



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 - Ward 2
Rick Miller - Ward 3
Jeff Noble - Ward 4
Justin Speight - At-Large
Clark A. DeVitis - At-Large
Gerard Neugebauer - At-Large
Nichole Messner, MMC - Clerk of Council

Tuesday, November 26, 2024

7:00 PM

Council Chambers

I. Call to Order

Council President Meager called the meeting to order at 7:02 p.m.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 5 - Clark A. DeVitis, CJ Meager, Jeff Noble, Gerard Neugebauer and Rick Miller

Absent: 2 - Barbara Babbitt and Justin Speight

IV. Council Study Session

[TMP-4795](#) Approval of the November 12, 2024 Council Meeting Minutes

Attachments: [11-12-24 Draft Council Meeting Minutes.pdf](#)

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

Aye: 5 - DeVitis, Meager, Noble, Neugebauer and Miller

[TMP-4802](#) Approval of the October 2024 Electronic Financial Report, Subject to Audit

Attachments: [October 2024 Electronic Financial Report.pdf](#)

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

Aye: 5 - DeVitis, Meager, Noble, Neugebauer and Miller

****Sharon Cassler, Cambridge Clerk of Council and Representative for the International Institute of Municipal Clerks presented a certificate to Nichole Messner, Clerk of Council for achieving her Master Municipal Clerk Designation****

V. Public Report

None.

VI. Public Hearings

None.

VII. Reading of Correspondence

The Clerk of Council read in the correspondence.

[TMP-4800](#) October 9, 2024 Civil Service Commission Minutes

Attachments: [October 9, 2024 CSC Minutes.pdf](#)

[TMP-4801](#) September 11, 2024 Civil Service Commission Minutes

Attachments: [September 11, 2024 CSC Minutes.pdf](#)

[TMP-4803](#) November 20, 2024 Planning & Zoning Commission Agenda

Attachments: [11-20-24 PZC Agenda with attachments.pdf](#)

[TMP-4804](#) Email from Cassidy Elkins RE: Scam Business Located in Green

Attachments: [Email from Cassidy Elkins Concerning Better Built.pdf](#)

VIII. New Legislation - Items on First Reading

Clerk of Council Messner read in the new legislation and Council President Meager referred each piece to the appropriate committee.

[2024-R75](#) **A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR STONEY CREEK ESTATES PHASE IV, AND DECLARING AN EMERGENCY.** -(Introduced on 11/26/2024) ****A PUBLIC HEARING IS SCHEDULED FOR TUESDAY, JANUARY 14, 2025 @ 7:00 P.M. IN COUNCIL CHAMBERS****

Attachments: [2024-R75 Stoney Creek Estates Phase IV Street Lighting District.docx](#)
[2024-R75 Exhibit A.pdf](#)
[2024-R75 Exhibit B.pdf](#)
[2024-R75 Exhibit C.pdf](#)
[2024-R75 Request for Legislation.pdf](#)

[2024-R76](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A LEASE AGREEMENT FOR THE PURCHASE OF GOLF CART EQUIPMENT AND GPS EQUIPMENT FOR USE AT THE**

RAINTREE GOLF AND EVENT CENTER, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -(Introduced on 11/26/2024)

Attachments: [2024-R76 Raintree Golf Cart Equip Lease.docx](#)
[2024-R76 Exhibit A.pdf](#)
[2024-R76 Exhibit B.pdf](#)
[2024-R76 Request for Legislation.pdf](#)

[2024-R77](#) **A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2024 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF OPERATIONS AND SAFETY - EQUIPMENT, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR THE PURCHASE OF FIRE HOSE AND VARIOUS FIRE HOSE NOZZLES, AND DECLARING AN EMERGENCY.** -(Introduced on 11/26/2024) ****SECOND READING PASSAGE REQUESTED****

Attachments: [2024-R77 AFG Application -Fire Hose & Nozzles.docx](#)
[2024-R77 Request for Legislation.pdf](#)

[2024-R78](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO CREATE A GREEN DRUG TASK FORCE SCHOLARSHIP FUND, WITH THE GREEN SCHOOLS FOUNDATION AND CITY OF GREEN OPIOID SETTLEMENT FUNDS TO PROVIDE ANNUAL SCHOLARSHIPS TO GRADUATING GREEN STUDENTS TO FURTHER THEIR EDUCATION, AND DECLARING AN EMERGENCY.** -(Introduced on 11/26/2024)

Attachments: [2024-R78 Drug Task Force Scholarship Legislation.docx](#)
[2024-R78 Exhibit A.pdf](#)
[2024-R78 Request for Legislation.pdf](#)
[Written legal opinion re use of Opioid Settlement funds.pdf](#)

IX. Report of Council Committees

A. Finance (Neugebauer*, Meager**, DeVitis)

Councilman Neugebauer gave his committee report.

THIRD READING ITEMS

[2024-R65AA](#) **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AUTHORIZING TRANSFERS, AND DECLARING AN EMERGENCY.** -(Introduced on 10/22/2024)(*Amended November 12,*

2024)(*Amended November 26, 2024*)

Attachments: [2024-R65 Amended 4th Quarter 2024 Supplemental Appropriations 11-26-24.docx](#)
[2024-R65 4th Quarter 2024 Supplemental Appropriations Exhibit A \(3rd Reading\).pdf](#)
[2024-R65 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No further comments or questions. A motion was made to adopt.

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

Aye: 5 - DeVitis, Meager, Noble, Neugebauer and Miller

SECOND READING ITEMS

[2024-R68](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO CONTRACTS WITH VARIOUS LAW FIRMS FOR INCOME TAX COLLECTION SERVICES, FOR A THREE-YEAR TERM COMMENCING JANUARY 1, 2025 AND ENDING DECEMBER 31, 2027, AND DECLARING AN EMERGENCY. -(Introduced on 11/12/2024)**

Attachments: [2024-R68 Income Tax Legal Services.docx](#)
[2024-R68 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. Time was requested and granted.

[2024-R69](#) **A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL (“TIRC”) REGARDING THE COMMUNITY REINVESTMENTS AREA, AND TAX INCREMENT FINANCING AGREEMENTS WITHIN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. -(Introduced on 11/12/2024)**

Attachments: [2024-R69 TIRC Recommendations.docx](#)
[2024-R69 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No further questions at this time. Time was requested and granted.

[2024-R71A](#) **A RESOLUTION APPROVING AND ADOPTING THE 2025 ANNUAL**

OPERATING APPROPRIATION FOR THE GENERAL FUND AND ALL OTHER FUNDS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. -(Introduced on 11/12/2024) *(Amended December 10, 2024)*

Attachments: [2024-R71 Amended 2025 Annual Operating Budget.docx](#)
[2024-R71 Amended Exhibit A.pdf](#)
[2024-R71 Exhibit B.pdf](#)
[2024-R71 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. Time was requested and granted.

2024-R72

A RESOLUTION APPROVING AND ADOPTING THE 2025 ANNUAL CAPITAL APPROPRIATIONS FOR THE CITY OF GREEN AND DECLARING AN EMERGENCY. -(Introduced on 11/12/2024)

Attachments: [2024-R72 2025 Capital Annual Appropriations.docx](#)
[2024-R72 Exhibit A.pdf](#)
[2024-R72 Request for Legislation.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional questions or comments at this time. Time was requested and granted.

2024-R74

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE GREEN LOCAL SCHOOL DISTRICT, FOR THE CONSTRUCTION OF A JOINT BUS GARAGE AND STORAGE FACILITY, AND DECLARING AN EMERGENCY. -(Introduced on 11/12/2024)

Attachments: [2024-R74 Joint Bus Garage & Storage Building Legislation.docx](#)
[2024-R74 Exhibit A.pdf](#)
[Green School Board Resolution.pdf](#)

Councilman Neugebauer read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. Time was requested and granted.

B. Environment & Parks (Speight*, Neugebauer, Noble)**

Councilman Neugebauer gave committee report in Councilman Speights absence.

SECOND READING ITEMS

[2024-13A](#) **AN ORDINANCE REPEALING SECTION 97.12 “SMOKING IN CITY BUILDINGS OR VEHICLES” AND AMENDING SECTION 97.13 “SMOKING AND SMOKELESS TOBACCO PRODUCTS IN ALL CITY PARKS” OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN. -(Introduced on 11/12/2024) (*Amended December 10, 2024*)**

Attachments: [2024-13A Amend 97.13 Smoking Ordinance.docx](#)

Councilman Neug read in the legislation. No discussion took place this evening as they are still waiting on revisions from the Law Department. Time was requested and granted.

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

Councilman DeVitis gave his committee report. He reported that they discussed a first reading item 2024-R77. Time was requested and granted.

D. Planning, Community & Economic Development (Noble*, Speight**, Babbitt)

Councilman Noble gave his committee report.

[2024-12A](#) **AN ORDINANCE VACATING CONWAY DRIVE. -(Introduced on 10/8/2024)(*Amended December 10, 2024*)**

Attachments: [2024-12A Conway Drive Vacation Legislation.docx](#)
[2024-12 Amended Exhibit A.pdf](#)
[2024-12 Request for Legislation.pdf](#)

Councilman Noble read in the legislation and gave a brief summary of the discussion that took place during committees. Time is being requested in light of several council members being absent. Time was requested and granted.

E. Rules and Personnel (Miller*, DeVitis**, Meager)

Councilman Miller gave his committee report.

****Re-Appointment of Clark "Chip" Westfall to the Civil Service Commission**

****Re-Appointment of Laurel Young & Jeffrey Mills to the Income Tax Review Committee**

Councilman Miller made a motion to re-appoint Clark Westfall to the Civil Service Commission. Councilman DeVitis seconded the motion. All members were in favor; the motion carried.

Councilman Miller made a motion to re-appoint Laurel Young and Jeffrey Mills to the

Income Tax Review Board. Councilman DeVitis seconded the motion. All members were in favor; the motion carried.

F. Transportation, Connectivity & Storm Water (Meager*, Noble**, Neugebauer)

Did not meet.

G. Intergovernmental & Utilities (Babbitt*, Miller**, Speight)

Councilman Miller gave his committee report in the absence of Councilwoman Babbitt.

SECOND READING ITEMS

[2024-R73A](#) **A RESOLUTION RENEWING THE AGREEMENT WITH THE CITY OF BARBERTON FOR PROSECUTORIAL SERVICES, AND DECLARING AN EMERGENCY.** -(Introduced on 11/12/2024) *(Amended December 10, 2024)*

Attachments: [2024-R73 Amended Barberton Prosecutor Agreement.docx](#)
[2024-R73 Amended Exhibit A.pdf](#)
[2024-R73 Request for Legislation.pdf](#)

Councilman Miller read in the legislation and gave a brief summary of the discussion that took place during committees.

No further comments or questions. Time was requested and granted.

X. Mayor's Report

Mayor Yeargin gave his report.

XI. Unfinished Business

None.

XII. New Business

Council President Meager reported that City Council would be taking a holiday recess, therefore there would be no meeting held on December 24, 2024.

XIII. Adjournment

A motion was made by Council Member Meager, seconded by Council Member Noble, to adjourn the meeting at 7:36 p.m. The motion carried by the following vote:

Aye: 5 - DeVitis, Meager, Noble, Neugebauer and Miller

ATTEST: _____
NICHOLE MESSNER, MMC, CLERK OF COUNCIL

APPROVED: _____
CHRISTOPHER "CJ" MEAGER, 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.