



**NORTON CITY COUNCIL  
SPECIAL COUNCIL MEETING  
TUESDAY, SEPTEMBER 6, 2016**

|           |                   |                  |
|-----------|-------------------|------------------|
| Roll Call | Rick Rodgers      | Also Present:    |
|           | Dennis McGlone    | Mayor Mike Zita  |
|           | Joe Kernan        | Valerie Wax Carr |
|           | Dennis Pierson    | Ron Messner      |
|           | Paul Tousley      | Justin Markey    |
|           | Scott Pelot       | Karla Richards   |
|           | Charlotte Whipkey |                  |

The Special Council Meeting convened on Tuesday, September 6, 2016 at 9:37 PM in the Council Chambers of the Safety Administration Building. The meeting was called to order by Ms. Whipkey, President of Council, followed by the Pledge of Allegiance and a moment of silent prayer.

**INTRODUCTIONS OF PRIOR LEGISLATION:**

**AMENDED**

**ORD #65-2016**

Mr. Kernan offered Amended Ord. #65-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 3.06 OF THE CHARTER OF THE CITY; AND DECLARING AN EMERGENCY.

Mr. Kernan moved to waive the third reading, seconded by Mr. Pelot.

Roll Call: Yes: Kernan, Pelot, Rodgers, McGlone, Pierson, Tousley, Whipkey  
No: None

Motion passed 7-0.

Mr. Kernan moved to adopt Amended Ord. #65-2016, seconded by Mr. Pelot. Mr. Kernan stated this amendment allows for Council to fill a vacancy by appointment by three-fourths vote of Council rather than a Special Election to fulfill the remainder of the term. That person would then have to run to retain that seat at the next regular election.

Roll Call: Yes: Kernan, Pelot, McGlone, Whipkey  
No: Rodgers, Pierson, Tousley

Motion failed 4-3. Mrs. Richards noted that we need to have 5 votes for any of these to pass, which Mr. Markey concurred.

**ORD #66-2016**

Mr. Kernan offered Ord. #66-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 3.19 OF THE CHARTER OF THE CITY; AND DECLARING AN EMERGENCY.

Mr. Kernan moved to waive the third reading, seconded by Mr. Pelot.

Roll Call: Yes: Kernan, Pelot, Rodgers, McGlone, Pierson, Tousley, Whipkey  
No:

Motion passed 7-0.

Mr. Kernan moved to adopt Ord. #66-2016, seconded by Mr. Pelot. Mr. Kernan explained that this changes the way the postings are done, and will be done electronically, the lobby at City hall and the library.

Roll Call: Yes: Kernan, Pelot, Rodgers, McGlone, Pierson, Tousley, Whipkey  
No: None

Motion passed 7-0.

**ORD #67-2016**

Mr. Kernan offered Ord. #67-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 3.20 OF THE CHARTER OF THE CITY; AND DECLARING AN EMERGENCY.

Mr. Kernan moved to waive the third reading, seconded by Mr. Pelot.

Roll Call: Yes: Kernan, Pelot, Rodgers, McGlone, Pierson, Tousley, Whipkey  
No: None

Motion passed 7-0.

Mr. Kernan moved to adopt Ord. #67-2016, seconded by Mr. Pelot. Mr. Kernan stated this amendment would allow Council to continue to conduct business during a technical failure. Ms. Whipkey noted the meetings are placed online immediately after a Council meeting so the public does not have to wait to watch the meetings, and they can still call in to say that they can or cannot hear the meeting.

Roll Call: Yes: Kernan, Pelot, McGlone, Whipkey  
No: Rodgers, Pierson, Tousley

Motion failed by 4-3 vote, needed 5 affirmative votes to pass.

**ORD #68-2016**

Mr. Kernan offered Ord. #68-2016 for its second reading and asked the Clerk to read it:

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 6.04 OF THE CHARTER OF THE CITY; AND DECLARING AN EMERGENCY.

Mr. Kernan moved to waive the third reading, seconded by Mr. Pelot.

Roll Call:     Yes:   Kernan, Pelot, Rodgers, McGlone, Pierson, Tousley, Whipkey  
                  No:     

Motion passed 7-0

Mr. Kernan moved to adopt Amended Ord. #68-2016, seconded by Mr. Pelot. Mr. Kernan explained this amendment is to remove the Chiefs from the Civil Service classification. Mayor Zita stated that by supporting Ord. #68-2016, you are supporting double dipping legislatively. Mr. Rodgers stated we already have double dippers up here on Council and is a good management tool and a lot of cities use this. Mr. Rodgers stated he saw the listing of communities that was sent out to everyone, and the larger cities do use it. Mr. Rodgers stated that right now Akron is bringing back a Chief in their Fire service to temporarily fill the position until they find the best possible candidate. Mr. Rodgers commented on Norton's recent history of promoting from the rank of Sargent to Chief of Police. That is a big step and at the time he discussed this with Mrs. Carr and he believed she had felt it was a good idea to remove this classification at that time. Mr. Rodgers stated that it's a good management tool and our City needs this. Ms. Whipkey asked about the drop program with former Police Chief and that program stated that Chief had to leave the City and he could be rehired three (3) months later. Mr. Markey explained the process we followed in the past was in compliance with the Codified Ordinances which specified the pool for eligible applicants. Council still has the ability to change that Codified Ordinance whether it's Civil Service protected or not. The promotion procedure is set by Codified Ordinances and again Council can change that. Ms. Whipkey noted we also received something from Akron that states they do follow Civil Service and Mrs. Richards concurred. Mr. Rodgers argued that point stating that Akron is unclassified. Mrs. Richards stated that's not correct, according the email she received from the City of Akron today and had sent to Council. Mrs. Richards stated she had sent out emails to all of the local communities asking this question, and that Kristen from the City of Akron chimed in today stating they are classified for Police and Fire Chiefs, and that she would be happy to produce that email and print this out for everyone. Mr. Rodgers stated that is a mistake and that he would look into this.

Roll Call:     Yes:   Rodgers, Pierson, Tousley  
                  No:     Kernan, Pelot, McGlone, Whipkey

Motion failed by 4-3 vote, needed 5 affirmative votes to pass.

**ADJOURN:**

There being no other business to come before the Special Council Meeting, the meeting was adjourned at 9:45 PM.

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Charlotte Whipkey, President of Council

I, Karla Richards, CMC-Clerk of Council for the City of Norton, do hereby certify that the foregoing minutes were approved at a Regular Council Meeting held on Monday, September 12, 2016.

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Karla Richards, CMC-Clerk of Council

**\*NOTE: THESE MINUTES ARE NOT VERBATIM\***  
**\*\*ORIGINAL SIGNED AND APPROVED MINUTES ARE ON FILE WITH THE  
CLERK OF COUNCIL\*\***

All Council & Committee Meetings will be held at the Norton Safety Administration Building,  
unless otherwise noted.