



City of Green

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

Meeting Minutes

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, November 12, 2019

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 Young presided over the meeting which he called to order at 7:00 p.m.

II. Pledge of Allegiance

Councilmember Young led the 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

IV. Council Study Session

Presentation by Holly Miller, Senior Administrator of the Department of Community and Economic Development for Summit County.

Mrs. Miller reminded the City of the programs the County has for low income families in Summit County. She talked about the different programs they have.

Mr. Humphrey thanked Mrs. Miller for coming. He asked if there was a PDF of the booklet. She explained that is kept current. The 211 link gives more information.

[TMP-2847](#) Approval of the October 22, 2019 Regular Meeting Minutes

Attachments: [10-22-19 Council Minutes](#)

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

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

V. Public Report

Robert Talenda, 2740 Compass Point Drive - Mr. Talenda regarding the article about the billboard sign on Massillon Road. He asked if Mr. Dyer voted himself and only himself an 89% pay increase. He said he thinks the answer is no. Mr. Humphrey explained that Mr. Summerville brought the legislation forward. It passed 4-3 and then the Mayor issued a veto. Mr. Talenda asked how many saw the sign, how many were influenced by the sign. He said the sign is not true. How can someone say they support the sign and they agree with the sign, it is not true? What has the city done for the Councilman that was quoted in that article or talked with the ABJ about the inaccuracy of the article? He said he doesn't like this and explained why.

Mr. Dyer said it was a lie, that sign was illegal, it had not disclaimer and it hurt a business.

VI. Public Hearings - No public hearings

VII. Reading of Correspondence

[TMP-2830](#) News Release from Ilene Shapiro RE: 2019 Opioid Lawsuit Settlement

Attachments: [10-21-19 Ilene Shapiro News Release](#)
[2019 Opioid Lawsuit Settlement](#)

[TMP-2835](#) Email from Nik at Pavs Creamery RE: Massillon Road Construction

Attachments: [10-24-19 Nik - Pavs Creamery](#)

[TMP-2836](#) Email from CJ Meager RE: Charter

Attachments: [11-6-19 CJ Meager](#)

[TMP-2837](#) Email from Ted Mallow RE: Charter

Attachments: [11-6-19 Ted Mallo](#)

[TMP-2838](#) Email from Mike Burch RE: Charter

Attachments: [11-06-19 Mike Burch](#)

All Correspondence read in and filed.

VIII. New Legislation - Items on First Reading

[2019-R99](#) A RESOLUTION AWARDING A CONTRACT TO SIGNAL SERVICE COMPANY FOR THE MAYFAIR EAST STREET LIGHT REPLACEMENT PROJECT (“PROJECT”), MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. Introduced 11/12/19 ***Second Reading Passage Requested.***

Sponsors: Gerard Neugebauer

Attachments: [2019-R99 re Mayfair East Street Light Replacement Project .docx](#)
[Paul Pickett 2nd reading passage request](#)

[2019-R100](#) A RESOLUTION APPROVING AND ADOPTING THE 2020 ANNUAL CAPITAL APPROPRIATIONS FOR THE CITY OF GREEN, MAKING A TRANSFER, AND DECLARING AN EMERGENCY. Introduced 11/12/19

Sponsors: Gerard Neugebauer

Attachments: [2019-R100 re 2020 Capital Annual Appropriations](#)
[2019-R100 re Exhibit A](#)

[2019-R101 A](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. Introduced 11/12/19 (*AMENDED NOVEMBER 26, 2019*) ***Second Reading Passage Requested.***

Sponsors: Gerard Neugebauer

Attachments: [2019-R101 Modifying Appropriations](#)
[2019-R101 A re Amended 2019 Final Appropriations](#)
[2019-R101 re Amended Exhibit A 2nd reading](#)
[2019-R101 re Exhibit B](#)

[2019-R102](#) A RESOLUTION APPROVING AND ADOPTING THE 2020 ANNUAL OPERATING APPROPRIATION FOR THE GENERAL FUND AND ALL OTHER FUNDS FOR THE CITY OF GREEN, AND

DECLARING AN EMERGENCY. Introduced 11/12/19

Sponsors: Gerard Neugebauer

Attachments: [2019-R102A AMENDED 2020 operating annual appropriation](#)
[2019-R102 Amended Exhibit A](#)
[2019-R102 re Exhibit B](#)
[2019-R102 AMENDED 2020 Electronic Budget Presentation](#)

2019-R103 A RESOLUTION AWARDDING A CONTRACT TO CAVANAUGH FOR THE East Liberty Park Sanitary Pump Station, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. Introduced 11/12/1***Second reading passage requested.***

Sponsors: Gerard Neugebauer

Attachments: [2019-R103 East Liberty Park Sanitary Pump Station - Cavanaugh](#)
[2019-R103 re #15-P-15 East Liberty Park Sanitary Pump Station](#)
[Paul Pickett 2nd reading passage request](#)

2019-19 AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$9,950,000, FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF THE OUTSTANDING MATURITIES OF GENERAL OBLIGATION TAX INCREMENT BONDS ISSUED IN 2010, 2011, 2012, AND 2014, AND DECLARING AN EMERGENCY. ***Second Reading Passage Requested.*** Introduced 11/12/19

Sponsors: Gerard Neugebauer

Attachments: [2019-19 Issuance of Bonds](#)
[2019-19 re Refunding Bond Series 2019 v 1](#)
[2019-19 re Exhibit A Green Savings and Summary of Bonds Refunded](#)
[Steve Schmidt 2nd reading passage request](#)

IX. Report of Council Committees

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

THIRD READING ITEMS

2019-R94 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 October 8, 2019

Sponsors: Gerard Neugebauer

Attachments: [2019-R94 Tax Incentive Review Council](#)
[2019-R94 re TIRC Recommendations](#)
[2019-R94 TIF summary](#)

Mr. Humphrey explained this Resolution certifies all the agreements on the books.

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

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

Mr. Humphrey advised the committee discussed 2019-19 during committee meetings. He briefly explained and advised the Administration has asked for second reading passage.

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

SECOND READING ITEMS

[2019-R98](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH CAVANAUGH BUILDING CORP. TO MAKE INTERIOR IMPROVEMENTS AND RENOVATIONS TO THE JOHN TOROK COMMUNITY & SENIOR CENTER, AND DECLARING AN EMERGENCY. Introduced 10/22/19 ***Second Reading Passage Requested*****

Sponsors: Gerard Neugebauer

Attachments: [2019-R98 Torok Center Improvements](#)
[2019-R98 re Cavanaugh Builders Torok Center](#)
[Valerie Wax Carr 2nd read passage request memo](#)
[10-16-19 Memo from Valerie Wax Carr](#)

Mr. Speight briefly explained and said the committee discussed and agreed to second reading passage. It is authorizing \$118,450. to award the contract to Cavanaugh, the City is receiving \$75,000 from Summit County from the Community Development Block Grant.

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

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

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

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

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

LICENSE ITEMS

TMP-2839

Approval of the new D5J Liquor License for Chipotle Mexican Grill of Colorado LLC
DBA Chipotle Mexican Grill located at 1840 Franks Blvd.

Attachments: [Chipotle Mexxican Grill](#)

Mrs. Babbitt advised the committee discussed this license and also received an update on the progress of Fire Station #3.

A motion was made by Council Member Babbitt, seconded by Council Member Humphrey, to not request a hearing. The motion carried by the following vote:

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

D. Planning, Community & Economic Development (Yeargin*, Speight**, Young)2019-04

AN ORDINANCE ESTABLISHING PUBLIC NOTIFICATION REQUIREMENTS PRIOR TO CITY COUNCIL ACTION AUTHORIZING CITY FUNDS OR AUTHORIZING THE APPLICATION FOR GRANTS OR OTHER FUNDING METHODS TO BE USED FOR THE DESIGN OR CONSTRUCTION OF THE MASTER TRAIL PLAN OR SIMILAR LONG-RANGE CITY-DEVELOPED PLANNING, OR PORTIONS THEREOF, AND DECLARING AN EMERGENCY. (Introduced on 2/26/19)

Sponsors: Matt Shaughnessy and Stephen Dyer

Attachments: [2019-04 re Master Trail Plan Noticifation](#)

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

No meeting held.

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

THIRD READING ITEMS

2019-R96

A RESOLUTION CONSENTING AND COOPERATING WITH THE STATE OF OHIO, DIRECTOR OF TRANSPORTATION, FOR SIGN REPLACEMENT ON SR-619, LOCATED IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. Introduced October 8, 2019

Sponsors: Gerard Neugebauer

Attachments: [2019-R96 Sign Replacement SR 619](#)
[2019-R96 re ODOT Consent Sign replace 619](#)
[ODOT 619 Sign replacement application](#)

Mr. Shaughnessy advised this would not cost the City any money unless the City requested any specific change.

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

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

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

THIRD READING ITEMS

[2019-17](#) An ordinance approving the Akron-Summit County Energy Special Improvement District Residential Program Plan; authorizing and approving the execution, delivery, and performance of a City Residential PACE Cooperative Agreement with respect to property assessed clean energy transactions in cooperation with the Akron-Summit County Energy Special Improvement District and the Toledo-Lucas County Port Authority; authorizing the Toledo-Lucas County Port Authority to approve petitions and plans for public improvements or public services submitted by the owners of real property within the City requesting that their property be added to the territory of the Akron-Summit County Energy Special Improvement District and assessed for the costs of such plans on behalf of the Council of the City, and declaring an emergency. Introduced October 8, 2019

Sponsors: Gerard Neugebauer

Attachments: [2019-17 PACE Cooperative Agreement](#)
[2019-17 re residential PACE](#)
[2019-17 re Exhibit A Residential PACE Plan](#)
[Local Cooperative Agreement](#)
[ESID Map 8. 27.19](#)
[R PACE August 2019](#)

Mr. Dyer briefly explained the Ordinance and concerns that were expressed during the committee meeting. Mr. Humphrey said the committee meeting had a good discussion. His concern is this helps people, not hurt them and he explained.

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

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

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business - No Unfinished Business

XII. New Business

Mr. Young announced there is a Design Review Board appointment and resumes are due by November 22, 2019 to the Clerk of Council.

XIII. Adjournment

Mr. Dyer moved to adjourn at 7:37 Dyer, seconded by Humphrey.

ATTEST: _____
MOLLY KAPELUCK, CLERK OF COUNCIL

APPROVED: _____
BOB YOUNG, 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.