



City of Green

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

Meeting Minutes

City Council

Barbara Babbitt - Ward 1
Christopher J. Meager - Ward 2
Rick Miller- Ward 3
Jeff Noble - Ward 4, President
Justin Speight - At-Large, Vice President
Clark A. DeVitis - At-Large
Gerard Neugebauer- At-Large
Nichole Messner, MMC- Clerk of Council

Tuesday, February 25, 2025

7:00 PM

Council Chambers

I. Call to Order

Council President Noble called the meeting to order at 7:00 p.m.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 5 - CJ Meager, Jeff Noble, Barbara Babbitt, Gerard Neugebauer and Justin Speight

Absent: 2 - Clark A. DeVitis and Rick Miller

IV. Council Study Session

[TMP-4882](#) Approval of the February 11, 2025 Council Meeting Minutes

Attachments: [2-11-25 Draft Council Meeting Minutes](#)

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

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

[TMP-4888](#) Approval of the January 2025 Electronic Financial Report, Subject to Audit

Attachments: [January 2025 Electronic Financial Report](#)

A motion was made by Council Member Speight, seconded by Council Member Neugebauer, to approve subject to audit the Financial Statement. The motion carried by the following vote:

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

V. Public Report

Christina Gardner, 4416 Royce Avenue, Green OH-
Mrs. Gardner spoke about amending the City of Greens codified ordinance regarding

chickens. Presentation attached.

VI. Public Hearings

AGRICULTURAL PERMIT RENEWALS

Council President Noble opened the agricultural renewal public hearing at 7:14 p.m. He briefly explained the process and why these permits come before them. No opposition from residents. No questions or concerns from council. A motion was made to approve both permits.

Council President Noble closed the public hearing at 7:19 p.m.

[TMP-4883](#) Owner: Gary & Linda Hetson- Agricultural District Renewal
Located: 918 Harring Road- City of Green
Parcels: 28-10908 & 28-07354
Containing: 17.26 Acres

Attachments: [Hetson AG Application](#)
[Agricultural District Information](#)

A motion was made by Council Member Noble, seconded by Council Member Speight, to approve the Action Item. The motion carried by the following vote:

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

[TMP-4884](#) Owner: Ronald J. Kuner- Agricultural District Renewal
Located: Apple Ridge Rd & 5424 Arlington Rd- City of Green
Parcels: 28-11512 & 28-13639
Containing: 21.2919 Acres

Attachments: [Kuner AG Application](#)
[Agricultural District Information](#)

A motion was made by Council Member Noble, seconded by Council Member Speight, to approve the Action Item. The motion carried by the following vote:

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

VII. Reading of Correspondence

The Clerk of Council read in the correspondence.

[TMP-4887](#) February 19, 2025 Planning & Zoning Commission Meeting Agenda

Attachments: [2-19-25 PZC Agenda with attachments](#)

[TMP-4889](#) Email from Stephanie Black RE: Chicken/Hen Ordinance Change

Attachments: [Email from Stephanie Black RE Chicken Hen Ordinance Change](#)

VIII. New Legislation - Items on First Reading

Clerk of Council Nichole Messner read in the new legislation and Council President Noble referred each piece to the appropriate committee.

[2025-R07](#) **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING AND DECLARING AN EMERGENCY.** -(Introduced on 2/25/2025)

Attachments: [2025-R07 1st Quarter 2025 Supplemental Appropriations](#)
[2025-R07 Exhibit A](#)
[2025-R07 Request for Legislation](#)

[2025-05](#) **AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE, WITH DYNEGY ENERGY SERVICES (EAST), LLC D/B/A DYNEGY ENERGY SERVICES, LLC. FOR THE PURPOSE OF CONTINUING THE EXISTING ELECTRICITY AGGREGATION PROGRAM, AND DECLARING AN EMERGENCY.** -(Introduced on 2/25/2025) ****FIRST READING PASSAGE REQUESTED****

Attachments: [2025-05 Electric Aggregation Program Legislation](#)
[2025-05 Exhibit A](#)
[2025-05 Request for Legislation](#)

IX. Report of Council Committees

A. Finance (Neugebauer*, DeVitis**, Meager)

Councilman Neugebauer gave his committee report.

SECOND READING ITEMS

[2025-R05](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH VASCO SPORTS CONTRACTORS (DBA VASCO) FOR THE RECONSTRUCTION OF THE BOETTLER PARK BASKETBALL COURT AND THE INSTALLATION OF AN ACCESSIBLE PATHWAY FROM THE PARKING LOT TO THE COURT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.** -(Introduced on 2/11/2025)

Attachments: [2025-R05 Boettler BB Court-Vasco Sports Contractor Legislation.docx](#)
[2025-R05 Exhibit A.pdf](#)
[2025-R05 Exhibit B.pdf](#)
[2025-R05 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No further comments or questions. Time was requested and granted.

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

Did not meet.

C. Public Safety (Babbitt*, Miller**, DeVitis)

Councilwoman Babbitt gave her committee report.

LICENSE ITEMS

[TMP-4874](#) 1840 Town Park Blvd LLC -Liquor License Stock Transfer
DBA Legends Sports Pub & Patios
1840 Town Park Blvd Unit G
Green, OH 44685

Attachments: [1840 Town Park Blvd LLC Liquor License Stock Transfer.pdf](#)

Councilwoman Babbitt read in the liquor license stock transfer and gave a brief overview of discussion that took place on this item. No further comments or questions. Made a motion to not request a hearing.

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

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

D. Planning, Community & Economic Development (DeVitis*, Neugebauer**, Speight)

Councilman Neugebauer gave the committee report in Councilman DeVitis's absence.

THIRD READING ITEMS

[2025-01](#) **AN ORDINANCE PROHIBITING THE ESTABLISHMENT AND OPERATION OF ANY BUSINESS OR COMMERCIAL ENTERPRISE WITHIN THE CORPORATE LIMITS OF THE CITY OF GREEN, LICENSED AS AN ADULT USE CANNABIS OPERATOR PURSUANT TO OHIO REVISED CODE SECTION 3780. -(Introduced on 1/14/2025)**

Attachments: [2025-01 Ordinance Prohibiting Sale & Distribution of marijuana.docx](#)

Councilman Neugeubaer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. A motion was made to adopt.

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

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

2025-02

AN ORDINANCE REPEALING SECTION 138.06: “ILLEGAL CULTIVATION OF MARIJUANA” OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN. -(Introduced on 1/14/2025)

Attachments: [2025-02 Ord Repeal Sect 138.06 Illegal Cultivation of Marijuana.docx](#)

Councilman Neugeubaer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. A motion was made to adopt.

Councilman Meager briefly explained that he would be voting no on this legislation because he feels they should wait to see what the state does with this, before making a decision.

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

Aye: 4 - Noble, Babbitt, Neugebauer and Speight

Nay: 1 - Meager

[2025-03](#)**AN ORDINANCE ADOPTING THE 2024 UPDATE OF THE CITY OF GREEN LONG RANGE COMPREHENSIVE LAND USE PLAN.**

-(Introduced on 1/14/2025) **A PUBLIC HEARING WAS HELD ON TUESDAY, FEBRUARY 11, 2025**

Attachments: [2025-03 2024 Land Use Comp Plan Legislation.docx](#)
[2025-03 Exhibit A.pdf](#)
[2025-03 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. A motion was made to adopt.

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

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

E. Rules and Personnel (Noble*, Babbitt**, Miller)

Councilman Noble gave his committee report.

SECOND READING ITEMS

[2025-R04](#)**A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH VORYS, SATER, SEYMOUR AND PEASE LLP, TO PROVIDE SPECIALIZED LEGAL SERVICES IN THE AREA OF LABOR AND EMPLOYMENT FOR THE PURPOSE OF CONTRACT NEGOTIATIONS AND DECLARING AN EMERGENCY.**

-(Introduced on 2/11/2025) **SECOND READING PASSAGE REQUESTED**

Attachments: [2025-R04 AFSCME Negotiations-Vorys Sater Legal Services Agreement.docx](#)
[2025-R04 Exhibit A .pdf](#)
[2025-R04 Request for Legislation.pdf](#)

Councilman Noble read in the legislation and gave a brief summary of the discussion that took place during committees. Second reading passage was originally requested, however due to the number of council members present they could not vote.

No additional comments or questions. Time was taken.

[2025-04](#)**AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW**

MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH. -(Introduced on 2/11/2025)

Attachments: [2025-04 Bi-Annual Codified Ordinance Update.docx](#)
[2025-04 A Exhibit.pdf](#)
[2025-04 Attachment.pdf](#)
[2025-04 Request for Legislation.pdf](#)

Councilman Noble read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. Time was taken.

F. Transportation, Connectivity & Storm Water (Meager*, Noble, Neugebauer)**

Councilman Meager gave his committee report.

THIRD READING ITEMS

2025-R02 **A RESOLUTION DECLARING THE NECESSITY TO MAKE IMPROVEMENTS TO MULTIPLE ROADWAYS STORMWATER SYSTEM IMPROVEMENTS AND DEVELOPMENT OF A PLAT TO DEDICATE SAID ROADWAYS, ASSESSING A PORTION OF THE COST OF THE IMPROVEMENTS TO THE ABUTTING PROPERTY OWNERS, AND DECLARING AN EMERGENCY. -(Introduced on 1/14/2025)**

Attachments: [2025-R02 Prestwick Estates legislation.doc](#)
[2025-R02 Exhibit A.pdf](#)
[2025-R02 Exhibit B.pdf](#)
[2025-R02 Exhibit C.pdf](#)
[2025-R02 Prestwick Estates legislation.doc](#)

Councilman Meager reported that this legislation was being withdrawn at the request of the administration.

G. Intergovernmental & Utilities (Speight*, Meager, Noble)**

Councilman Speight gave his committee report.

SECOND READING ITEMS

2025-R06 **A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF GREEN AND THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION OF SUMMIT COUNTY, OHIO, AND DECLARING AN EMERGENCY. -(Introduced on 2/11/2025)**

Attachments: [2025-R06 Legal Defenders Summit Cty.docx](#)
[2025-R06 Exhibit A.pdf](#)
[2025-R06 Request for Legislation.pdf](#)

Councilman Speight read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. Time was taken.

Councilman Speight also reported that they discussed 2025-05 on first reading during committees.

X. Mayor's Report

Mayor Yeargin gave his report.

XI. Unfinished Business

None.

XII. New Business

None.

XIII. Adjournment

A motion was made by Council Member Noble, seconded by Council Member Speight, to adjourn the meeting at 7:39 p.m. The motion carried by the following vote:

Aye: 5 - Meager, Noble, Babbitt, Neugebauer and Speight

ATTEST: _____
NICHOLE MESSNER, MMC, CLERK OF COUNCIL

APPROVED: _____
JEFF NOBLE, 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.