



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 "C.J." - Ward 2
Rocco Yeargin, President - Ward 3
Matt Shaughnessy - Ward 4
Richard Brandenburg - At-Large
Clark A. DeVitis - At-Large
Dave France, Vice President - At-Large
Nichole Baldinger, Clerk of Council

Tuesday, February 23, 2021

7:00 PM

Council Chambers

I. Call to Order

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

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 7 - Barbara Babbitt, Richard Brandenburg, Clark A. DeVitis, Dave France, Matt Shaughnessy, Rocco Yeargin and CJ Meager

IV. Council Study Session

[TMP-3339](#)

Approval of the February 9, 2021 Council-Committee Meeting Minutes

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

Aye: 6 - Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

Abstain: 1 - Babbitt

[TMP-3341](#)

Approval of the January 2021 Financial Report Subject to Audit

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

V. Public Report

Tim Sloan, 4767 Honeymoon Drive, Green OH-

Mr. Sloan wanted information about the trash contract with Republic. He felt that Kimble was the better choice.

President Yeargin explained that they would be discussing this in detail during the Intergovernmental & Utilities Committee.

VI. Public Hearings

None.

VII. Reading of Correspondence

[TMP-3342](#) Email from Andrew Thacker- RE: Willadale Trail Opposition

[TMP-3343](#) Email from Sid Cowan RE: Fiber Network

[TMP-3344](#) Opposition Emails RE: Change in Trash Providers

[TMP-3345](#) February 10, 2021 Civil Service Commission Agenda

Read in and filed.

VIII. New Legislation - Items on First Reading

[2021-R13](#) **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY.** -Referred to the Finance Committee

[2021-R14](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH FOREVERLAWN SOUTHWEST AND ITS' SUBSIDIARY FOREVER LAWN NEO FOR THE PURCHASE AND INSTALLATION OF SYNTHETIC PLAYGROUND TURF AT CENTRAL PARK PLAYGROUND, AND DECLARING AN EMERGENCY.** -Referred to the Environment and Parks Committee

[2021-R15](#) **A RESOLUTION AWARDDING A CONTRACT TO NORTHSTAR ASPHALT, INC. FOR THE 2021 RESURFACING PROJECT, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY.** -Referred to the Finance Committee

IX. Report of Council Committees

A. Environment & Parks (Brandenburg*, France**, DeVitis)

All members present.

****PARKS MASTER PLAN PRESENTATION**

Councilman Brandenburg gave a brief introduction about the Parks Master Plan.

Pat Hoagland, Keith Rodenhauer and Hanna Crepps of Brandstetter Carroll Inc.

presented the Parks Master Plan.

Mr. Hoagland went over the plan in detail.

After the presentation, there was a brief discussion. Councilman Brandenburg stated that there would be more opportunities for questions once the legislation was introduced at the March 9, 2021 meeting.

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

All members present.

SECOND READING ITEMS

[2021-R11](#)

A RESOLUTION MAKING ADDITIONAL APPROPRIATION OF SEVENTEEN THOUSAND THREE HUNDRED FORTY DOLLARS AND THIRTY-ONE CENTS (\$17,340.31) IN THE PLANNING CONSULTANTS/CITY ENGINEER ACCOUNT FOR ENGINEERING SERVICES PROVIDED BY ENVIRONMENTAL DESIGN GROUP (“EDG”) AND AUTHORIZING THE PAYMENT OF PAST DUE INVOICES FOR ENGINEERING SERVICES, AND DECLARING AN EMERGENCY. -(Introduced on 2/9/2021)

Councilwoman Babbitt read in the legislation and gave a brief overview. She stated that this legislation was to clear up some bills that were remaining from 2020 due to the US Postal Service being delayed.

Mr. Schmidt explained that there were other bills that had been delayed as well due to the mail being slower than usual.

Councilwoman Babbitt stated that she felt this was a housekeeping item and supported passing on 2nd reading. Committee was in agreement.

After further discussion, a motion was made.

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

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

All members present.

SECOND READING ITEMS

[2021-R12 A](#) **A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) PIERCE VELOCITY 100 FOOT HEAVY DUTY AERIAL PLATFORM TRUCK FROM ATLANTIC EMERGENCY SOLUTIONS, INC. FOR USE BY THE CITY OF GREEN'S FIRE DEPARTMENT, AND DECLARING AN EMERGENCY. -(Introduced on 2/9/2021) (AMENDED FEBRUARY 23, 2021) **SECOND READING PASSAGE REQUESTED****

Councilman DeVitis read in the legislation and gave a brief description. He explained that this had been discussed in detail. This Aerial truck would be replacing an existing truck and he felt this to be a good use of funds. 2nd reading passage requested to receive a prepayment discount.

Committee members in support of 2nd reading passage.

After further discussion, Councilman DeVitis made a motion.

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

LICENSE ITEMS

[TMP-3340](#) Liquor License Transfer United Concessions Group Inc DBA Akron Canton Airport-5400 Lauby Rd NW

Councilman DeVitis explained the liquor license. This was a transfer at the Akron Canton Airport. Lt. Brown reported no issues with this license.

Committee members in agreement that no hearing was necessary.

With no further questions, Councilman DeVitis made a motion.

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

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

All members present.

SECOND READING ITEMS[2021-02](#)

AN ORDINANCE VACATING MARATHON ALLEY. - (Introduced on 2/9/2021)

Council President Yeargin read in the legislation and gave a brief overview. He stated that the PZC had reviewed this item and voted in favor of it.

Director Wiethe explained the need for the vacation plat and that PZC had no issues with it.

Council President Yeargin asked the Committee if they would support 2d reading passage so that property owners could move forward with the plat. Committee ok with passage.

With no further discussion, President Yeargin made a motion.

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

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

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

E. Rules and Personnel (Meager*, Yeargin**, France)

All members present. Did not meet.

F. Transportation, Connectivity & Storm Water (France*, Shaughnessy**, Brandenburg)

All members present. Did not meet.

G. Intergovernmental & Utilities (Shaughnessy*, Meager**, Babbitt)

All members present.

SECOND READING ITEMS[2021-R10](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN EXCLUSIVE AGREEMENT WITH REPUBLIC SERVICES FOR THE COLLECTION AND REMOVAL OF RESIDENTIAL RECYCLABLES, REFUSE, AND WASTE MATERIALS IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. - (Introduced on 2/9/21) ****SECOND READING PASSAGE REQUESTED****

Councilman Shaughnessy read in the legislation and gave a brief overview. He

explained that this legislation would award the trash contract to Republic as they were the lowest bidder. He stated that there had been much public opposition to Republic being awarded the contract and that the residents preferred Kimble.

Service Director Valerie Carr explained in detail the process that they went through to get to this point. She stated that both Kimble and Republic were given the opportunity to bid out the same services and they went over the process with them. She provided the bid documents and information about the process. She stated that Republic ended up being the lowest bid. Ms. Carr explained that Republic had a change in management in 2019 and that some of the issues people brought up had already been addressed.

PUBLIC COMMENT:

Keith Kimble of Kimble Trash Services spoke about the contract process and stated that many residents had reached out to the company wishing to keep their service. Mr. Kimble went over their bid document and explained the numbers they provided.

Terry Thompson and Rick Vannan of Republic Trash spoke regarding their commitment to doing a great job for the City. They explained that any issues that had been brought up in the past had been addressed.

After further discussion, Councilman Shaughnessy stated that it would be best to wait to vote on this matter until more information and input had been gathered. Time was requested and granted.

X. Mayor's Report

Mayor Neugebauer gave a brief report.

XI. Unfinished Business

At this time, President Yeargin and Councilman France presented Molly Kapeluck with a plaque for her 27 years of service as the Clerk of Council for the City of Green. They thanked Molly for all of her many years of dedication and service to the City and wished her a happy retirement.

XII. New Business

Law Director Dean requested an Executive Session to discuss a safety matter and litigation. She asked for all of Council to be present and Mayor Neugebauer.

At 10:04 pm. President Yeargin made a motion to adjourn to Executive Session.

Councilman France seconded. The motion carried 7-0.

At 10:22 p.m. President Yeargin made a motion to return fro Executive Session.
Councilman France seconded. The motion carried 7-0.

XIII. Adjournment

As her last act as Clerk of Council, Molly Kapeluck called the roll for adjournment.

A motion was made by Council Member Yeargin, seconded by Council Member France, to adjourn the meeting at the . The motion carried by the following vote:

Aye: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

ATTEST: _____
NICHOLE BALDINGER, CLERK OF COUNCIL

APPROVED: _____
ROCCO YEARGIN, 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.