



# City of Green

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

## Meeting Minutes

### City Council

*James Ahlstrom - Ward 1 - Vice President*

*Bob Young - Ward 2*

*Ken Knodel - Ward 3*

*Skip Summerville - Ward 4*

*Stephen Dyer - At-Large*

*Chris Humphrey - At-Large - President*

*Justin Speight - At-Large*

*Molly Kapeluck, MMC Clerk of Council*

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Tuesday, September 26, 2017

7:00 PM

Council Chambers

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#### I. Call to Order

Mr. Humphrey called the meeting to order at 7 p.m.

#### II. Pledge of Allegiance

Councilmember Humphrey led the Pledge of Allegiance.

#### III. Roll Call of Council Members

**Present:** 6 - James Ahlstrom, Stephen Dyer, Chris Humphrey, Justin Speight, Skip Summerville and Bob Young

**Absent:** 1 - Ken Knodel

#### IV. Council Study Session

##### Recognition of Students:

Valerie Wolford explained the new program and introduced the students. Mayor Neugebauer gave the oath of office. President Humphrey presented each student with the 25th Anniversary coin.

[TMP-1707](#) Approval of the August 22, 2017 Regular Meeting Minutes

**Attachments:** [8-22-17 Minutes.pdf](#)

**A motion was made by Councilman Summerville, seconded by Councilman Dyer, to approve the Minutes. The motion carried by the following vote:**

**Aye:** 5 - Ahlstrom, Dyer, Humphrey, Summerville and Young

**Absent:** 1 - Knodel

**Abstain:** 1 - Speight

[TMP-1715](#) Approval of the September 12, 2017 Regular Meeting Minutes

**Attachments:** [9-12-17 Minutes.pdf](#)

**A motion was made by Councilman Summerville, seconded by Councilman Dyer, to approve the Minutes. The motion carried by the following vote:**

**Aye:** 6 - Ahlstrom, Dyer, Humphrey, Speight, Summerville and Young

**Absent:** 1 - Knodel

## V. Public Report

Sandy Cline, 4003 April Drive - She talked about the appeal to the Board of Zoning Appeals regarding the development on Massillon Road. She thanked the BZA members and the other officials that attended the meeting. She thanked Steven Braswell for his support also. They are still concerned with the conditional use. She asked the Administration and Council to review the conditional uses that were passed in 2009. She advised that they will bring forward suggestions for change.

Joe Bologna, 5287 Thursby Road - He bought land and built his dream home and now Nexus is going to build through his property. He asked for an official word on what Council is doing. He asked what he could expect next. Mr. Humphrey advised that today the City of Green filed suit. He asked Mrs. Calta to please address the issue. Mrs. Calta explained the process and said the City has never intended to throw in the towel. She advised there was two filings today and they are public so she can discuss them. Mayor Neugebauer said he appreciated Mr. Bologna's comments. He is disheartened with the information that is out there. He shared all the different things he has done to support the fight against Nexus. He said that it is only through the authority of the Federal government will they get easements.

Steve Simmons, 2168 Auberry Drive - He came to speak in favor of the leaf recycling. He shared his concerns with the size of the recycling center.

Robert Telenda, 2740 Compass Point Drive - He came to ask how the paving works in the City of Green. He said the paving is not worthy of the City of Green.

Mayor Neugebauer suggested he would have called the Service Department. He then explained the process. He talked about the process Strip patching and explained. He advised we have our streets analyzed every three years.

Greer Kabb-Langkamp, Comet Lane - She said there has been nothing on the website between February and August regarding the Nexus Pipeline and she feels the citizens deserve an accounting of what is happening. She asked if anyone contacted the Lt. Governor.

## VI. Public Hearings - No Public Hearing

## VII. Reading of Correspondence

[TMP-1710](#) Planning and Zoning Commissions September 20, 2017 Agenda

**Attachments:** [9-20-17 PZC Agenda.pdf](#)

[TMP-1711](#) Civil Service Commission Minutes for August 10 and August 29, 2017

**Attachments:** [August 10 2017 CSC Meeting Minutes.pdf](#)  
[August 29 2017 CSC Special Meeting Minutes.pdf](#)

[TMP-1721](#) Email from Shelby Gilbert RE: Ohio EPA Issues Water Quality Certification for NEXUS Pipeline

**Attachments:** [9-20-17 Email from Shelby Gilbert.docx](#)  
[9-20-17 Nexus Final PN.pdf](#)  
[9-20-17Nexus WQC Response to Comments.pdf](#)

All Correspondence read in and filed.

## VIII. New Legislation - Items on First Reading

[2017-R56](#) 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 9/26/17

**Sponsors:** Gerard Neugebauer

**Attachments:** [2017-R56 re 2018 accept tax rates resolution](#)  
[2017-R56 re Exhibit A Budget Commission Certification](#)

[2017-R57](#) A RESOLUTION REQUIRING THE SUMMIT COUNTY FISCAL OFFICER TO ADVANCE FUNDS TO THE CITY OF GREEN, AND DECLARING AN EMERGENCY. - Introduced 9/26/17

**Sponsors:** Gerard Neugebauer

**Attachments:** [2017-R57 re City Tax Settlements 2018 advance property tax](#)

[2017-R58](#) A RESOLUTION AUTHORIZING A MUNICIPAL ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH NEW INNOVATIONS, INC., AND DECLARING AN EMERGENCY. - Introduced 9/26/17

**Sponsors:** Gerard Neugebauer

**Attachments:** [2017-R58 re Municipal Economic Grant New Innovations](#)  
[2017-R58 re Exhibit A New Innovations Grant](#)

**2017-21**      **AN ORDINANCE CREATING CHAPTER 1061 OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN, ENTITLED “COMMERCIAL RECYCLING”. - Introduced 9/26/17**

**Sponsors:** Skip Summerville, Justin Speight and Stephen Dyer

**Attachments:** [2017-21 re Commercial Recycling](#)  
[2017-21 re Exhibit A Commercial Recycling](#)

#### IX. Report of Council Committees

##### A. Finance (Humphrey \*, Dyer\*\*, Summerville)

**TMP-1706**      Approval of the August 2017 Financial Statement Subject to Audit

**Attachments:** [AUGUST 2017 ELECTRONIC FINANCIAL REPORT.pdf](#)

**A motion was made by Councilman Summerville, seconded by Councilman Dyer, to approve subject to audit the Financial Statement. The motion carried by the following vote:**

**Aye:** 6 - Ahlstrom, Dyer, Humphrey, Speight, Summerville and Young

**Absent:** 1 - Knodel

##### B. Environment & Parks (Speight\*, Summerville\*\*, Young)

No Meeting

##### C. Public Safety (Summerville\*, Speight\*, Humphrey)

#### LICENSE ITEMS

**TMP-1712**      New Liquor License for Bomber Brewhouse Corp at 4919 Mt. Pleasant St. NW

**Attachments:** [Bomber Brewhouse Corp.pdf](#)

Mr. Summerville advised there were no complaints regarding this property.

**A motion was made by Councilman Summerville, seconded by Councilman Humphrey, to not request a hearing the License. The motion carried by the following vote:**

**Aye:** 5 - Ahlstrom, Dyer, Humphrey, Summerville and Young

**Absent:** 1 - Knodel

**Abstain:** 1 - Speight

**TMP-1709** Summit County Sheriff's August Reports**Attachments:** [August Reports.pdf](#)

Mr. Summerville advised people not to leave keys in unlocked car or in the garage with the garage door left open

**TMP-1720** Fire Departments August Activity Report**Attachments:** [August Monthly Report.pdf](#)

Mr. Summerville advised the Chief was happy to report for the second month in a row there was a reductions in calls.

**D. Planning, Community & Economic Development (Young\*, Knodel\*\*, Ahlstrom)**

**2017-18 A** AN ORDINANCE AMENDING SECTION 660.14, "OFFENSIVE WEEDS AND GRASS" OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN, AND DECLARING AN EMERGENCY. Introduced 8/8/17 Public Hearing was held August 22, 2017. Amended September 12, 2017

**Sponsors:** Gerard Neugebauer

**Attachments:** [2017-18 re AMENDED Offensive Weeds and Grass changes section 660.14](#)  
[2017-18A re AMENDED Exhibit A AMENDED 660 14 Offensive Weeds and Grass rev 8 1 17](#)  
[2017-18 re Offensive Weeds and Grass changes section 660.14](#)  
[Exhibit A 2017-18 Offensive weeds and grass](#)

Mr. Summerville talked about the presentation given by Ms. Schull during the committee meeting on alternate legislaton. He thinks it is a mistake to not take time and he will vote no.

Mr. Humphrey advised that the law director stated that the suggestions would not relate to the legislation before Council. Before Council is legislation to do something when a neighbor calls regarding issues. This enforces the enforcement mechanism for neighbors.

Mr. Dyer said he would support but he thinks it would behoove council to take time on legislation. He asked that council not be afraid to take time. He didn't understand the rush but he will support.

Mr. Young clarified this is the fourth reading and there was a public hearing that brought forward positive input that changed the legislaton to what it is now.

**A motion was made by Councilman Young, seconded by Councilman Ahlstrom, to adopt as amended the Ordinance. The motion carried by the following vote:**

**Aye:** 5 - Ahlstrom, Dyer, Humphrey, Speight and Young

**Nay:** 1 - Summerville

**Absent:** 1 - Knodel

Mr. Young advised Law Director Calta gave an update on the fight with Nexus and also gave an update concerning some litigation the City might face in the future.

E. Rules and Personnel (Dyer\*, Ahlstrom\*\*, Knodel)

## SECOND READING ITEMS

[2017-20](#)

**AN ORDINANCE TO AMEND CHAPTER 278 OF THE CITY OF GREEN'S CODIFIED ORDINANCES TO REVISE AND UPDATE THE HISTORIC PRESERVATION COMMISSION CODE, AND DECLARING AN EMERGENCY. --- Introduced September 12, 2017**

**Sponsors:** Gerard Neugebauer

**Attachments:** [2017-20 re Historic Preservation Chapter update 278](#)  
[2017-20 re Exhibit A Chapter 278 Historic Preservation](#)  
[2017-20 Exhibit A.pdf](#)

Mr. Dyer advised this would do a lot of updating to the commission and will more clearly define the commissions duties. He advised there were some concerns by residents that they will look at. Time was requested and granted.

F. Transportation, Connectivity & Storm Water (Knodel\*, Humphrey\*\*, Dyer)

No Meeting

G. Intergovernmental & Utilities (Ahlstrom \*, Young\*\*, Speight)

No Meeting

## X. Mayor's Report

Mayor Neugebauer gave his report. He also announced the City wide trick or treat will be Saturday October 21 from 6 to 8 p.m. and the next Building Bridges will be October 5, at the CAB.

[TMP-1737](#) Proclamation for Clerk of the Year - Molly Kapeluck

**Attachments:** [MollyKapeluck-Clerk of the Year.docx](#)

Mayor Neugebauer shared that they invited special people to come back. They extended an invitation to former council members that have served and still live in the City to formally recognize Molly Kapeluck for accomplishments as "Clerk of the Year" and he invited the former members to also come forward. He read the proclamation before presenting.

XI. Unfinished Business - No Unfinished Business

XII. New Business - No New Business

XIII. Adjournment

The meeting was adjourned at 7:54 p.m.

ATTEST: \_\_\_\_\_  
MOLLY KAPELUCK, CLERK OF COUNCIL

APPROVED: \_\_\_\_\_  
CHRIS HUMPHREY, 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.