



# City of Green

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

## Meeting Minutes

### City Council

*Barbara Babbitt - Ward 1*  
*Vacant- 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, November 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.

#### III. Roll Call of Council Members

**Present:** 6 - Barbara Babbitt, Richard Brandenburg, Clark A. DeVitis, Dave France, Matt Shaughnessy and Rocco Yeargin

#### IV. Council Study Session

Mrs. Babbitt explained that although many of Council are meeting in chambers even though the pandemic is spiking in our area, she wanted to assure everyone that it does allow for meetings to take place for the regular course of business.

**[TMP-3255](#)**

Approval of the October 13, 2021 Regular Meeting Minutes

**Attachments:** [10-13-2020 Council-Committee Minutes](#)

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

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

[TMP-3263](#) Approval of the November 10, 2020 Council/Committee Meeting Minutes

**Attachments:** [11-10-2020 Council-Committee Minutes.pdf](#)

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

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

V. Public Report - No Public Report

VI. Public Hearings - No Public Hearings

VII. Reading of Correspondence

[TMP-3249](#) November 18, 2020 Planning and Zoning Commission Agenda

**Attachments:** [11-18-20 PZC Agenda](#)

[TMP-3250](#) Letter from James Eck, Dominion Energy RE: Neighborhood Watch

**Attachments:** [11-6-2020 James Eck of Dominion Energy](#)

[TMP-3251](#) Letter from Tracy Oliver, Director, Media & Local Affairs for Dominion Energy RE: Filing extension for PIR Program

**Attachments:** [11-6-2020 Tracy Oliver, Director, Media & Local Affairs of Dominion Energy](#)

[TMP-3252](#) Certified Letter from Jane Howington, Hudson City Manager RE: Relocation of Diebold Nixdorf

**Attachments:** [11-6-2020 Jane Howington, Hudson City Manager](#)

[TMP-3253](#) Press Release form Ilene Shapiro RE: Final Small Business Grant Funding

**Attachments:** [11-17-2020 Ilene Shapiro](#)

[TMP-3254](#) Press release from County Executive Ilene Shapiro and County Health Commissioner Donna Skoda RE: Stay at Home Advisory

**Attachments:** [Stay at Home Advisory Press Release](#)  
[COVID Stay at Home Advisory Final 111920](#)

All Correspondence read in and filed.

## VIII. New Legislation - Items on First Reading

[2020-R83](#) A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL REGARDING THE COMMUNITY REINVESTMENTS AREA, AND TAX INCREMENT FINANCING AGREEMENTS WITHIN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 11/24/2020) \*\*\*Second Reading Passage Requested\*\*\*

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R83 re TIRC Recommendations](#)  
[Wayne Wiethe 2nd Reading Passage 2020-R83](#)

Referred to the Finance Committee President Babbitt advised the Administration has requested second reading passage.

[2020-R84](#) A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF GREEN AND THE LEGAL DEFENDERS OFFICE OF SUMMIT COUNTY, OHIO, INC., AND DECLARING AN EMERGENCY. (Introduced 11/24/2020)

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R84 re Agreement COG Legal Defenders Summit Cty](#)  
[2020-R84 re Exhibit A](#)

Referred to the Intergovernmental and Utilities Committee

[2020-R85](#) A RESOLUTION APPROVING A SECOND AMENDMENT TO AN EXCLUSIVE AGREEMENT/PERMIT BETWEEN THE CITY OF GREEN AND KIMBLE RECYCLING & DISPOSAL, INC, FKA J&J REFUSE, INC, AND DECLARING AN EMERGENCY. (Introduced 11/24/2020)  
Referred to the Intergovernmental and Utilities Committee \*\*\*FIRST READING PASSAGE REQUESTED\*\*\*

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R85 Kimble Amendment](#)  
[2020-R85 re Kimble Amendment \(JJ\) refuse Amendment 3](#)  
[2020-R85 re Exhibit A](#)  
[Valerie Council Memo - Green Trash Hauler Memo 11-16 \(005\)](#)

Referred to the Intergovernmental and Utilities Committee President Babbitt noted the Administration has requested first reading passage.

[2020-R86](#) A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE A CONTRACT FOR AN ENERGY SERVICES PERFORMANCE CONTRACT WITH GARDINER SERVICE COMPANY, LLC., FOR THE LEASE-PURCHASE OF VARIOUS ENERGY EFFICIENCY IMPROVEMENTS, AND DECLARING AN EMERGENCY. (Introduced 11/24/2020)

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R86 re Energy Gardiner](#)  
[2020-R86 re Amended Exhibit A Gardiner Agreement](#)  
[2020-R86 re Amended Exhibit A Spreadsheet Gardiner](#)  
[2020-R86 Exhibit B](#)  
[Valerie Council Energy memo - Sourcing Alliance info](#)

Referred to the Intergovernmental and Utilities Committee

2020-R87 was skipped intentionally

[2020-R88](#) A RESOLUTION AMENDING RESOLUTION 2020-R37, ADOPTED MARCH 22, 2020; RESOLUTION 2020-R47, ADOPTED MAY 26, 2020; AND, RESOLUTION 2020-R60, ADOPTED AUGUST 11, 2020, AUTHORIZING THE MAYOR TO TEMPORARILY DEVIATE FROM, 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; AND, EXTENDING THROUGH MARCH 31, 2021, 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 11/24/2020) Referred to the Rules and Personnel Committee \*\*\*First Reading Passage Requested\*\*\*

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R88 Mayor Temporary Powers](#)  
[2020-R87 re Executive Order Work from home March 31 2021adopted](#)  
[Chapter 258 AND 260 Re Employees Generally and Civil Service](#)  
[Commission](#)  
[Executive Order Jan 2021- March 2021](#)  
[Mayor Neugebauer 1st Reading Passage Request](#)

Referred to the Rules and Personnel Committee President Babbitt advised the Administration has requested first reading passage.

[2020-10](#)

**AN ORDINANCE AUTHORIZING A LEASE PURCHASE-FINANCING TRANSACTION BETWEEN HUNTINGTON PUBLIC CAPITAL CORPORATION AND THE CITY OF GREEN FOR THE FINANCING OF IMPROVEMENTS TO VARIOUS LOCATIONS IN THE CITY, AND DECLARING AN EMERGENCY. Introduced 11/24/2020**

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-10 re Green Lease-Purchase Financing Ordinance \(2020\) v 1](#)

Referred to the Finance Committee

IX. Report of Council Committees

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

**Committee Business**

[2020-R83](#)

**A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL REGARDING THE COMMUNITY REINVESTMENTS AREA, AND TAX INCREMENT FINANCING AGREEMENTS WITHIN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 11/24/2020) \*\*\*Second Reading Passage Requested\*\*\***

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R83 re TIRC Recommendations](#)  
[Wayne Wiethe 2nd Reading Passage 2020-R83](#)

Mr. Yeargin explained the need for the Resolution. Mr. Wiethe then reviewed the companies that were reviewed. He also explained why it would be nice to get this off the agenda in 2020. He said they had a TEAMS meeting in early November. He said they all seem to be doing well There are 5 CRA's. Four are in Green's School District and 1 in Jackson's school district. Time was requested and granted.

**THIRD READING ITEMS**

[2020-09](#) AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY TIMOTHY ENTERPRISES, 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 Finance Committee

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-09 Timothy Enterprises Exempting Taxes for 30 years](#)  
[2020-09 re TIF Timothy Enterprise](#)  
[2020-R09 re TIF Agreement and Exhibits](#)

Mr. Yeargin advised this was a typical T.I.F. agreement. Mr. Wiethe added this is the Caliber Collision Facility that was constructed this summer at Liberty Green. They have agreed to go into this voluntarily and it will go into appromvements for the Arlington Road corridor.

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

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

**SECOND READING ITEMS**

[2020-R80 A](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. (Introduced 11-10-2020) Referred to the Finance Committee **(AMENDED NOVEMBER 24, 2020)**

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R80 Modifying Appropriation](#)  
[2020-R80 re Amended Nov 2020 Amended Appropriations](#)  
[2020-R80 re AMENED Exhibit A](#)

Mr. Yeargin explained that certain employees at the end of the year are permitted to cash in vacation and comp time. Mr. Schmidt explained the give back under Fire and Paramedic, Salaries and Personnel of \$450,000, this is strictly related to a budgetary item dealing with COVID-19 and the grant received from the State of Ohio. He also pointed out under the Ambulance Transportation Fund there is a give back of \$53,000. The fire department was unable to purchase a chase vehicle in 2020 because of the cooperative purchasing program did not put out bids timely. They are

looking to push this to the 2021 Capital Budget and you will see that amendment on the budget for next year. Mr. Yeargin asked the committee if they had any objections to passing this on second reading. Since there were no objections Mr. Yeargin moved the legislation forward.

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

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

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

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

[2020-R81 A](#) **A RESOLUTION APPROVING AND ADOPTING THE 2021 ANNUAL OPERATING APPROPRIATION FOR THE GENERAL FUND AND ALL OTHER FUNDS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 11-10-2020) (AMENDED NOVEMBER 24, 2020)**

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R81 A re AMENDED 2021 Operating Annual Budget appropriation](#)  
[2020-R81 re Amended Exhibit A](#)  
[2020-R81 re Exhibit B](#)

Mr. Yeargin explained this approves the operating budget for 2021 and he explained the process on how it got before Council. He advised that Mr. Schmidt based the budget on the assumption the revenue would be 5% lower next year based on an already conservative estimate of our revenues. As a result, the overall budget is about 8.44% lower than the budget with amendments for 2020. The budget through September 30, 2020 if you consider all amendments to date, the budget proposal for 2021 the budget for 2021 is 8.44% lower.

Mr. Schmidt explained the operating budget is amended. He advised there were two minor changes since Council received their budget books and the electronic format. The overall total change was \$12,861.00. He pointed out where the changes occurred and explained why. He then reviewed where the City was at in 2020. The amended budget before Council is \$34,845,777. He further reviewed where the city was at in 2020 and a look forecast for 2021.

Mr. Yeargin said he has been asked if the budget has been trimmed sufficiently for the loss of Diebold. Mr. Yeargin talked about an agreement that exist in Summit County

that basically says if a company, that is a major employer, moves from one city to another in Summit County, the City who receives the moving company has to share the revenue based on income taxes received by the company after it moves. In the first year under the agreement, the City of Hudson would share 50% of the revenue it receives from Diebold with the City of Green. In the second year it would share 40%, third year 30% and reduce it by 10% over a five year period. Diebold will be here for the first half of next year. He asked Mr. Schmidt if the loss of Diebold does not warrant other cuts in the budget at this time. Mrs. Babbitt thanked Mr. Schmidt for meeting with her. She is concerned about loosing the Diebold revenue in the future. She asked how they see this going forward in other budgets. Mr. Schmidt explained projections for the coming years. That loss was discussed further.

Mr. Brandenburg thanked Mr. Schmidt and the Mayor for inviting Council Members virtually to attend all the budget meetings. He asked about line item for the Raintree Golf Course and why it was included in the operating budget, with an increase in 2021, when it was supposed to be self sustaining.

Mr. Schmidt explained it is considered a Payment in Lieu of Expenses. He said on the other side, Billy Casper Golf, nka Indigo makes these payments on the City's behave. He explained the accounting for that transaction. He also advised they received the financials through October 2020. While the banquet revenues have taken a huge hit and have lost revenue of up to \$250,000 but on the golf side they have had a tremendous year. They are sitting with a net income of \$61,475 for the first ten months of 2020.

Further discussion took place regarding the budget for 2021. Time was requested and granted.

[2020-R82 A](#)  
**A RESOLUTION APPROVING AND ADOPTING THE 2021 ANNUAL CAPITAL APPROPRIATIONS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 11-10-2020) (AMENDED NOVEMBER 24, 2020) (AMENDED JANUARY 12, 2021)**

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R82 re AMENDED AMENDED 2021 Capital Annual Appropriations](#)  
[2021 CAPITAL BUDGET 2020-R82 EXHIBIT AMENDED](#)

Mr. Yeargin explained the procedural process for the capital budget. Mr. Schmidt gave highlights of the capital budget. He first thanked his department staff. There was discussion regarding the Willowdale Trail close to Thursby Road and how it relates to the Parks Master Plan and the Pipeline Settlement Fund. Mrs. Wax Carr discussed the Parks Board review of the trail. The Mayor reviewed the Willowdale

Trail discussion from the Pipeline Settlement Fund Committee and the Parks Board.

The Mayor said that 9 of the top 12 projects that were ranked are being funded this year.

Mrs. Babbitt said when she was first told about the Willowdale Trail she thought it was going to be completely funded from the Pipeline Settlement Fund and now she is wondering what is going to happen with the other money that the Pipeline Settlement Committee wanted allotted to trails. The Mayor said that each one of the members of that committee thought the development of trails was a benefit of the community. He talked about the previous connectivity study and he thinks that will guide what is next in terms of trail development. Discussion took place about trails and using the Pipeline Settlement Fund. Mrs. Babbitt voiced her concerns. Mrs. Babbitt said before they are asked to vote on the capital budget she would like a little more specificity as to where the remainder of these pipeline funds would go for trails before they decide they do want to split with Parks Capital. Further discussion took place regarding honoring what the Pipeline Settlement Fund Committee wants and splitting the funds with parks.

Mr. Brandenburg said he was pretty comfortable with most of the items but these two pipeline items bother him. The pipeline is here. The funds through 2018-03 were set aside to address potential issues. We have spent \$3 million on Fire Station #3 which addresses issues. Also earmarked was another \$3 million for a potential Fire Station #4. With these particular funds he is having a hard time getting there because it will fund 1/3 of a fire truck and build a trail that may or may not help people get out and that probability is small. He talked about the Ambulance Fund and the Parks Capital Fund.

Mr. France said he was not in favor of spending \$540,000 of the Pipeline Settlement Fund for the trail but he would support a 50/50 between the Pipeline Settlement Fund and the Parks. He does not believe the balance left then has to be used for trails. Maybe it could be used for training or equipment down the road. He justified the expense for the aerial truck but he said he might support the split there but he can justify the truck. He talked about his justifications. The current truck is 20 years old.

Mr. DeVitis agreed with Mr. Franc about the aerial truck. There are applications where it could be used in an explosion. He also feels if they do not use all the fund for the Willowdale Trail they can find other safety purposes.

Mr. Shaughnessy said he echoed Mrs. Babbitt's concerns.

Mr. Brandenburg talked about the aerial truck is a replacement and not an addition to our safety services. He referred to 2018-03, that reads, 2) For safety force expenses

to protect the City and its residents from perceived or other impacts resulting from the construction of the pipeline in the City. When he thinks about replacement vehicle he is not seeing that purpose. It is something that is resulting from the construction not the aging of a vehicle. That's why he believes when the ambulance fund has the money to buy the vehicle it makes sense out of the Pipeline Funds.

Mr. France talked about the money in the ambulance funds. He gave his argument why he felt it was appropriate.

Mrs. Babbitt said the Pipeline Advisory Committee was created by Council before some of the members who are currently joined Council. She said there is a feeling we need to listen to what they told us and what the money is to be used for. She said if they weren't adhering to the recommendations of the Pipeline Settlement Committee she would be inclined to agree with Mr. Brandenburg said. She explained her concerns about deciding what trails the money will go for.

Mr. Young said he agreed with Mr. France and he believes there is a safety element to the truck. He said no disrespect to the Pipeline Safety Committee but he felt the whole time this is what happen. We are going to committee our self right out of Council. He appreciates the trail in that area.

Mr. France asked them to look at Arlington Road widening and intersection improvements. He asked where this was. The Mayor talked about getting federal funding to help extend Boettler Road and expending Arlington to two lanes in either direction with a center medium and perhaps a round-a-bout at Southwood. The thought was to improve south of 619 to Boettler Road. He also talked about extending Southwood to Tabs Drive. Mr. France asked about line item Trails Upgrade. Mrs. Wax Carr explained that \$100,000 is placed there for two reasons, for potential upgrades to current trails and also some new amenities or trails within the parks. They also discussed the Parks Master Trail Plan. Mrs. Wax Carr advised the Maser Parks Plan is expected to move forward a preliminary plan in the first quarter of 2021. Mr. Wiethe said they are waiting to see some of the results of the Parks Plan and will probably pick up the Master Trail Plan after the Master Parks Plan is presented. He also said he did not see in the Capital Budget the round-a- bout at Arlington and Greensburg. The Mayor said it is the administrations desire to complete the project but in the ranking it was not one of the top priorities of the year. He explained how it might still be included this year.

Time Requested and Granted.

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

No Report

C. Public Safety (France\*, DeVitis\*\*, Babbitt)**THIRD READING ITEMS**[2020-R78](#)

**A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A THREE-YEAR CONTRACT WITH THE SUMMIT COUNTY SHERIFF TO PROVIDE POLICING SERVICES WITHIN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. -Referred to the Public Safety Committee**

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R78 Sheriff's Contract](#)  
[2020-R78 re Sheriff Contract 3 year](#)  
[2020-R78 re Exhibit A Sheriff Contract 2021-2023](#)

Mr. France explained this is a renewal of our contract starting January 1, 2021 and goes through December 31, 2023.

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

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

Mr. France talked about accidents in round-a-bouts. He said it comes to training on how to use. There have been questions about accidents, especially in the Steese/Massillon Road round-a-bout. Mr. Pickett looked at a 21 month period from January 2019 to September 2020, there were 17 accidents at this round-a-bout and none of them resulted in any injuries. He talked about a specific accident and about training on how to drive a round-a-bout.

D. Planning, Community & Economic Development (DeVitis\*, Yeargin\*\*, Shaughnessy)**THIRD READING ITEMS**

[2020-R77](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO CONTRACTS WITH VARIOUS PLANNING, ARCHITECTURE, AND LANDSCAPE ARCHITECTURE FIRMS FOR PROFESSIONAL SERVICES FOR A THREE-YEAR TERM COMMENCING JANUARY 1, 2021, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R77 3 yr Professional Services](#)  
[2020-R77 re various planning contracts beginning Jan 1 2021](#)

Mr. DeVitis referred to the last meetings discussions, this is simply a renewal of contracts that we have held in the past. These groups have been effective and efficient groups to work with. He advised there are no new groups. This is intended for the smaller projects.

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

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

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

[2020-R88](#) A RESOLUTION AMENDING RESOLUTION 2020-R37, ADOPTED MARCH 22, 2020; RESOLUTION 2020-R47, ADOPTED MAY 26, 2020; AND, RESOLUTION 2020-R60, ADOPTED AUGUST 11, 2020, AUTHORIZING THE MAYOR TO TEMPORARILY DEVIATE FROM, 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; AND, EXTENDING THROUGH MARCH 31, 2021, 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 11/24/2020) Referred to the Rules and Personnel Committee \*\*\*First Reading Passage Requested\*\*\***

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R88 Mayor Temporary Powers](#)  
[2020-R87 re Executive Order Work from home March 31 2021 adopted](#)  
[Chapter 258 AND 260 Re Employees Generally and Civil Service Commission](#)  
[Executive Order Jan 2021- March 2021](#)  
[Mayor Neugebauer 1st Reading Passage Request](#)

Mrs. Babbitt explained the Mayor is once again asking for the ability to deal with employee matters in light of the Coronavirus. There is a spike in COVID numbers again. There is a stay at home order in place in Summit County. Mayor Neugebauer explained how this has helped over the last nine months and thanked Council for the flexibility to move employees to duties that really help the community.

**A motion was made by Council Member Babbitt, seconded by Council Member Yeargin, to bypass Committee deliberations. The motion carried by the following vote:**

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

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

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

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

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

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

No Report

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

## SECOND READING ITEMS

[2020-R79](#) **A RESOLUTION BY GREEN CITY COUNCIL OF THE CITY OF GREEN, TO ADOPT THE SUMMIT COUNTY SOLID WASTE MANAGEMENT PLAN BY THE SUMMIT/AKRON SOLID WASTE MANAGEMENT**

---

**AUTHORITY, DBA REWORKS FOR THE CITY OF GREEN, OHIO, AND DECLARING AN EMERGENCY. (Introduced 11-10-2020) Referred to the Intergovernmental and Utilities Committee \*\*\*SECOND READING PASSAGE REQUESTED\*\*\***

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R79 ReWorks](#)  
[2020-R79 re ReWorks](#)  
[2020-R79 re Exhibit A](#)  
[2020-R79 re Exhibit B](#)  
[Mayor 2nd Reading Passage 2020-R79](#)  
[ReWorks letter and Public Notice](#)

Mr. Shaughnessy advised that at the last meeting there was a representative from ReWorks that came to give a summary of the plan and answer questions. Mr. Shaughnessy asked if there were any objections to second reading passage. There were no objections.

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

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

**A motion was made by Council Member Shaughnessy, 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 Young

### Committee Business

[2020-R85](#) **A RESOLUTION APPROVING A SECOND AMENDMENT TO AN EXCLUSIVE AGREEMENT/PERMIT BETWEEN THE CITY OF GREEN AND KIMBLE RECYCLING & DISPOSAL, INC, FKA J&J REFUSE, INC, AND DECLARING AN EMERGENCY. (Introduced 11/24/2020) Referred to the Intergovernmental and Utilities Committee \*\*\*FIRST READING PASSAGE REQUESTED\*\*\***

**Sponsors:** Gerard Neugebauer

**Attachments:** [2020-R85 Kimble Amendment](#)  
[2020-R85 re Kimble Amendment \(JJ\) refuse Amendment 3](#)  
[2020-R85 re Exhibit A](#)  
[Valerie Council Memo - Green Trash Hauler Memo 11-16 \(005\)](#)

Mr. Shaughnessy explained this is a three month extension to the current contract for trash and recycling pick up. It gives the City additional time to prepare a full bid and it moves the timing of the bids into the spring. Mr. Brandenburg asked how far along the City was in the bidding process and will it be done by March 31. Mrs. Wax Carr said they have looked at a couple options. This was thought to be the best option and they have already started to write the bid. They want to also include yard waste. She discussed other reasons they wanted to extend the process. Mr. Shaughnessy asked if the committee had any objections to first reading passage. There were none.

**A motion was made by Council Member Shaughnessy, seconded by Council Member Brandenburg, to bypass Committee deliberations. The motion carried by the following vote:**

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

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

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

**A motion was made by Council Member Shaughnessy, 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 Young

## X. Mayor's Report

Mayor Neugebauer gave his report.

## XI. Unfinished Business

No Unfinished Business

## XII. New Business

Mrs. Babbitt advised the next meeting is on December 8, 2020 and that will be the last Council meeting for 2020. She wished everyone a safe and peaceful Thanksgiving.

XIII. Adjournment

**A motion was made by Council Member Babbitt, seconded by Council Member Yeargin, to adjourn the meeting at 9:21 p.m. The motion carried by the following vote:**

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

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.