



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, President - Ward 3
Matt Shaughnessy - Ward 4
Richard Brandenburg - At-Large
Clark A. DeVitis - At-Large
Dave France, Vice President - At-Large
Nichole Messner, Clerk of Council

Tuesday, October 12, 2021

7:00 PM

Council Chambers

I. Call to Order

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

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 7 - Barbara Babbitt, Richard Brandenburg, Clark A. DeVitis, Dave France, Matt Shaughnessy, Rocco Yeargin and CJ Meager

Also present:

Gerard Neugebauer, Mayor
Wayne Wiethe, Planning Director
Steve Schmidt, Finance Director
Paul Pickett, City Engineer
Nichole Messner, Clerk of Council

Lisa Dean, Law Director - Via Teams
Valerie Carr, Service Director-Via Teams

IV. Council Study Session

[TMP-3618](#) Approval of the September 28, 2021 Council Meeting Minutes

Attachments: [9-28-21 Council Meeting Minutes](#)

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

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

[TMP-3628](#) Approval of the September 2021 Electronic Financial Report, Subject to Audit

Attachments: [SEPTEMBER 2021 ELECTRONIC FINANCIAL REPORT](#)

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

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

V. Public Report

Pat Carleski, 3878 Greenfield Rd., Green, OH-

Mrs. Carleski thanked Director Wiethe for providing some answers to her questions regarding trails. Mrs. Carleski also touched on the Parks Master Trail Plan and her frustration with some of the information in it.

Joe Petrella, 3373 Thursby Rd, Green, OH-

Mr. Petrella stated that he was unsure why we are talking about this when a plan was adopted 8 years ago. He would like to know exactly where the imminent domain was taking place and they should be dealt with individually. He is concerned with children walking in streets where there should be sidewalks, near schools especially. He thinks Council should adopt a task force to help make decisions regarding trails/sidewalks. He felt that in situations where there's not a lot of space, put 5ft sidewalks instead of 10ft. He feels connectivity is a good idea and sidewalks would help with safety.

VI. Public Hearings

[2021-R68](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH AQUA OHIO, INC., AND DECLARING AN EMERGENCY. -(Introduced on 9/14/21)A PUBLIC HEARING WILL BE HELD ON TUESDAY, OCTOBER 12, 2021 AT 7:00 PM IN COUNCIL CHAMBERS****

Attachments: [2021-R68 re AquaOhio Agreement](#)
[2021-R68 re Exhibit A](#)

Councilman Shaughnessy read in the legislation and opened the public hearing at 7:14 p.m.

Keith Nutter, Aqua Ohio, Massillon OH-

Mr. Nutter presented the Aqua Ohio Stark Regional Division Rate Negotiations presentation (Presentation attached). A rate increase is being proposed of 3.25% each year over the next 5 years.

Councilman France asked a couple questions regarding new projects.

Councilman Meager asked about the roll backs if that was something Aqua Ohio did on their own. Mr. Nutter stated yes, they felt it was the prudent thing to do. If the cost

were to go up then Aqua would have to come back to ask for that money. He also mentioned that people on wells will not be affected.

Public hearing closed at 7:31 p.m. by Councilman Shaughnessy.

VII. Reading of Correspondence

Clerk Messner read in the correspondence.

[TMP-3620](#)

Oct 6, 2021 Parks & Recreation Board Agenda

Attachments: [10-6-21 Parks & Recreation Board Agenda](#)

[TMP-3621](#)

Planning Dept. September 2021 Financial Summary

Attachments: [Planning Dept. Sept 2021 Financial Summary](#)

VIII. New Legislation - Items on First Reading

The Clerk of Council read in the new legislation.

[2021-22](#)

AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE PURCHASED BY TURKEYFOOT GREEN, LLC, TO BE A PUBLIC PURPOSE, EXEMPTING 100% OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION FOR THIRTY YEARS, AUTHORIZING THE MAYOR TO ENTER INTO A TAX INCREMENT FINANCING AGREEMENT, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee

Attachments: [2021-22 reTurkeyfoot Green LLC TIF](#)

[2021-22 re Exhibits A B C D E F](#)

[2021-22 re Exhibit F](#)

[2021-22 re Exhibit G](#)

IX. Report of Council Committees

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

Councilwoman Babbitt gave her report.

THIRD READING ITEMS

[2021-R66](#)

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A REAL ESTATE PURCHASE AGREEMENT WITH FRED AND

**DEBORAH CARR FOR THE PROPERTY LOCATED AT 3220
MASSILLON ROAD, MAKING AN APPROPRIATION, AND
DECLARING AN EMERGENCY. -(Introduced on 9/14/21)**

Attachments: [2021-R66 re Carr Land Purchase](#)
[2021-R66 re Exhibit A](#)
[2021-R66 re Exhibit B](#)

Councilwoman Babbitt read in the legislation and gave a brief summary.

This was on third reading with no additional questions or concerns. Councilwoman Babbitt made a motion to adopt.

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

Aye: 6 - Babbitt, DeVitis, France, Shaughnessy, Yeargin and Meager

Nay: 1 - Brandenburg

SECOND READING ITEMS

[2021-R70](#) **A RESOLUTION REQUIRING THE SUMMIT COUNTY FISCAL
OFFICER TO ADVANCE FUNDS TO THE CITY OF GREEN, AND
DECLARING AN EMERGENCY. -(Introduced on 9/28/21)**

Attachments: [2021-R70 re Advance Property Tax 2022](#)

Councilwoman Babbitt read in the legislation and gave a brief overview.

This was on second reading. Time was requested and granted.

[2021-R71](#) **A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS
DETERMINED BY THE BUDGET COMMISSION, AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY
FISCAL OFFICER, AND DECLARING AN EMERGENCY. -(Introduced
on 9/2/21)**

Attachments: [2021-R71 re Accept Tax Rates FY2021 CY2022](#)
[2021-R71 re Exhibit A](#)

Councilwoman Babbitt read in the legislation and gave a brief overview.

This item was on second reading. Time was requested and granted.

B. Environment & Parks (Brandenburg*, France**, DeVitis)

All members were present- No items of legislation; Did not meet.

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

Councilman DeVitis gave his Committee report.

Deputy Cadwell provided the Sept. Activity report at the Committee meeting.

D. Planning, Community & Economic Development (Yeargin*, DeVitis**, Meager)

Councilman Yeargin gave his Committee report.

SECOND READING ITEMS

[2021-R72](#) **A RESOLUTION AUTHORIZING A MUNICIPAL ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH KASPER HOLDINGS, LLC., DBA TRADEFULL, AND DECLARING AN EMERGENCY.**
-(Introduced on 9/28/21)

Attachments: [2021-R72 re Tradeful MEDG](#)
[2021-R72 re Exhibit A](#)

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

This was on second reading. Time was requested and granted.

[2021-21](#) **AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 26.4 ACRES OF LAND FROM B-2 (BUSINESS OFFICE) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE PLAN OF THE PROPOSED SPRING HILL FARMS PLANNED DEVELOPMENT.** -(Introduced on 9/28/21) **A PUBLIC HEARING IS SCHEDULED FOR TUESDAY, OCTOBER 26, 2021@ 7:00 PM IN COUNCIL CHAMBERS**

Attachments: [2021-21 re Zoning Change Spring Hill Farms](#)
[2021-21 re Exhibit A](#)
[Codified Ordinance 1224.04](#)

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

A public hearing would be held at next meeting therefore discussion was deferred to the next meeting.

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

All members were present- Councilman Yeargin gave an update on Talent inclusion Committee.

F. Transportation, Connectivity & Storm Water (France*, Shaughnessy**, Brandenburg)

All members present-No items of legislation; Did not meet.

G. Intergovernmental & Utilities (Shaughnessy*, Meager**, Babbitt)

Councilman Shaughnessy gave his Committee report.

THIRD READING ITEMS

[2021-R67](#) **A RESOLUTION AUTHORIZING NEW FRANKLIN, SUMMIT COUNTY, OHIO TO PARTICIPATE IN THE CITY OF GREEN'S WASTE HAULING CONTRACT WITH REPUBLIC SERVICES OF OHIO HAULING, LLC., AND DECLARING AN EMERGENCY. -(Introduced on 9/14/21)**

Attachments: [2021-R67 re New Franklin and COG Waste Hauling](#)

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

This was a third reading item, no additional questions or concerns. Councilman Shaughnessy made a motion to adopt.

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

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

[2021-R68](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH AQUA OHIO, INC., AND DECLARING AN EMERGENCY. -(Introduced on 9/14/21)**A PUBLIC HEARING WILL BE HELD ON TUESDAY, OCTOBER 12, 2021 AT 7:00 PM IN COUNCIL CHAMBERS****

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[2021-R68 re Exhibit A](#)

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

Public hearing was held and discussion took place. Administration will get the informational document from Aqua Ohio up on website for residents use.

Time was requested and granted.

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business

None.

XII. New Business

Council President Yeargin asked for prayers and good vibes for Roger Spitale, one of the media room technicians as he was currently very ill.

XIII. Adjournment

A motion was made by Council Member Yeargin, seconded by Council Member France, to adjourn the meeting at approximately 7:53 p.m. The motion carried by the following vote:

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

ATTEST: _____

NICHOLE MESSNER, CLERK OF COUNCIL

APPROVED: _____

ROCCO YEARGIN, 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.