



City of Green

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

Meeting Minutes

City Council

Barbara Babbitt - Ward 1
Bob Young - Ward 2 - Vice President
Rocco Yeargin - Ward 3
Matt Shaughnessy - Ward 4
Stephen Dyer - At-Large
Chris Humphrey - At-Large - President
Justin Speight - At-Large
Molly Kapeluck, MMC Clerk of Council

Tuesday, May 22, 2018

7:00 PM

Council Chambers

I. Call to Order

Council President Humphrey called the meeting to order at 7:50 pm.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 7 - Barbara Babbitt, Stephen Dyer, Chris Humphrey, Matt Shaughnessy, Justin Speight, Rocco Yeargin and Bob Young

Also present:

Bill Chris, Law Director, Interim

Valerie Wax Carr, Service Director

Paul Pickett, City Engineer

Wayne Wiethe, Director of Planning

Steve Schmidt, Finance Director

Nichole Baldinger, Clerk of Council, Interim

IV. Council Study Session

[TMP-2089](#) Approval of the March 27, 2018 Regular Meeting Minutes

Attachments: [3-27-18 Minutes](#)

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

[TMP-2103](#) Approval of the May 8, 2018 Regular Meeting Minutes

Attachments: [5-8-18 Council Minutes](#)

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

[TMP-2088](#) Approval of the April Financial Statement, Subject to Audit

Attachments: [APRIL 2018 ELECTRONIC FINANCIAL REPORTX](#)

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

Valerie Wolford recognized the Living Green Community Grant Recipients.

Recognition of the Living Green Community Grant recipients:

- Broken Chains Ministry - Dennis Shawhan, Executive Director - awarded \$500.00 for reentry assistance needs of Lydia's House residents
- Green Good Neighbors - Robert Putt, Project Coordinator - awarded \$500.00 for purchase of groceries from the Akron Canton Regional Foodbank for Green Good Neighbors program recipients
- Oceans Ohio, Inc. - Amy McElhinney, Treasurer - \$700 to assist in purchase of materials and implementation of watershed education program and activities within the City of Green

V. Public Report

Mr. Nutter from Aqua Ohio advised that they would be reducing the City's water rates to 3.25%.

VI. Public Hearings- None

VII. Reading of Correspondence

[TMP-2087](#) Email from Pat Carleski RE: Dehoff Development Agreement

Attachments: [05-7-18 Pat Carleski](#)

[TMP-2092](#) Email from the Braswell Family RE: 2018-R09 Referendum Effort

Attachments: [5-8-18 Braswell Family](#)

[TMP-2104](#) Planning Department April 2018 Financial Summary

Attachments: [April 18 Monthly Planning Financial Summary](#)

[TMP-2106](#) Letter from the Auditor of State RE: Special Revenue Fund Approval

Attachments: [Auditor of State_City of Green](#)

All correspondence was read in and filed.

VIII. New Legislation - Items on First Reading

2018-R43 A RESOLUTION AWARDING A CONTRACT TO Lockhart concrete co. for THE CORPORATE Woods cir/corporate woods pkwy rab, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee

Sponsors: Gerard Neugebauer

Attachments: [2018-R43 re Corporate Woods Cir-Corporate Woods Pkwy RAB #13-H-16E.docx](#)
[ALL IN ONE Corporatate Woods Cir-Corporate Woods Pkwy RAB #13-H-16E.pdf](#)

2018-R44 A RESOLUTION AWARDING A CONTRACT TO KARVO COMPANIES FOR THE 619/PICKLE RD RAB, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee

Sponsors: Gerard Neugebauer

Attachments: [2018-R44 re Pickle Rd 619.docx](#)
[ALL IN ONE 619-Pickle Rd RAB #17-H-17.pdf](#)

2018-R45 A RESOLUTION AUTHORIZING THE FUNDS TO ENABLE THE MAYOR TO GRANT SALARY ADJUSTMENTS TO CITY OF GREEN NON-BARGAINING EMPLOYEES, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee

Sponsors: Gerard Neugebauer

Attachments: [2018-R45 re mayor to grant salary adjustments non union.docx](#)

2018-R46 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO ADDENDUM NO. 1 TO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH SECO MACHINE, INC., FOR THE CONSTRUCTION OF A NEW 100,000 SQUARE FOOT BUILDING AT THE INTERSECTION OF MAYFAIR AND GREENSBURG ROADS, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee

Sponsors: Gerard Neugebauer

Attachments: [2018-R46 re SECO Addendum Legislation.docx](#)
[2018-R46 re Exhibit A SECO Addendum #1.pdf](#)

[2018-11](#) AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY GFD PROPERTIES, LLC 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: [2018-11 re Massillon Rd Family Dentistry TIF GFD Properties LLC \(003\).docx](#)
[2018-11 re Exhibit A Development Agreement \(Massillon Road\)-Green Family Dentistry.docx](#)

IX. Report of Council Committees

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

THIRD READING ITEMS

[2018-R38 A](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. (Amended May 22, 2018)

Sponsors: Gerard Neugebauer

Attachments: [2018-R38 AMENDED Appropriations April 2018.docx](#)
[2018-R38 re Amended Exhibit A April 2018.pdf](#)

Mr. Humphrey briefly explained the legislation and the added items.

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

SECOND READING ITEMS

[2018-R41](#) A RESOLUTION AUTHORIZING THE MAYOR TO APPROPRIATE FUNDS FROM THE GENERAL FUND FOR THE PURPOSE OF PURCHASING TRENCH RESCUE EQUIPMENT TO AUGMENT THE TRENCH RESCUE CAPABILITY OF THE FIRE DIVISION, AND DECLARING AN EMERGENCY. - Introduced on 5/8/18

Sponsors: Gerard Neugebauer

Attachments: [2018-R41 re Trench Rescue Equipment Purchase.docx](#)
[2018-R41 re Exhibit A Trench Rescue.pdf](#)
[2018-R41 re Exhibit B Trench Rescue.pdf](#)
[Chief Funai 1st reading passage memo Trench Rescue.pdf](#)

Briefly explained the legislation. OT costs of \$18,000 for the training to be included in the amended legislation at the next meeting.

Time was requested and granted.

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

Mr. Speight gave an overview of the upcoming events in the City.

[2018-08 A](#) **AN ORDINANCE AMENDING CHAPTER 618, SECTION 618.03
“CONTROL OF DOGS”, AND DECLARING AN EMERGENCY.**

Sponsors: Gerard Neugebauer

Attachments: [2018-08 re AMENDED Changing Chapter 618 Control of dogs.docx](#)
[2018-08 re AMENDED Exhibit A Control of Dogs in Parks 5 8
2018.pdf](#)

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

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

THIRD READING ITEMS

[2018-R39 A](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH SUMMIT COUNTY, TO SHARE THE COST OF
PURCHASING A COMPUTER AIDED DISPATCH SYSTEM, AND
DECLARING AN EMERGENCY. - (Amended 5/22/18)**

Sponsors: Gerard Neugebauer

Attachments: [2018-R39 re Amended Agreement with the County for the Purchase of a CAD 4-17-18.docx](#)
[2018-R39 re Exhibit A Tyler Summit County OH-Tyler LSA - 04 27 18 final.pdf](#)
[2018-R39 re Amended Exhibit A CAD Intergovernmental Agreement 4-29-18 Draft.docx](#)
[2018-R39 re Exhibit E Scope of work Ev1.3.pdf](#)
[2018-R39 re Amended Exhibit B \(8x11\)v2.pdf](#)
[2018-R39 re Amended Exhibit C \(8x11\).pdf](#)
[2018-R39 re Amended Exhibit D \(8x11\).pdf](#)
[2018-R39 re Amended Exhibit E-1 \(8x11\).pdf](#)
[2018-R39 re Amended Exhibit E-2 \(8x11\).pdf](#)
[2018-R39 re Amended Exhibit E-3 \(8x11\).pdf](#)
[2018-R39 re Amended Exhibit E-4 \(8x11\).pdf](#)

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

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

2018-R35 A A RESOLUTION APPROVING AN AMENDED AND RESTATED DEVELOPMENT AGREEMENT BETWEEN THE CITY OF GREEN, DEHOFF DEVELOPMENT COMPANY AND GREEN LAND TRUST, LTD., AND DECLARING AN EMERGENCY. - (Amended 5/22/18)

Sponsors: Gerard Neugebauer

Attachments: [2018-R35 re Amended DeHoff Development Agreement and Green Land Trust.docx](#)
[2018-R35 re Amended Exhibit A FOURTH AMENDMENT AND RESTATED DEVELOPMENT AGREEMENT - 051718.docx](#)
[2018-R35 re Amended DFA Springhill TIF Financing Schedules \(Taxable\)\[3\]](#)
[2018-R35 re Amended DeHoff Springhill TIF Financing Plan \(Final\) v2](#)
[2018-R35 re Amended DFA Springhill TIF Term Sheet \(Taxable - Final\) v2](#)
[PP Email Regarding 2018-R35](#)

Mr. Shaughnessy commented that he was encouraged to hear about bigger ponds. Concerns with traffic and communication are a bigger issue and he cannot support the legislation.

Mr. Yeargin commented that shielding the residents from commercial development is important. He believes the city has done what it can to protect the residents with larger ponds and expanding Arlington Rd. etc. and he will support the legislation.

Mr. Dyer stated he too was concerned about communication, but supports the legislation because of all the good dialog between the developers and the City. He also stated that there will be several opportunities to address issues while the development goes through the DRB and PZC etc.

Mr. Humphrey explained that no matter how well you try to communicate, someone always gets missed or feels they were not properly notified. The City is very transparent and makes all documents and agendas available to residents. All projects boil down to traffic and stormwater. The stormwater issues go back to the 1940's and the retention ponds and keeping sediment from crossing the road will most certainly help things. He is supportive of the legislation.

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

Aye: 5 - Babbitt, Dyer, Humphrey, Yeargin and Young

Nay: 1 - Shaughnessy

Abstain: 1 - Speight

THIRD READING ITEMS

[2018-R36](#)

A RESOLUTION AUTHORIZING A MUNICIPAL ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH THE KARCHER GROUP, INC., AND DECLARING AN EMERGENCY. - Introduced on 4/24/18

Sponsors: Gerard Neugebauer

Attachments: [2018-R36 re Karcher GroupGrant Agreement.docx](#)
[2018-R36 re Exhibit A Municipal Economic Development Grant April 2018.pdf](#)

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

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

E. Rules and Personnel (Shaughnessy*, Humphrey**, Young)

***Confirmation of Mayor's Appointment of Stephanie Cherek to the Board of Zoning Appeals to replace Hank Willmer**

A motion was made by Council Member Matt Shaughnessy, seconded by Council Member Stephen Dyer, to confirm the Mayors Appointment of Stephanie Cherek. The motion carried by the following vote:

Aye: 7 - Babbitt, Dyer, Humphrey, Shaughnessy, Speight, Yeargin and Young

F. Transportation, Connectivity & Storm Water (Yeargin*, Dyer**, Speight)

SECOND READING ITEMS

[2018-R42](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN ADDITIONAL CONTRACT WITH BURGESS & NIPLE, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE MASSILLON ROAD NORTH IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. - Introduced on 5/8/18

Sponsors: Gerard Neugebauer

Attachments: [2018-R42 re Burgess Niple Agreement Mod.3.docx](#)
[2018-R42 re Exhibit A Burgess Niple Agreement.pdf](#)

Time requested and granted.

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

Did not meet.

X. Mayor's Report

No report.

XI. Unfinished Business

None.

XII. New Business

None.

XIII. Adjournment

Meeting was adjourned at 8:30pm.

ATTEST: _____

NICHOLE BALDINGER, CLERK OF COUNCIL, INTERIM

APPROVED: _____

CHRIS HUMPHREY, 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.