



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, Clerk of Council

Tuesday, December 14, 2021

7:00 PM

Council Chambers

I. Call to Order

Council President Yeargin called the meeting to order at 7:18 p.m.

II. Pledge of Allegiance

III. Roll Call of Council Members

Present: 5 - Barbara Babbitt, Richard Brandenburg, Dave France, Rocco Yeargin and CJ Meager

Absent: 1 - Clark A. DeVitis

IV. Council Study Session

[TMP-3692](#)

Approval of the November 23, 2021 Council Meeting Minutes

Attachments: [11-23-21 Council Meeting 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 - Babbitt, Brandenburg, France, Shaughnessy, Yeargin and Meager

Absent: 1 - DeVitis

[TMP-3699](#)

Approval of the November 2021 Electronic Financial Report, Subject to Audit

Attachments: [NOVEMBER 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: 6 - Babbitt, Brandenburg, France, Shaughnessy, Yeargin and Meager

Abstain: 1 - DeVitis

****Massillon Road North Project Recap Video****

V. Public Report

None.

VI. Public Hearings

None.

VII. Reading of Correspondence

Clerk of Council Messner read in the correspondence.

[TMP-3700](#)

Email from Nick Donatelli RE: Town Park Blvd

Attachments: [Email from Nick Donatelli RE Town Park Blvd](#)

[TMP-3701](#)

Email from Krista Seals RE: Town Park Blvd Ext

Attachments: [Email from Krista Seals RE Town Park Blvd. Ext.](#)

[TMP-3702](#)

Email from Desiree Dennis RE: Charleston Place

Attachments: [Email from Desiree Dennis RE Charleston Place Allotment](#)

[TMP-3704](#)

Email from Kevin Callahan RE: Town Park Blvd Ext Traffic Concerns

Attachments: [Email from Kevin Callahan RE Town Park Blvd Extension - Requests and Increased Traffic on Wise Massillon Intersection](#)

VIII. New Legislation - Items on First Reading

Clerk of Council Messner read in the new legislation.

[2021-R83](#)

**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-R83 re December Appropriations](#)
[2021-R83 re Exhibit A](#)
[Steve Schmidt 1st Reading Passage Request 2021-R83](#)

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

2021-27

AN ORDINANCE ESTABLISHING CHAPTER 1072, ELECTRIC VEHICLE CHARGING STATIONS, WITHIN TITLE SIX - OTHER PUBLIC SERVICES - GRANTING AUTHORITY TO THE MAYOR TO ESTABLISH A FEE SCHEDULE FOR MUNICIPALLY OWNED VEHICLE CHARGING STATIONS. -Referred to the Intergovernmental and Utilities Committee **FIRST READING PASSAGE REQUESTED**

Attachments: [2021-27 re EV Charging Stations](#)
[Memo re EV Charging Station Pricing Policy](#)
[Valerie Wax Carr Memo re EV Charging Station](#)

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

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

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

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

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

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

IX. Report of Council Committees

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

Councilwoman Babbitt gave her committee report.

THIRD READING ITEMS

2021-R77A

A RESOLUTION APPROVING AND ADOPTING THE 2022 ANNUAL CAPITAL APPROPRIATIONS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. -(Introduced on 11/9/21) (AMENDED JANUARY 11, 2022)

Attachments: [2021-R77 A re Amended 2022 Capital Annual Appropriations](#)
[2021-R77 A re Amended Exhibit A](#)

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

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

All members present. Did not meet.

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

2 members present. DeVitis absent. The Committee received the November Sheriffs activity report.

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

Councilman Yeargin gave his committee report.

2021-R78

A RESOLUTION APPROVING THE FINAL PLAT OF UNION SQUARE PHASE I, AND DECLARING AN EMERGENCY.
-(Introduced on 10/26/21)

Attachments: [2021-R78 re Union Square Phase I](#)
[2021-R78 re Exhibit A](#)
[21-53 Union Square Phase I PZC Staff Report](#)
[21-53 Union Square Phase I Plat plans](#)

Councilman Yeargin read in legislation and gave a brief summary.

Time requested and granted.

2021-26

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 79 ACRES OF LAND LOCATED AT 1265 BOETTLER ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED PULTE PLANNED DEVELOPMENT. -(Introduced on 10/26/21) Committee **A PUBLIC HEARING WAS HELD ON NOVEMBER 23, 2021**

Attachments: [2021-26 re Pulte 1265 Boettler Rd changes](#)
[2021-26 re Exhibit A](#)
[21-51 Pulte PD Concept Plan PZC Staff Report](#)
[21-51 Pulte PD Concept Plan](#)

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

Time requested and granted.

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

Councilman Meager gave his committee report.

At this time Council voted for the following appointments to the Parks & Recreation Board:

Rachel Richards and Brandi Reedy. Councilman Meager made a motion to appoint both individuals. Councilman Yeargin seconded the motions. All were in favor.

At this time Council voted for the following appointments to the Design Review Board:

John Dodovich and Matt Glassner. Councilman Meager made a motion to appoint both individuals. Councilman Yeargin seconded the motions. All were in favor.

At this time Councilman Meager made a motion to confirm Mayor Neugebauers appointments to various boards/commissions. Councilman Yeargin seconded the motion. All were in favor.

THIRD READING ITEMS

[2021-R82](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO CONTRACTS WITH VARIOUS LAW FIRMS FOR INCOME TAX COLLECTION SERVICES, FOR A THREE-YEAR TERM COMMENCING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY. -(Introduced on 11/9/21)**

Attachments: [2021-R82 re Income Tax Legal Firms](#)

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

A motion was made to adopt.

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

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

****Executive Session to discuss a pending litigation matter****

At 7:43 p.m. Councilman Meager made a motion to go into executive session to discuss pending litigation with all of Council, Mayor Neugebauer, Law Director Dean

and Service Director Carr. Councilman Yeargin seconded the motion. All were in favor.

At 8:03 p.m. Councilman Meager made a motion to close executive session and resume the regular meeting. Councilman France seconded the motion. All were in favor.

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

No items of legislation. Did not meet

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

Councilman Shaughnessy gave his committee report.

2021-24

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ESTABLISH AN OPT-IN NATURAL GAS PROGRAM PURSUANT TO SECTION 4929.27(A)(1), OHIO REVISED CODE, JOINTLY THROUGH NOPEC AS A NOPEC MEMBER. -(Introduced on 10/26/21) **PUBLIC HEARINGS WERE HELD ON NOVEMBER 9 & 23, 2021**

Attachments: [2021-24 re NOPEC Opt In Natural Gas Program](#)

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

A motion was made to adopt.

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

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

2021-25

AN ORDINANCE APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE NOPEC NATURAL GAS AGGREGATION PROGRAM FOR THE PURPOSE OF JOINTLY ESTABLISHING AND IMPLEMENTING A GAS AGGREGATION PROGRAM AS A NOPEC MEMBER. -(Introduced 20 10/26/21) **PUBLIC HEARINGS WERE HELD ON NOVEMBER 9 & 23, 2021**

Attachments: [2021-25 re NOPEC Adot Natural Gas Program](#)

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

A motion was made to adopt.

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

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

X. Mayor's Report

Mayor Neugebauer gave his report.

XI. Unfinished Business

At this time Councilman Yeargin presented Councilman Shaughnessy with a plaque and thanked him for his service on City Council. Councilman Shaughnessy gave a short speech.

XII. New Business

XIII. Adjournment

A motion was made by Council Member Yeargin, seconded by Council Member Meager, to adjourn the meeting at 8:16 p.m. The motion carried by the following vote:

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

Absent: 1 - DeVitis

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.