



City of Green

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

Meeting Minutes

City Council

Barbara Babbitt - Ward 1 - President
Rocco Yeargin - Ward 3 - Vice President
Bob Young - Ward 2
Matt Shaughnessy - Ward 4
Richard Brandenburg - At-Large
Clark A. DeVitis - At-Large
Dave France - At-Large
Molly Kapeluck, MMC Clerk of Council

Tuesday, March 24, 2020

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 Babbitt presided over the meeting which she called to order at 7:02 p.m.

II. Pledge of Allegiance

Councilmember Babbitt led the Pledge of Allegiance.

President Babbitt explained the next order of business was to appoint a temporary clerk. She moved to appoint Law Director, Lisa Carey Dean for this meeting only, seconded by Mr. Yeargin. Motion approved unanimously.

III. Roll Call of Council Members

Mrs. Babbitt advised Mr. Shaughnessy's absence is excused.

Present: 6 - Barbara Babbitt, Richard Brandenburg, Clark A. DeVitis, Dave France, Rocco Yeargin and Bob Young

Excused: 1 - Matt Shaughnessy

IV. Council Study Session

President Babbitt explained the different format for the evening. She explained it was a combined meeting of the Committee/Council meetings. She pointed out that they were social distancing and meeting under the guidelines of the Summit County Health Department 0017-20. She explained Council is making arrangements for remote meetings in the future.

[TMP-3025](#) Approval of the March 10, 2020 Regular Council Meeting Minutes

Attachments: [3-10-2020 Council Minutes](#)

Mrs. Babbitt moved to adopt, seconded by Mr. Yeargin Motion passed 5-0-1. Mr. DeVitis abstained.

[TMP-3015](#) Approval of the March 10, 2020 Committee Meeting Minutes.

Attachments: [3-10-2020 Committee Minutes](#)

Mrs. Babbitt moved to adopt, seconded by Mr. Yeargin Motion passed 5-0-1. Mr. DeVitis abstained.

V. Public Report

President Babbitt spoke about the notice that was sent out regarding the format of the meeting. In that notice it explained Council would be accepting emails with comments or they could send name and phone number and Council would call them back to make a public report. No emails were received requesting public comment. She advised it will probably happen in the same way the for the next meeting.

VI. Public Hearings - No public hearings scheduled.

VII. Reading of Correspondence

President Babbitt referred those interested to the agenda for the listing of correspondence.

[TMP-3010](#) February 12, 2020 Civil Service Commission Minutes

Attachments: [February 12 2020 CSC Minutes.pdf](#)

[TMP-3011](#) Email from Joe Natko RE: Intersection of Graybill Rd and Mayfair Rd

Attachments: [3-13-2020 Joe Natko.docx](#)

[TMP-3012](#) March 18, 2020 Planning and Zoning Commission Agenda

Attachments: [3-18-20 PZC Agenda.pdf](#)

[TMP-3027](#) Press Releases from Summit County Executive Ilene Shapiro

Attachments: [3.18.20 Press Release Summit County Executive Temporary Staffing Changes](#)
[BOE March 16 Training 2](#)
[BOE March 16 Training](#)
[EMA Seeks PPE Donations](#)
[Filing Application for Unemployment](#)
[JFS Animal Control and DSSS to Suspend Public Access](#)
[March 14 COVID-19 County Continuity of Services Updated](#)
[March 16 COVID-19 County Continuity of Services Updated v2](#)
[March 16 COVID-19 County Continuity of Services Updated](#)
[March 18 Summa Virtual Visits](#)
[March 18 Updates to Summit County Continuity of Services available on County Website](#)
[OMJC to Suspend Public Access](#)

All Correspondence read in and filed.

VIII. New Legislation - Items on First Reading

President Babbitt explained she will read in all new legislation now. Some pieces of legislation are set for first reading consideration and they will be revisited during the appropriate committee time

[2020-R31](#) **A RESOLUTION AWARDING A CONTRACT TO SPANO BROTHERS CONSTRUCTION CO., INC, for THE PLCC/Shriver Multi Purpose Trail Project, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)**

Sponsors: Gerard Neugebauer

Attachments: [2020-R31 re PLCC Shriver Trail](#)

This was referred to the Finance Committee.

[2020-R32](#) **A RESOLUTION AWARDING A CONTRACT TO CHAGRIN VALLEY PAVING, INC. for THE 2020 PARKS PAVEMENT MAINTENANCE PROJECT, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)**

Sponsors: Gerard Neugebauer

Attachments: [2020-R32 re Parks Pavement](#)

Referred to the Environment and Parks Committee

[2020-R33](#) **A RESOLUTION AWARDING A CONTRACT TO Karvo Companies Inc for THE mASSILLON ROAD IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) ***second reading passage requested*****

Sponsors: Gerard Neugebauer

Attachments: [2020-R33 re Massillon North Karvo](#)

Referred to the Transportation, Connectivity and Storm Water Committee
Mrs. Babbitt advised this has a second reading passage request. She asked the Mayor if he would like to move it to first reading passage. The Mayor felt it was a big project and thought it was something that should be discussed.

[2020-R34](#) **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR NEW SEASONS PLANNED DEVELOPMENT PHASE I, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)**

Sponsors: Gerard Neugebauer

Attachments: [2020-R34 re New Seasons Phase I Planned Development](#)

[New Seasons Aerial](#)

[Planning & Zoning Minutes Jan 15 2020](#)

[Site Map](#)

Referred to the Planning and Economic Development Committee

[2020-R35](#) **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) ***FIRST READING PASSAGE REQUESTED*****

Sponsors: Gerard Neugebauer

Attachments: [2020-R35 re Appropriations March 2020](#)

[2020-R35 Modifying Appropriations.pdf](#)

[2020-R35 re Exhibit A](#)

Referred to the Finance Committee

[2020-R36](#) **A RESOLUTION ESTABLISHING A PROCESS FOR PUBLIC ENGAGEMENT FOR THE DEVELOPMENT OF TRAILS WITHIN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)**

Sponsors: Gerard Neugebauer and Rocco Yeargin

Attachments: [2020-R36 re Trail Plan](#)

Referred to the Transportation, Connectivity and Storm Water Committee

[2020-R37](#)

A RESOLUTION AUTHORIZING THE MAYOR TO TEMPORARILY MODIFY, AS NECESSARY, SECTIONS OF CHAPTER 258 OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN ENTITLED “EMPLOYEES GENERALLY” AND SECTIONS OF CHAPTER 260 OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN ENTITLED “CIVIL SERVICE COMMISSION” BY EXECUTIVE ORDER UNTIL JUNE 1, 2020, IN ORDER THAT THE MAYOR OF THE CITY OF GREEN SHALL HAVE THE NECESSARY FLEXIBILITY TO ADDRESS THE OPERATIONAL IMPACT OF THE PUBLIC HEALTH EMERGENCY CREATED BY THE COVID-19 CORONAVIRUS, FOR THE MAYOR’S ADMINISTRATION AND DEPARTMENTS AND FOR THE DEPARTMENT OF LAW IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 3/22/2020) ***First Reading Passage Requested***

Sponsors: Gerard Neugebauer

Attachments: [2020-R37 re Chapter 258 AND 260 Re Employees Generally and Civil Service Commission](#)
[2020-R37 Granting Mayor Special Powers.pdf](#)

Mrs. Babbitt stated that Council had a special meeting on March 22, 2020 to consider this legislation and they passed it at that time.

[2020-02](#)

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, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)

Sponsors: Gerard Neugebauer

Attachments: [2020-02 re Codified Ordinance revision codes](#)
[2020-02 re Exhibit A](#)

Referred to the Rules and Personnel Committee

[2020-03](#)

AN ORDINANCE ESTABLISHING THE CREATION OF THE GREEN AUTO MILE SPECIAL REVENUE FUND, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) ***FIRST READING PASSAGE REQUESTED***

Sponsors: Gerard Neugebauer

Attachments: [2020-03 re Creating Green Auto Mile Special Revenue Fund](#)
[2020-03 Green Auto Mile Special Revenue Fund.pdf](#)

Mrs. Babbitt advised the Administration has asked for first reading passage. It is referred to the Rules and Personnel Committee because it is a companion piece to one that is already in the Rules and Personnel Committee.

[2020-04](#)

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$9,900,000.00 FOR THE PURPOSE OF PAYING COSTS OF THE MASSILLON ROAD NORTH IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) *Second Reading Passage Requested*****

Sponsors: Gerard Neugebauer

Attachments: [2020- 04 re Green Bond Ordinance 2020 New Money Bonds](#)

Mrs. Babbitt explained this has second reading passage request from the administration and is referred to the Finance Committee. She asked the Mayor if that was still their request. He said he would like first reading passage. At the appropriate time the Finance Committee will discuss this legislation.

[2020-R38](#)

A RESOLUTION AUTHORIZING THE CITY OF GREEN'S SERVICE DEPARTMENT TO APPLY FOR A GRANT THROUGH THE SAFETY INTERVENTION GRANT PROGRAM ADMINISTERED BY THE OHIO BUREAU OF WORKERS' COMPENSATION, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY

Sponsors: Gerard Neugebauer

Attachments: [2020-R38 re BWC Safety Grant Legislation](#)
[2020-R38 Safety Intervention Grant.pdf](#)

Mrs. Babbitt advised the administration is seeking first reading passage. Referred to the Transportation, Connectivity and Storm Water Committee

IX. Meeting/Report of Council Committees

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

Committee Business

[2020-R35](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) ***FIRST READING PASSAGE REQUESTED***

Sponsors: Gerard Neugebauer

Attachments: [2020-R35 re Appropriations March 2020](#)
[2020-R35 Modifying Appropriations.pdf](#)
[2020-R35 re Exhibit A](#)

Mr. Yeargin advised that he met with Mr. Schmidt today and reviewed this legislation by line item. Mr. Yeargin gave a summary of each line item. The Mayor explained the emergency line item and how it is being used. Mrs. Babbitt said she thinks we will be looking at belt tightening in the coming months. She asked if there was anything that he might want to reconsider on this list. The Mayor said logically you would look at the Massillon Road North Project. He thinks that, with what the City has spent to date, it is wise to continue. He said if anyone wants to throw out the word recession. He would rather come out of the recession with a brand new corridor, then have bad conditions there for several years. He talked about the \$20 million operating reserve and this is what it is saved for. We keep it so we can operate when there are problems in the community. He did some math today and if the City would experience a 25% reduction in income tax this year, that would amount to \$6 million and if that was the net affect that we tapped into that reserve this year, we would still have \$14,000.00. He then talked about the following years.

Mr. Brandenburg said the Council just passed a budget in early February with about \$15 million for the Massillon Road Project. He assumed the estimates for right of ways were based on appraisals. He asked why a month later is it almost a million dollars more. The Mayor said that many of the settlements, through arbitration, have been twice what the appraisals were and a lot of those appraisals are a \$200,000 appraisal and after about three or four of those you are at about \$750,000.00. He said it wasn't the best estimate. There was discussion about the courts involvement.

Mr. Young asked if the network repairs at \$50,000 was tied to the employees working from home. The Mayor said it also includes back end equipment needed to stream the cameras at roundabouts. The Mayor explained that his administration is listening to the meeting. He asked Mr. Schmidt to answer the question. Mr. Schmidt

explained the \$50,000. A portion is to allow the employees to work remotely, security updates as a result of penetration testing done in December, as well as the security cameras and firewall so that the public could not hack into those cameras. Mr. Schmidt explained half is a result of penetration testing that was done, the cameras represent an additional \$15,000. and the additional \$10,000 is for remote access for employees.

Mrs. Babbitt said the line item was part of this legislation before the amendment. The Mayor clarified with Mr. Schmidt that the additional \$15,000 emergency was for the coronavirus issues and the other was for the extractor for the fire department. Mrs. Babbitt asked how they knew that the work at home ability was needed. The Mayor explained it was a plan that they just moved into faster than they thought they would. The Committee agreed to first reading passage.

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

A motion was made by Council Member Yeargin, seconded by Council Member Babbitt, 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 Babbitt, to adopt.

Aye: 6 - Babbitt, Brandenburg, DeVitis, France, Yeargin and Young

Excused: 1 - Shaughnessy

[2020-04](#)

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$9,900,000.00 FOR THE PURPOSE OF PAYING COSTS OF THE MASSILLON ROAD NORTH IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) *Second Reading Passage Requested*****

Sponsors: Gerard Neugebauer

Attachments: [2020- 04 re Green Bond Ordinance 2020 New Money Bonds](#)

Mr. Yeargin clarified first or second reading passage request. The Mayor said even if there is not first reading passage, if Council could read them in and discuss, so the public has time to hear what we are doing and that way we will have one discussion so that if we have a delay we can move on second reading. There was discussion regarding future meetings. Mr. Schmidt explained the legislation in detail. This will be utilized for the Massillon Road North project and being paid out of the T.I.F. fund and the economic development in that area will help pay that debt back later. The Mayor explained why he thought it was an appropriate thing to move forward on financing. Mr. Yeargin asked if there is wisdom in waiting, he thinks the Mayor already explained that it was an opportunity. Mrs. Babbitt asked what was occurring in the area now. The Mayor explained it is the moving of utilities. Mr. Yeargin said he would take time.

[2020-R31](#)

A RESOLUTION AWARDING A CONTRACT TO SPANO BROTHERS CONSTRUCTION CO., INC, for THE PLCC/Shriver Multi Purpose Trail Project, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)

Sponsors: Gerard Neugebauer

Attachments: [2020-R31 re PLCC Shriver Trail](#)

Mayor Neugebauer explained, 4-5 years ago this was built with a desire to extend the trail down Shriver Road but the cost was a little more than the City could bare at that time. They decided to put in an aggregate trail. There has been a lot of issues with the trail, so it is the desire to make that trail a concrete surface. We have a grant from the Ohio & Erie Canalway Coalition to assist in Construction. Mr. Wiethe explained in order to do everything it is a little over \$100,000.00. This will encompass all of the PLCC property from Steese to King Drive. Mrs. Babbitt asked for clarification if the \$100,896.00 includes the grant. Mr. Wiethe said the grant will reimburse about \$8,500.00. Further discussion took place regarding the funds and grant. Mrs. Babbitt asked that they wait on this project. She would like them to think about this project as they think about decreased revenue and things we want to tighten up in the budget. Mr. Yeargin asked if there were any timing issues with the grant. Mr. Wiethe said they have until December 31 to receive money back. Mrs. Babbitt talked about how long the pricing will hold. Mr. Pickett said they have to award within 60 days after the bid. Mr Schmidt said the funds are coming from Parks. Mr. Brandenburg said he sees in Parks a budget of \$65,000. for this project. There is a difference of about \$30,000. and asked if that would be appropriated later. Mr. Wiethe explained how they came up with that amount. Mr. Schmidt said there are additional funding included in this legislation. Time Requested and granted.

B. Environment & Parks (Brandenburg*, Shaughnessy**, France)

Committee Business

[2020-R32](#) A RESOLUTION AWARDED A CONTRACT TO CHAGRIN VALLEY PAVING, INC. for THE 2020 PARKS PAVEMENT MAINTENANCE PROJECT, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)

Sponsors: Gerard Neugebauer

Attachments: [2020-R32 re Parks Pavement](#)

Mrs. Wax Carr advised this is a continuation of upgrades to parking lots, this is for Greensburg Park. Mr. Pickett said this is the same scope of work that was done at Boettler Park last year. He also said Chagrin Valley Paving did Fire Station #2 lot and he doesn't have any problems with their work. Mr. Young said the cost was \$82,270. Time Requested and Granted.

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

SECOND READING ITEMS

[2020-R29](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO DISPOSE OF UNNEEDED EQUIPMENT/PROPERTY BY SALE VIA ONLINE AUCTION, PURSUANT TO SECTION 721.15 OF THE REVISED CODE, AND DECLARING AN EMERGENCY. (Introduced 3/10/2020)

Sponsors: Gerard Neugebauer

Attachments: [2020-R29 re Auction of equipment](#)
[2020-R29 re Exhibit A](#)

Mr. France explained this equipment is from the Fire Department. This is Self Contained Breathing Apparatus. We have upgraded our equipment and no longer need this equipment. He explained everything that is included. Mrs. Carey Dean said this legislation may need be amended. They have changed the name of the website and she knows the Service Director has a number of items that they would like to add. Chief Funai said there were no issues with the delay. Time was taken.

D. Planning, Community & Economic Development (DeVitis*, Yeargin**, Shaughnessy)

SECOND READING ITEMS

[2020-R28](#) A RESOLUTION ACCEPTING THE PLANNING & ZONING COMMISSION'S ("PZC") APPROVAL OF KIMMEL ALLOTMENT REPLAT NO. I, AND DECLARING AN EMERGENCY. (Introduced 3/10/2020) ***Second Reading Passage Requested***

Sponsors: Gerard Neugebauer

Attachments: [2020-R28 re Kimmel Allotment Replat No 1](#)
[2020-R28 Kimmel Allotment Replat 1.pdf](#)
[20-09 Kimmel Allot Replat No. 1 PZC Staff Report](#)
[Kimmel Replat](#)
[Kimmel Allotment Plat](#)
[Kimmel Replat aerial](#)

Mr. DeVitis explained this lot is on Kim Drive, off of 619. There are two houses with a narrow piece of land between them. One of the owners would like to purchase that piece of land. The land is currently owned by the Summit County Land Bank. This resolution grants them the ability to purchase the land. The land has been there since 1961 and they believed was left for the farmer to get to other land. The PZC approved 5-0. Second reading passage was requested and allows both parties to move forward. The Mayor explained that this is in a platted area of the City, the reason Council sees it, every platted land requires a replat that goes before Council.

Council Member DeVitis moved to bypass the three reading rule, seconded by Council Member Yeargin. Motion passed unanimously.

Council Member DeVitis moved to adopt, seconded by Council Member Yeargin. Motion passed 6-0.

Aye: 6 - Babbitt, Brandenburg, DeVitis, France, Yeargin and Young

Excused: 1 - Shaughnessy

Committee Business

[2020-R34](#) **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR NEW SEASONS PLANNED DEVELOPMENT PHASE I, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)**

Sponsors: Gerard Neugebauer

Attachments: [2020-R34 re New Seasons Phase I Planned Development](#)
[New Seasons Aerial](#)
[Planning & Zoning Minutes Jan 15 2020](#)
[Site Map](#)

Mr. DeVitis advised this plat was approved unanimously by the Planning and Zoning Commission. There is a performance bond attached for \$932,684.00. It is adjacent to Panchos on Massillon Road. This is first phase of a three phase development. There will be 36 new lots on 10.5 acres, it connects with Wise Road. There will be a stormwater retention pond constructed along side Massillon Road. Mr. Wiethe said

they have their land disturbance permit and have started. The goal is to get their bond adopted and they will need to record this plat. Depending on how Council meets they may want to have second reading passage. Mr. DeVitis asked Mr. Wiethe about the retention pond being right alongside Massillon Road and if there was any barricade. Mr. Wiethe said he will check the depth, he said they could have them put up a decorative guard rail. There was discussion on if it was a retention or a detention pond. Mr. Wiethe said he will look at it further for the safety issues. Time requested and granted.

E. Rules and Personnel (Babbitt*, Young**, Yeargin)

[2020-03](#) **AN ORDINANCE ESTABLISHING THE CREATION OF THE GREEN AUTO MILE SPECIAL REVENUE FUND, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) ***FIRST READING PASSAGE REQUESTED*****

Sponsors: Gerard Neugebauer

Attachments: [2020-03 re Creating Green Auto Mile Special Revenue Fund](#)
[2020-03 Green Auto Mile Special Revenue Fund.pdf](#)

Mrs. Babbitt read in 2020-R11. Mrs. Carey Dean reminded Mrs. Babbitt that Council needed to act on 2020-03 prior to 2020-R11 because that is the funding. Mrs. Babbitt advised she was going to discuss them together and they will adopt the funding first. She advised the Administration has asked for first reading passage of 2020-03. Mr. Schmidt explained the legislation and how they coordinate. He explained Ordinance 2020-03 establishes a special revenue fund to account for the activity in the Green Auto Mile. Recent guidance from the State Auditor's office has required the City establish this special revenue fund even though the City will not be providing any funding for this, all the auto dealers will be paying a fee and then the City of Green will pay Triad. Mrs. Babbitt asked why it was necessary for the City of Green to make an appropriation when we were not using our funds. Mr. Schmidt explained that the City is not using their funds but anytime we are paying money out, even if we are receiving a grant or getting money from a third party we have to do an appropriation. Mrs. Babbitt said she understood there was some staling in the auto industry and she wondered if that would affect this at all. The Mayor said they all signed contracts and he has not heard anything from any of them, it is all moving ahead. He said they will use the leverage they have as a City and all of them grouped together to help them compete regionally. He thinks it will be a good thing for them, even if things get tough.

Council Member Babbitt moved to bypass Committee deliberations, seconded by Council Member Yeargin. Motion passed unanimously.

Council Member Babbitt moved to bypass the three reading rule, seconded by Council Member Yeargin. Motion passed unanimously.

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

Aye: 6 - Babbitt, Brandenburg, DeVitis, France, Yeargin and Young

Excused: 1 - Shaughnessy

[2020-R11 A](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH TRIAD TO PROVIDE SPECIALIZED Marketing SERVICES FOR THE Green Auto Mile, *MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. INTRODUCED 2/11/2020 (AMENDED MARCH 24, 2020)*

Sponsors: Gerard Neugebauer

Attachments: [2020-R11 A re Amended Green Auto Mile](#)
[2020-R11 Triad Contract - Green Auto Mile.pdf](#)
[2020-R11 re Exhibit A Triad Agreement](#)
[2020-R11 re Exhibit B Fee Structure Contract](#)

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

Aye: 6 - Babbitt, Brandenburg, DeVitis, France, Yeargin and Young

Excused: 1 - Shaughnessy

Committee Business

[2020-02](#) 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, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)

Sponsors: Gerard Neugebauer

Attachments: [2020-02 re Codified Ordinance revision codes](#)
[2020-02 re Exhibit A](#)

The Mayor said this is legislation that brings our code consistent with changes in the State law. Time requested and granted.

F. Transportation, Connectivity & Storm Water (Young*, France**, DeVitis)

SECOND READING ITEMS

[2020-01](#) **AN ORDINANCE ESTABLISHING PRIOR COUNCIL APPROVAL FOR THE EXPENDITURE OF FUNDS FOR PROFESSIONAL SERVICES USED TO STUDY, PLAN, OR DESIGN TRAILS OR SIDEWALKS, EXCEPTING PARKS, IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 3/10/10)**

Sponsors: Matt Shaughnessy

Attachments: [2020-01 re Establish prior approval for professional services trails sidewalks parks](#)

Mr. Young said he did talk to Mr. Shaughnessy who sponsored this legislation and he would appreciate if they waited to discuss until he was at the meeting. Mr. Young also said there is a new piece before Council that can sync together with 2020-01. Time Requested and Granted.

Committee Business

[2020-R33](#) **A RESOLUTION AWARDING A CONTRACT TO Karvo Companies INC for THE mASSILLON ROAD IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020) ***second reading passage requested*****

Sponsors: Gerard Neugebauer

Attachments: [2020-R33 re Massillon North Karvo](#)

Mr. Young advised the total for the project is \$12,245,167.00 and the next bidder was almost \$200,000.00 more. He thought that was pretty close for a project that is over \$12,000,000.00. The Mayor said this was half a million lower than the engineers estimate and he considers that an excellent job of the engineers. Mr. Young advised the Administration has asked for second reading passage. They would like to get the contract approved in April so the work can start in May. Mr. Yeargin asked if Council does not meet on the 14th of April, is this piece in jeopardy. The Mayor said he was not concerned. He felt that Council would meet one way or another on the 14th. Discussion took place regarding requirements for a meeting that are currently being waved due to the coronavirus.

[2020-R36](#) A RESOLUTION ESTABLISHING A PROCESS FOR PUBLIC ENGAGEMENT FOR THE DEVELOPMENT OF TRAILS WITHIN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 3/24/2020)

Sponsors: Gerard Neugebauer and Rocco Yeargin

Attachments: [2020-R36 re Trail Plan](#)

Mr. Yeargin says he has been working with the Planning Department on this piece of legislation and got input from the Mayor. The question was how can we engage homeowners in the process of conversation about the trail process. This takes a step back and wants to have an informal meeting first before it is final and intentional solicit opinions from the homeowners. The second step is it will go to the Planning and Zoning Commission so everyone can come and speak and this will be the final segment of the trail. The Mayor said he appreciated the approach that Mr. Yeargin took. If you don't know what is possible you don't know what discussion to have. It is a balanced approach and opens to public discussion. He said this puts the burden of approval on a board, which is new. It adds a level, if the community has objections, citizens can air with a board. Time Requested and Granted.

[2020-R38](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN'S SERVICE DEPARTMENT TO APPLY FOR A GRANT THROUGH THE SAFETY INTERVENTION GRANT PROGRAM ADMINISTERED BY THE OHIO BUREAU OF WORKERS' COMPENSATION, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY

Sponsors: Gerard Neugebauer

Attachments: [2020-R38 re BWC Safety Grant Legislation](#)
[2020-R38 Safety Intervention Grant.pdf](#)

The Mayor explained the service department desires to build an extension at service to add a wash bay. He said they became aware just weeks ago that there was a grant available to help purchase the equipment. He said he asked why they waited until the last minute and they said when they became aware of it they submitted it. Mrs. Wax Carr advised that the project is \$30,829.00 the city's portion is \$7,707.00 and some change. The BWC would be \$23,121.00 and some change. She explained the reason why the BWC was giving the grant. She said this should cut down on workers comp claims. She gave credit to Pam Serina because she completed the grant. Mr. France said this is a safety issue and less time consuming than a guy washing the truck. The committee agreed to first reading passage.

Council Member Young moved to bypass Committee deliberations, seconded by Council Member France. Motion passed unanimously.

Council Member Young moved to bypass the three reading rule, seconded by Council Member France. Motion passed unanimously.

The Mayor gave kudos to Service Director, Valerie Wax Carr and Chief Jeff Funai for their record on performance for injuries and time off work.

Council Member Young moved to adopt the Resolution, seconded by Council Member France.

Aye: 6 - Babbitt, Brandenburg, DeVitis, France, Yeargin and Young

Excused: 1 - Shaughnessy

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

Mr. Brandenburg chaired the committee in Mr. Shaughnessy's absence.

SECOND READING ITEMS

[2020-R27](#)

A RESOLUTION AMENDING RESOLUTION 2016-R10 TO AUTHORIZING THE ADMINISTRATION TO USE FUNDS RECEIVED FROM KIMBLE COMPANIES, OR OTHER CONTRACTED RECYCLING AGGREGATE PROVIDER, TO FUND GRANTS AND LIVING GREEN INITIATIVES IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 3/10/2020)

Sponsors: Gerard Neugebauer

Attachments: [2020-R27 re Kimble Living Green Grant](#)
[2020-R27 Living Green Initiatives.pdf](#)

Mr. Brandenburg advised the Living Green Grant was established in 2012. In 2015 the City contract with the Kimble Companies began to provided a rebate based on recycling volume. This rebate has been split between the Living Green Initiative and the other half has gone to community grants. Their our two changes proposed to the legislation. In the original legislation header it said "received from Kimble Companies and Simple Recycling" and now is being changed to "Kimble Companies, or other contracted recycling aggregate provider" so that if Kimble Company is not here this will not need to be amended again. The other change is in Section Two of the original legislation and Section Three of this legislation, the split would be between the City's Living Green Program and the community grants 50/50. In the amended legislation it allows for the community grant to be a minimum of 50% and the City to receive the balance. The last few years the community grants were, 2016 - \$1,000.00, 2017 - \$1,120.00 and 2018 - \$1,700.00. Not big dollars but growing every year and serving a purpose in our City. Mr. Brandenburg asked if there was a motivation behind reducing the amount to the Living Green Program. The Mayor explained this

grant was awarded on the amount of recycling we were doing every year. He said recycling in general has been an issue. There is no market for the material. He said this has windle down to about \$300.00. He said since this has become such a small amount, just let them make a grant with it or aggregate years together. His opinion was to pass on first reading. The committee agreed to second reading passage.

Council Member Brandenburg moved to bypass the three reading rule, seconded by Council Member Babbitt. Motion passed unanimously.

Council Member Brandenburg moved to adopt, seconded by Council Member Babbitt. Motion passed by the following vote:

Aye: 6 - Babbitt, Brandenburg, DeVitis, France, Yeargin and Young

Excused: 1 - Shaughnessy

X. Mayor's Report

The Mayor gave his report. He thanked the directors for being available remotely.

XI. Unfinished Business - No Unfinished Business

XII. New Business

Mrs. Babbitt thanked the Directors for being available and using teams and answering questions. She thanked Mrs. Vicki Raymond for getting everyone set up to use this system today. She thanked the Clerk for orchestrating this meeting from home, the AV guys, who have been so patient and helpful and the Law Director for keeping them on top of the daily changes.

XIII. Adjournment

Mrs. Babbitt adjourned the meeting at 8:52 p.m.

ATTEST: _____
MOLLY KAPELUCK, CLERK OF COUNCIL

APPROVED: _____
BARBARA BABBITT, 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.

