



# City of Green

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

## Regular Meeting Agenda 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**

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Tuesday, February 12, 2019

7:00 PM

Council Chambers

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I. Call to Order

II. Pledge of Allegiance

III. Roll Call of Council Members

IV. Council Study Session

[TMP-2393](#) APPROVAL OF THE DECEMBER 4, 2018 SPECIAL MEETING MINUTES

**Attachments:** [Special 12-4-18](#)

[TMP-2388](#) APPROVAL OF THE JANUARY 3, 2019 COUNCIL ORGANIZATIONAL MEETING MINUTES

**Attachments:** [1-3-19 Organizational Meeting](#)

[TMP-2397](#) APPROVAL OF THE JANUARY 8, 2019 REGULAR MEETING MINUTES

**Attachments:** [1-8-19 Council Minutes](#)

[TMP-2400](#) APPROVAL OF THE JANUARY 15, 2019 SPECIAL MEETING MINUTES

**Attachments:** [1-15-19 Council Special Meeting](#)

[TMP-2418](#) APPROVAL OF THE JANUARY 31, 2019 STATE OF THE CITY MEETING MINUTES

**Attachments:** [1-31-19 State of the City](#)

[TMP-2392](#)      **APPROVAL OF THE DECEMBER 2018 FINANCIAL STATEMENT  
SUBJECT TO AUDIT**

**Attachments:**      [December 2018 Electronic Financial Report](#)

V. Public Report

*PLEASE STEP TO THE MICROPHONE WHEN ADDRESSING COUNCIL AND GIVE  
NAME AND ADDRESS.*

VI. Public Hearings - Agricultural Districts

[TMP-2411](#)      **BRIAN E. COY  
LOCATED AT:    856 E. CASTON ROAD  
                     CITY OF GREEN  
PARCEL #:    28-06871  
CONTAINING:   22.2065 ACRES**

**Attachments:**      [AG- Brian Coy App](#)

[TMP-2412](#)      **DAVID JACOBS  
LOCATED AT:    1265 BOETTLER ROAD & 2873 WISE ROAD  
                     CITY OF GREEN  
PARCEL #:    28-03279  
                     28-03275**

**Attachments:**      [AG - David Jacobs App](#)

[TMP-2413](#)      **RBI PROPERTIES LLC (ROBERT BOYD)  
LOCATED AT:    4367 COTTAGE GROVE ROAD  
                     CITY OF GREEN  
PARCEL #:    28-00706  
CONTAINING:    14.61 ACRES**

**Attachments:**      [AG - RBI Properties LLC \(Robert Boyd\) APP](#)

[TMP-2414](#)      **JERRY & MARY LOU WILLIAMS  
LOCATED AT:    500 AQUA DALE DRIVE  
                     CITY OF GREEN  
PARCEL #:    28-07233  
                     28-07234  
                     28-07235  
CONTAINING:    101.60 ACRES**

**Attachments:**      [AG- Jerry & Mary Lou Williams App](#)

[TMP-2415](#)      **WHAT IS AN AGRICULTURAL DISTRICT?**

**Attachments:**      [Agricultural District Facts](#)

## VII. Reading of Correspondence

- [TMP-2391](#)      **PLANNING AND ZONING COMMISSION AGENDA JANUARY 16, 2019**  
**Attachments:**      [1-16-19 PZC Agenda](#)
- [TMP-2401](#)      **EMAIL FROM DENNIS MANEVAL RE: SPEED ON JARVIS ROAD**  
**Attachments:**      [1-28-19 Dennis Maneval](#)  
                                 [2-6-19 Dennis Maneval](#)
- [TMP-2416](#)      **MEMO FROM STEVE SCHMIDT RE: PROFESSIONAL SERVICES CONTRACTS**  
**Attachments:**      [Steve Schmidt 1-31-19](#)
- [TMP-2424](#)      **EMAIL FROM MARGARET REISER RE: SUMMIT METRO PARKS**  
**Attachments:**      [2-4-19 Margaret Reiser](#)
- [TMP-2425](#)      **JANUARY PLANNING DEPARTMENT'S FINANCIAL SUMMARY**  
**Attachments:**      [jan 2019 financial summary](#)
- [TMP-2435](#)      **FEBRUARY 13, 2019 CHARTER REVIEW COMMISSION AGENDA**  
**Attachments:**      [2-13-19 Charter Review Commission Meeting Agenda](#)
- [TMP-2436](#)      **EMAIL FROM JAMES AHLSTROM RE: PARKS MAINTENANCE**  
**Attachments:**      [2-6-19 James Ahlstrom](#)

## VIII. New Legislation - Items on First Reading

- [2019-R03](#)      **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. REFERRED TO THE FINANCE COMMITTEE ----FIRST READING PASSAGE REQUESTED.**  
**Sponsors:**      Gerard Neugebauer  
**Attachments:**      [2019-R03 re Appropriations February 2019](#)  
                                 [2019-R03 Exhibits A](#)  
                                 [1st reading request Steven Schmidt](#)
- [2019-R04](#)      **A RESOLUTION AWARDDING A CONTRACT TO FINLEY FIRE EQUIPMENT FOR THE PURCHASE OF A SELF-CONTAINED BREATHING APPARATUS (SCBA) AIR COMPRESSOR, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. REFERRED TO THE FINANCE COMMITTEE**  
**Sponsors:**      Gerard Neugebauer

**Attachments:**      [2019-R04 re Award FEMA Air Compressor Purchase](#)  
[2019-R04 re Exhibit A](#)

[2019-R05](#)      A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH WALTER HAVERFIELD, LLP, TO PROVIDE SPECIALIZED LEGAL SERVICES WITH RESPECT TO A CITIZEN-INITIATED AMENDMENT TO THE CITY CHARTER REQUIRING THE CITY OF GREEN'S LAW DIRECTOR BE AN ELECTED POSITION, AND DECLARING AN EMERGENCY. REFERRED TO THE CHARTER AMENDMENT IMPLEMENTATION COMMITTEE

**Sponsors:**      Gerard Neugebauer

**Attachments:**      [2019-R05 re Walter Haverfield Agreement Law Director](#)

[2019-R06](#)      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. REFERRED TO THE RULES AND PERSONNEL COMMITTEE

**Sponsors:**      Gerard Neugebauer

**Attachments:**      [2019-R06 re Vorys Dispatch](#)

[2019-R07](#)      A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH ZASHIN & RICH CO., LPA, TO PROVIDE SPECIALIZED LEGAL SERVICES IN THE AREA OF LABOR AND EMPLOYMENT FOR THE PURPOSE OF CONTRACT NEGOTIATIONS, AND DECLARING AN EMERGENCY. REFERRED TO THE RULES AND PERSONNEL COMMITTEE

**Sponsors:**      Gerard Neugebauer

**Attachments:**      [2019-R07 re Zashin and Rich Firemen](#)

[2019-R08](#)      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 RESOLUTION 2007-R22, AND DECLARING AN EMERGENCY. REFERRED TO THE FINANCE COMMITTEE

**Sponsors:**      Gerard Neugebauer

**Attachments:**      [2019-R08 re Auction of equipment](#)

[2019-R08 re Exhibit A](#)

[2019-R08 re Exhibit B GovDeals](#)

**2019-R09**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF SUMMIT FOR A PAVEMENT MAINTENANCE PROJECT, LOCATED IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. REFERRED TO THE TRANSPORTATION, CONNECTIVITY AND STORM WATER COMMITTEE ---- FIRST READING PASSAGE REQUESTED.

**Sponsors:** Gerard Neugebauer

**Attachments:** [2019-R09 re Summit County Pavement Markings](#)  
[2019-R09 re Exhibit A Paving Markings](#)  
[Paul Pickett Requests for suspending three reading rule on 2019-R02 and 2019](#)

**2019-R10**

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE PIPELINE SETTLEMENT FUND TO THE FIRE STATION NO. 3 CONSTRUCTION ACCOUNT, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY. REFERRED TO THE FINANCE COMMITTEE

**Sponsors:** Gerard Neugebauer

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

**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. REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

**Sponsors:** Gerard Neugebauer

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

**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 BOETTNER PARK STREAM RESTORATION AND STABILIZATION, AND DECLARING AN EMERGENCY. REFERRED TO THE ENVIRONMENTAL AND PARKS COMMITTEE

**Sponsors:** Gerard Neugebauer

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

## IX. Report of Council Committees

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

## THIRD READING ITEMS

[2018-R97 A](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH USIC LOCATING SERVICES, LLC. FOR PROFESSIONAL UTILITY LOCATING SERVICES FOR A ONE YEAR TERM, WITH THE OPTION TO RENEW ANNUALLY, COMMENCING FEBRUARY 13, 2019, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY. INTRODUCED 12/11/2018 AMENDED JANUARY 8, 2019

**Sponsors:** Gerard Neugebauer

**Attachments:** [2018-R97 re AMENDED USIC 2019](#)  
[2018-R97 re Exhibit A Ports Petroleum](#)

## SECOND READING ITEMS

[2019-R02](#) A RESOLUTION AWARDDING A CONTRACT TO SANDER CONTRACTING, INC. FOR THE ARISS PARK DOG PARK, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. INTRODUCED 1/8/19 --- SECOND READING PASSAGE REQUESTED. - --

**Sponsors:** Gerard Neugebauer

**Attachments:** [2019-R02 re Ariss Park Dog Park](#)  
[ALL IN ONE Ariss Park Dog Park #18-P-25](#)  
[Paul Pickett Requests for suspending three reading rule on 2019-R02 and 2019](#)

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

*No Items*

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

*No Items*

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

*No Items*

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

*No Items*

F. Transportation, Connectivity & Storm Water (Shaughnessy\*, Young\*\*, Yeargin)**THIRD READING ITEMS**

**2018-R96**      A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF SUMMIT FOR CONCRETE ROAD REPAIRS, INCLUDING MISCELLANEOUS CONCRETE WORK, LOCATED IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. INTRODUCED 12/11/18

**Sponsors:**      Gerard Neugebauer

**Attachments:**      [2018-R96 re 2019 Summit County Concrete Pavement](#)  
                                 [2018-R96 re Exhibit A](#)

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

*No Items*

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

*No Items*

X. Mayor's Report

XI. Unfinished Business

XII. New Business

XIII. Adjournment

**All persons other than members of the Council, desiring to be heard by Council can sign in on the speaking roster before the public report of the agenda. Each person will be allowed a maximum of three (3) minutes to address the Council and a maximum of one half hour for all persons addressing the Council. No person shall be recognized more than once on any subject unless by unanimous consent of the Council.**

NOTE: An Executive Session may be called during the Meeting, anytime after the roll call and before adjournment by a majority vote of Council. All Executive Sessions will only be held pursuant to the Sunshine Laws provisions. Any decisions based on the Executive Sessions discussions will be made in the open meeting.

**SCHEDULE OF COMMITTEE MEETING**

**Committee meetings are held starting at 5:00 p.m. on the second and fourth Tuesdays at the Administration Building. A Committee Chair may schedule a meeting at any other time as necessary. For special meeting times call the Clerk's Office at 896-6604.**

**Molly Kapeluck - Clerk of Council - 896-6604**  
**[Council@cityofgreen.org](mailto:Council@cityofgreen.org)**

## ADMINISTRATION

GERARD NEUGEBAUER, MAYOR - 896-6602  
BILL CHRIS, LAW DIR., INTERIM - 896-6615  
WAYNE WIETHE, PLANNING DIR. - 896-6614  
STEVEN SCHMIDT, FINANCE DIR. - 896-6603  
VALERIE WOLFORD, COMM. MANAGER-896-6602

JEFF FUNAI, FIRE CHIEF - 896-6610  
VALERIE WAX CARR, SERVICE DIR. 896-4176  
PAUL PICKETT, CITY ENGINEER - 896-5510  
PAM SERINA, H.R. MANAGER – 896-2313