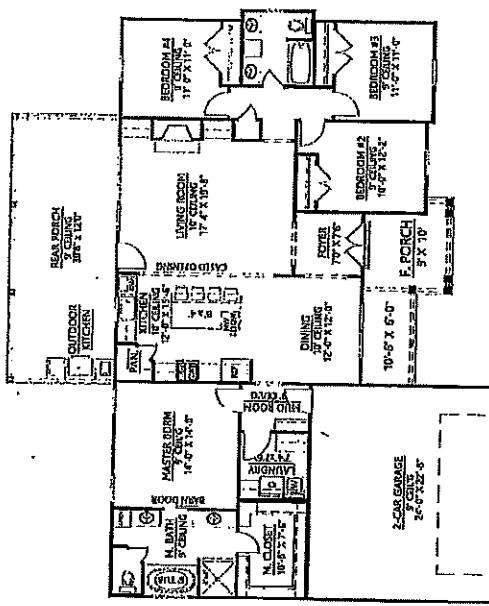
Witness our hands this 22nd day of April, 2022.


 Catharine R. George

 Richard J. George

 Kristen M. George

STATE OF OHIO

1 cc.

We currently live in a raised ranch at 3394 Mark Lane, Norton, Ohio which has 12-13 steps to enter the house from any direction. My husband has Parkinson and balance is an issue. We need to find a one level ranch home and we want to stay in Norton. This piece of land would be ideal because we will also be close to family. Below is an idea of what we would like to build. The well would be in the front of the house. Thank you for your consideration.



PONSORED BY: Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Planning & Econ Dev Chair DeHarpert

CITY OF NORTON
RESOLUTION NO. ____-2026

A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF FARMLAND LOCATED 3631 SOUTH MEDINA LINE ROAD IN AN AGRICULTURAL DISTRICT.

WHEREAS, on January 7, 2026, Eric and Kristen Beddow filed with the Clerk of Council, an application to renew the placement of farmland located at 3631 South Medina Line Road, (PPN 46-07452) in an Agricultural District; and

WHEREAS, Council held a public hearing on said application at its regular Council Meeting on the 17th day of February 2026, in accordance with Section 929.02 of the Ohio Revised Code.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: In accordance with Ohio Revised Code Section 929.02, Council hereby approves the renewal for placement of property located at 3631 South Medina Line Road (PPN 46-07452) in an Agricultural District, as requested in the application filed by Eric and Kristin Beddow with the Clerk of Council on January 7, 2026.

Section 2: All formal action of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Don Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____

Kerry Macomber, CMC-Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, CMC-Clerk of Council the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation as posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton on January 7, 2026.

**APPLICATION FOR PLACEMENT OF
FARMLAND IN AN AGRICULTURAL DISTRICT
(O.R.C. Section 929.02)**

(See page 4 for General Information regarding this Application)

Page 19 of 90
New Application _____
Renewal Application

26 JAN 7 PM 11

INSTRUCTIONS FOR COMPLETING APPLICATION

Print or type all entries.

- o List description of land as shown on the most recent tax statement or statements. Show total number of acres.
 - o Describe location of property by roads, etc., and taxing district where located.
 - o State whether any portion of land lies within a municipal corporation.

Note: See "Where to File" on page 4 to be sure that a copy of this Application is also filed with the Clerk of the municipal legislative body as well as the County Auditor.

 - o A renewal application must be submitted after the first Monday in January and prior to the first Monday in March of the year in which the agricultural district terminates for the land to be continued in this program.
 - o If the acreage totals 10 acres or more, do not complete Part D.
 - o If the acreage totals less than 10 acres, complete either D (1) or (2).
 - o Do not complete page 3. This space to be completed by the County Auditor and/or Clerk of the municipal legislative body.

B. Does any of the land lie within a municipal corporation limit or subject to pending annexation?

Yes No

IF YES, REMEMBER a copy of this application must be submitted to the Clerk of the municipal legislative body.

1 Enter the "internet identifier record" typically known as an electronic mail address, or any other designation used for self-identification or routing in internet communication or posting, provided for the purpose of receiving communication.

- C. Is the land presently being taxed at its current agricultural use valuation under Section 5713.31 of the Ohio Revised Code?

Yes X No _____

If NO, complete the following showing how the land was used the past three years:

	<u>ACRES</u>		
	LAST YEAR	TWO YEARS AGO	THREE YEARS AGO
Cropland			
Permanent Pasture used for animal husbandry			
Woodland devoted to commercial timber and nursery stock			
Land Retirement or Conservation Program pursuant to an agreement with a federal agency			
Building areas devoted to agricultural production			
Roads, building areas, and all other areas not used for agricultural production			
Total Acres			

- D. Does the land for which the application is being made total 10 acres or more devoted exclusively to agricultural production or devoted to and qualified for payments or other compensation under a land retirement or conservation program under an agreement with an agency of the federal government?

Yes _____ No _____

If NO, complete the following:

1. Attach evidence of the gross income for each of the past 3 years, if the average yearly income from agricultural production was at least twenty-five hundred (\$2,500.00) dollars or more, or
2. If the owner anticipates that the land will produce an annual gross income of twenty-five hundred (\$2,500.00) dollars or more, evidence must be attached showing the anticipated gross income.

Authorization and Declaration

By signing this application, I authorize the county auditor or his duly appointed agent to inspect the property described above to verify the accuracy of this application. I declare this application (including accompanying exhibits) has been examined by me and to the best of my knowledge and belief is a true, accurate and correct application. I understand that land removed from this program before the 5-year enrollment period is subject to penalty, in accordance with Section 929.02(D) of the Ohio Revised Code.

Signature of Owner:



Date:

1-5-26

SPONSORED BY Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Planning & Econ Dev Chair DeHarpert

CITY OF NORTON
RESOLUTION NO. _____-2026

A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF FARMLAND LOCATED 4229 GREENWICH ROAD IN AN AGRICULTURAL DISTRICT.

WHEREAS, on January 8, 2026, Birdseye Barn filed with the Clerk of Council, an application to renew the placement of farmland located at 4229 Greenwich Road, (PPN 46-07010) in an Agricultural District; and

WHEREAS, Council held a public hearing on said application at its regular Council Meeting on the 17th day of February 2026, in accordance with Section 929.02 of the Ohio Revised Code.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: In accordance with Ohio Revised Code Section 929.02, Council hereby approves the renewal for placement of property located at 4229 Greenwich Road (PPN 46-07010) in an Agricultural District, as requested in the application filed by Birdseye Barn, LLC with the Clerk of Council on January 8, 2026.

Section 2: All formal action of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, CMC-Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, CMC-Clerk of Council the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation as posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton on January 8, 2026.

**APPLICATION FOR PLACEMENT OF FARM LAND IN AN AGRICULTURAL DISTRICT
(O.R.C. Section 929.02)**

Page 23 of 90

New Application Renewal Application

Resonant Application

(See page 4 for General Information regarding this Application)

INSTRUCTIONS FOR COMPLETING APPLICATION

Print or type all entries.

- o List description of land as shown on the most recent tax statement or statements. Show total number of acres.
 - o Describe location of property by roads, etc., and taxing district where located.
 - o State whether any portion of land lies within a municipal corporation.

Note: See "Where to File" on page 4 to be sure that a copy of this Application is also filed with the Clerk of the municipal legislative body as well as the County Auditor.

 - o A renewal application must be submitted after the first Monday in January and prior to the first Monday in March of the year in which the agricultural district terminates for the land to be continued in this program.
 - o If the acreage totals 10 acres or more, do not complete Part D.
 - o If the acreage totals less than 10 acres, complete either D (1) or (2).
 - o Do not complete page 3. This space to be completed by the County Auditor and/or Clerk of the municipal legislative body.

A.	Owner's Name: BirdsEye Barn, LLC
Owner's Address: P.O. Box 268 Wadsworth, OH 44282	
Owner's Email (optional): deanbedlow@gmail.com	
Description of Land as Shown on Property Tax Statement: Parcel 46-07010 (95.52 Acres)	
Location of Property: Street or Road- 4229 Greenwich Rd., Norton, OH 44203 County- Summit	

B. Does any of the land lie within a municipal corporation limit or subject to pending annexation?

Yes X No _____

If YES, REMEMBER a copy of this application must be submitted to the Clerk of the municipal legislative body.

1 Enter the "internet identifier record" typically known as an electronic mail address, or any other designation used for self-identification or routing in internet communication or posting, provided for the purpose of receiving communication:

- C. Is the land presently being taxed at its current agricultural use valuation under Section 5713.31 of the Ohio Revised Code?

Yes No

If NO, complete the following showing how the land was used the past three years:

	<u>ACRES</u>		
	LAST YEAR	TWO YEARS AGO	THREE YEARS AGO
Cropland			
Permanent Pasture used for animal husbandry			
Woodland devoted to commercial timber and nursery stock			
Land Retirement or Conservation Program pursuant to an agreement with a federal agency			
Building areas devoted to agricultural production			
Roads, building areas, and all other areas not used for agricultural production			
Total Acres			

- D. Does the land for which the application is being made total 10 acres or more devoted exclusively to agricultural production or devoted to and qualified for payments or other compensation under a land retirement or conservation program under an agreement with an agency of the federal government?

Yes No

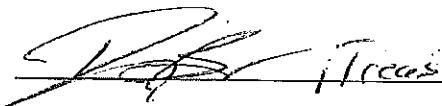
If NO, complete the following:

1. Attach evidence of the gross income for each of the past 3 years, if the average yearly income from agricultural production was at least twenty-five hundred (\$2,500.00) dollars or more, or
2. If the owner anticipates that the land will produce an annual gross income of twenty-five hundred (\$2,500.00) dollars or more, evidence must be attached showing the anticipated gross income.

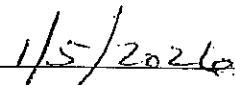
Authorization and Declaration

By signing this application, I authorize the county auditor or his duly appointed agent to inspect the property described above to verify the accuracy of this application. I declare this application (including accompanying exhibits) has been examined by me and to the best of my knowledge and belief is a true, accurate and correct application. I understand that land removed from this program before the 5-year enrollment period is subject to penalty, in accordance with Section 929.02(D) of the Ohio Revised Code.

Signature of Owner:



Date:



SPONSORED BY Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Planning & Econ Dev Chair DeHarpert

CITY OF NORTON
RESOLUTION NO. ____-2026

A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF FARMLAND LOCATED 4379 GREENWICH ROAD IN AN AGRICULTURAL DISTRICT.

WHEREAS, on January 8, 2026, Ralph Beddow filed with the Clerk of Council, an application to renew the placement of farmland located at 4379 Greenwich Road, (PPN 46-06712 and PPN 46-00381) in an Agricultural District; and

WHEREAS, Council held a public hearing on said application at its regular Council Meeting on the 17th day of February, 2026, in accordance with Section 929.02 of the Ohio Revised Code.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: In accordance with Ohio Revised Code Section 929.02, Council hereby approves the renewal for placement of property located at 4379 Greenwich Road (PPN 46-06712 and PPN 46-00381) in an Agricultural District, as requested in the application filed by Ralph Beddow with the Clerk of Council on January 8, 2026.

Section 2: All formal action of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, CMC-Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, CMC-Clerk of Council the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation as posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton on January 8, 2026.

**APPLICATION FOR PLACEMENT OF FARMLAND IN AN AGRICULTURAL DISTRICT
(O.R.C. Section 929.02)**

Page 27 of 90

Renewal Application

(See page 4 for General Information regarding this Application)

INSTRUCTIONS FOR COMPLETING APPLICATION

Print or type all entries.

1. List or type all entries.

 - o List description of land as shown on the most recent tax statement or statements. Show total number of acres.
 - o Describe location of property by roads, etc., and taxing district where located.
 - o State whether any portion of land lies within a municipal corporation.

Note: See "Where to File" on page 4 to be sure that a copy of this Application is also filed with the Clerk of the municipal legislative body as well as the County Auditor.

 - o A renewal application must be submitted after the first Monday in January and prior to the first Monday in March of the year in which the agricultural district terminates for the land to be continued in this program.
 - o If the acreage totals 10 acres or more, do not complete Part D.
 - o If the acreage totals less than 10 acres, complete either D (1) or (2).
 - o Do not complete page 3. This space to be completed by the County Auditor and/or Clerk of the municipal legislative body.

A.	Owner's Name: <u>Ralph K Beddoes</u>
	Owner's Address: <u>4379 Greenwich Rd.</u> <u>Norton, OH 44203</u>
	Owner's Email (optional): ¹ <u>deanbeddoes@gmail.com</u>
	Description of Land as Shown on Property Tax Statement: <u>Parcel 46-06712 (30 acres)</u> <u>Parcel 46-00381 (91.19 acres)</u>
	Location of Property: Street or Road: <u>4379 Greenwich Rd. Norton, OH 44203</u> County: <u>Summit</u>

B. Does any of the land lie within a municipal corporation limit or subject to pending annexation?

Yes No

If YES, REMEMBER a copy of this application must be submitted to the Clerk of the municipal legislative body.

1 Enter the "internet identifier record" typically known as an electronic mail address, or any other designation used for self-identification or routing in internet communication or posting, provided for the purpose of receiving communication.

- C. Is the land presently being taxed at its current agricultural use valuation under Section 5713.31 of the Ohio Revised Code?

Yes No

If NO, complete the following showing how the land was used the past three years:

	<u>ACRES</u>		
	LAST YEAR	TWO YEARS AGO	THREE YEARS AGO
Cropland			
Permanent Pasture used for animal husbandry			
Woodland devoted to commercial timber and nursery stock			
Land Retirement or Conservation Program pursuant to an agreement with a federal agency			
Building areas devoted to agricultural production			
Roads, building areas, and all other areas not used for agricultural production			
Total Acres			

- D. Does the land for which the application is being made total 10 acres or more devoted exclusively to agricultural production or devoted to and qualified for payments or other compensation under a land retirement or conservation program under an agreement with an agency of the federal government?

Yes No

If NO, complete the following:

1. Attach evidence of the gross income for each of the past 3 years, if the average yearly income from agricultural production was at least twenty-five hundred (\$2,500.00) dollars or more, or
2. If the owner anticipates that the land will produce an annual gross income of twenty-five hundred (\$2,500.00) dollars or more, evidence must be attached showing the anticipated gross income.

Authorization and Declaration

By signing this application, I authorize the county auditor or his duly appointed agent to inspect the property described above to verify the accuracy of this application. I declare this application (including accompanying exhibits) has been examined by me and to the best of my knowledge and belief is a true, accurate and correct application. I understand that land removed from this program before the 5-year enrollment period is subject to penalty, in accordance with Section 929.02(D) of the Ohio Revised Code.

Signature of Owner:

Ralph K Bechtar

Date:

1/5/26

SPONSORED BY:
REFERRED TO:
INTRODUCED BY:

CITY OF NORTON
ORDINANCE NO. -2026

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A SIDEWALK EASEMENT WITH PPG INDUSTRIES, INC.; AND DECLARING AN EMERGENCY.

WHEREAS, the City has determined it is necessary to enter into a sidewalk easement with PPG Industries, Inc. (the "Grantor") in connection with the granting of easement for a public sidewalk to the City in Columbia Woods Park (the "Project"), which easement is in the form of a Sidewalk Easement attached hereto as Exhibit A (the "Easement"); and

WHEREAS, this Council finds it necessary to authorize the Administrative Officer to execute and deliver of the Easement for the benefit of the Project.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio, that:

Section 1: The Administrative Officer is authorized to execute and deliver the Easement to the Grantor in accordance with the form of the Easement attached hereto as Exhibit A.

Section 2: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and to immediately permit ingress and egress to Grantee, and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026
and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 2, 2026.

24290242 _1

SIDEWALK EASEMENT

THIS SIDEWALK EASEMENT (this "Agreement") is made as of the ____ day of _____, 2026, by and between **PPG INDUSTRIES, INC.**, a Pennsylvania corporation (hereinafter referred to as "Grantor"), and the **CITY OF NORTON**, a political subdivision of the State of Ohio (hereinafter referred to as "Grantee").

WITNESSETH:

WHEREAS, As of the date hereof, Grantor is the owner of certain real property situated in the City of Norton, Summit County, Ohio, being identified as Parcel No. 4604593 in the tax records of Summit County, Ohio (hereinafter referred to as the "Grantor Property"); and

WHEREAS, As of the date hereof, Grantee is the owner of certain real property situated in the City of Norton, Summit County, Ohio, being identified as Parcel No. 4601028 in the tax records of Summit County, Ohio (hereinafter referred to as the "Grantee Property"); and

WHEREAS, Grantee desires to obtain a non-exclusive sidewalk easement (hereinafter referred to as the "Sidewalk Easement"), over and across a portion of the Grantor Property as shown on the plat attached hereto as Exhibit "A" and as more particularly described in the legal description attached hereto as Exhibit "B" (hereinafter referred to as the "Sidewalk Easement Area"); and

WHEREAS, Grantor has agreed to grant to Grantee the Sidewalk Easement subject to the terms and conditions set forth herein.

NOW THEREFORE, for good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, and intending to be bound hereby, the parties hereto hereby agree as follows:

1. The foregoing preambles are incorporated herein by this reference as if fully set forth herein.

2. Grant of Easement. Grantor hereby grants and conveys to Grantee the Sidewalk Easement upon the terms and conditions set forth herein. Grantor grants to Grantee the Sidewalk Easement for installation, use, repair, operation and maintenance of the public sidewalk over and across a portion of the Grantor Property as shown on the plat attached hereto as Exhibit "A" and as more particularly described in the legal description attached hereto as Exhibit "B" (hereinafter referred to as the "Sidewalk Easement Area").

2. Unimpeded Sidewalk. The Grantor agrees that no barricade or other divider shall be constructed on or around the Grantor Property and Grantor shall not do anything to prohibit or discourage the free and uninterrupted flow of pedestrian and/or vehicular traffic to or over the Sidewalk Easement Property.

3. Duration. Grantor and Grantee hereby agree that the term of this Agreement shall commence upon the date hereof and shall terminate upon agreement by both parties. Grantee will execute and record a mutually agreeable termination instrument effectuating the termination of this Easement.

4. Enjoyment of Sidewalk Easement Area. Grantor may use the Grantor Property for all purposes not inconsistent with the full enjoyment of the Sidewalk Easement. Grantee shall promptly restore any portions of the Grantor Property damaged by Grantee or its employees, agents or contractors.

5. Authority. Grantor and Grantee hereby represent and warrant that they each have the full authority to execute and deliver this Agreement.

6. Construction, Maintenance and Repair. Grantee and Grantee's employees, agents and contractors shall comply with all statutes, ordinances, rules, orders, regulations and requirements of the federal or state governments and of any and all departments and bureaus thereof in connection with their operations in the Sidewalk Easement Area. This Easement does not limit the construction of the sidewalk to a particular type, style, material or design. All construction, installation, maintenance, repair and replacement hereunder shall be performed in a good and workmanlike manner by Grantee and Grantee shall promptly discharge, at its sole cost and expense, any and all liens asserted against the Grantor Property as a result of the performance of any such construction within the Sidewalk Easement Area.

7. Use. The Sidewalk Easement granted herein is to be used only for the specific uses set forth above, and for no other purpose without the prior consent of Grantor. Grantee shall have no right to construct or install any other improvements within the Sidewalk Easement Area without the prior written consent of Grantor.

8. Title and Warranty. The Sidewalk Easement hereby granted is subject to all existing restrictions, easements, rights of way, and mineral reservations or royalties now of record. Grantee hereby acknowledges and agrees that it has had an opportunity to examine the title to the Grantor Property and Grantor makes no representation or warranty as to Grantor's title to the land encumbered by the Sidewalk Easement or as to the priority of the Sidewalk Easement granted herein. Grantee hereby acknowledges that certain underground utility lines may be located within the Sidewalk Easement Area, and Grantor makes no representation or warranty as to the locations of any such underground utilities.

9. Mineral Rights. Grantee hereby acknowledges that Grantor specifically reserves all mineral rights under and within the Sidewalk Easement Area, and Grantor may sell and/or lease any or all of such mineral rights. Grantor, and any lessee of Grantor, and their respective agents, employees and contractors shall have the right to the sidewalk on the Sidewalk Easement Area for any purposes that do not interfere or threaten to interfere with the exercise of the rights granted hereunder to Grantee.

10. Insurance. During the course of any activities in the Sidewalk Easement Area by Grantee or its employees, agents or contractors, Grantee shall maintain or shall cause its agents or contractors to maintain adequate comprehensive liability and builder's risk insurance for bodily injury or death, or for property damage caused by any accident that may occur to any person while on the Grantor Property or any damage to the Grantor Property, with limits reasonably acceptable to Grantor. Prior to any entry upon the Sidewalk Easement Area for the purpose of any such construction or other activities, Grantee shall provide satisfactory evidence of such insurance to Grantor.

11. Hazardous Materials. Grantee shall not use, release or discharge any hazardous materials in violation of applicable laws, rules or regulations in or upon the Sidewalk Easement Area or any other portion of the Grantor Property.

12. Governing Law. This Agreement shall be governed by the internal law of the State of Ohio.

13. Grant of Easement. It is understood that this is not a conveyance of a fee interest, but merely a grant of an Sidewalk Easement for the specific uses set forth herein.

14. Binding. The rights, privileges, terms, duties, obligations and liabilities hereunder shall extend to and be binding upon Grantor and Grantee and their respective successors and assigns.

[SIGNATURES ON FOLLOWING PAGE]

[signature page to Temporary Construction and Sidewalk Easement]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

GRANTOR:

PPG INDUSTRIES, INC., a Pennsylvania corporation

By: _____

Name: _____

Title: _____

GRANTEE:

CITY OF NORTON

By: _____

Name: Michael Rorar

Title: Administrative Officer

COMMONWEALTH OF PENNSYLVANIA)
)ss.
COUNTY OF ALLEGHENY)

BEFORE ME, a Notary Public in and for said County and State, personally appeared _____, the _____ of PPG INDUSTRIES, INC., a Pennsylvania corporation, who acknowledged that he/she did execute the foregoing Agreement and that the same is his/her free act and deed, and the free act and deed of such corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this _____ day of _____, 2026.

Notary Public

STATE OF OHIO)
COUNTY OF SUMMIT)
)ss.
)

BEFORE ME, a Notary Public in and for said County and State, personally appeared _____, the _____ of the CITY OF NORTON, a political subdivision of the State of Ohio, who acknowledged that he/she did execute the foregoing Agreement and that the same is his/her free act and deed, and the free act and deed of the CITY OF NORTON.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this _____ day of _____, 2026.

Notary Public

EXHIBIT "A"

SIDEWALK EASEMENT AREA PLOT

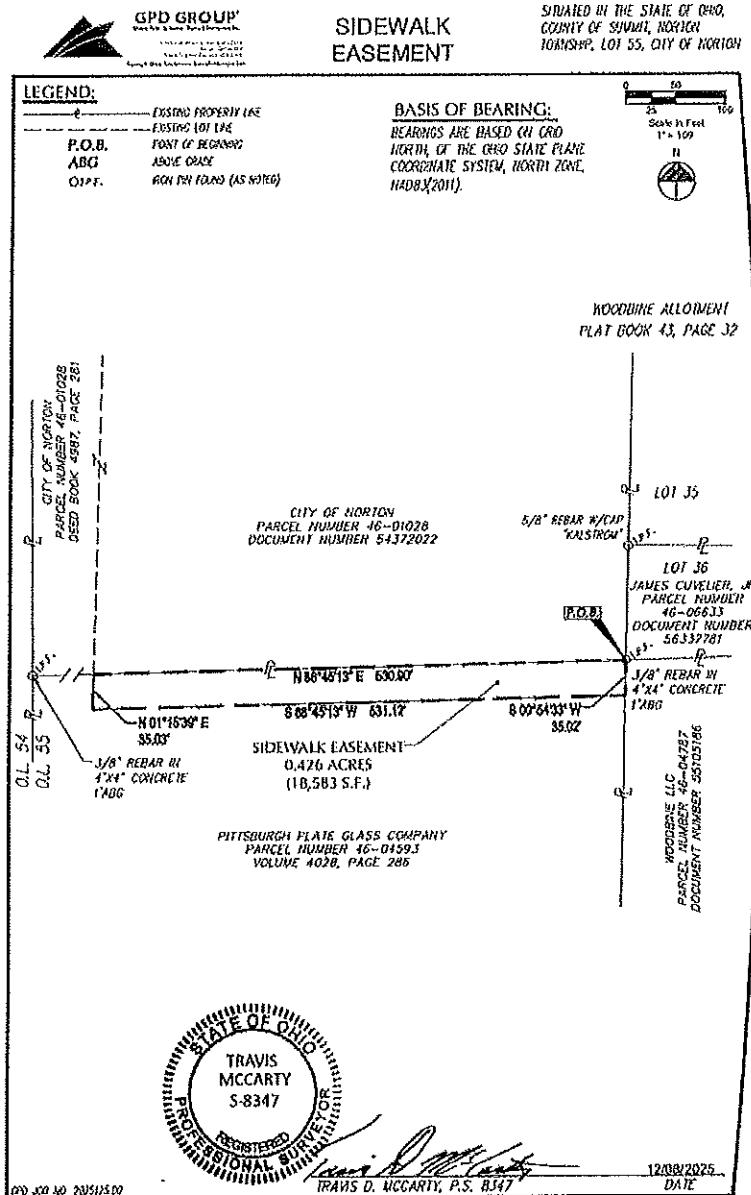


EXHIBIT "B"

LEGAL DESCRIPTION OF SIDEWALK EASEMENT AREA

Ver. Date: 12/4/2025

Page 1 of 1

SIDEWALK EASEMENT
4604593
0.427 ACRES

Situated in the State of Ohio, County of Summit, Norton Township, Lot 55, and being part of lands conveyed to Pittsburg Plate Glass Company, as recorded in Volume 4028, Page 286 of said county records.

BEGINNING at a 3/8 inch rebar (found), at the Grantor's northeast corner, the northwest corner of lands conveyed to Woodbine LLC, as recorded in Document Number 55105186 and the southwest corner of Lot 36 of Woodbine Allotment as recorded in Plat Book 43, Page 32, said Lot 36 being conveyed to James Cuvelier JR., as recorded in Document Number 56337781;

Thence on the Grantor's east line and the west line of said Woodbine LLC lands, **South 00 degrees 54 minutes 33 seconds West**, a distance of **35.02** feet to a point;

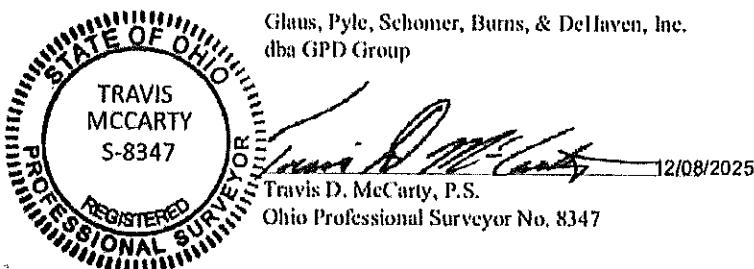
Thence through the Grantor's lands, **South 88 degrees 45 minutes 13 seconds West**, a distance of **531.12** feet to a point;

Thence continuing through the Grantor's lands, **North 01 degrees 15 minutes 39 seconds East**, a distance of **35.03** feet to a point on the Grantor's north line and the south line of land conveyed to City of Norton as recorded in Document Number 54372022;

Thence on the Grantor's north line and the south line of said City of Norton lands, **North 88 degrees 45 minutes 13 seconds East**, a distance of **530.90** feet to the **Point of Beginning**, containing **0.427** acres and being part of Summit County Auditor's Parcel Number **4604593**.

The bearings for this description are based on Grid North, of the Ohio State Plane Coordinate System, North Zone, NAD83(2011).

This description was prepared and reviewed under the supervision of Travis D. McCarty, Professional Surveyor No. 8347 from an actual field survey for the City of Norton, in November 2025.



SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Property & Mines Chair Lee

CITY OF NORTON
ORDINANCE NO. ____-2026

AN ORDINANCE DECLARING CERTAIN CITY PROPERTIES AS NO LONGER NEEDED FOR MUNICIPAL PURPOSES; AND DECLARING AN EMERGENCY.

WHEREAS, the Administration has recommended the disposal of public properties no longer needed for municipal purposes, and;

WHEREAS, the Charter of the City of Norton, Section 5.10 authorizes City Council to determine the need and the manner of disposal of said public properties no longer needed for municipal purposes.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: That the Council of the City of Norton hereby determines that properties owned by the City and more fully described in **Exhibit A** attached hereto are no longer needed for municipal purposes.

Section 2: That the property identified on **Exhibit A**, due to wear or obsolescence, has no financial value and the Administrative Officer is hereby directed to dispose of the property in the manner determined by the Administrative Officer, that method hereby determined to be in the best interest and financial advantages of the City in accordance with Section 5.10 of the Charter of the City.

Section 3: That this Council hereby ratifies all actions previously taken by the Administrative Officer and the Director of Finance related to the disposal of the property in **Exhibit A** described in the Ordinance.

Section 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5: This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation for the public peace, health, safety, and welfare of this City and its residents, for the reason that the sale of these public properties are no longer of public need and the sale may provide proceeds that can be returned to the City; and provided it receives approval of two-thirds of

the members of Council, shall be in full force and effect from and after its approval by the Mayor, or otherwise take effect and be in force and effect from and after the earliest period provided by law.

Emergency Vote: _____ Yeas _____ Nays

Date Passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 16, 2026.

16360472_1

ASSET	ASSET DISPOSAL LIST	REASON FOR DISPOSAL	METHOD OF DISPOSAL
1 8' Stainless Steel Dump Bed		Replaced New	Gov Deals
1 Steam Pressure Washer		Replaced with car wash	Gov Deals
1 2001 New Holland skid steer		Replaced with new	Gov Deals
1 Mortar Mixer		Does not run	Gov Deals
1 Plow 10ft.		Replaced New	Gov Deals
1 Truck jack 8 ton		Replaced New	Gov Deals
4 New Holland skid steer tires & rims		Not needed	Gov Deals
1 pair New Holland tracks		Not needed	Gov Deals

SPONSORED BY Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Service Chair Tousley

CITY OF NORTON
ORDINANCE NO. ____-2026

AN ORDINANCE AUTHORIZING THE PURCHASE OF ROAD SALT FROM COMMUNITY UNIVERSITY EDUCATION PURCHASING COOPERATIVE (CUE) IN AN AMOUNT NOT TO EXCEED \$220,115.00; AND DECLARING AN EMERGENCY.

WHEREAS, the City is a member of the Community University Education Purchasing cooperative ("CUE") managed by the University of Akron to cooperatively bid certain procurement items, including road salt; and

WHEREAS, CUE performed a competitive bid for the procurement of bulk road salt for 2026 and has determined to award that bid to CUE ("Contractor") at the price of \$62.89 per ton delivered; and

WHEREAS, the City has now determined to purchase 3,500 tons of bulk road salt from Contractor in the amount not to exceed \$220,115.00.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio, that:

- Section 1: This Council hereby authorizes the purchase of 3,500 tons of bulk road salt from Contractor in an amount not to exceed \$220,115.00 in accordance with the competitive bid performed by CUE.
- Section 2: This Council hereby directs the Administrative Officer and the Finance Director to take all necessary actions to complete the purchase the bulk road salt from Contractor.
- Section 3: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code.
- Section 4: This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and for the further reason that it is immediately necessary to provide for the timely delivery of road salt for the City Service Department; and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or

otherwise take effect and be in full force from and after the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____
Donald Harbert, President of Council

Attest: _____
Kerry Macomber, Clerk of Council
Date submitted to the Mayor _____

Mike Zita, Mayor
Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. ____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 15, 2026.

SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Service Chair Tousley

CITY OF NORTON
ORDINANCE NO. _____-2026

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH CEMETECH, INC. FOR THE EMERGENCY CULVERT REPLACEMENT ON DOROTHY COURT WITHIN THE CITY IN THE AMOUNT OF \$68,363.20, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Norton (“City”) recognizes that the culvert on Dorothy Court needs an emergency replacement; and

WHEREAS, the City received a proposal in the form of the attached hereto as Exhibit A (the “Proposal”) from Cementech, Inc. (the “Vendor”) for the culvert replacement on Dorothy Court; and

WHEREAS, the City has determined that it is necessary and appropriate to approve the culvert replacement by Vendor in accordance with the Proposal.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norton, Counties of Summit and Wayne, and State of Ohio:

- Section 1: That this Council hereby authorizes the culvert replacement by Vendor in accordance with the Proposal in an amount not to exceed of \$68,363.20.
- Section 2: This Council hereby authorizes the Director of Finance to take such actions as shall be necessary to replace the culvert in accordance with the Proposal and this Ordinance.
- Section 3: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.
- Section 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation for the public peace, health, safety of the City, and for the further reason to permit the timely completion of the project to enhance the vehicular safety in the City; and provided it receives the approval of two-thirds of the members of Council, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Attest: _____
Kerry Macomber, Clerk of Council

Date submitted to the Mayor _____

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. _____-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 15, 2026.



CEMENTECH, INC.
1680 Southeast Avenue
Tallmadge, OH 44278
Phone: (330) 628-5404 Fax: (330) 628-5830

PROPOSAL

Proposal No.	010926-1
Sheet No.	
Dated:	1/6/2026

PROPOSAL SUBMITTED TO: MARK	PROPOSAL FOR:
Name: City of Norton	
Address: 3355 Dorothy Ct	
Norton, Ohio	
PHONE: 3306969517	18 inch Culvert Replacement
FAX:	
EMAIL: mroar@cityofnorton.com	

We hereby propose to: Supply Labor and Material to replace 18 inch culvert

Pricing includes the following items:

Install Erosion Control
Excavation and Leave onsite at owners designated area
Install 18 inch HP bell and spigot pipe with #57 limestone
Install Type C Rip Rap at Invert
Backfill and compact using onsite materials outside of Roadway
Backfill using Onsite Materials Inside the roadway supplied by others
Seed and Mulch disturbed areas
Install 12 inches of 304 base for temp road
Install 2.5 inches of asphalt base and 1.5 inches of asphalt top in Spring 2026

Crushed Concrete #304 Backfill under pavement only	TOTAL	\$63,363.20
	ADD	\$5,000.00

Pricing excludes any of the following items:

- any dewatering or bypass pumping
- unsuitable subgrade material
- winter conditions
- surveying/layout
- scheduling
- any existing utility interference
- any restoration beyond construction limits
- any demo or excavation outside construction limits
- any drains, lighting, plumbing or conduit

All material is guaranteed to be as specified and in accordance with the drawings and specifications submitted for the above mentioned project

with payments to be as follows: net thirty days upon receipt of invoices

Any alterations or deviation from above, specifications involving extra costs will be executed only upon written order and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control.

Respectfully submitted _____

Past due accounts carry a service charge of 1.5% per month (18% A.P.R.)
In the event that buyer fails to make full payment, Cementech, Inc. shall be entitled to reasonable attorney's fees and cost of collection.

Date:

Signature _____

Signature _____


NORTON
 NORTON CITY COUNCIL
 MATTERS REFERRED/PENDING
 MONDAY, JANUARY 20, 2026

COMMITTEE	DATE	TOPIC	ACTION
<u>Econ Dev & Plng</u>	7/7/25	Adult Use Cannabis Moratorium	Referred to Planning Commission.
	7/21/25	Six-month extension while Planning Commission and Administration review.	Ord. No. 70-2025
	1/5/26	Extension of six-month moratorium.	Ord. No. 3-2026

Finance

<u>Personnel – Rules</u>	11/17/25	Resident requested a video be developed to explain the procedures for the Planning Commission, Board of Zoning Appeals and Council as it pertains to proposed projects in the City.	Administration to take into consideration.
	1/15/26		Mr. Braman is coordinating with Mr. Markey.

<u>Property</u>	7/21/25	Veterans Memorial Signage on SR 76, Columbia Woods Entrance, etc.	Mr. Markey contacting ODOT to find out the process for SR 76 signage.
	1/5/26		Mr. Markey reported Norton does not have the vehicle count to receive highway signage.

Safety**Service****Utilities**

City of
NORTON
NORTON CITY COUNCIL
ORGANIZATIONAL MEETING
MONDAY, JANUARY 5, 2026

The Organizational Meeting was called to order on Monday, January 5, 2026 at 6:45 p.m. by Doug DeHarpert, President of Council. The Pledge of Allegiance was recited by all and the invocation was offered by Mr. DeHarpert.

Roll Call:	Also Present:
Jamie Lukens	
Paul Tousley	Mayor Zita
Paul Eader (excused)	Michael Rorar
Judith Lynn Lee	Pamela Keener
William Mowery	Justin Markey
Don Harbert	Kerry Macomber
Doug DeHarpert	

NOMINATIONS AND ELECTION OF THE PRESIDENT AND THE VICE-PRESIDENT OF COUNCIL

Mr. DeHarpert cited Council Rules - Rule 102 and called for nominations for the President of Council:

Mr. Lukens nominated Mr. Harbert; seconded by Ms. Lee. Mr. DeHarpert called for any other nominations; hearing none, he closed the nominations and requested the Clerk to call a voice vote:

Mr. Lukens: Mr. Harbert
Mr. Tousley: Mr. Harbert
Ms. Lee: Mr. Harbert
Mr. Mowery: Mr. Harbert
Mr. Harbert: Mr. Harbert
Mr. DeHarpert: Mr. Harbert

Mr. Harbert called for nominations for the Vice President of Council. Mr. Lukens nominated Mr. DeHarpert; seconded by Mr. Mowery. Mr. Harbert called for any other nominations; hearing none, he closed the nominations and requested the Clerk to call a voice vote:

Mr. Lukens: Mr. DeHarpert
Mr. Mowery: Mr. DeHarpert
Mr. Tousley: Mr. DeHarpert
Ms. Lee: Mr. DeHarpert
Mr. Harbert: Mr. DeHarpert
Mr. DeHarpert: Mr. DeHarpert

REMARKS FROM THE INCOMING PRESIDENT - President Harbert welcomed Norton's new City Administrator, Michael Rorar, to the team and said they were looking forward to working with him. He remarked on Mr. Rorar's impressive background and experience and noted they look forward to an open line of communication. Mr. Harbert expressed his appreciation to his colleagues on Council for their confidence in him to lead and said that he looks forward to working with them to move the City forward. He also thanked Mr. DeHarpart for his leadership, vision and passion for the city and its residents as he demonstrated over the past two years serving as President of Council. Mr. Harbert noted that when Mr. DeHarpart's term started, there were three new At-Large Council Members and he, himself, was new to the Council. He stated that Mr. DeHarpart came in and conducted the City business uninterrupted, which speaks to his ability. Mr. Harbert also recognized Mr. Tousley with 12 years and Mr. Lukens with four years of experience serving the community.

A. Appoint Committees - Mr. Harbert said he is fortunate to lead an experienced Council and reported that the standing Committees will remain as is because everyone is comfortable in their role and there is no need for change. The Committees remain as follows:

1. Finance: Harbert, Mowery, Tousley
2. Personnel & Rules: Lukens, Lee, Harbert
3. Planning & Economic Development: DeHarpart, Eader, Lukens
4. Property & Mines: Lee, Lukens, Mowery
5. Safety: Eader, Tousley, DeHarpart
6. Service: Tousley, DeHarpart, Eader
7. Utilities: Mowery, Harbert, Lee

B. Approve 2026 Meeting Schedule — Mr. Harbert noted the Meeting Schedule also remains the same with Council meeting on the first and third Monday of the month at 7:00 p.m. If there is a Monday holiday, Council will meet on Tuesday.

C. Review-Approve Council Rules — Mr. Harbert said there are minor changes proposed for the Council Rules and explained those as follows:

Rule 111: Agenda and Rule 112: Quorum conflict on how many Council members are needed to add an item to the agenda. Mr. Harbert suggested that Rule 111 clarify that the President of Council or any full Committee has the power to place an item on the Agenda. Mr. Tousley expressed concern that by taking away the ability for any one member of Council to place an item on the Agenda equates to removing the Council member's ability to represent their constituents. He would like this rule to read that the President of Council or any Committee Chair (which is basically any Council member). This will safeguard the residents should their representative fall out of grace with the President and then not be permitted to add a concern of theirs to the Agenda. This will allow guidelines to be in place to allow residents' voices to be heard. Mr. Lukens said that he assumed the reference to any Committee meant the Committee Chair. Mr. Tousley said he would like it to be clear because the full Committee may not agree but the Chair should be able to add something that is affecting their Ward. Mr. Harbert instructed the Clerk to make Mr. Tousley's suggested change to Rule 111.

Rule 502: Approval of Minutes and 503: Corrections to the Minutes conflict on the procedure for correcting minutes and the intent is to have corrections submitted prior to the meeting when the President of Council approves them. Mr. Tousley read from Rule 503, which states the President of Council shall have the authority to instruct the Clerk of Council to make any corrections, which the President of Council deems to improve the accuracy of the record. Mr. Tousley would like the rest of Council to be notified if the President does make a change to the original draft minutes. Mr. Harbert concurred.

Rule 505: Archiving of video recordings - Removes redundant language regarding archiving audio recordings because both visual and audio are on video recordings, which are archived for two years.

Rule 112: Quorum - Mr. Markey noted there was also a change in Rule 112: Quorum. The sentence regarding the number of members needed to add an item to the Agenda was struck out. This has been clarified in Rule 111: Agenda to be the President of Council or Committee Chair.

Mr. DeHarpart moved to adopt the changes to the Council Rules as discussed; seconded by Ms. Lee.

Roll Call: Yes: DeHarpart, Lee, Lukens, Tousley, Mowery, Harbert
No: None

Motion passed: 6 - 0

ADJOURN - There being no other business to come before the Organizational Council Meeting, the meeting was adjourned at 6:58 p.m.

Don Harbert, President of Council

I, Kerry Macomber, Clerk of Council for the City of Norton, do hereby certify that the foregoing minutes were approved at a Regular Council Meeting held on January 20, 2026.

Kerry Macomber, Clerk of Council

NOTE: These minutes are not verbatim

Original signed and approved minutes are on file with the Clerk of Council.

City of
NORTON

NORTON CITY COUNCIL
REGULAR COUNCIL MEETING
MONDAY, JANUARY 5, 2026

The Regular Council Meeting was called to order on Monday, January 5, 2026 at 7:00 p.m. by Donald Harbert, President of Council. The Pledge of Allegiance was recited by all and the invocation was offered by Mr. DeHarpart.

Roll Call: Jamie Lukens
 Paul Tousley
 Paul Eader (excused)
 Judith Lynn Lee
 William Mowery
 Don Harbert
 Doug DeHarpart

Also Present:
 Mayor Zita
 Michael Rorar
 Pamela Keener
 Justin Markey
 Kerry Macomber

COMMUNICATIONS FROM THE PUBLIC - None

COMMITTEE WORK SESSION

Financial Reports - President Harbert acknowledged receipt of the December 2025 Financial Reports.

Finance - Fire Levy (Renewal) - Mr. Harbert explained this is a resolution to proceed with placing the Fire Levy on the ballot for the May 5, 2026 election stating there is no increase, as proposed in the November 2025 election. This renewal is the 5.6%. Mr. Markey clarified there will not be a change in the effective rate and it is just a renewal of the existing rate. Mr. Harbert moved to add Res. No. 1-2026 to tonight's Agenda for a first reading with intent to waive the third reading at the January 20, 2026 meeting due to a February deadline at the Board of Elections; seconded by Mr. Tousley.

Roll Call: Yes: Harbert, Tousley, Mowery
 No: None

Motion passed unanimously.

Personnel & Rules - Zoning Administrator - Mr. Lukens explained this is an updated job description and salary range of \$87,000 - \$97,000 for the Zoning Administrator and asked what the current salary is for this position. Ms. Keener replied \$78,000. Mr. Harbert asked if the adjusted annual rate on January 1, 2026 will be \$83,000. Ms. Keener replied that it depends on if the new salary range is used to determine the adjusted annual rate. Mr. Tousley asked what determines where in the salary range of \$87,000 - \$97,000 the Zoning Administrator will fall. Ms. Keener said the Director of Personnel will determine that amount. Mr. Tousley said he would prefer that the Administrative Officer have more time in his new position before making such a decision. Mr. Lukens concurred saying this is almost

\$100,000 and it must be at the top of the City's salaries. Ms. Keener said it is at the bottom. Mr. Markey said the intention was to bring the Zoning Administrator's salary more in line with the other Department Heads. Mayor Zita concurred. Mr. Markey added that the Zoning Administrator brings a lot of value to the City and does a lot of uncompensated hard work for the good of the community. Mr. Mowery suggested this ordinance be moved to a first reading, which would show respect to this individual. Mr. Harbert concurred and said it would allow the Administrative Officer several weeks to get acclimated to his new position. Mr. Markey agreed and said that will also give them time to get the exact figures on the adjusted annual rate for 2026. Mr. DeHarpert also agreed with moving forward with the ordinance for a first reading while the new Administrator looks over everything. Mr. Lukens moved to add Ord. No. 2-2026 to tonight's Agenda for a first reading; seconded by Ms. Lee.

Roll Call: Yes: Lukens, Lee, Harbert
No: None

Motion passed unanimously.

Planning & Economic Development – Mr. DeHarpert explained this is a six-month extension to the moratorium on Adult-Use Cannabis Businesses and remarked that the state laws are still changing. He also noted that Council could lift this moratorium at any time. Mr. Lukens said that it has been two years since this was passed and asked if the state has given information on the oversight of these businesses. Mr. DeHarpert said it keeps evolving and changing and Mr. Markey has been waiting to get some grass roots examples from neighboring communities. Mr. Markey concurred stating they are okay with continuing with the six-month moratoriums. Mr. Harbert said that there has been about \$700 million in sales in the State of Ohio with a 10% excise tax plus sales tax making it about 17.5% in total taxes. In December, the State outlawed Hemp completely and reduced the allowable level of THC in recreational marijuana. There still hasn't been a decision made as to how the pay out of revenue will occur. Mr. DeHarpert moved to add Ord. No. 3-2026 to tonight's Agenda for a first reading with intent to waive third reading on January 20, 2026; seconded by Mr. Lukens.

Roll Call: Yes: DeHarpert, Lukens
No: None

Motion passed unanimously.

Service – Mr. Tousley explained this for the SR 261 Resurfacing Project, which has been discussed over the past year. This project costs several million dollars and Norton's share would be \$527,834 with ODOT grants providing for the remaining cost. Mr. Tousley asked about the section of the road that was skipped between Cleveland-Massillon and Silver Springs and Ms. Keener explained that is for the water line. She explained because the OPWC funding request for the water line was not approved, Administration will need to determine if that project will go forward. The Mayor explained it wouldn't be skipped entirely because it will be done at a later time. Mr. Tousley noted that because this is grant funded, we have to move quickly and moved to add Ord. No. 4-2026 to tonight's Agenda for a first reading with intent to waive third reading on January 20, 2026.

Roll Call: Yes: Tousley, DeHarpart
No: None

Motion passed unanimously.

MATTERS REFERRED – Mr. Harbert asked if there has been any developments on signage for the Veterans Memorial. Mr. Markey said that there is substantial vehicle count required for getting signage placed on SR 76. Mr. DeHarpart asked about the signage that lists the upcoming restaurants and asked if those are purchased by the restaurant. If so, could Norton pay to put up a sign. Mr. Markey explained those are for attractions and that is what Mr. Binsley inquired into and it was determined we don't have the necessary vehicle count to qualify. Mr. Lukens referenced the brown sign that reads Ohio Veterans Memorial and suggested putting a sign advertising the Norton Veterans Memorial under it or at the end of the SR 76 ramp.

Mr. Tousley noted that under the Personnel/Rules there was a request by a resident to develop a video explaining the flow of procedures for the Planning Commission, Board of Zoning & Building Appeals and Council as it pertains to proposed projects. Mr. Harbert asked Administration to follow up.

CONSIDERATION OF MINUTES

Minutes of Regular Council Meeting of December 15, 2025 were approved as submitted.

REPORTS FROM MAYOR AND OFFICERS

Mayor Zita congratulated the City Council Members that were sworn in tonight. He welcomed Mr. Rorar to the team. Mr. Rorar thanked all for the opportunity.

INTRODUCTION OF NEW LEGISLATION

Res. No. 1-2026

Mr. Harbert introduced Res. No. 1-2026 for its first reading and asked the Clerk to read:

A RESOLUTION DETERMINING TO PROCEED WITH THE SUBMISSION OF THE QUESTION OF THE RENEWAL OF A TAX LEVY IN EXCESS OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES, BUILDINGS AND SITES THEREFOR, SOURCES OF WATER SUPPLY AND MATERIALS THEREFOR, THE PAYMENT OF PERMANENT, PART-TIME OR VOLUNTEER FIREFIGHTING, EMERGENCY MEDICAL SERVICE, ADMINISTRATIVE AND COMMUNICATIONS PERSONNEL TO OPERATE THE SAME, INCLUDING THE PAYMENT OF ANY EMPLOYER CONTRIBUTIONS REQUIRED FOR SUCH PERSONNEL UNDER SECTION 145.48 OR 742.34 OF THE REVISED CODE, AND THE PROVISION OF AMBULANCE, PARAMEDIC AND OTHER EMERGENCY MEDICAL SERVICES OPERATED BY THE FIRE DEPARTMENT PURSUANT TO SECTION 5705.19(I) OF THE REVISED CODE, AND DECLARING AN EMERGENCY.

First reading tonight with intent to waive third reading at the January 20, 2026 meeting.

Ord. No. 2-2026

Mr. Lukens introduced Ord. No. 2-2026 for its first reading and asked the Clerk to read:

AN ORDINANCE ADOPTING AN AMENDED JOB DESCRIPTION AND DUTIES FOR THE ZONING ADMINISTRATOR AND SALARY SCHEDULE FOR SUCH POSITION; AND DECLARING AN EMERGENCY.

First reading only.

Ord. No. 3-2026

Mr. DeHarpait introduced Ord. No. 3-2026 for its first reading and asked the Clerk to read it:

AN ORDINANCE ADOPTING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, ZONING CERTIFICATES FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF ADULT USE CANNABIS FOR A PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE CITY TO REVIEW APPLICABLE STATE AND LOCAL LAWS, TO PLAN FOR REGULATIONS RELATING TO SUCH USES; AND DECLARING AN EMERGENCY.

First reading tonight with intent to waive third reading at the January 20, 2026 meeting.

Ord. No. 4-2026

Mr. Tousley introduced Ord. No. 4-2026 for its first reading and asked the Clerk to read it:

AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION REGARDING THE PROJECT DESIGNATED AS PID 113037 (SR 261 RESURFACING); AND DECLARING AN EMERGENCY.

First reading only.

INTRODUCTION OF PRIOR LEGISLATION

Ord. No. 119-2025

Ms. Lee offered Ord. No. 119-2025 for its second reading and asked the Clerk to read it:

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH NORTON ENERGY STORAGE LLC; AND DECLARING AN EMERGENCY.

Second reading only.

Mr. Tousley asked for clarification and Mr. Markey explained the readings of this legislation continues unless it is tabled. Mr. Markey said that Administration would like Council to vote on this legislation and they would still like to get the extension from the company. The city has the right to get the property out of escrow, but they would like Council to vote on the extension because Administration believes it is best for the residents if the City does not take ownership of the mine. Norton does not legally own the mine right now. Mr. Tousley asked if the City could sit on this indefinitely. Mr. Markey said basically, yes because the Title Company doesn't know to release it out of escrow until they are told to do so.

TOPICS FOR NEXT MEETING – *Tuesday, January 20, 2026*

NON-AGENDA ITEMS

Mr. Lukens thanked Mr. DeHarpert and Mr. Harbert for their excellent work as President and Vice President. Mr. Lukens said he wants to start planning for the Veterans Memorial events for the upcoming year. Mr. DeHarpert said there could be events on both Memorial Day and on July 4th. Mr. Lukens concurred. Mayor Zita suggested establishing a Committee and Mr. Lukens volunteered to serve on an Events Committee.

Ms. Lee thanked everyone for participating in the Christmas in the Park and reminded the public that tomorrow is the deadline for taking down the decorations.

Mr. Harbert reminded everyone that cars need to stop for school buses as they load or unload children. He said that Chief McShane is aware of cars passing school buses and will be reviewing this area.

ADJOURN - There being no other business to come before the Regular Council Meeting, the meeting was adjourned at 7:33 p.m.

Donald Harbert, President of Council

I, Kerry Macomber, Clerk of Council for the City of Norton, do hereby certify that the foregoing minutes were approved at a Regular Council Meeting held on January 20, 2026.

Kerry Macomber, Clerk of Council

NOTE: These minutes are not verbatim

Original signed and approved minutes are on file with the Clerk of Council.

SPONSORED BY Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Finance Chair Harbert

CITY OF NORTON
RESOLUTION NO. 5-2026

A RESOLUTION REQUESTING THE COUNTY FISCAL OFFICER TO ADVANCE TAXES FROM THE TAX YEAR 2025 COLLECTIONS PAYABLE IN 2026 PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Section 321.34 provides for advance payment by the county auditor to municipal corporations whose funds are derived from taxes or other sources payable by law to the county treasurer, any money that may be in the county treasury to the account of the municipality, respectively, and lawfully applicable to the purpose of the current fiscal year in which the request is made.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, and State of Ohio that:

- Section 1: The Fiscal Officer of Summit County in accordance with Ohio Revised Code Section 321.34, be requested to draw and pay to the City of Norton funds due in any settlement of 2026 derived from taxes or other sources, payable to the County Treasurer to the account of the City of Norton.
- Section 2: The Clerk of the Council is directed to forward a certified copy of this resolution to the Summit County Fiscal Officer.
- Section 3: All formal actions of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 4: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation for the public peace, health and safety of the City of Norton and the inhabitants thereof for the reason that it is necessary for the prompt resolution of city affairs; and provided it receives the approval of two-thirds of the members of Council, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council of the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. 5-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026
and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 14, 2026.

SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Plng & Econ Dev Chair DeHarpact

CITY OF NORTON ORDINANCE NO. 6-2026

AN ORDINANCE APPROVING THE REPLAT OF LOT 59 OF THE PROPERTY LOCATED AT 3879 BROOKSIDE DRIVE (NASH HEIGHTS ESTATES SUBDIVISION) TO CREATE LOTS 59R1 AND 59R2.

WHEREAS, Council finds that Application PC-2 has been filed with the City Planning Commission requesting approval of a replat of lot 59 in the Nash Heights Estates Subdivision, as shown in Exhibit A, to create lots 59R1 and 59R2; and

WHEREAS, the Planning Commission, by its P.C. Resolution No. PC-2, dated January 13, 2026, recommends the approval of the replat of lot 59 to create lots 59R1 and 59R2; and

WHEREAS, pursuant to Section 1232.04(d) of the Codified Ordinances of the City, this Council shall review the Planning Commission recommendation of the approval of the replat and shall approve, approve with conditions or disapprove of the replat no later than 30 days after receipt of the recommendation by Planning Commission; and

WHEREAS, this Council has determined to approve the final plat.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: That the replat of Lot 59 of the Nash Heights Estates Subdivision, together with the plans and descriptions on file with the City and incorporated by reference herein, presented by the owner Catherine George, pursuant to Planning Commission Application PC-2 is hereby approved pursuant to Section 1232.04(d).

Section 2: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest:

Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 6-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form, Justin P. Markey, Solicitor for the City of Norton, Ohio, on January 15, 2026.

PONSORED BY Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Planning & Econ Dev Chair DeHarpert

CITY OF NORTON
RESOLUTION NO. 7-2026

A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF FARMLAND LOCATED 3631 SOUTH MEDINA LINE ROAD IN AN AGRICULTURAL DISTRICT.

WHEREAS, on January 7, 2026, Eric and Kristen Beddow filed with the Clerk of Council, an application to renew the placement of farmland located at 3631 South Medina Line Road, (PPN 46-07452) in an Agricultural District; and

WHEREAS, Council held a public hearing on said application at its regular Council Meeting on the 17th day of February 2026, in accordance with Section 929.02 of the Ohio Revised Code.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: In accordance with Ohio Revised Code Section 929.02, Council hereby approves the renewal for placement of property located at 3631 South Medina Line Road (PPN 46-07452) in an Agricultural District, as requested in the application filed by Eric and Kristin Beddow with the Clerk of Council on January 7, 2026.

Section 2: All formal action of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Don Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, CMC-Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, CMC-Clerk of Council the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. 7-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation as posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton on January 7, 2026.

SPONSORED BY Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Planning & Econ Dev Chair DeHarpert

**CITY OF NORTON
RESOLUTION NO. 8-2026**

A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF FARMLAND LOCATED 4229 GREENWICH ROAD IN AN AGRICULTURAL DISTRICT.

WHEREAS, on January 8, 2026, Birdseye Barn filed with the Clerk of Council, an application to renew the placement of farmland located at 4229 Greenwich Road, (PPN 46-07010) in an Agricultural District; and

WHEREAS, Council held a public hearing on said application at its regular Council Meeting on the 17th day of February 2026, in accordance with Section 929.02 of the Ohio Revised Code.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: In accordance with Ohio Revised Code Section 929.02, Council hereby approves the renewal for placement of property located at 4229 Greenwich Road (PPN 46-07010) in an Agricultural District, as requested in the application filed by Birdseye Barn, LLC with the Clerk of Council on January 8, 2026.

Section 2: All formal action of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, CMC-Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, CMC-Clerk of Council the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. 8-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation as posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton on January 8, 2026.

SPONSORED BY Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Planning & Econ Dev Chair DeHarpact

CITY OF NORTON RESOLUTION NO. 9-2026

**A RESOLUTION TO APPROVE THE RENEWAL FOR PLACEMENT OF
FARMLAND LOCATED 4379 GREENWICH ROAD IN AN
AGRICULTURAL DISTRICT.**

WHEREAS, on January 8, 2026, Ralph Beddow filed with the Clerk of Council, an application to renew the placement of farmland located at 4379 Greenwich Road, (PPN 46-06712 and PPN 46-00381) in an Agricultural District; and

WHEREAS, Council held a public hearing on said application at its regular Council Meeting on the 17th day of February, 2026, in accordance with Section 929.02 of the Ohio Revised Code.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1: In accordance with Ohio Revised Code Section 929.02, Council hereby approves the renewal for placement of property located at 4379 Greenwich Road (PPN 46-06712 and PPN 46-00381) in an Agricultural District, as requested in the application filed by Ralph Beddow with the Clerk of Council on January 8, 2026.

Section 2: All formal action of this Council related to this Resolution and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force at the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, CMC-Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, CMC-Clerk of Council the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Resolution No. 9-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation as posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton on January 8, 2026.

SPONSORED BY:
REFERRED TO:
INTRODUCED BY:

**CITY OF NORTON
ORDINANCE NO. 10-2026**

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A SIDEWALK EASEMENT WITH PPG INDUSTRIES, INC.; AND DECLARING AN EMERGENCY.

WHEREAS, the City has determined it is necessary to enter into a sidewalk easement with PPG Industries, Inc. (the "Grantor") in connection with the granting of easement for a public sidewalk to the City in Columbia Woods Park (the "Project"), which easement is in the form of a Sidewalk Easement attached hereto as Exhibit A (the "Easement"); and

WHEREAS, this Council finds it necessary to authorize the Administrative Officer to execute and deliver of the Easement for the benefit of the Project.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio, that:

Section 1: The Administrative Officer is authorized to execute and deliver the Easement to the Grantor in accordance with the form of the Easement attached hereto as Exhibit A.

Section 2: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

Section 3: This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and to immediately permit ingress and egress to Grantee, and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 10-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026
and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 2, 2026.

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SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Property & Mines Chair Lee

CITY OF NORTON ORDINANCE NO. 11-2026

AN ORDINANCE DECLARING CERTAIN CITY PROPERTIES AS NO LONGER NEEDED FOR MUNICIPAL PURPOSES; AND DECLARING AN EMERGENCY.

WHEREAS, the Administration has recommended the disposal of public properties no longer needed for municipal purposes, and;

WHEREAS, the Charter of the City of Norton, Section 5.10 authorizes City Council to determine the need and the manner of disposal of said public properties no longer needed for municipal purposes.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

- Section 1: That the Council of the City of Norton hereby determines that properties owned by the City and more fully described in **Exhibit A** attached hereto are no longer needed for municipal purposes.
- Section 2: That the property identified on **Exhibit A**, due to wear or obsolescence, has no financial value and the Administrative Officer is hereby directed to dispose of the property in the manner determined by the Administrative Officer, that method hereby determined to be in the best interest and financial advantages of the City in accordance with Section 5.10 of the Charter of the City.
- Section 3: That this Council hereby ratifies all actions previously taken by the Administrative Officer and the Director of Finance related to the disposal of the property in **Exhibit A** described in the Ordinance.
- Section 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.
- Section 5: This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation for the public peace, health, safety, and welfare of this City and its residents, for the reason that the sale of these public properties are no longer of public need and the sale may provide proceeds that can be returned to the City; and provided it receives approval of two-thirds of

the members of Council, shall be in full force and effect from and after its approval by the Mayor, or otherwise take effect and be in force and effect from and after the earliest period provided by law.

Emergency Vote: _____ Yeas _____ Nays

Date Passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 11-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 16, 2026.

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SPONSORED BY Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Service Chair Tousley

CITY OF NORTON ORDINANCE NO. 12-2026

AN ORDINANCE AUTHORIZING THE PURCHASE OF ROAD SALT FROM COMMUNITY UNIVERSITY EDUCATION PURCHASING COOPERATIVE (CUE) IN AN AMOUNT NOT TO EXCEED \$220,115.00; AND DECLARING AN EMERGENCY.

WHEREAS, the City is a member of the Community University Education Purchasing cooperative ("CUE") managed by the University of Akron to cooperatively bid certain procurement items, including road salt; and

WHEREAS, CUE performed a competitive bid for the procurement of bulk road salt for 2026 and has determined to award that bid to CUE ("Contractor") at the price of \$62.89 per ton delivered; and

WHEREAS, the City has now determined to purchase 3,500 tons of bulk road salt from Contractor in the amount not to exceed \$220,115.00.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio, that:

- Section 1: This Council hereby authorizes the purchase of 3,500 tons of bulk road salt from Contractor in an amount not to exceed \$220,115.00 in accordance with the competitive bid performed by CUE.
- Section 2: This Council hereby directs the Administrative Officer and the Finance Director to take all necessary actions to complete the purchase the bulk road salt from Contractor.
- Section 3: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code.
- Section 4: This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and for the further reason that it is immediately necessary to provide for the timely delivery of road salt for the City Service Department; and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or

otherwise take effect and be in full force from and after the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____
Donald Harbert, President of Council

Attest: _____
Kerry Macomber, Clerk of Council
Date submitted to the Mayor _____

Mike Zita, Mayor
Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 12-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 15, 2026.

SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Service Chair Tousley

CITY OF NORTON **ORDINANCE NO. 13-2026**

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH CEMETCH, INC.
FOR THE EMERGENCY CULVERT REPLACEMENT ON DOROTHY
COURT WITHIN THE CITY IN THE AMOUNT OF \$68,363.20, AND
DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Norton ("City") recognizes that the culvert on Dorothy Court needs an emergency replacement; and

WHEREAS, the City received a proposal in the form of the attached hereto as **Exhibit A** (the "Proposal") from Cementech, Inc. (the "Vendor") for the culvert replacement on Dorothy Court; and

WHEREAS, the City has determined that it is necessary and appropriate to approve the culvert replacement by Vendor in accordance with the Proposal.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norton, Counties of Summit and Wayne, and State of Ohio:

- Section 1: That this Council hereby authorizes the culvert replacement by Vendor in accordance with the Proposal in an amount not to exceed of \$68,363.20.
- Section 2: This Council hereby authorizes the Director of Finance to take such actions as shall be necessary to replace the culvert in accordance with the Proposal and this Ordinance.
- Section 3: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.
- Section 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation for the public peace, health, safety of the City, and for the further reason to permit the timely completion of the project to enhance the vehicular safety in the City; and provided it receives the approval of two-thirds of the members of Council, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Attest: _____
Kerry Macomber, Clerk of Council

Date submitted to the Mayor _____

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 13-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 15, 2026.

Sponsored by: Administration
Referred to: Committee Work Session
Introduced by: Finance Chair Harbert

CITY OF NORTON RESOLUTION NO. 1-2026

A RESOLUTION DETERMINING TO PROCEED WITH THE SUBMISSION OF THE QUESTION OF THE RENEWAL OF A TAX LEVY IN EXCESS OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES, BUILDINGS AND SITES THEREFOR, SOURCES OF WATER SUPPLY AND MATERIALS THEREFOR, THE PAYMENT OF PERMANENT, PART-TIME OR VOLUNTEER FIREFIGHTING, EMERGENCY MEDICAL SERVICE, ADMINISTRATIVE AND COMMUNICATIONS PERSONNEL TO OPERATE THE SAME, INCLUDING THE PAYMENT OF ANY EMPLOYER CONTRIBUTIONS REQUIRED FOR SUCH PERSONNEL UNDER SECTION 145.48 OR 742.34 OF THE REVISED CODE, AND THE PROVISION OF AMBULANCE, PARAMEDIC AND OTHER EMERGENCY MEDICAL SERVICES OPERATED BY THE FIRE DEPARTMENT PURSUANT TO SECTION 5705.19(I) OF THE REVISED CODE, AND DECLARING AN EMERGENCY

WHEREAS, on December 15, 2025, this Council passed Resolution No. 120-2025 (the "Resolution of Necessity") declaring it necessary to submit to the electors of the entire territory of the City the question of the renewal of an existing tax in excess of the ten-mill limitation, as described below, a copy of which Resolution of Necessity was certified to the Summit County Fiscal Officer

WHEREAS, the Summit County Fiscal Officer has certified to the City (i) that the total current tax valuation of the City is \$392,778,980, including Summit and Wayne County values, and (ii) the dollar amount of revenue that would be generated by the levy in the amount of 5.6 mills for each \$1 of taxable value, which amounts to \$152 for each \$100,000 of the County Fiscal Officer's appraised value.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Norton, Ohio, two-thirds of all members elected thereto concurring, that:

Section 1. This Council hereby determines to proceed with the submission to the electors of the entire territory of the City at an election to be held on May 5, 2026 the question of the renewal of an existing 5.6-mill ad valorem property tax outside of the ten-mill limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings and sites therefor, sources of water supply and materials therefor, the payment of permanent, part-time or volunteer firefighting, emergency medical service, administrative and communications personnel to operate the same, including the payment of any employer contributions required for such personnel under Section 145.48 or 742.34 of the Revised Code, and the provision of ambulance, paramedic and other emergency medical services operated by the fire department for five years (commencing with a levy on the tax list and duplicate for the year 2026 to be first distributed to the City in calendar year 2027).

Section 2. The Clerk of Council is hereby authorized and directed to certify to the Board of Elections copies of this Resolution, the Resolution of Necessity and certification of the County Fiscal Officer referred to in the recitals hereto on or before February 6, 2026. This Council hereby requests that the Board of Elections prepare ballot forms and make other necessary arrangements for the submission of this question to the electors of the entire territory of the City, all in accordance with the law.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with the law.

Section 4. This Resolution is declared to be an emergency measure necessary to provide for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Norton, and for the further reason that this Resolution is required to be immediately effective in order to timely place the issue described herein on the ballot at the May 5, 2026 election, which is urgently necessary to provide for funding the provision of fire and emergency medical services for the City of Norton described in Section 1 hereof; wherefore, provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, this Resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Emergency Vote: Yeas: _____ Nays: _____

Date passed: _____, 2026

Donald Harbert, President of Council

Attest:
Kerry Macomber, Clerk of Council

Date submitted to the Mayor: _____

Mike Zita, Mayor

Date approved by the Mayor: _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio, do hereby certify the foregoing **Resolution No. 1-2026** was duly and regularly adopted by the Council of the City of Norton, Summit and Wayne Counties, Ohio, at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Approved as to legal form by Justin P. Markey, Solicitor, City of Norton, on January 2, 2026.

SPONSORED BY: Administration
INTRODUCED BY: Committee Work Session
REFERRED TO: Personnel/Rules Chair Lukens

**CITY OF NORTON
ORDINANCE NO. 2-2026**

AN ORDINANCE ADOPTING AN AMENDED JOB DESCRIPTION AND DUTIES FOR THE ZONING ADMINISTRATOR AND SALARY SCHEDULE FOR SUCH POSITION, AND DECLARING AN EMERGENCY.

WHEREAS, this Council has determined to adopt an amended job description and duties and annual salary rate for the position of the Zoning Administrator as a classified, non-bargaining unit of the City.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio:

Section 1. This Council hereby adopts the job description for and duties of the Zoning Administrator in the form attached hereto as Exhibit A.

Section 2. This Council hereby adopts the following unclassified, non-bargaining unit employee salary rate and wage for the position of Zoning Administrator:

<u>Position</u>	<u>2026 Salary Rate</u>
Zoning Administrator	\$87,000 - \$97,000

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is declared to be an emergency measure necessary for the immediate preservation for the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective to timely provide for the financial affairs of the City; wherefore this ordinance shall be in full force and effect immediately upon its adoption and approval by the Mayor; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____

Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor

Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 2-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton, Ohio, on December 17, 2025.

SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Plng & Econ Dev Chair DeHarpert

CITY OF NORTON ORDINANCE NO. 3-2026

AN ORDINANCE ADOPTING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, ZONING CERTIFICATES FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF ADULT USE CANNABIS FOR A PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE CITY TO REVIEW APPLICABLE STATE AND LOCAL LAWS, TO PLAN FOR REGULATIONS RELATING TO SUCH USES; AND DECLARING AN EMERGENCY.

WHEREAS, on November 7, 2023, Ohio voters passed Issue 2 to enact Chapter 3780 of the Revised Code effective December 7, 2023, which legalized and provided for the regulation of “adult use cannabis” as defined in Section 3780.01 of the Revised Code, including cultivation, processing, sale, purchase, possession, and home growth; and

WHEREAS, Section 3780.25 of the Revised Code gives this Council the authority to adopt an ordinance to prohibit, or limit the number of adult use cannabis operators licensed under Chapter 3780 of the Revised Code within the City; and

WHEREAS, pursuant to the City Charter, as well as the Ohio Constitution, this Council also has the inherent power to enact planning, zoning and business regulations and laws that further the health, safety, welfare, comfort and peace of its citizens, including restricting or prohibiting certain business uses; and

WHEREAS, this Council previously established a moratorium on the acceptance of any application for, or the granting of, any zoning certificate for any building, structure, use, expansion of use, or change of use that would enable the cultivation, processing, distribution or sale of adult use cannabis in the City for a period of six months, which moratorium is set to expire; and

WHEREAS, this Council has determined that additional time is needed to review the applicable sections of the Codified Ordinances of the City and the Ohio Revised Code to plan for and formulate a response to Chapter 3780 of the Revised Code and has determined to impose an additional moratorium as set forth herein.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Counties of Summit and Wayne, State of Ohio, that:

Section 1. This Council hereby establishes a moratorium on the acceptance of any application for, or the granting of, any zoning certificate for any building, structure, use, expansion of use, or change of use that would enable the cultivation, processing, distribution or sale of adult use cannabis in the City for a period of six months from the date of adoption of this Ordinance.

Section 2. No existing business in the City of Norton may expand in any way that would establish the cultivation, processing, distribution or sale of adult use cannabis for the duration of the moratorium period established hereby.

Section 3. All formal actions of this Council related to this Ordinance and all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is declared to be an emergency measure necessary for the immediate preservation for the public peace, health and safety of the City and the inhabitants thereof for the reason that this action is necessary to enable the City to fully study the impacts of Chapter 3780 of the Revised Code and its effects on the City and the health, safety and welfare of its inhabitants, and provided it receives approval of two-thirds of the members of Council, shall be in full force and effect from and after its approval by the Mayor, or otherwise take effect and be in force from and after the earliest period provided by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____
Donald Harbert, President of Council

Attest: _____
Kerry Macomber, Clerk of Council
Date submitted to the Mayor _____
Mike Zita, Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 3-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 2, 2026.

SPONSORED BY Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Service Chair Tousley

CITY OF NORTON ORDINANCE NO. 4-2026

**AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION
REGARDING THE PROJECT DESIGNATED AS PID 113037 (SR 261
RESURFACING); AND DECLARING AN EMERGENCY.**

WHEREAS, on the 21st day of July 2025, the City of Norton, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", enacted legislation proposing cooperation with the Director of Transportation in the described project:

Resurfacing improvements to Wadsworth Road (SR 261) from South Medina Line Road to Cleveland Massillon Road and Silver Springs Drive to Collier Road, including partial depth pavement repair, pavement planing, asphalt concrete surfacing, curb, ADA curb ramps, guardrail upgrades and pavement markings, lying within the City of Norton; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above-described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of Five Hundred Twenty-Seven Thousand Eight Hundred Thirty-Four Dollars (\$527,834.00), but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above-described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, the LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio, that:

Section 1. That the estimated sum of Five Hundred Twenty-Seven Thousand Eight Hundred Thirty-Four and 00/100 Dollars (\$527,834.00) is hereby appropriated for the improvement described above and the Finance Director is hereby authorized and

directed to issue an order for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

- Section 2. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- Section 3. That the LPA enter into a contract with the State, and that the Mayor be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.
- Section 4. That the LPA transmit to the Director of Transportation a fully executed copy of this Ordinance.
- Section 5. All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 6. This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and to permit the timely completion of the project to enhance vehicular traffic and safety in the City, and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____
Donald Harbert, President of Council

Date submitted to the Mayor _____

Attest: _____
Kerry Macomber, Clerk of Council

Mike Zita, Mayor
Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 4-2026** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2026.

That this legislation was posted according to law on _____, 2026 and will become effective on _____, 2026.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor for the City of Norton, Ohio, on December 29, 2025.

SPONSORED BY: Administration
REFERRED TO: Committee Work Session
INTRODUCED BY: Plng & Econ Dev Chair DeHarpert

CITY OF NORTON ORDINANCE NO. 119-2025

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE OFFICER TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH NORTON ENERGY STORAGE LLC; AND DECLARING AN EMERGENCY.

WHEREAS, the City and Norton Energy Storage L.L.C. ("NES") previously entered into the Agreement dated July 6, 2000, as amended by the Amendment to Agreement dated June 26, 2001 and by the Second Amendment to Agreement dated August 18, 2025 (collectively, the "Agreement") related to NES's acquisition and proposed development of certain real property interests in the City, which consisted of approximately 92.398 acres of surface fee property (the "Surface Fee Property") and the PPG limestone mine, which is more specifically described as certain subterranean strata between the depths of 930 feet below sea level and 1,520 feet below sea level under the surface of approximately 743.712 acres of land which includes the Surface Fee Property and surrounding land (the "Mine"); and

WHEREAS, the Original Agreement included certain terms and provisions related to the development of the Surface Fee Property and use of the Mine in connection therewith, and included certain time frames for completion of such improvements; and

WHEREAS, this Council has determined to authorize the Administrative Officer to execute and deliver to NES a Third Amendment to Agreement in the form attached hereto as Exhibit A (the "Third Amendment") to extend certain deadlines in the Agreement from December 31, 2025 to December 31, 2026.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio, that:

- Section 1: This Council hereby authorizes the Administrative Officer to execute and deliver to NES a Third Amendment to Agreement in the form attached hereto as Exhibit A.
- Section 2: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code.
- Section 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation for the public peace, health and safety of the City of Norton and the inhabitants thereof and for the reason that the timely execution of the Third Amendment is required prior to the December 31, 2025 deadline in the Agreement, and provided it receives the approval of two-thirds of the members of Council, this

Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

Emergency Vote: _____ Yeas _____ Nays

Date passed: _____
Doug DeHarpert, President of Council

Attest: _____
Kerry Macomber, Clerk of Council
Date submitted to the Mayor _____

Mike Zita, Mayor
Date approved by the Mayor _____

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 119-2025** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on _____, 2025.

That this legislation was posted according to law on _____, 2025 and will become effective on _____, 2025.

Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, December 4, 2025.