



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 Baldinger, Clerk of Council

Tuesday, February 9, 2021

7:00 PM

Council Chambers

I. Call to Order

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

II. Pledge of Allegiance

III. Swearing in of Christopher J. Meager "C.J.", Ward 2 Councilmember

At this time J. Dean Carro swore Christopher J. Meager in as the new Ward 2 Councilperson.

IV. Roll Call of Council Members

Present: 6 - Richard Brandenburg, Clark A. DeVitis, Dave France, Matt Shaughnessy, Rocco Yeargin and CJ Meager

Absent: 1 - Barbara Babbitt

V. Council Study Session

[TMP-3334](#) Approval of the January 26, 2021 Council-Committee 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: 6 - Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

Absent: 1 - Babbitt

VI. Public Report

None.

VII. Public Hearings

None.

VIII. Reading of Correspondence

- [TMP-3325](#) February 3, 2021 Parks & Rec Board Agenda
- [TMP-3326](#) Thank you letter from Sheriff Barry
- [TMP-3333](#) Summit County Stay at Home Advisory Extension- News Release

All correspondence read in and filed.

IX. New Legislation - Items on First Reading

- [2021-R10](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN EXCLUSIVE AGREEMENT WITH REPUBLIC SERVICES FOR THE COLLECTION AND REMOVAL OF RESIDENTIAL RECYCLABLES, REFUSE, AND WASTE MATERIALS IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. - (Introduced on 2/9/21) **SECOND READING PASSAGE REQUESTED****
- [2021-R11](#) **A RESOLUTION MAKING ADDITIONAL APPROPRIATION OF SEVENTEEN THOUSAND THREE HUNDRED FORTY DOLLARS AND THIRTY-ONE CENTS (\$17,340.31) IN THE PLANNING CONSULTANTS/CITY ENGINEER ACCOUNT FOR ENGINEERING SERVICES PROVIDED BY ENVIRONMENTAL DESIGN GROUP (“EDG”) AND AUTHORIZING THE PAYMENT OF PAST DUE INVOICES FOR ENGINEERING SERVICES, AND DECLARING AN EMERGENCY. -(Introduced on 2/9/2021)**
- [2021-R12 A](#) **A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) PIERCE VELOCITY 100 FOOT HEAVY DUTY AERIAL PLATFORM TRUCK FROM ATLANTIC EMERGENCY SOLUTIONS, INC. FOR USE BY THE CITY OF GREEN’S FIRE DEPARTMENT, AND DECLARING AN EMERGENCY. -(Introduced on 2/9/2021) (AMENDED FEBRUARY 23, 2021) **SECOND READING PASSAGE REQUESTED****
- [2021-02](#) **AN ORDINANCE VACATING MARATHON ALLEY. - (Introduced on 2/9/2021)**

X. Report of Council Committees

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

Did not meet.

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

Did not meet.

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

All members present.

SECOND READING ITEMS[2021-R07](#)

A RESOLUTION AUTHORIZING THE MAYOR TO RE-APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2020 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 1/26/2021) **SECOND READING PASSAGE REQUESTED**

Councilman DeVitis read in the legislation and gave a brief overview. He explained that 2nd reading passage was being requested for this legislation due to the deadline to apply for the grant. Councilman DeVitis explained that this one was for the heavy rescue vehicle grant.

All Committee members were good with 2nd reading passage. After further discussion, a motion was made.

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

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

Absent: 1 - Babbitt

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

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

Absent: 1 - Babbitt

[2021-R08](#)

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2020 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF SAFETY, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR PURCHASE OF FIRE ALARM SYSTEMS FOR STATION #1 AND #2, AND DECLARING AN EMERGENCY. -(Introduced on 1/26/2021) **SECOND READING PASSAGE REQUESTED**

Councilman DeVitis read in the legislation and gave a brief explanation. He stated that

this legislation was just like the previous; its a grant for the FD for a new alarm system. Second reading passage is being requested due to the due date for the grant.

Committee members good with 2nd reading passage. After further discussion, a motion was made.

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

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

Absent: 1 - Babbitt

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

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

Absent: 1 - Babbitt

[2021-R09](#)

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT, UNDER THE FISCAL YEAR 2020 ASSISTANCE TO FIREFIGHTERS GRANT (“AFG”), IN THE CATEGORY OF EQUIPMENT, FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR PURCHASE OF BATTERY POWERED EXTRICATION EQUIPMENT, AND DECLARING AN EMERGENCY. -(Introduced on 1/26/2021) **SECOND READING PASSAGE REQUESTED**

Councilman DeVitis read in the legislation and gave a brief description. He explained that this was just like the previous 2 pieces of legislation. This is a grant for the FD for battery powered extrication equipment. 2nd reading passage has been requested because of the due date of the grant.

Committee members are good with 2nd reading passage. After further discussion, a motion was made.

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

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

Absent: 1 - Babbitt

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

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

Absent: 1 - Babbitt

FIRST READING ITEMS

[2021-R12 A](#) **A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) PIERCE VELOCITY 100 FOOT HEAVY DUTY AERIAL PLATFORM TRUCK FROM ATLANTIC EMERGENCY SOLUTIONS, INC. FOR USE BY THE CITY OF GREEN'S FIRE DEPARTMENT, AND DECLARING AN EMERGENCY. -(Introduced on 2/9/2021) (AMENDED FEBRUARY 23, 2021) **SECOND READING PASSAGE REQUESTED****

Councilman DeVitis read in the legislation that was on First Reading and gave a detailed explanation. He explained that the administration was requesting 2nd reading passage at the next meeting.

Chief Funai explained that the reason for 2nd reading passage was that they were able to get a discount on the truck if the paid in full by a specific date. This is for their new Aerial truck that was being built by Pierce. They had done the prepayment in the past and it has worked out.

Finance Director Schmidt explained the reason they added a performance bond to the project. The truck is a large sum of money and the bond would allow them help if there were any issues with the company not building it in time, etc.

After further discussion, time was requested and granted.

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

All members present.

THIRD READING ITEMS

[2021-R01](#) **A RESOLUTION ACCEPTING THE PLANNING & ZONING COMMISSION'S ("PZC") APPROVAL OF THE REPLAT OF HIGH TOWER ESTATES NO. 2, AND DECLARING AN EMERGENCY. (Introduced 1/12/2021)**

President Yeargin read in the legislation and gave a brief overview. He explained that this was a housekeeping type of item and that the PZC had reviewed the replat and had no issues with it.

Director Wiethe agreed and stated that it was a pretty straight forward replat.

The Committee had no concerns. After further discussion, a motion was made.

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

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

Absent: 1 - Babbitt

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

All member present.

Councilman Meager stated that in the coming months he would be bringing forward some updates to the Council Rules & Procedures for review.

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

All members present.

SECOND READING ITEMS[2021-R04](#)

A RESOLUTION TO AMEND RESOLUTION 2020-R44, ADOPTED MAY 26, 2020, AUTHORIZING THE CITY OF GREEN TO ENTER INTO A MODIFIED ADDITIONAL CONTRACT WITH BURGESS & NIPLE, INC. FOR ADDITIONAL COMPENSATION TO COMPLETE THE PLANS FOR PROFESSIONAL ENGINEERING SERVICES FOR THE MASSILLON ROAD NORTH IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on 1/26/2021) **SECOND READING PASSAGE REQUESTED**

Councilman France read in the legislation and gave a detailed overview. He explained that Administration was requesting second reading passage on this and that no new money was being appropriated, just fixing the Exhibit for ODOT.

City Engineer Paul Pickett agreed with Mr. France and echoed that no new money was being appropriated.

Committee members good with 2nd reading passage.

After further discussion, a motion was made.

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

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

Absent: 1 - Babbitt

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

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

Absent: 1 - Babbitt

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

2 members present.

SECOND READING ITEMS

[2021-R06](#) **A RESOLUTION IN SUPPORT OF ACCEPTING A GRANT FROM NOPEC, INC. FOR AN ELECTRONIC DEVICE CHARGING STATION, AND DECLARING AN EMERGENCY. - (Introduced on 1/26/2021)
SECOND READING PASSAGE REQUESTED**

Councilman Shaughnessy read in the legislation and gave a detailed explanation. He explained that the Administration was asking for 2nd reading passage and that the Service Director had given a detailed explanation at the previous meeting.

Service Director Valerie Carr added that the charging station will also clean your phone as it charges it.

Committee Members good with second reading passage.

After further discussion, a motion was made.

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

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

Absent: 1 - Babbitt

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: 6 - Brandenburg, DeVitis, France, Shaughnessy, Yeargin and Meager

Absent: 1 - Babbitt

FIRST READING ITEMS

[2021-R10](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN EXCLUSIVE AGREEMENT WITH REPUBLIC SERVICES FOR THE COLLECTION AND REMOVAL OF RESIDENTIAL RECYCLABLES, REFUSE, AND WASTE MATERIALS IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY. - (Introduced on 2/9/21) **SECOND READING PASSAGE REQUESTED****

Councilman Shaughnessy read in the first reading legislation and gave a brief overview. He explained that the Administration was asking for second reading passage at the next meeting due to the contract date.

Service Director Valerie Carr gave a detailed explanation of the legislation. The City

would be changing trash providers from Kimble to Republic. They had bid out the trash service and Republic Services came in with the lowest bid. Director Carr went over many of the details of the contract, she explained that Republic had even agreed to keep the routes the same at this time.

After further discussion, time was requested and granted.

XI. Mayor’s Report

The Mayor gave a brief report.

XII. Unfinished Business

None.

XIII. New Business

XIV. Adjournment

A motion was made by Council Member Rocco Yeargin, seconded by Council Member Dave France, to this adjourn the meeting at 8:13 p.m. The motion carried by the following vote:

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

Absent: 1 - Babbitt

ATTEST: _____
NICHOLE BALDINGER, 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.