



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 "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

Tuesday, March 22, 2022

7:00 PM

Council Chambers

I. Call to Order

Council Vice President DeVitis called the regular meeting to order at 7:00 p.m.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 4 - Clark A. DeVitis, Rocco Yeargin, CJ Meager and Jeff Noble

Absent: 3 - Richard Brandenburg, Dave France and Barbara Babbitt

Also present:

Nichole Messner, Clerk of Council
Wayne Wiethe, Planning Director
Steve Schmidt, Finance Director
Paul Pickett, City Engineer
Lisa Dean, Law Director
Valerie Carr, Service Director
Mayor Neugebauer

Delanie Hallock, Student Representative
Rachel Bologa, Student Representative

IV. Council Study Session

[TMP-3800](#)

Approval of the March 8, 2022 Council Meeting Minutes

Attachments: [3-8-22 Council Meeting Minutes](#)

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

Aye: 4 - DeVitis, Yeargin, Meager and Noble

Absent: 3 - Brandenburg, France and Babbitt

TMP-3799

Approval of the February 2022 Electronic Financial Report, Subject to Audit

Attachments: [February 2022 Electronic Financial Report](#)

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

Aye: 4 - DeVitis, Yeargin, Meager and Noble

Absent: 3 - Brandenburg, France and Babbitt

V. Public Report

None.

VI. Public Hearings

2022-03

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 7.9 ACRES OF LAND LOCATED AT 6083 AND 6095 S. MAIN STREET AND INCLUDING THREE VACANT PARCELS OF LAND DIRECTLY NORTH OF 6083 S. MAIN STREET FROM B-1 (GENERAL BUSINESS) TO R-R (RURAL RESIDENTIAL). -(Introduced on 2/22/22) **A PUBLIC HEARING WAS HELD ON TUESDAY, MARCH 22, 2022**

Attachments: [2022-03 re 6083 S Main Street Rezoning](#)

[2022-03 re Exhibit A](#)

[22-13 S Main Rezoning PZC Staff Report](#)

[22-13 S.Main Rezone Aerial Map](#)

7:02 pm Councilman DeVitis opened the public hearing. He read in the legislation and gave a brief summary.

Director Wiethe explained that the Planning Dept. initiated the rezoning with the property owner. This cleans up zoning in the area, none of which was ever being used as business zoning. PZC voted favorably for this rezoning. Contiguous residents were in favor.

No one from the public was present to speak at the hearing.

Councilman Yeargin commented about the history of the area and the evolution of how the zoning has changed.

No further comments or questions. Council Vice President DeVitis closed the public hearing at 7:06 p.m.

VII. Reading of Correspondence

All correspondence was read in and filed by Clerk Nichole Messner.

[TMP-3797](#)

March 9, 2022 Civil Service Commission Agenda

Attachments: [March 9, 2022 CSC Agenda](#)

[TMP-3798](#)

March 16, 2022 Planning & Zoning Commission Agenda

Attachments: [3-16-22 PZC Agenda with attachments](#)

VIII. New Legislation - Items on First Reading

Clerk of Council Nichole Messner read in the new legislation.

[2022-R19](#)

A RESOLUTION AWARDDING A CONTRACT TO KARVO COMPANIES, INC. FOR THE GREENSBURG ROAD AND S. ARLINGTON ROAD ROUNDABOUT, AND DECLARING AN EMERGENCY. -(Introduced on 3/22/22) **SECOND READING PASSAGE REQUESTED**

Attachments: [2022-R19 re Greensburg Arlington RAB](#)
[Paul Pickett 2nd Reading Request](#)

[2022-R20](#)

A RESOLUTION AWARDDING A CONTRACT TO SPECIALIZED CONSTRUCTION INC. FOR THE TOROK CENTER PAVEMENT MAINTENANCE PROJECT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -(Introduced on 3/22/22)

Attachments: [2022-R20 re Torok Center Pavement Maintenance](#)
[Interoffice Memo Torok Center Pavement Maintenance Project](#)

[2022-R21](#)

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH MARKS CONSTRUCTION INC. FOR THE DEVELOPMENT OF RECTANGULAR ALL-PURPOSE YOUTH SPORT FIELDS, AND THE CONSTRUCTION OF ADA COMPLIANT WALKWAYS WITHIN ARISS PARK, AND DECLARING AN EMERGENCY. -(Introduced on 3/22/22) **SECOND READING PASSAGE REQUESTED**

Attachments: [2022-R21 re Ariss Park Improvements](#)
[Valerie Wax Carr memo re 1st reading passage](#)
[ALL IN ONE Ariss Park Improvements Project](#)

[2022-R22](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH GRAYBAR ELECTRIC COMPANY, INC. FOR THE PURCHASE AND INSTALLATION OF SPORT COURT LIGHTING AT BOETTTLER PARK, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -(Introduced on 3/22/22)**
****SECOND READING PASSAGE REQUESTED****

Attachments: [2022-R22 re Boettler Park TC PBC Reconstruction](#)
[2022-R22 re Exhibit A](#)
[2022-R22 re Exhibit B](#)
[Valerie Wax Carr memo](#)

[2022-R23 A](#) **A RESOLUTION REQUESTING THE CITY OF GREEN TO RECEIVE ITS SHARE OF ONEOHIO OPIOID SETTLEMENT FUNDS THROUGH THE STATE OF OHIO, AND TO APPROVE THE SETTLEMENT AGREEMENT IN THE MULTIDISTRICT LITIGATION “IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION” , AND DECLARING AN EMERGENCY. (Introduced 03/22/2022) (Amended 04/12/2022)**

Attachments: [2022-R23 re Amended to include Giant Eagle settlement OneOhio Opioid Settlement](#)
[2022-R23 EXHIBIT A](#)
[2022-R23 A re Exhibit B](#)
[State Auditor Bulletin 2022-003 OneOhio Opioid Settlement](#)

[2022-04](#) **AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 30.5 ACRES OF LAND LOCATED AT THE NORTHEAST CORNER OF GREENSBURG ROAD AND WINNING WAY FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT); AND, ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED GREENSBURG MEADOW PLANNED DEVELOPMENT. -(Introduced on 3/22/22) **PUBLIC HEARING HAS BEEN SCHEDULED FOR APRIL 26, 2022 AT 7:00 PM IN COUNCIL CHAMBERS****

Attachments: [2022-04 re Greensburg Winning Way Rezoning](#)
[2022-04 re Exhibit A](#)
[Development Plan Map](#)
[Greensburg Meadow Aerial Map](#)
[Greensburg Meadow Exhibit A](#)
[Greensburg Meadow Map](#)
[Planning & Zoning Commission Review](#)

[2022-05](#) AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 11.4 ACRES OF LAND LOCATED AT 3029 GRAYBILL ROAD FROM I-1 (GENERAL INDUSTRIAL) TO R-1 (SINGLE FAMILY RESIDENTIAL). -(Introduced on 3/22/22) **PUBLIC HEARING HAS BEEN SCHEDULED FOR APRIL 26, 2022 AT 7:00 PM IN COUNCIL CHAMBERS**

Attachments: [2022-05 re Graybill Road Rezoning](#)
[2022-05 re Exhibit A](#)
[Development Plan Map](#)
[Greensburg Meadow Aerial Map](#)
[Greensburg Meadow Map](#)

IX. Report of Council Committees

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

Councilman Yeargin gave his committee report.

THIRD READING ITEMS

[2022-R09 A](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN
[AA](#) FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND
DECLARING AN EMERGENCY. -(Introduced on 2/22/22) **(Amended
March 08, 2022)**
(AMENDED MARCH 22, 2022) (Amended April 12, 2022)

Attachments: [2022-R09 AAA re Amended Appropriations February 2022](#)
[2022-R09 AAA re Amended Exhibit A](#)

Councilman Yeargin read in the legislation and gave a brief summary. Will wait to vote on this until next meeting.

Time was requested and granted.

SECOND READING ITEMS

[2022-R18](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER
INTO A CONTRACT WITH AKHIA COMMUNICATIONS TO PROVIDE
SPECIALIZED PUBLIC RELATION SERVICES REGARDING THE
MASSILLON ROAD SOUTH ROUNDABOUT PROJECT, MAKING AN
APPROPRIATION, AND DECLARING AN EMERGENCY. -(Introduced
on 3/8/2022)

Attachments: [2022-R18 re Akhia Communications Massillon Road South](#)
[2022-R18 re Exhibit A](#)

Councilman Yeargin read in the legislation and gave a brief summary.

Item was only on second reading, time was requested and granted.

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

Councilman Yeargin gave the committee report.

He mentioned that discussion took place on 2 first reading items 2022-R21 and 2022-R22 during committees at the request of the Administration.

Time was taken.

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

No report.

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

Councilman DeVitis gave the committee report for Councilwoman Babbitt.

THIRD READING ITEMS

[2022-R13](#) **A RESOLUTION ACCEPTING THE PLANNING & ZONING COMMISSION'S APPROVAL OF LIBERTY GREEN SUBDIVISION REPLAT #3, AND DECLARING AN EMERGENCY. -(Introduced on 2/22/22)**

Attachments: [2022-R13 re Liberty Green Subdivision Replat #3 final](#)
[2022-R13 re Exhibit A](#)
[22-02 Liberty Green Dr. Subdiv Replat #3 PZC Staff Report](#)
[22-02 Liberty Green Subdivision Replat No 3](#)

Councilman DeVitis read in the legislation and gave a brief summary.

Committee and Council in support of passage. Councilman DeVitis moved to adopt.

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

Aye: 4 - DeVitis, Yeargin, Meager and Noble

Absent: 3 - Brandenburg, France and Babbitt

[2022-03](#) **AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 7.9 ACRES OF LAND LOCATED AT 6083 AND 6095**

S. MAIN STREET AND INCLUDING THREE VACANT PARCELS OF LAND DIRECTLY NORTH OF 6083 S. MAIN STREET FROM B-1 (GENERAL BUSINESS) TO R-R (RURAL RESIDENTIAL). -(Introduced on 2/22/22) **A PUBLIC HEARING WAS HELD ON TUESDAY, MARCH 22, 2022**

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[22-13 S.Main Rezone Aerial Map](#)

Councilman DeVitis read in the legislation and gave a brief summary.

A public hearing was held this evening. No issues or concerns were presented. Time was taken.

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

Councilman Meager gave his report.

[2022-01](#)

AN ORDINANCE TO RESTATE AND AMEND CHAPTER 1480 OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE. -(Introduced on 1/11/2022)

Attachments: [2022-01 re International Property Maintenance Code](#)
[2022-02 re Exhibit A 2018 Property Maintenance book](#)
[Withdrawal of Repeal of International Property Code 2002-11 and Minutes showing Withdrawal](#)

Councilman Meager read in the legislation and gave a brief summary.

Time was requested and granted.

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

Councilman Noble gave his committee report.

SECOND READING ITEMS

[2022-R15](#)

A RESOLUTION AWARDED A CONTRACT TO NORTHSTAR ASPHALT, INC. FOR THE 2022 RESURFACING PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on 3/8/2022)

Attachments: [2022-R15 re Resurfacing Project 2022](#)
[ALL IN ONE 2022 Resurfacing Project](#)

Councilman Noble read in his legislation and gave a brief summary.

Time was requested and granted.

[2022-R16](#)

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR THE CLEAN OHIO TRAIL FUND MANAGED BY THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE DESIGN & CONSTRUCTION OF WILLADALE TRAIL LOCATED WITHIN AND ADJACENT TO BOETTLER PARK, AND DECLARING AN EMERGENCY . -(Introduced on 3/8/2022)

Attachments: [2022-R16 re Willadale Trail COTF Grant](#)

[Willadale Cost Opinion - January 2022 and May2020](#)

[Willadale Trail Boundary Map Draft 12 20 21 Signed](#)

[COTF Council Memo](#)

[Willadale Cost Opinion - March 2022](#)

[Willadale RTPCOTF Application 2022](#)

Councilman Noble read in the legislation and gave a brief summary.

Time was requested and granted.

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

No report.

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business

None.

XII. New Business

None.

XIII. Adjournment

A motion was made by Council Member Meager, seconded by Council Member Yeargin, to adjourn the meeting at 7:25 p.m. The motion carried by the following vote:

Aye: 4 - DeVitis, Yeargin, Meager and Noble

Absent: 3 - Brandenburg, France and Babbitt

ATTEST: _____
NICHOLE MESSNER, CLERK OF COUNCIL

APPROVED: _____
CLARK DEVITIS, VICE 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.