



City of Green

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

Meeting Minutes

City Council

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

Tuesday, January 9, 2018

7:00 PM

Council Chambers

I. Call to Order

The Green City Council met in regular session at the Central Administration Building, 1755 Town Park Blvd., Green, OH. President Humphrey presided over the meeting which he called to order at 7:01 p.m.

II. Pledge of Allegiance

Councilmember Humphrey led the 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

IV. Council Study Session

[TMP-1858](#) Approval of the December 6, 2017 Work Session Council Meeting

Attachments: [12-6-17 Worksession Minutes](#)

Mr. Dyer made a motion to approve the December 6, 2017 Work Session Meeting Minutes, seconded by Mr. Young.

Aye: Dyer, Young, Humphrey & Speight
Abstain: Babbitt, Shaughnessy & Yeargin

Motion passed 4-0-3

[TMP-1857](#) Approval of the December 12, 2017 Regular Meeting Minutes

Attachments: [12-12-17 Minutes](#)

Mr. Young made a motion to approve the December 12, 2017 Regular Meeting Minutes, seconded by Mr. Dyer.

Aye: Young, Dyer, Humphrey & Speight
Abstain: Babbitt, Shaughnessy & Yeargin

Motion passed 4-0-3

[TMP-1869](#) Approval of the December Financial Statement Subject to Audit

Attachments: [DECEMBER 2017 ELECTRONIC FINANCIAL REPORT](#)

Mr. Young moved to approve the December Financial Statement Subject to Audit, seconded by Mr. Dyer. Motion adopted unanimously.

V. Public Report - No Public Report

VI. Public Hearings - No Public Hearing Scheduled

VII. Reading of Correspondence

[TMP-1854](#) Email from Vicki Piersol RE: Snow removal

Attachments: [12-14-17 Vicki Piersol](#)

[TMP-1855](#) Planning and Zonings Commission December 20, 2017 Agenda

Attachments: [12-20-17 PZC Agenda](#)

[TMP-1860](#) Email from Tammy Daly RE: Nexus Dismissal

Attachments: [12-23-17 Tammy Daly](#)
[12-23-17 Tammy Daly - 20171219 Case Dismissed](#)

[TMP-1861](#) Planning Department December Financial Summary

Attachments: [Dec Financial Summary](#)

[TMP-1865](#) Email from David Paton RE: Nexus

Attachments: [1-3-17 David Paton](#)

[TMP-1868](#) Parks and Recreation Board January 10, 2018 Agenda

Attachments: [PRB Agenda 1-10-18](#)

All Correspondence read in and filed.

VIII. New Legislation - Items on First Reading

2018-R01 A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR KINGS RIDGE PHASE 8, AND DECLARING AN EMERGENCY. Introduced January 9, 2018.

Sponsors: Gerard Neugebauer

Attachments: [2018-R01 re Final Plat Kings Ridge Phase 8.doc](#)
[2018-R01 re Exhibit A Kings Ridge Phase 8.pdf](#)
[17-40 Kings Ridge Ph 8 PZC Staff Report.pdf](#)
[Kings Ridge Ph 8 plat.pdf](#)
[Kings Ridge Phase 8 aerial.pdf](#)

2018-R02 A RESOLUTION APPROVING THE REPLAT OF THE CAK INTERNATIONAL BUSINESS PARK, AND DECLARING AN EMERGENCY. Introduced January 9, 2018.

Sponsors: Gerard Neugebauer

Attachments: [2018-R02 re CAK Internation Business Park.doc](#)
[2018-R02 re Exhibit A CAK International Business Park.pdf](#)
[17-71 Replat of CAK Intl Bus Park PZC Staff Report](#)
[2017-12-13 KW AKR Replat](#)
[Replat of CAK Intl Bus Park Aerial](#)

2018-R03 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SUMMIT COUNTY ON BEHALF OF ITS DEPARTMENT OF SANITARY SEWER SERVICES FOR THE DESIGN AND CONSTRUCTION OF THE ROUTE 619 SANITARY SEWER EXTENSION PROJECT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. Introduced January 9, 2018.

Sponsors: Gerard Neugebauer

Attachments: [2018-R03 re Agreement with County 619 Sanitary Sewer Extension.docx](#)
[2018-R03 re Exhibit A Sanitary Sewer Agreement w County.pdf](#)

2018-R04 A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2017 MTECH STREET SWEEPER FROM JOHNSTON, NORTH AMERICA FOR USE BY THE CITY'S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY. Introduced January 9, 2018.

Sponsors: Gerard Neugebauer

Attachments: [2018-R04 Street Sweeper](#)
[2018-R04 re Purchase of Street Sweeper.docx](#)
[2018-R04 re Exhibit A Johnston North America Street Sweeper.pdf](#)
[Council Letter re Street Sweeper from Valerie Wax Carr.pdf](#)
[2018-R04Exhibit A](#)
[1-5-18 Diane Calta memo](#)

Mr. Yeargin advised the administration has asked for first reading passage. The committee discussed this legislation and the reason for first reading passage.

A motion was made by Council Member Yeargin, seconded by Council Member Dyer, to bypass Committee deliberations. The motion carried by a unanimous vote.

A motion was made by Council Member Yeargin, seconded by Council Member Dyer, to bypass the three reading rule. The motion carried by a unanimous vote.

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

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

2018-01 **AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 3.05 ACRES OF LAND FRONTING ON ROBIN'S TRACE, A PUBLIC ROADWAY, FROM R-2 (MULTI-FAMILY RESIDENTIAL) TO R-1 (SINGLE FAMILY RESIDENTIAL).** Introduced January 9, 2018. Public Hearing scheduled for February 13, 2018 @ or about 7:05 p.m.

Sponsors: Gerard Neugebauer

Attachments: [2018-01 re Robins Trace public Roadway.docx](#)
[2018-01 re Exhibit A Robins Trace.pdf](#)
[17-69 Spencer Rezoning PZC Staff Report](#)
[Rezoning Aerial](#)
[Spencer Rezoning Contig Letter](#)
[Proposed Rezoning](#)
[18-01 Property Owners](#)
[18-01 Spencer Rezoning Contig Properties Map](#)

IX. Report of Council Committees

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

SECOND READING ITEMS

[2017-R79 A](#) A RESOLUTION AWARDING A CONTRACT TO Cavanaugh Building Corporation for THE East Liberty Park Restroom project, **making an appropriation**, AND DECLARING AN EMERGENCY. Introduced 12/12/17 (Amended January 9, 2018)

Sponsors: Gerard Neugebauer

Attachments: [2017-R79 - East Liberty Park Restroom](#)
[2017-R79 re Amended East Liberty Park Restroom.docx](#)
[Engineering Memo re East Liberty Restrooms.pdf](#)
[1-5-18 Diane Calta memo](#)

Mr. Humphrey advised the administration has asked for second reading passage. The amount of the appropriation was \$429,275. The approximate cost to construct is \$390,250. the appropriation is for 10% higher to account for any contingencies that may occur during the construction. The Committee discussed that Cavanaugh was deemed to be the lowest and best bid. They were not the lowest bid but the administration, after reviewing the bidders and their history and ability to conduct this scale of a project, Cavanaugh did submit the lowest and best bid. The Committee was in favor of second reading passage.

A motion was made by Council Member Humphrey, seconded by Council Member Dyer, to bypass the three reading rule. The motion carried by a unanimous vote.

Mr. Dyer said he was sorry he neglected to ask this question during Committee meetings but it just came to him. He asked Mr. Pickett if the lowest bidder was informed that their bid was not accepted and how did they respond. Mr. Pickett said a letter was sent in December but they did not receive a response.

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

Aye: 6 - Babbitt, Dyer, Humphrey, Speight, Yeargin and Young

Nay: 1 - Shaughnessy

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

Mr. Speight reminded residents of the Parks & Recreation Board meeting on January 10. He also welcomed Eric Chojnacki to the Parks and Recreation Bd.

C. Public Safety (Babbitt*, Shaughnessy*, Humphrey)**LICENSE ITEMS**[TMP-1859](#)

Transfer of D5J and D6 Liquor License from GRB Promotions LLD dba 118 Cocktail Bar to Chop & Swizzle LLC DBA Chop & Swizzle Green at 3700 Massillon Road Ste 220

Attachments: [Chop & Swizzle](#)

Mrs. Babbitt explained the sheriff's office had not issues and the Committee agreed not to request a hearing. Mr. Speight advised he would be abstaining from voting because he is a liquor permit holder.

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

Aye: 6 - Babbitt, Dyer, Humphrey, Shaughnessy, Yeargin and Young

Abstain: 1 - Speight

[TMP-1862](#)

Transfer of C1, C2, D6 and D8 Liquor License from Buehler Food Markets Inc. to Styx Acquisition LLC located at 4045 S. Main Street

Attachments: [Styx Acquisition LLC](#)

Again, Mrs. Babbitt advised the Sheriff's office had no concerns and the Committee agreed not to request a hearing.

A motion was made by Council Member Babbitt, seconded by Council Member Shaughnessy, to not request a hearing on this liquarLicense. The motion carried by the following vote:

Aye: 6 - Babbitt, Dyer, Humphrey, Shaughnessy, Yeargin and Young

Abstain: 1 - Speight

D. Planning, Community & Economic Development (Young*, Speight**, Yeargin)**SECOND READING ITEMS**[2017-29](#)

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF PROPERTY CONTAINING APPROXIMATELY 4.207 ACRES OF LAND LOCATED ON ST. ANDREWS COURT (PRIVATE) FROM R-2 (MULTI-FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE CHENOWETH CROSSING PLANNED DEVELOPMENT. Introduced 12/12/17 Public Hearing scheduled for February 13, 2018

Sponsors: Gerard Neugebauer

Attachments: [2017-29 re Chenoweth Crossing Rezoning.docx](#)
[2017-29 re Exhibit A Map of Chenoweth.pdf](#)
[Chenoweth Crossings PD Plat](#)
[Chenoweth Crossing Aerial](#)
[17-57 Chenoweth Crossings Notif of Rec to City Council](#)
[17-57 Chenoweth Crossings PD PZC Staff Report](#)
[Chenoweth Crossing Contigs](#)

Mr. Young advised that no discussion took place and a public hearing will be held on February 13, 2018.

Time Requested and granted.

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

Design Review Board Appointment

Approval of Mayor's Appointments to Planning and Zoning Commission and Board of Zoning Appeals

Mr. Shaughnessy announced the committee went into executive session to interview five candidates wishing to be on the Design Review Board.

Mr. Shaughnessy moved to appoint John Dodovich to the Design Review Board beginning January 1, 2018 and ending December 31, 2019. Mr. Humphrey seconded the motion. Shaughnessy - aye, Humphrey - aye, Speight - aye, Yeargin - aye, Young - aye, Babbitt - aye and Dyer - aye. Appointment approved 7-0.

[TMP-1889](#)

2018 Mayor's Board and Commission Appointments

Attachments: [Mayor Appointments](#)

Mr. Shaughnessy advised there were Mayor's appointments that needed approved by Council.

Mr. Shaughnessy moved to approve the appointment of Robert Speight to the Board of Zoning Appeals.

Mr. Humphrey asked if the appointments needed to be done separately or can they be done collectively. Mrs. Calta said if they could do the one just moved for separately and then all the other ones can be done together.

Mr. Dyer seconded the motion.

Mr. Speight advised he would be abstaining from the vote.

Mayor Neugebauer advised it was a five year term.

Shaughnessy - aye, Dyer - aye, Humphrey - aye, Speight - abstain, Yeargin- aye, Young - aye, Babbitt - aye. Motion approved 6-0-1.

Mr. Shaughnessy moved to approve the appointment of Michael Burch, Brent Kuwatch to fill the unexpired term of Craig Babbitt which will expire on December 31, 2019 and Christy Ludrosky to the unexpired term of the alternate position which expires December 31, 2020. Mr. Dyer seconded the motion.

Shaughnessy - aye, Dyer - aye, Humphrey - aye, Speight - aye, Yeargin- aye, Young - aye, Babbitt - aye. Motion approved 7-0.

Mr. Shaughnessy then advised the following were appointed by the Mayor but did not need Council's confirmation. Eric Chojnacki to the Parks and Recreation Board and Steve Kotler to the Historic Preservation Commission.

F. Transportation, Connectivity & Storm Water (Yeargin*, Dyer**, Speight)

Mr. Yeargin explained that 2018-R04 was discussed during committee and adopted on first reading earlier in the meeting.

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

No Meeting

X. Mayor's Report

Mayor Neugebauer thanked everyone that supported Green Good Neighbors, Green Gives Back Program. He reported this year around the City, they collected more than 30 shopping carts full of non perishable food items as well as cash donations.

The Mayor announce the City of Green employees raised \$3,550 and pledged to three local charities. Blessings in a Back Pack \$1,650., Green Good Neighbors \$1,500 and \$400 was pledged to Sibshops.

Mayor Neugebauer stated January 8 was the first meeting of the Green Technology Advisory Committee. He explained it was a volunteer committee of IT professionals that are assisting the City in creating policies and procedures related to IT Systems, Security and implementation as well as opportunities to attract high tech employers and professionals to the City of Green. He advised Steve Schmidt, Finance Director is leading that committee and their efforts.

The Mayor announced the Ribbon Cutting for The Gables of Green will be held this Thursday, January 11. There also will be a meeting from 5:30 to 7:30 p.m. regarding future trails and connectivity plan. January 16 will be the next meeting of the Drug Task Force and will be held at the Brier Creek Lodge.

Mayor Neugebauer advised the annual State of the City will be held, Thursday, January 25.

XI. Unfinished Business

Mr. Humphrey reminded residents Council will not have the meeting on the fourth Tuesday but will meet for the State of the City on Thursday, January 25.

Mr. Humphrey welcomed the new members, Mr. Yeargin, Mrs. Babbitt and Mr. Shaughnessy. He also welcomed Mr. Young back for another term.

XII. New Business - No new business.

XIII. Adjournment

Mr. Dyer moved to adjourn the meeting at 7:26 p.m.

ATTEST: _____
MOLLY KAPELUCK, CLERK OF COUNCIL

APPROVED: _____
CHRIS HUMPHREY, 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.