



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

Tuesday, December 13, 2022

7:00 PM

Council Chambers

I. Call to Order

Council President France called the meeting to order at 7:38 p.m.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 6 - Richard Brandenburg, Clark A. DeVitis, Dave France, Rocco Yeargin, Jeff Noble and Barbara Babbitt

Absent: 1 - CJ Meager

Also present:

Nichole Messner, Clerk of Council
Steve Schmidt, Finance Director
Valerie Carr, Service Director
Wayne Wiethe, Planning Director
Paul Pickett, City Engineer
Mayor Neugebauer, Mayor
Lisa Dean, Law Director

Jackson Hall, Student Representative
Chase Borland, Student Representative
Aaryan Qureshi, Student Representative
Grant Kuwatch, Student Representative

IV. Council Study Session

[TMP-4066](#)

Approval of the November 22, 2022 Council Meeting Minutes

Attachments: [11-22-22 Council Meeting Minutes](#)

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

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

Absent: 1 - Meager

TMP-4070 Approval of the November 2022 Electronic Financial Report, Subject to Audit

Attachments: [NOVEMBER 2022 ELECTRONIC FINANCIAL REPORT](#)

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

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

Absent: 1 - Meager

V. Public Report

Pat Carleski, 3878 Greenfield Road, Green OH-

Thanked the Parks Dept for the wonderful senior brunch she thinks the City does a great job on the senior events.

VI. Public Hearings

None.

VII. Reading of Correspondence

Clerk of Council Messner read in the correspondence.

TMP-4068 December 7, 2022 Parks & Recreation Board Meeting Agenda

Attachments: [Meeting Agenda 2022-12-7](#)

TMP-4069 November 2022 -Planning Department Monthly Financial Summary

Attachments: [November Monthly Summary](#)

VIII. New Legislation - Items on First Reading

Council Clerk Nichole Messner read in the new legislation. Council President France assigned the legislation to a committee.

2022-R72 **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH KLEINFELDER, INC. (POGGEMEYER DESIGN GROUP), FOR CONSULTING SERVICES TO UPDATE THE CITY OF GREEN COMPREHENSIVE PLAN (FKA LONG RANGE LAND USE PLAN), AND DECLARING AN EMERGENCY. -(Introduced on 12/13/22)**

Attachments: [2022-R72 Poggemeyer Contract for Comprehensive Plan](#)
[2022-R72 Exhibit A](#)
[Poggemeyer Design Group Statement of Qualifications](#)
[2022-R72 Request for Legislation](#)

IX. Report of Council Committees

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

Councilman Yeargin gave his committee report.

2022-20A **AN ORDINANCE AUTHORIZING THE NECESSITY AND INTENTION OF APPROPRIATION PROCEEDINGS TO ACQUIRE LAND FOR AN ACCESS ROAD ON THE NORTH SIDE OF EAST TURKEYFOOT LAKE ROAD TO PROVIDE SAFE INGRESS AND EGRESS TO AND FROM THE ADJACENT PROPERTIES, AND MAKING AN APPROPRIATION. -(Introduced on 10/11/22)(Amended January 10, 2023)**

Attachments: [2022-20 Amended Massillon-619 Access Rd 1-10-23](#)
[Proposed Access Road Rendering](#)
[2022-20 Request for Legislation](#)

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

The administration requested time on this as they are still working with the property owners.

Time requested and granted.

THIRD READING ITEMS

2022-R63AA **A RESOLUTION APPROVING AND ADOPTING THE 2023 ANNUAL CAPITAL APPROPRIATIONS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. -(Introduced on 11/8/22) (Amended November 22, 2022)(Amended January 10, 2023)**

Attachments: [2022-R63 Amended 2023 Capital Annual Appropriations 1-10-23](#)
[2022-R63 Amended Exhibit A 1-10-23](#)
[2022-R63 Request for Legislation](#)

Councilman Yeargin read in the legislation and briefly discussed it.

Time was requested and granted.

[2022-R67AA](#) A RESOLUTION AUTHORIZING THE CITY TO SPEND FUNDS FOR THE DESIGN OF THE “COMMUNITY COURTS PROJECT”; GREEN LOCAL SCHOOL DISTRICT HAS ENGAGED SOL HARRIS DAY TO PROVIDE DESIGN SERVICES FOR THE NEW GREEN MIDDLE SCHOOL WHICH INCLUDES THE “COMMUNITY COURTS PROJECT”, AUTHORIZING AN ADVANCE, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -(Introduced on 11/8/22) (*Amended November 22, 2022*)(Amended December 13, 2022)

Attachments: [2022-R67 Amended Community Court Project Legislation 12-13-22](#)
[2022-R67 Exhibit A](#)
[2022-R67 Amended Exhibit B 12-13-22](#)
[2022-R67 Request for Legislation](#)

Councilman Yeargin read in the legislation and gave a brief summary. He explained that a lengthy discussion took place during committees; multiple public meetings have taken place, and council has heard from numerous sports groups, school officials, city administration, etc. on this project.

Councilman Yeargin made a motion to adopt.

Councilwoman Babbitt clarified that by voting on this the legislation does commit council to the entire project and not just the architectural services; this allows the mayor to enter into the entire agreement.

Councilman Brandenburg quoted the charter regarding the Parks Board. He reiterated that a master plan was created that held surveys of the residents, and an indoor gym was not in the top needs and ranked 9th; only 19% of people agreed that an indoor gym was an unmet need. He commented that the financing of 15 million dollars, would make a 1 million dollar payment and that once the bonds were paid the property would transfers to the schools. He feels this project is not supported by data collected and does not have a business plan or contract. He cannot approve a contract that is not complete. He felt this projects cost is far too expensive, and the time has not come for this and cannot support it.

Councilman Yeargin reiterated that the Parks Board did give a written recommendation in favor of using parks capital money up to \$750,000 for the project.

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

Aye: 5 - DeVitis, France, Yeargin, Noble and Babbitt

Nay: 1 - Brandenburg

Absent: 1 - Meager

B. Environment & Parks (Brandenburg*, Yeargin**, Babbitt)

Did not meet.

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

Councilman DeVitis gave his committee report.

SECOND READING ITEMS

[2022-R70](#) **A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2022 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF OPERATIONS AND SAFETY - PERSONAL PROTECTIVE EQUIPMENT, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR THE PURCHASE OF NFPA COMPLIANT STRUCTURAL FIREFIGHTING HELMETS AND DECLARING AN EMERGENCY. -(Introduced on 11/22/22)**

Attachments: [2022-R70 AFG Grant- Helmets Legislation](#)
[2022-R70 Request for Legislation](#)

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

Time was requested and granted.

[2022-R71](#) **A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2022 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF OPERATIONS AND SAFETY - EQUIPMENT, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR THE PURCHASE OF A FIRECOM COMMUNICATIONS SYSTEM FOR ENGINE 2, ENGINE 3, TANKER 1 AND LADDER 1, AND DECLARING AN EMERGENCY. -(Introduced on 11/22/22)**

Attachments: [2022-R71 AFG Grant-Firecom Legislation](#)
[2022-R71 Request for Legislation](#)

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

Time was requested and granted.

D. Planning, Community & Economic Development (Babbitt*, DeVitis**, Noble)

Did not meet.

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

Councilman Brandenburg gave his committee report.

SECOND READING ITEMS[2022-21A](#)**AN ORDINANCE TO AMEND SECTION 1223.06 OF GREEN CODIFIED ORDINANCE TO INCREASE THE TERM LENGTH AND METHOD OF APPOINTMENT FOR MEMBERS OF THE DESIGN REVIEW BOARD.**

-(Introduced on 11/22/22)(*Amended January 10, 2023*)

Attachments: [2022-21 Amended DRB Appointment Legislation](#)
[2022-21 Request for Legislation](#)

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

A few amendments need to be made to the legislation, so time was requested and granted.

F. Transportation, Connectivity & Storm Water (Noble*, France**, DeVitis)

All present. Mayor Neugebauer briefly touched on the construction happening on 77.

G. Intergovernmental & Utilities (France*, Noble**, Meager)

Did not meet.

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business

None.

XII. New Business

- **Council to appoint a member to the Design Review Board**

Council President France made a motion to reappoint Matt Glassner to the Design Review Board for another 2 year term. Councilman Yeargin seconded the motion. All were in favor; the motion carried.

- **Council to confirm the Board/Commission appointments made by Mayor Neugebauer**

Councilman France made a motion to confirm the appointment of Carmen Penedo to the HPC. DeVitis seconded. All were in favor.

Councilman France made a motion to confirm the reappointment of Nora Anderson to the PZC. Yeargin seconded. All were in favor.

Councilman France made a motion to confirm the reappointment of Robert Speight to the BZA. DeVitis seconded. All were in favor.

XIII. Adjournment

A motion was made by Council Member France, seconded by Council Member DeVitis, to adjourn the meeting at 8:10 p.m. The motion carried by the following vote:

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

Absent: 1 - Meager

ATTEST: _____
NICHOLE MESSNER, CLERK OF COUNCIL

APPROVED: _____
DAVE FRANCE, 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.