



# City of Green

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

## Agenda City Council

*Barbara Babbitt - Ward 1*  
*Christopher J. Meager "C.J." - Ward 2*  
*Rocco Yeargin- Ward 3*  
*Jeff Noble - Ward 4*  
*Richard Brandenburg - At-Large*  
*Clark A. DeVitis, Vice President- At-Large*  
*Dave France, President- At-Large*  
*Nichole Messner, Clerk of Council*

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Tuesday, October 25, 2022

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-4026](#)

Approval of the October 11, 2022 Council Meeting Minutes

**Attachments:**

[10-11-22 Council Meeting Minutes](#)

V. Public Report

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

VI. Public Hearings

[2022-06 A](#)

**AN ORDINANCE TO REPEAL CHAPTER 1480, INTERNATIONAL PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN; AND TO ESTABLISH CHAPTER \_\_\_\_, EXTERIOR PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN, AND PROVIDE FOR IMMEDIATE ENACTMENT.**-(Introduced on 4/26/22)  
\*PUBLIC HEARING WAS HELD ON TUESDAY, JUNE 14, 2022\* **(AMENDED MAY 10, 2022) (Amended June 28, 2022)(Amended September 13, 2022)(September 27, 2022)(AMENDED OCTOBER 11, 2022) \*\*SECOND PUBLIC HEARING SCHEDULED FOR OCTOBER 25, 2022 AT 7:00 PM IN COUNCIL CHAMBERS\*\***

**Attachments:**      [2022-06A Amended Exterior Property Maint Code Legislation-10-11-22](#)  
[2022-06A Amended Exhibit A- Final Marked Version 10-11-22](#)  
[1998 IPMC - FOR REFERENCE ONLY](#)

## VII. Reading of Correspondence

[TMP-4027](#)      October 19, 2022 Planning & Zoning Commission Agenda

**Attachments:**      [10-19-22 PZC Agenda with attachments](#)

[TMP-4028](#)      October 19, 2022 Civil Service Commission Meeting Agenda

**Attachments:**      [October 19, 2022 CSC Agenda](#)

[TMP-4029](#)      Email from Tony Ziehler RE: Comments & suggestions on the Dangerous Buildings Code

**Attachments:**      [Tony Ziehler- Comments on 2022-16 a](#)

## VIII. New Legislation - Items on First Reading

[2022-R61](#)      **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING AND DECLARING AN EMERGENCY. -Referred to the Finance Committee**

**Attachments:**      [2022-R61 FINAL 2022 Amended Appropriations Legislation](#)  
[2022-R61 Exhibit A](#)  
[2022-R61 Exhibit B](#)  
[2022-R61 Request for Legislation](#)

[2022-R62](#)      **A RESOLUTION APPROVING AND ADOPTING THE 2023 ANNUAL OPERATING APPROPRIATION FOR THE GENERAL FUND AND ALL OTHER FUNDS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee**

**Attachments:**      [2022-R62 2023 Operating Annual Appropriation Legislation](#)  
[2022-R62 EXHIBIT A](#)  
[2022-R62 EXHIBIT B](#)  
[2022-R62 EXHIBIT C](#)  
[2022-R62 Request for Legislation](#)

## IX. Report of Council Committees

A. Finance (Yeargin\*, Meager\*\*, Brandenburg)

## THIRD READING ITEMS

[2022-R55](#)      **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO PURCHASE A PIERCE VELOCITY HDR PUMPER (HEAVY RESCUE), MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.**-(Introduced on 9/27/22)

**Attachments:**      [2022-R55 Pierce Rescue Truck Purchase Legislation](#)  
[2022-R55 Exhibit A-Heavy Rescue Truck Contract](#)  
[2022-R55 Request for Legislation](#)  
[Rescue Replacement Report](#)

## SECOND READING ITEMS

[2022-20](#)      **AN ORDINANCE AUTHORIZING THE NECESSITY AND INTENTION OF APPROPRIATION PROCEEDINGS TO ACQUIRE LAND FOR AN ACCESS ROAD ON THE NORTH SIDE OF EAST TURKEYFOOT LAKE ROAD TO PROVIDE SAFE INGRESS AND EGRESS TO AND FROM THE ADJACENT PROPERTIES, AND MAKING AN APPROPRIATION.**-(Introduced on 10/11/22)

**Attachments:**      [2022-20 Massillon-619 Access Road Legislation](#)  
[Proposed Access Road Rendering](#)  
[2022-20 Request for Legislation](#)

### B. Environment & Parks (Brandenburg\*, Yeargin\*\*, Babbitt)

*No Items*

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

*No Items*

### D. Planning, Community & Economic Development (Babbitt\*, DeVitis\*\*, Noble)

## THIRD READING ITEMS

[2022-R57](#)      **A RESOLUTION APPROVING THE REPLAT OF HERRING'S ADDITION TO GREENSBURG AND TOUSLEY'S ADDITION TO GREENSBURG, AND DECLARING AN EMERGENCY.** -(Introduced on 9/27/22)

**Attachments:**      [2022-R57 Stake Drive Replat Legislation](#)  
[2022-R57 Exhibit A- Stake Drive Replat](#)  
[2022-R57 Request for Legislation](#)

[2022-R58](#)      **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR SPRING HILL BUSINESS PARK PHASE II, AND DECLARING AN EMERGENCY.** -(Introduced on 9/27/22)

**Attachments:**      [2022-R58 Spring Hill Business Park Ph 2 Legislation](#)  
[2022-R58 Exhibit A-Spring Hill Phase 2 Final Plat](#)  
[2022-R58 Request for Legislation](#)

**2022-R59**      **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR SPRING HILL BUSINESS PARK PHASE III, AND DECLARING AN EMERGENCY. -(Introduced on 9/27/22)**

**Attachments:**      [2022-R59 Spring Hill Business Park Ph 3 Legislation](#)  
[2022-R59 Exhibit A -Spring Hill Ph 3 Final Plat](#)  
[2022-R59 Request for Legislation](#)

**2022-17**      **AN ORDINANCE AMENDING ORDINANCE NO. 2003-18 TO REMOVE CERTAIN PARCELS FROM AN EXISTING TAX INCREMENT FINANCING EXEMPTION PROVIDED FOR IN SAID ORDINANCE; AND DECLARING AN EMERGENCY. -(Introduced on 9/27/22)**

**Attachments:**      [2022-17 Amending Ordinance 2003-18 Legislation](#)  
[2022-17 Exhibit A](#)  
[2022-17 Request for Legislation](#)

**2022-18**      **AN ORDINANCE AMENDING ORDINANCE NO. 2018-22 TO REMOVE A CERTAIN PARCEL FROM AN EXISTING TAX INCREMENT FINANCING EXEMPTION PROVIDED FOR IN SAID ORDINANCE; AND DECLARING AN EMERGENCY. -(Introduced on 9/27/22)**

**Attachments:**      [2022-18 Amending Ordinance 2018-22 Legislation](#)  
[2022-18 Exhibit A](#)  
[2022-18 Request for Legislation](#)

**2022-19A**      **AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY DEHOFF DEVELOPMENT COMPANY AND GREEN LAND TRUST, LTD. WITHIN THE CITY OF GREEN, OHIO TO BE A PUBLIC PURPOSE; EXEMPTING SUCH IMPROVEMENTS FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THE PROPERTY TO MAKE SERVICE PAYMENTS IN LIEU OF REAL PROPERTY TAXES; PROVIDING FOR THE DEPOSIT OF THE SERVICE PAYMENTS INTO THE MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND; MAKING RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42, 5709.43 AND 5709.83; AUTHORIZING THE MAYOR TO EXECUTE A FIFTH AMENDMENT AND RESTATED DEVELOPMENT AGREEMENT, AND DECLARING AN EMERGENCY. -(Introduced on 9/27/22)(*Amended on 10/25/2022*)**

**Attachments:**      [2022-19 Amended DeHoff TIF 5th Amendment- 10-25-22](#)  
[2022-19 Amended Exhibits A-D including Dev Agreement](#)  
[2022-19 Request for Legislation](#)

## SECOND READING ITEMS

[2022-R60](#)      **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR FOREST LAKES SUBDIVISION PHASE III, AND DECLARING AN EMERGENCY.**-(Introduced on 10/11/22)

**Attachments:**      [2022-R60 Forest Lakes Phase 3 Final Plat Legislation](#)  
[2022-R60 Exhibit A -Forest Lakes Ph 3 Final Plat](#)  
[2022-R60 Request for Legislation](#)

### E. Rules and Personnel (Meager\*, Brandenburg\*\*, Yeargin)

[2022-06 A](#)      **AN ORDINANCE TO REPEAL CHAPTER 1480, INTERNATIONAL PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN; AND TO ESTABLISH CHAPTER \_\_\_\_\_, EXTERIOR PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN, AND PROVIDE FOR IMMEDIATE ENACTMENT.**-(Introduced on 4/26/22)  
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[2022-16](#)      **AN ORDINANCE TO ESTABLISH CHAPTER \_\_\_\_\_, DANGEROUS BUILDINGS CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN, AND PROVIDE FOR IMMEDIATE ENACTMENT.**-(Introduced on 9/13/22) \*\*A PUBLIC HEARING WAS HELD ON OCTOBER 11, 2022\*\*

**Attachments:**      [2022-16 Dangerous Buildings Code Legislation](#)  
[2022-16 Exhibit A Dangerous Buildings Code](#)

### F. Transportation, Connectivity & Storm Water (Noble\*, France\*\*, DeVitis)

*No Items*

### G. Intergovernmental & Utilities (France\*, Noble\*\*, Meager)

*No Items*

H. Council as a Whole[2022-R54](#)

**A RESOLUTION ADJUSTING THE SALARY FOR CITY COUNCIL MEMBERS, ELECTED OR APPOINTED TO OFFICE FOR FUTURE TERMS. -(Introduced on 9/27/22)**

**Attachments:**

[2022-R54 Council Salary Update Legislation](#)

[2022-R54 Request for Legislation](#)

## X. Mayor's Report

## XI. Unfinished Business

## XII. New Business

**\*\*Executive Session to Discuss Pending Litigation\*\***

## 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 MEETINGS:**

**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 Nichole Messner- Clerk of Council - 896-6604 or [Council@cityofgreen.org](mailto:Council@cityofgreen.org)**