



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, August 24, 2021

7:00 PM

Council Chambers

I. Call to Order

Council President Yeargin called the meeting to order at 7:45 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-3549](#) Approval of the August 10, 2021 Council Meeting Minutes

Attachments: [8-10-21 Council Meeting Minutes](#)

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

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

[TMP-3552](#) Approval of the July 2021 Electronic Financial Report, Subject to Audit

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

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

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

V. Public Report

Jane Weaver, 4471 Dogwood Ct. Green OH-

Mrs. Weaver spoke in support of the Turkeyfoot Lake Rd rezoning. She felt the apartments/townhomes would be a good addition to the City.

VI. Public Hearings

[2021-20](#)

AN ORDINANCE CREATING A TAX INCREMENT FINANCING INCENTIVE DISTRICT PURSUANT TO SECTIONS 5709.40, 5709.42 AND 5709.43 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee ****PUBLIC HEARING WILL BE HELD TUESDAY, AUGUST 24, 2021 AT 7:00 P.M. IN COUNCIL CHAMBERS****

Attachments: [2021-20 re Southwood Extension ID Creation LAW Revision](#)
[2021-20 re Exhibit A ID Creation](#)
[2021-20 re Exhibit B ID Creation](#)

Council President Yeargin opened the Public Hearing at 7:48 p.m.

Chris Hardesty, Community Development Administrator gave a detailed power point presentation on the proposed TIF Incentive District (attached).

Resident Sarah Sopka and her husband had a couple questions about the TIF District boundaries and whether or not it would impact their property.

Further discussion took place.

Councilman Yeargin closed the Public Hearing at 8:19 p.m.

VII. Reading of Correspondence

Council Clerk Messner read in the correspondence and filed it.

[TMP-3553](#)

July 14, 2021 Civil Service Commission Minutes

Attachments: [July 14, 2021 CSC Minutes](#)

[TMP-3554](#)

August 18, 2021 Planning & Zoning Commission Meeting Agenda

Attachments: [8-18-21 PZC Agenda](#)

VIII. New Legislation - Items on First Reading

Council Clerk read in the new legislation.

[2021-R63](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGAGEMENT AGREEMENT WITH ROETZEL & ANDRESS FOR PROFESSIONAL LITIGATION MATTERS, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee**

Attachments: [2021-R63 re professional services with Roetzel & Andress](#)

[2021-R64](#) **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee
FIRST READING PASSAGE REQUESTED**

Attachments: [2021-R64 re August 2021 Appropriations](#)
[2021-R64 re Exhibits A](#)
[Mayor Neugebauer 1st Reading Passage Request](#)

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

Administration had requested first reading passage due to the need for purchasing a new chase vehicle for the Fire Dept. because it was involved in an accident.

Committee and Council ok with first reading passage. Councilwoman Babbitt made the motion.

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

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

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

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

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

[2021-R65](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH BL COMPANIES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE RABER ROAD**

SIDEWALK AND MULTI-USE TRAIL PROJECT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee

Attachments: [2021-R65 re Raber Road sidewalk project design history](#)

2021-17

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee

Attachments: [2021-17 re Code Changes Aug 2021](#)
[2021-17 re Exhibit A](#)

2021-18

**AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AND TO SIGN THE ONEOHIO SUBDIVISION PARTICIPATION FORM, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee
FIRST READING PASSAGE REQUESTED**

Attachments: [2021-18 re Opioid Settlement](#)
[2021-18 re Exhibit A](#)
[2021-18 re Exhibit B](#)
[1st Reading Passage Request](#)

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

Administration had requested first reading passage due to the urgency of accepting the terms of the agreement of the settlement. The City of Green was one of the last ones to accept.

Committee and Council in support of first reading passage. Councilman Yeargin made a motion.

****Councilman Meager recused himself from discussion and voting on this legislation due to his professional relationship with the law firm handling the settlement.**

A motion was made by Council Member Yeargin, seconded by Council Member France, to bypass Committee deliberations the Ordinance. The motion carried by the following vote:

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

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

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

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

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

2021-19

AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY CAE PROPERTIES, LLC TO BE A PUBLIC PURPOSE, EXEMPTING 100% OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION FOR THIRTY YEARS, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee

Attachments: [2021-19 re TIF CAE Properties Taco Bell](#)

[2021-19 re Exhibit A](#)

[2021-19 re Exhibit B](#)

[2021-19 re Exhibit C](#)

[2021-19 re Exhibit D](#)

[2021-19 re Exhibit E](#)

2021-20

AN ORDINANCE CREATING A TAX INCREMENT FINANCING INCENTIVE DISTRICT PURSUANT TO SECTIONS 5709.40, 5709.42 AND 5709.43 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee **PUBLIC HEARING WILL BE HELD TUESDAY, AUGUST 24, 2021 AT 7:00 P.M. IN COUNCIL CHAMBERS**

Attachments: [2021-20 re Southwood Extension ID Creation LAW Revision](#)

[2021-20 re Exhibit A ID Creation](#)

[2021-20 re Exhibit B ID Creation](#)

IX. Report of Council Committees

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

All members were present.

THIRD READING ITEMS

[2021-R53](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF STARK CONCERNING THE MT. PLEASANT STREET/PITTSBURG AVENUE/MAYFAIR ROAD ROUNDABOUT PROJECT, PID 107649, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.**
- (Introduced on 7/13/2021)

Attachments: [2021-R53 re MtPleasant Pittsburg Mayfair Stark County Agreement](#)
[2021-R53 re Exhibit A](#)

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

Both Council and Committee were ok with passage. 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: 7 - Babbitt, Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

SECOND READING ITEMS

[2021-R59](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ACCEPT A GRANT UNDER THE FISCAL YEAR 2020 ASSISTANCE TO FIREFIGHTERS GRANT FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY, AUTHORIZING THE CITY'S MATCHING FUNDS TO PURCHASE AND INSTALL FIRE ALARM SYSTEMS FOR STATION #1 AND STATION #2, AND EXTRICATION EQUIPMENT, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021) **SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R59 re Fire Grant Accept Alarm Systems and Equipment](#)

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

Administration had requested 2nd reading for this item due to grant due date. Committee and Council both ok with second reading passage.

Councilwoman Babbitt made a motion.

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

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

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

2021-14

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$13,440,000.00 FOR THE PURPOSE OF REFUNDING A PORTION OF THE OUTSTANDING MATURITIES OF THE CITY'S COMMUNITY LEARNING CENTERS INCOME TAX REVENUE REFUNDING BONDS ISSUED IN 2012, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)

Attachments: [2021-14 re CLC Refunding Bonds 2021 COG v 1 \(4846-3941-2724\)](#)

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

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

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

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

2021-15

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$8,700,000.00 FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF THE OUTSTANDING MATURITIES OF THE CITY'S GENERAL OBLIGATION BONDS ISSUED IN 2013 AND 2015, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)

Attachments: [2021-15 re COG Refunding Bonds v 1 \(4840-6619-2883\)](#)

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

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

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

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

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

All members were present.

SECOND READING ITEMS

[2021-R62](#)

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A LEASE AGREEMENT FOR THE PURCHASE OF ONE (1) 2020 DEMO JOHN DEERE 6500A E-CUT HYBRID FAIRWAY MOWER FOR USE AT THE RAINTREE GOLF AND EVENT CENTER, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)

Attachments: [2021-R62 re Raintree Purchase Lease Agreement](#)
[2021-R62 re Exhibit A](#)

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

Service Director Carr and Finance Director Schmidt had explained the need for this mower.

Council & Committee ok with second reading passage. Councilman Brandenburg made a motion.

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

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

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

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

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

DeVitis & Babbitt were present for Committees. Shaughnessy was absent.

Committee heard the July 2021 Sheriffs Dept. Report by Detective Larry Brown.

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

All members were present.

[2021-08](#)

**AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 8 ACRES OF LAND LOCATED AT 1541 EAST TURKEYFOOT LAKE ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT), APPROXIMATELY 9.4 ACRES OF LAND FROM I-1 (GENERAL INDUSTRIAL) TO PD (PLANNED DEVELOPMENT), AND APPROXIMATELY 8 ACRES OF LAND FROM B-1 (GENERAL BUSINESS) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED VISION DEVELOPMENT PLANNED DEVELOPMENT. -(Introduced on 5/25/21)
*PUBLIC HEARING WAS HELD ON TUESDAY, JULY 13, 2021***

Attachments: [2021-08 re 1541 Turkeyfoot Lake Rd Rezoning](#)
[2021-08 Exhibit A](#)
[Vision Development PD PZC Recommendation to CC](#)
[21-19 Vision Development PZC Staff Report](#)

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

This legislation had been discussed in length by Council, Residents and the Developer over the past several months. A public hearing had been held as well.

Councilman Yeargin made a motion to adopt.

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

Aye: 4 - DeVitis, Shaughnessy, Yeargin and Meager

Nay: 3 - Babbitt, Brandenburg and France

[2021-R45](#)

A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR THE REPLAT OF MYSTIC POINTE SUBDIVISION, AND DECLARING AN EMERGENCY. -(Introduced on 6/22/21)

Attachments: [2021-R45 re Replat Mystic Pointe](#)
[Mystic Pointe Map Key Map](#)
[Mystic Pointe Map](#)
[Mystic Pointe Replat Aerial](#)
[PZC Meeting Sept 16 2020](#)
[Re-Plat of Mystic Pointe Subdivision Maps](#)

Councilman Yeargin read in the legislation and gave a brief summary. The applicant had requested that this legislation be withdrawn at this time. Additional approvals would need to be received before moving forward.

Council & Committee ok with withdrawing the legislation.

[2021-11](#)

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 24.78 ACRES OF LAND LOCATED AT 2961 AND 3015 GRAYBILL ROAD FROM I-1 (GENERAL INDUSTRIAL) TO R-1 (SINGLE FAMILY RESIDENTIAL). -(Introduced 6/22/21) **PUBLIC HEARING WAS HELD TUESDAY, AUGUST 10, 2021**

Attachments: [2021-11 re Changing Zoning on Graybill Road](#)

[2021-11 re Exhibit A](#)

[21-27 Breedlove Rezoning PZC Staff Report](#)

[21-27 Breedlove Rezoning site plan](#)

[21-27 Breedlove Rezoning Implementation Strategy](#)

[21-27 Breedlove Rezoning aerial map](#)

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

A public hearing had been held on this and much discussion with Council and the Applicants.

Councilman Yeargin made a motion to adopt.

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

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

SECOND READING ITEMS

[2021-R55](#)

A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR NEW SEASONS PLANNED DEVELOPMENT PHASE II, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)
SECOND READING PASSAGE REQUESTED

Attachments: [2021-R55 re New Seasons Phase II Planned Development](#)

[21-23 New Seasons Phase II PZC Staff Report](#)

[21-23 NewSeasons Phase II site plan](#)

[Wayne Wiethe 2nd Reading Passage Request](#)

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

Second reading was requested so that the developer could get started on the second phase before winter comes.

Council and Committee ok with passage. Councilman Yeargin made a motion.

A motion was made by Council Member Yeargin, seconded by Council Member DeVitis, to bypass the three reading rule the Resolution. The motion carried by

the following vote:

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

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

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

2021-R60

A RESOLUTION AUTHORIZING A MUNICIPAL ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH DIRECTION HOME, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)

Attachments: [2021-R60 re Direction Home](#)

[2021-R60 re Exhibit A](#)

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

Members of Direction Home provided a presentation and some information regarding the legislation.

Councilman Yeargin requested time and time was granted.

2021-13

AN ORDINANCE ADOPTING AN ECONOMIC DEVELOPMENT PLAN FOR THE SOUTHWOOD EXTENSION INCENTIVE DISTRICT, AND DECLARING AN EMERGENCY. -(Introduced 8/10/2021)

Attachments: [2021-13 re Southwood Extension ID ED Plan](#)

[2021-13 re Exhibit A](#)

[2021-13 re Exhiibit B](#)

Councilman Yeargin read in the legislation and gave a brief summary. No discussion took place in Committee because a public hearing was being held.

Time was requested and granted.

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

All members were present.

Passed 2021-18 and had a discussion regarding the sponsoring of legislation.

Note: Councilman Shaughnessy left the meeting at this point and will be reflected as absent for the remainder of the meeting.

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

France & Brandenburg were present for Committee. Shaughnessy was absent.

THIRD READING ITEMS

[2021-R54](#) **AN EMERGENCY RESOLUTION DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE FOR STREET PURPOSES CERTAIN FEE SIMPLE INTERESTS, TEMPORARY AND PERMANENT EASEMENTS IN AND TO VARIOUS PREMISES ALONG STATE ROUTE 241, MASSILLON ROAD, ALTOGETHER WITH THE NECESSARY APPURTENANCES TO BE FURTHER IDENTIFIED AS THE MASSILLON ROAD AT BOETTLER ROAD & CORPORATE WOODS ROUNDABOUTS PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on 7/13/2021)**

Attachments: [2021-R54 re Massillon Rd Boettler Franks Corp Woods Improvement Appropriations](#)

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

City Engineer Pickett had explained this item in detail.

Committee and Council ok with passage. Councilman France made a motion.

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

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

Absent: 1 - Shaughnessy

SECOND READING ITEMS

[2021-R56](#) **A RESOLUTION ALLOWING THE MAYOR TO APPLY FOR A FEDERAL SURFACE TRANSPORTATION BLOCK GRANT (“STBG”) FUND PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (“AMATS”) FOR THE ARLINGTON ROAD CORRIDOR PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021) **SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R56 re STBG Arlington Road Corridor Project 2021](#)
[Wayne Wiethe 2nd Reading Passage Request](#)
[Wayne Wiethe 2nd Reading Passage Request.pdf](#)

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

Administration was requesting second reading due to the deadline for applying for the grant.

Council & Committee ok with passage. Councilman France made a motion.

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

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

Absent: 1 - Shaughnessy

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

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

Absent: 1 - Shaughnessy

[2021-R58](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGAGEMENT AGREEMENT WITH BLACK MCCUSKEY SOUERS & ARBAUGH FOR THE LEGAL SERVICES TO LITIGATE MATTERS FOR THE CITY'S PUBLIC IMPROVEMENT PROJECTS RELATING TO EASEMENTS, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)

Attachments: [2021-R58 re professional services with Black McCluskey Rod Moore](#)

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

City Engineer Pickett explained the need for this legislation.

Time was requested and granted.

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

Did not meet.

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business

XII. New Business

Councilman Yeargin mentioned that Council was hosting an Ice Cream Social on Thursday, Sept 2 at 6:00 p.m.

XIII. Adjournment

A motion was made by Council Member Yeargin, seconded by Council Member France, to adjourn the meeting at 9:08 p.m. The motion carried by the following vote:

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

Absent: 1 - Shaughnessy

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.