



City of Green

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

Agenda City Council

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

Tuesday, June 11, 2019

7:00 PM

Council Chambers

I. Call to Order

II. Pledge of Allegiance

III. Roll Call of Council Members

IV. Council Study Session

"Autism Friendly" Community Proclamation Presentation

[TMP-2622](#) **APPROVAL OF THE MAY 28, 2019 REGULAR MEETING MINUTES**

Attachments: [5-28-19 Council Minutes](#)

[TMP-2625](#) **APPROVAL OF THE MAY FINANCIAL REPORT, SUBJECT TO AUDIT**

Attachments: [MAY'19 ELECTRONIC FINANCIAL REPORT](#)

V. Public Report

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

VI. Public Hearings - No Public Hearing Scheduled

VII. Reading of Correspondence

[TMP-2610](#) **MAY 29, 2019 CHARTER REVIEW COMMISSION AGENDA**

Attachments: [5-29-19 CRC Agenda](#)

[TMP-2624](#) EMAIL FROM DAVID COLSTON RE: TOBACCO 21

Attachments: [6-5-19 David Colston](#)

[TMP-2626](#) CHARTER REVIEW COMMISSION 2019 RECOMMENDATIONS

Attachments: [Charter Review Commission Recommendations 6-5-19](#)
[Email from Sharon Salem 6-6-19](#)

VIII. New Legislation - Items on First Reading

[2019-R46](#) A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH RODERICK LINTON BELFANCE, L.L.P. TO PROVIDE DIRECTOR OF LAW SERVICES TO THE CITY OF GREEN, AND DECLARING AN EMERGENCY. REFERRED TO THE RULES AND PERSONNEL COMMITTEE

Sponsors: Stephen Dyer and Barbara Babbitt

Attachments: [2019-R46 re Roderick Linton Belfance firm Law Director](#)

[2019-R47](#) A RESOLUTION ALLOWING THE MAYOR TO APPLY FOR FEDERAL CONGESTION MITIGATION/AIR QUALITY FUNDS PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY FOR THE ARLINGTON ROAD RECONSTRUCTION PROJECT (PROJECT), AND DECLARING AN EMERGENCY. REFERRED TO THE TRANSPORTATION, CONNECTIVITY AND STORM WATER COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-R47 re CMAQ 2019 Arlington Road Reconstruction Project](#)

[2019-R48](#) A RESOLUTION RATIFYING A THREE-YEAR LABOR AGREEMENT BETWEEN THE CITY OF GREEN AND LOCAL 2714 OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES ("AFSCME") EMPLOYEE UNIT, AND DECLARING AN EMERGENCY. REFERRED TO THE RULES AND PERSONNEL COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-R48 re AFSCME Employee Labor Agreement](#)
[Pam Serina 2nd Reading Passage Request -AFSCME CB Agreements](#)
[Pam Serina Requesting Executive Session--2019 AFSCME Collective Bargainir](#)

[2019-R49](#) A RESOLUTION RATIFYING A THREE-YEAR LABOR AGREEMENT BETWEEN THE CITY OF GREEN AND LOCAL 2714 OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (“AFSCME”) DISPATCH UNIT, AND DECLARING AN EMERGENCY. REFERRED TO THE RULES AND PERSONNEL COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-R49 re AFSCME Dispatch CB Agreement](#)
[Pam Serina 2nd Reading Passage Request -AFSCME CB Agreements](#)
[Pam Serina Requesting Executive Session--2019 AFSCME Collective Bargainir](#)

[2019-R50](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. REFERRED TO THE FINANCE COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-R50 re Appropriations June 2019](#)
[2019-R50-re Exhibits A](#)
[Chief Funai 2nd Reading Passage Request](#)

[2019-R51](#) A RESOLUTION DECLARING THE NECESSITY TO MAKE IMPROVEMENTS TO THE STREET LIGHTING SYSTEM FOR MAYFAIR EAST SUBDIVISION PHASES ONE, TWO, AND THREE, ASSESSING THE COST OF THE IMPROVEMENTS TO THE PROPERTY OWNERS WITHIN THE SUBDIVISION, AND DECLARING AN EMERGENCY. REFERRED TO THE INTERGOVERNMENTAL AND UTILITIES COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-R51 re Mayfair East Street Lighting](#)
[2019-R51 re Exhibit A](#)
[2019-R51 re Exhibit B](#)
[2019-R51 re Exhibit C](#)

[2019-11](#) AN ORDINANCE REQUESTING ANY CONTRACT UNDER TEN THOUSAND DOLLARS BE REPORTED TO ALL OF GREEN CITY COUNCIL, AND DECLARING AN EMERGENCY. REFERRED TO THE FINANCE COMMITTEE

Sponsors: Matt Shaughnessy

Attachments: [2019-11 re Contract under \\$10,000.00](#)

2019-12

AN ORDINANCE APPROVING A PETITION FOR SPECIAL ASSESSMENTS FOR SPECIAL ENERGY IMPROVEMENT PROJECTS AND A PLAN FOR PUBLIC IMPROVEMENTS; APPROVING THE NECESSITY OF ACQUIRING, CONSTRUCTING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF GREEN IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL IMPROVEMENT DISTRICT; DETERMINING TO PROCEED WITH SUCH PROJECT; AND DETERMINING TO LEVY SPECIAL ASSESSMENTS IN CONNECTION WITH SUCH PROJECT, AND DECLARING AN EMERGENCY. REFERRED TO THE INTERGOVERNMENTAL AND UTILITIES COMMITTEE

Sponsors:

Gerard Neugebauer

Attachments:

[2019-12 re Exhibit A](#)

[2019-12 re Special Assessment ESID](#)

2019-13

AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY CAM GREEN 2 LLC TO BE A PUBLIC PURPOSE, EXEMPTING ONE HUNDRED PERCENT (100%) OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES EQUAL TO THE REAL PROPERTY TAX; THE DEPOSITING OF THOSE SERVICE PAYMENTS IN THE APPROPRIATE FUND; AND PROVIDING FOR THE PAYMENT OF A PORTION OF SAID SERVICE PAYMENTS TO THE GREEN LOCAL SCHOOL DISTRICT FOR THIRTY YEARS, AND DECLARING AN EMERGENCY. REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

Sponsors:

Gerard Neugebauer

Attachments:

[2019-13 re CAM Green 2 LLC \(Chipotle\) TIF](#)

[2019-13 re Exhibits Chipotle](#)

2019-14

AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY FREDDY'S AKRON OHIO LLC TO BE A PUBLIC PURPOSE, EXEMPTING ONE HUNDRED PERCENT (100%) OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES EQUAL TO THE REAL PROPERTY TAX; THE DEPOSITING OF THOSE SERVICE PAYMENTS IN THE APPROPRIATE FUND; AND PROVIDING FOR THE PAYMENT OF A PORTION OF SAID SERVICE PAYMENTS TO THE GREEN LOCAL SCHOOL DISTRICT FOR THIRTY YEARS, AND DECLARING AN EMERGENCY. REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-14 re Freddys Custard TIF](#)
[2019-14 re Exhibits Freddy's](#)

IX. Report of Council Committees

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

THIRD READING ITEMS

2019-R37 A

A RESOLUTION FOR PRIOR APPROVAL OF GREEN CITY COUNCIL TO THE FINANCE DEPARTMENT FOR THE TRANSFER OF PUBLIC FUNDS FROM OR BETWEEN BANKING INSTITUTIONS FOR MONIES HELD PURSUANT TO CITY OF GREEN CODIFIED ORDINANCE 232.05 AND TITLED "INVESTMENT POLICY", AND DECLARING AN EMERGENCY. (INTRODUCED 5/14/19 AMENDED 6/11/19)

Sponsors: Chris Humphrey, Rocco Yeargin and Barbara Babbitt

Attachments: [2019-R37 re AMENDED Changes to COG Codified Ordinances](#)
[2019-R37 re Changes to COG Codified Ordinances](#)

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

No Items

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

No Items

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

[2019-R42](#) A RESOLUTION TERMINATING THE COMMUNITY
REINVESTMENT AREA AGREEMENT WITH POLYMER
MACHINERY COMPANY, INC., AN OHIO CORPORATION, FOR
PROPERTY LOCATED AT THE CAK INTERNATIONAL BUSINESS
PARK, CITY OF GREEN, AND DECLARING AN EMERGENCY.
(INTRODUCED 5/25/19)

Sponsors: Gerard Neugebauer

Attachments: [2019-R42 re Terminatin Legislation Polymer Machine](#)

[2019-R44](#) A RESOLUTION AMENDING THE CONCEPTUAL SITE PLAN OF
THE BAYSIDE INVESTMENTS PLANNED DEVELOPMENT
DISTRICT (NOW KNOWN AS FOREST LAKES SUBDIVISION
PLANNED DEVELOPMENT) LOCATED BETWEEN THE NORTH
END OF TABS DRIVE AND INTERSTATE 77, AND DECLARING AN
EMERGENCY. (INTRODUCED 5/28/19) *** PUBLIC HEARING
SCHEDULED FOR JUNE 25, 2019 @ OR ABOUT 7:05 P.M. ***

Sponsors: Gerard Neugebauer

Attachments: [2019-R44 re Bayside Investments Forest Lake Subdivision](#)
[19-21 Forest Lakes PD PZC Staff Report](#)
[03-28-19 Green Lineup](#)
[2017-222 Site01B Prelim-WES-SP-1 Hybrid Color](#)
[2017-222 Site01B Prelim-WES-SP-1 Hybrid](#)
[Forest Lakes Subdivision PD aerial](#)
[Site Plan - Forest Lakes](#)

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

No Items

F. Transportation, Connectivity & Storm Water (Shaughnessy*, Young**, Yeargin)**SECOND READING ITEMS**

[2019-R45](#) A RESOLUTION AWARDDING A CONTRACT TO UNITED
EARTHWORKS, LLC FOR THE GRAYBILL ROAD CULVERT AND
DITCHING IMPROVEMENTS, AND DECLARING AN
EMERGENCY. REFERRED TO THE TRANSPORTATION,
CONNECTIVITY AND STORM WATER COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2019-R45 re Graybill Rd Culvert and Ditching #18-s-26](#)
 [ALL IN ONE Graybill Culvert and Ditching Improvements](#)

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

No Items

H. Charter Amendment Implementation Committee (Yeargin*, Babbitt**, Shaughnessy)

No Items

X. Mayor's Report

XI. Unfinished Business

XII. New Business

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 MEETING

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 the Clerk's Office at 896-6604.

**Molly Kapeluck - Clerk of Council - 896-6604
Council@cityofgreen.org**

ADMINISTRATION

GERARD NEUGEBAUER, MAYOR - 896-6602
BILL CHRIS, LAW DIR., INTERIM - 896-6615
WAYNE WIETHE, PLANNING DIR. - 896-6614
STEVEN SCHMIDT, FINANCE DIR. - 896-6603
VALERIE WOLFORD, COMM. MANAGER-896-6602

JEFF FUNAI, FIRE CHIEF - 896-6610
VALERIE WAX CARR, SERVICE DIR. 896-4176
PAUL PICKETT, CITY ENGINEER - 896-5510
PAM SERINA, H.R. MANAGER – 896-2313