



City of Green

Central Administration
Building
1755 Town Park Blvd.
PO Box 278
Green, OH 44232

Meeting Minutes

City Council

Bob Young - Ward 2 - President
Barbara Babbitt - Ward 1 - Vice President
Rocco Yeargin - Ward 3
Matt Shaughnessy - Ward 4
Stephen Dyer - At-Large
Chris Humphrey - At-Large
Justin Speight - At-Large
Molly Kapeluck, MMC Clerk of Council

Tuesday, March 12, 2019

7:00 PM

Council Chambers

I. Call to Order

President Young called the regular council meeting to order at approximately 8:30 p.m.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 7 - Barbara Babbitt, Stephen Dyer, Chris Humphrey, Matt Shaughnessy, Justin Speight, Rocco Yeargin and Bob Young

Also present:

Mayor Neugebauer

Bill Chris, Law Director, Interim

Valerie Wax Carr, Service Director

Paul Pickett, City Engineer

Wayne Wiethe, Director of Planning

Steve Schmidt, Finance Director

Nichole Baldinger, Clerk of Council, Interim

IV. Council Study Session

[TMP-2471](#) Approval of the February 26, 2019 Regular Meeting Minutes

Attachments: [2-26-19 Council Minutes](#)

A motion was made by Council Member Humphrey, seconded by Council Member Dyer, to approve the Minutes. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

[TMP-2477](#) Approval of the February 2019 Financial Report Subject to Audit

Attachments: [FEBRUARY 2019 ELECTRONIC FINANCIAL REPORT](#)

A motion was made by Council Member Humphrey, seconded by Council Member Dyer, to approve the Financial Statement. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

**Laura Tubo, First Energy Area Manager- Presentation on First Energy Communications and Public Information

Mrs. Tubo gave a brief presentation on First Energy Communications and Public interaction during emergencies and other times.

V. Public Report

Jane Weaver, 4013 April Drive, Green, OH-

Mrs. Weaver did not believe it was a good idea to start a Committee for input on the use of the pipeline funds. She did not think that building ballfields was a good use for Nexus money. He agrees that another fire station would be a great use for the funds and the need has already been demonstrated. She also mentioned that she didn't think the City was trying to mislead people on the trail plan, that they were simply trying to get people to where they wanted to go, on the fastest route possible.

Steve Braswell, 1207 Peachwood Way, Green, OH-

Mr. Braswell thanked Mike Elkins and the Mayor for the Ariss Park Dog Park volunteer clean up event, he felt it was a really nice day. He mentioned that he agreed with Mrs. Weaver that a Citizens Committee was a bad idea, and that is the job of Council to make those decisions. Mr. Braswell also stated that he felt the Raintree lease agreement for equipment should not be passed on first reading, that they should look into purchasing used equipment and see what cost savings that may be.

VI. Public Hearings

None.

VII. Reading of Correspondence

[TMP-2468](#) Email from Chris Dyer RE: Trail Plan

Attachments: [Chris Dyer- Trail Email](#)

[TMP-2469](#) Email from Green Meadow Homeowners RE: Trail Plan

Attachments: [Green Meadows Home Owners vs COG with signatures](#)

[TMP-2470](#) Email from Mia Rohweder RE: Nexus Money for Community Pool

Attachments: [Mia Rohweder- Public Pool](#)

All correspondence read in and filed.

VIII. New Legislation - Items on First Reading

[2019-R15](#) A RESOLUTION AUTHORIZING THE PURCHASE OF A VENTRAC TRACTOR FROM BAKER VEHICLE SYSTEMS, INC. WITH BALLFIELD GROOMER AND BALLFIELD RENOVATOR ATTACHMENTS FOR USE BY THE CITY'S SERVICE DEPARTMENT, DECLARING CERTAIN SERVICE DEPARTMENT EQUIPMENT SURPLUS PROPERTY TO BE TRADED-IN TO OFFSET A PORTION OF THE PURCHASE PRICE OF THE BALLFIELD GROOMER, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R15 Ballfield Groomer](#)
[2019-R15 re Trade In Equipment Baker Vehicle Systems](#)
[2019-R15 re Exhibit A](#)

[2019-R16](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A LEASE AGREEMENT FOR THE PURCHASE OF MISCELLANEOUS EQUIPMENT FOR USE AT THE RAINTREE GOLF AND EVENT CENTER, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R16 re Raintree Lease equipment](#)
[2019-R16 re Exhibit A](#)
[Steve Schmidt 2nd Reading Request](#)
[BCG equipment](#)
[Raintree Equip list Final \(version 1\).xlsb \(002\)](#)

Some discussion took place during Committees to pass this on 1st reading. At this time it was decided by a number of Councilmen that they did not feel comfortable passing this on 1st reading and would like more time to do research on the matter. The legislation would not be voted on during 1st reading.

[2019-R17](#) A RESOLUTION AWARDED A CONTRACT TO ABBOTT ELECTRIC, INC. FOR THE TOROK CENTER WALKING PATH LIGHTING, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R17 Torok Center Walking Path Lighting](#)
[2019-R17 re Torok Center Walking Path Lighting](#)
[ALL IN ONE Torok Center Walking Path Lighting](#)

2019-R18 A RESOLUTION AUTHORIZING THE MAYOR TO ENGAGE PRIME AE GROUP, INC. FOR PROFESSIONAL PLANNING AND ENGINEERING SERVICES RELATED TO THE ARLINGTON ROAD CORRIDOR STUDY, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R18 Prime AE Group- Arlington Rd. Corridor](#)
[2019-R18 re 619-Myersville Rd RAB #17-H-18](#)
[2019-R18 re Exhibit A PRIME AE \(ARLINGTON-CORRIDOR PROPOSAL\)](#)
[Second Reading Passage Request 3-25-19](#)

2019-R19A AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE TRANSFER OF BRIDGE OWNERSHIP AND MAINTENANCE RESPONSIBILITIES FOR BRIDGES LOCATED IN THE CITY OF GREEN FROM SUMMIT COUNTY TO THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19) (AMENDED APRIL 9, 2019)

Sponsors: Gerard Neugebauer

Attachments: 2019-R19 re Amended Summit County Bridge Ownership Transfer
2019-R19 re Exhibit A
2019-R19 re Exhibit B
2019-R19 re Exhibit C

2019-R20 A RESOLUTION AWARDED A CONTRACT TO MELWAY PAVING CO., INC. FOR THE 2019 PARKS PAVEMENT MAINTENANCE, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R20 re Parks Pavement Maintenance](#)
[1st one ALL IN ONE 2019 Parks Pavement Maintenance](#)

2019-R21 A RESOLUTION AWARDED A CONTRACT TO KARVO COMPANIES INC. FOR THE SR 619 AND MYERSVILLE ROAD ROUNDABOUT, RECLASSIFY AN ADVANCE AS A TRANSFER, MAKING AN

ADVANCE, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R21 619-Myersville Roundabout](#)
[2019-R21 re SR 619-Myersville RAB](#)
[ALL IN ONE SR 619-Myersville RAB Project](#)
[619Myersville RAB Permissive Funds Application](#)

2019-R22 AN EMERGENCY RESOLUTION DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE FOR STREET PURPOSES CERTAIN FEE SIMPLE INTERESTS, TEMPORARY AND PERMANENT EASEMENTS IN AND TO VARIOUS PREMISES ALONG STATE ROUTE 619, MYERSVILLE ROAD, ALTOGETHER WITH THE NECESSARY APPURTENANCES THERETO FURTHER IDENTIFIED AS THE SR 619/MYERSVILLE ROAD ROUNDABOUT PROJECT, AND DECLARING AN EMERGENCY. (Introduced on 3/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R22 619-Myersville Road Easements](#)
[2019-R22 re 619-Myersville Rd RAB #17-H-18](#)

IX. Report of Council Committees

A. Finance (Humphrey *, Yeargin**, Babbitt)

All members were present.

THIRD READING ITEMS

2019-R10 A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM
AA THE UNAPPROPRIATED BALANCE OF *GENERAL FUND AND THE* PIPELINE SETTLEMENT FUND TO THE FIRE STATION NO. 3 CONSTRUCTION ACCOUNT, *RECLASSIFY AN ADVANCE AS A TRANSFER*, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY.

Sponsors: Gerard Neugebauer

Attachments: [2019-R10 re Amended Amended Fire Station No. 3 Construction](#)
[2019-R10 re Amended Fire Station No. 3 Construction](#)

Mr. Humphrey read in the legislation and gave a brief overview.

Much discussion took place at the committee meeting about this legislation. A number of residents spoke in support of a 4th fire station and concern for response times in their area.

Committee was good with passage.

A motion was made by Council Member Humphrey, seconded by Council Member Dyer, to amend the Resolution. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

A motion was made by Council Member Humphrey, seconded by Council Member Yeargin, to adopt the Resolution. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

SECOND READING ITEMS

[2019-R14](#) **A RESOLUTION TO ENTER INTO A MEMORANDUM OF AGREEMENT FOR DEPOSIT OF PUBLIC FUNDS (ACTIVE, INTERIM AND/OR INACTIVE DEPOSITS) WITH HUNTINGTON NATIONAL BANK, AND DECLARING AN EMERGENCY. (Introduced on 2/26/19)**

Sponsors: Gerard Neugebauer

Attachments: [2019-R14 re Huntington Deposit Active](#)
[2019-R14 re Exhibit A Huntington Deposit](#)

Mr. Humphrey read in the legislation and gave a brief overview.

A short discussion took place in committees.

Committee members ok with 2nd reading passage.

A motion was made by Council Member Humphrey, seconded by Council Member Yeargin, to bypass the three reading rule the Resolution. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

A motion was made by Council Member Humphrey, seconded by Council Member Yeargin, to adopt the Resolution. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

B. Environment & Parks (Speight*, Babbitt**, Shaughnessy)

All members present.

THIRD READING ITEMS

[2019-02](#) **AN ORDINANCE AUTHORIZING THE SELECTION OF ENVIROSCIENCE, INC. AS THE FIRM TO PROVIDE DESIGN-BUILD SERVICES TO THE CITY FOR THE DESIGN AND CONSTRUCTION OF THE CITY'S BOETTLER PARK STREAM RESTORATION AND STABILIZATION, AND DECLARING AN EMERGENCY.** (Introduced on 2/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-02 re Boettler Park Stream Restoration and Stabilization](#)

Mr. Speight read in the legislation and gave a brief overview.

Mr. Pickett gave a detailed presentation on this at the last meeting.
Committee good with passage.

A motion was made by Council Member Speight, seconded by Council Member Babbitt, to adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

C. Public Safety (Babbitt*, Humphrey*, Dyer)

All members present.

LICENSE ITEMS

All members present.

[TMP-2472](#) Liquor License transfer from Zana Genovese & Patio 3719 S. Main St to Ramp Restaurant LLC. DBA Ramp & Patio- Permit D5

Attachments: [The Ramp Liquor License](#)

Summit County Sheriff's Office found no issues with this liquor license, therefore they will not request a hearing.

A motion was made by Council Member Babbitt, seconded by Council Member Humphrey, to not request a hearing the License. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

D. Planning, Community & Economic Development (Yeargin*, Speight**, Young)

All members present.

THIRD READING ITEMS

[2019-01](#) **AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY Arlington Ridge Townhomes LP, TO BE A PUBLIC PURPOSE, EXEMPTING 100% OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION FOR THIRTY YEARS, AND DECLARING AN EMERGENCY.** (Introduced on 2/12/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-01 re Arlington Ridge Townhomes](#)
[2019-01 re Exhibits A B C D Arlington Ridge Townhomes](#)

Mr. Yeargin read in the legislation and gave a brief overview.

Mr. Wiethel requested time due to some outstanding questions that need addressed with the schools.

Time was requested and granted.

SECOND READING ITEMS

[2019-R11](#) **A RESOLUTION ACCEPTING THE PLANNING & ZONING COMMISSION'S ("PZC") APPROVAL OF THE REPLAT OF LOT 1-R OF HERITAGE CROSSINGS OF GREEN PHASE I, AND DECLARING AN EMERGENCY.** (Introduced on 2/26/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R11 re Heritage Crossings of Green Phase I](#)

Mr. Yeargin read in the legislation and gave a brief overview.

Mr. Yeargin explained that this was a routine replat creating 2 lots, one of which would be used for a new Chipotle.

Second reading passage ok with committee.

A motion was made by Council Member Yeargin, seconded by Council Member Speight, to bypass the three reading rule the Resolution. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

A motion was made by Council Member Yeargin, seconded by Council Member Speight, to adopt the Resolution. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

[2019-04](#) **AN ORDINANCE ESTABLISHING PUBLIC NOTIFICATION REQUIREMENTS PRIOR TO CITY COUNCIL ACTION AUTHORIZING**

CITY FUNDS OR AUTHORIZING THE APPLICATION FOR GRANTS OR OTHER FUNDING METHODS TO BE USED FOR THE DESIGN OR CONSTRUCTION OF THE MASTER TRAIL PLAN OR SIMILAR LONG-RANGE CITY-DEVELOPED PLANNING, OR PORTIONS THEREOF, AND DECLARING AN EMERGENCY. (Introduced on 2/26/19)

Sponsors: Matt Shaughnessy and Stephen Dyer

Attachments: [2019-04 re Master Trail Plan Noticifation](#)

Mr. Yeargin read in the legislation and gave a brief overview.

Was discussed during committee. Time will be requested.

E. Rules and Personnel (Young*, Dyer**, Humphrey)

All members present.

SECOND READING ITEMS

[2019-03](#) AN ORDINANCE AMENDING RULES OF THE CIVIL SERVICE COMMISSION OF THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced on 2/26/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-03 Civil Service Rules Update](#)
[2019-03 re Civil Service Rule Change](#)
[Civil Service Rule changs draft](#)
[Rule Change Rationale 2019](#)

Mr. Young read in the legislation and gave a brief overview.

Mr. Young went over the changes that are being proposed. Some discussion took place on the tie-breaker method.

Time was requested and granted.

F. Transportation, Connectivity & Storm Water (Shaughnessy*, Young**, Yeargin)

All members present.

SECOND READING ITEMS

[2019-R12A](#) A RESOLUTION AWARDING A CONTRACT TO NORTHSTAR

**ASPHALT, INC. for THE 2019 RESURFACING PROJECT, AND
DECLARING AN EMERGENCY. (Introduced on 2/26/19) (Amended
March 12, 2019)**

Sponsors: Gerard Neugebauer

Attachments: [2019-R12A re Amended 2019 Resurfacing Project](#)
[ALL IN ONE 2019 Resurfacing Project](#)

Mr. Shaughnessy read in the legislation and gave a brief overview.

Mr. Pickett gave a brief presentation during committees going over the proposed paving projects.

Time was requested and granted.

G. Intergovernmental & Utilities (Dyer *, Shaughnessy**, Speight)

All members present, no items of legislation, did not meet.

H. Charter Amendment Implementation Committee (Yeargin*, Babbitt**, Shaughnessy)

All members present, no items of legislation, did not meet.

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business

None.

XII. New Business

None.

XIII. Adjournment

Meeting was adjourned at approximately 9:23 p.m.

ATTEST: _____

NICHOLE BALDINGER, CLERK OF COUNCIL , INTERIM

APPROVED: _____

ROBERT YOUNG, PRESIDENT

Upon approval by City Council, this official written summary of the meeting minutes shall become a permanent record and the official minutes shall consist of a permanent video recording, in accordance with Green City Council Ordinance 2014-12, adopted on November 25, 2014.