



City of Green

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

Regular Meeting Agenda City Council

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

Tuesday, October 23, 2018

7:00 PM

Council Chambers

I. Call to Order

II. Pledge of Allegiance

III. Roll Call of Council Members

IV. Council Study Session

GFD SWEARING IN OF NEW & PROMOTED PERSONNEL

[TMP-2307](#) APPROVAL OF THE OCTOBER 9, 2018 REGULAR MEETING MINUTES

Attachments: [10-9-18 Council Minutes](#)

[TMP-2295](#) APPROVAL OF THE SEPTEMBER 2018 FINANCIAL STATEMENT, SUBJECT TO AUDIT

Attachments: [Sept 2018 Electronic Financial Report](#)

V. Public Report

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

VI. Public Hearings

None

VII. Reading of Correspondence

[TMP-2292](#) LETTER FROM ATTORNEY CARMEN ROBERTO RE:
OPPOSITION TO THE CHARTER AMENDMENT MAKING THE
LAW DIRECTOR AN ELECTED POSITION

Attachments: [Carmen Roberto letter re Elected Law Director](#)

[TMP-2308](#) PARKS & RECREATION BOARD AGENDA FOR OCTOBER 10,
2018

Attachments: [PRB Agenda 10-10-18 Revised - Second Revision](#)

VIII. New Legislation - Items on First Reading

[2018-R79](#) A RESOLUTION APPROVING AN AGREEMENT WITH THE CITY
OF BARBERTON FOR PROSECUTORIAL SERVICES, AND
DECLARING AN EMERGENCY. -REFERRED TO THE
INTERGOVERNMENTAL AND UTILITIES COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2018-R79 re Agreement with City of Barberton.docx](#)
[2018-R79 re Exhibit A City of Barberton Prosc Agreement.pdf](#)
[Letter from City of Barberton.pdf](#)

[2018-R80](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO
EXTEND ITS AGREEMENT TO PROVIDE COMMUNITY
CORRECTIONAL SERVICES WITH ORIANA HOUSE, INC.
-REFERRED TO THE INTERGOVERNMENTAL AND UTILITIES
COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2018-R80 re Oriana House Agreement.docx](#)
[2018-R80 re Exhibit A Oriana House Agreement.pdf](#)

[2018-R81](#) A RESOLUTION ACCEPTING THE DONATION OF A MEMORIAL
RECOGNIZING THE SERVICE AND SACRIFICE OF GREEN
TOWNSHIP RESIDENTS DURING WORLD WAR II, TO BE
CONSTRUCTED IN GREEN VETERANS MEMORIAL PARK, AND
DECLARING AN EMERGENCY. - REFERRED TO THE
ENVIRONMENTAL AND PARKS COMMITTEE **FIRST READING
PASSAGE REQUESTED**

Sponsors: Gerard Neugebauer

Attachments: [2018-R81 re Donation of WWII Memorial Eagle Scout.docx](#)
[letter from Valerie Carr requesting 1st passage reading.pdf](#)

2018-R82

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ACCEPT THE 2018 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR ADA RENOVATIONS AT THE TOROK COMMUNITY & SENIOR CENTER, AUTHORIZING THE MATCHING FUNDS FROM THE CITY, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -REFERRED TO THE FINANCE COMMITTEE

Sponsors:

Gerard Neugebauer

Attachments:

[2018-R82 re CDBG Grant Torok Center ADA Renovations.docx](#)

[2018-R82 re Exhibit A Grant for ADA Torok Center.pdf](#)

2018-R83

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH A MANAGEMENT COMPANY TO ACCEPT THE PROPOSED BID PURSUANT TO THE REQUEST FOR PROPOSAL FOR RAINTREE COUNTRY CLUB, INC. AND RAINTREE GOLF, LLC., AND DECLARING AN EMERGENCY. -REFERRED TO THE FINANCE COMMITTEE

Sponsors:

Gerard Neugebauer

Attachments:

[2018-R83 re Agreement with Management Company for Raintree.docx](#)

2018-R84

A RESOLUTION AMENDING RESOLUTION 2018-R67 WHICH AUTHORIZED THE CITY OF GREEN'S DIRECTOR OF PUBLIC SERVICE TO DISPOSE OF UNNEEDED EQUIPMENT/PROPERTY BY SALE TO EMPLOYEES, PUBLIC AUCTION, OR ON EBAY, PURSUANT, AND DECLARING AN EMERGENCY. -REFERRED TO THE INTERGOVERNMENTAL AND UTILITIES COMMITTEE

Sponsors:

Gerard Neugebauer

Attachments:

[2018-R84 re Auction item off master list.docx](#)

[2018-R84 re Exhibit A Auction item list.xlsx](#)

[2018-R84 re Exhibit A 2018-R67 Adopted and Exhibit A.pdf](#)

2018-R85

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH O.R. COLAN ASSOCIATES, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR A THREE-YEAR TERM COMMENCING NOVEMBER 13, 2018, AND DECLARING AN EMERGENCY. -REFERRED TO THE TRANSPORTATION, CONNECTIVITY AND STORM WATER COMMITTEE

Sponsors:

Gerard Neugebauer

Attachments:

[2018-R85 re O.R. Colan Contract.docx](#)

[2018-25](#) AN ORDINANCE ESTABLISHING A CITY TREE ADVISORY COMMISSION FOR THE REGULATION OF PUBLIC PROPERTY TREES. -REFERRED TO THE TRANSPORTATION, CONNECTIVITY AND STORM WATER COMMITTEE

Sponsors: Gerard Neugebauer

Attachments: [2018-25 re Tree Committee Board.docx](#)

IX. Report of Council Committees

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

[TMP-2293](#) INCOME TAX 2018 THIRD QUARTER REPORT

Attachments: [CNC3rd18 signed](#)

[2018-R61](#) A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN ASSET PURCHASE AGREEMENT WITH RAINTREE COUNTRY CLUB, INC. AND RAINTREE GOLF, LLC. FOR THE REAL PROPERTY LOCATED AT 4340 MAYFAIR ROAD, UNIONTOWN, OHIO 44685, AND ALL PERSONAL PROPERTY SITUATED THEREON AND/OR RELATED THERETO, MAKING AN APPROPRIATION, AUTHORIZING AN ADVANCE, APPROVING TERMS FOR REPAYMENT OF ADVANCE, AND DECLARING AN EMERGENCY. -INTRODUCED ON 8/14/18

Sponsors: Gerard Neugebauer

Attachments: [2018-R61 re Raintree Purchase \(003\).docx](#)
[2018-R61 re Exhibit A Agreement of Asset Sale.pdf](#)
[2018-R61 Exhibit B Advance Repay Schedule.pdf](#)

THIRD READING ITEMS

[2018-R73 A](#) A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. -REFERRED TO THE FINANCE COMMITTEE (AMENDED OCTOBER 9, 2018) (AMENDED OCTOBER 23, 2018)

Sponsors: Gerard Neugebauer

Attachments: [2018-R73 re AMENDED AMENDED Appropriations Sept 2018.docx](#)
[2018-R73 RE AMENDED AMENDED EXHIBIT A Sept Appropriations.xlsx](#)

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

No Items

C. Public Safety (Babbitt*, Shaughnessy*, Humphrey)**SECOND READING ITEMS**

2018-R76 A RESOLUTION AUTHORIZING THE MAYOR TO RE-APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2018 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF APPARATUS, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR PURCHASE OF A HEAVY RESCUE VEHICLE, AND DECLARING AN EMERGENCY. -INTRODUCED ON 10/9/18
SECOND READING PASSAGE REQUESTED

Sponsors: Gerard Neugebauer

Attachments: [2018-R76 re 2018 AFG Heavy Rescue Apparatus.docx](#)
[2nd Reading Passage Chief Funai.pdf](#)
[Green Contract \(FV\) 2018\(vehicle\).docx](#)

2018-R77 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2018 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF OPERATIONS AND SAFETY, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR UPGRADES TO THE EXHAUST REMOVAL SYSTEMS OF THE FIRE STATIONS, AND DECLARING AN EMERGENCY. -INTRODUCED ON 10/9/18 **SECOND READING PASSAGE REQUESTED**

Sponsors: Gerard Neugebauer

Attachments: [2018-R77 re 2018 AFG - Operations and Safety.docx](#)
[2nd Reading Passage Chief Funai.pdf](#)
[Operations Contract \(FO\) 2018.docx](#)

2018-R78 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2018 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF REGIONAL PROJECTS, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR PURCHASE OF A REGIONAL FIREFIGHTER ACCOUNTABILITY SYSTEM, AND DECLARING AN EMERGENCY. -INTRODUCED ON 10/9/18 **SECOND READING PASSAGE REQUESTED**

Sponsors: Gerard Neugebauer

Attachments: [2018-R78 re 2018 AFG - Regional Projects.docx](#)
[2nd Reading Passage Cheif Funai.pdf](#)
[Green.Contract \(FR-Ops\) 2018\(Regional\).docx](#)

[2018-24 A](#) AN ORDINANCE AUTHORIZING THE CITY OF GREEN TO PROHIBIT THE SALE OR OTHER DISTRIBUTION OF CIGARETTES, OTHER TOBACCO PRODUCTS, OR ALTERNATIVE NICOTINE PRODUCTS, OR TOBACCO PRODUCT PARAPHERNALIA TO PERSONS UNDER 21 YEARS OLD, AUTHORIZING A CONTRACT WITH THE SUMMIT COUNTY COMBINED GENERAL HEALTH DISTRICT TO IMPLEMENT THESE PROVISIONS THROUGH REGULATIONS, AND DECLARING AN EMERGENCY.

Sponsors: Barbara Babbitt, Chris Humphrey, Rocco Yeargin, Bob Young and Gerard Neugebauer

Attachments: [2018-24 re Amended Proposed Prohibit Sale of Tobacco to Persons Under 21 \(](#)
[2018-24 re Exhibit A Intergovernmental Agreement COG Summit County Comb](#)

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

[2018-21](#) AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF PROPERTY CONTAINING APPROXIMATELY 8.65 ACRES OF LAND LOCATED ON THE SOUTHWEST CORNER OF MASSILLON AND GRAYBILL ROADS FROM B-2 (PROFESSIONAL OFFICE) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED TWL INVESTMENTS PLANNED DEVELOPMENT. -INTRODUCED ON 8/28/18. **PUBLIC HEARING WAS HELD ON TUESDAY, OCTOBER 9, 2018**

Sponsors: Gerard Neugebauer

Attachments: [2018-21 re TWL Investments property zoning.docx](#)
[2018-21 re Exhibit A](#)
[Echelon Sr. Living PD PZC Recommendation to CC](#)
[18-45 Echelon Green Sr. Living PD PZC Staff Report](#)
[20180808 Combined Planned Development Submission](#)
[Echelon Green Aerial](#)
[Echelon Green Contig Prop Owner Letters](#)

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

No Items

F. Transportation, Connectivity & Storm Water (Yeargin*, Dyer**, Speight)

No Items

G. Intergovernmental & Utilities (Dyer *, Young**, 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

Nichole Baldinger- Clerk of Council, Interim - 896-6614

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