



# 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*

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Tuesday, January 12, 2021

7:00 PM

Council Chambers

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#### I. Call to Order

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

#### II. Pledge of Allegiance

#### III. Roll Call of Council Members

**Present:** 6 - Rocco Yeargin, Barbara Babbitt, Richard Brandenburg, Clark A. DeVitis, Dave France and Matt Shaughnessy

#### IV. Council Study Session

##### [ID-20-23](#)

Approval of the November 24, 2020 Council/Committee Meeting

**A motion was made by Council Member France, seconded by Council Member Babbitt, to approve the Minutes. The motion carried by the following vote:**

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

##### [ID-20-24](#)

Approval of the December 8, 2020 Council/Committee Meeting Minutes

**A motion was made by Council Member France, seconded by Council Member Babbitt, to approve the Minutes. The motion carried by the following vote:**

**Aye:** 5 - Yeargin, Babbitt, Brandenburg, DeVitis and France

**Abstain:** 1 - Shaughnessy

##### [ID-20-25](#)

Approval of the January 5, 2021 Organizational Meeting Minutes

**A motion was made by Council Member France, seconded by Council Member Babbitt, to approve the Minutes. The motion carried by the following vote:**

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

[ID-20-26](#)

Approval of the November 2020 Financial Report Subject to Audit

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

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

## V. Public Report

Rod Moore- Parks & Recreation Board Member.

Mr. Moore spoke about the Parks & Rec Boards support for the Willadale Trail being fully funded by the Pipeline Safety Fund. They do not wish any of the money to come out of the Parks Capital. They also felt that this trail was very important and should be a priority.

## VI. Public Hearings

[2020-11](#)

**AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF PROPERTY CONTAINING APPROXIMATELY 9.78 ACRES OF LAND LOCATED AT 4137 S. ARLINGTON ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED WOODLAND RESERVE PLANNED DEVELOPMENT. (Introduced 12/8/2020) Public Hearing was held on January 12, 2021**

The Public Hearing began at 7:20pm.

Public Comments:

Dave Clevenger, 900 Harring Road, Green OH-

Mr. Clevenger was concerned about the traffic issues that would come from this project. He did not support the development.

Robert Jackson, 4192 S. Arlington Road, Green OH-

Mr. Jackson had concerns about the traffic that would be created by this project and the flooding issues that would arise by the project. He stated that they already had issues with both and the project would just make things worse. He did not support the project.

Linda Hetson, 918 Harring Road, Green OH-

Mrs. Hetson had the same concerns as her neighbors. The traffic and flooding were both issues that would get worse if this development were to go in. She did not support the project.

Gary Hetson, 918 Harring Road, Green OH-

Mr. Hetson stated that he was opposed to any planned developments and did not want to see any developments going in around this area.

Public Hearing ended at 7:40pm.

#### VII. Reading of Correspondence

Read in and filed.

- [TMP-3276](#) Press Release from Ilene Shapiro RE: Affordable Housing
- [TMP-3278](#) Email from Tracy Parnell RE: Sgt. Clean Car Wash Donation
- [TMP-3287](#) November 2020 Civil Service Commission Minutes
- [TMP-3288](#) Press Release from Ilene Shapiro's Office Re: Free Meal Vouchers for Summit County Older Adults
- [TMP-3299](#) Parks & Recreation Board January 6, 2021 Agenda

#### VIII. New Legislation - Items on First Reading

- [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)
- [2021-R02](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH M.P. DORY CO., FOR GUARDRAIL REPAIRS AND REPLACEMENT, OBTAINING FORMAL BIDDING AND ADVERTISING FOR A CONTRACT, AND DECLARING AN EMERGENCY.** (Introduced on 1/12/2021) **\*\*SECOND READING PASSAGE REQUESTED\*\***
- [2021-R03](#) **A RESOLUTION AUTHORIZING A GRANT AGREEMENT WITH THE AKRON-CANTON AIRPORT AUTHORITY TO ASSIST WITH ITS JOBSOHIO PROGRAM-COMMERCIAL AIR SERVICE RESTORATION PROGRAM TO RESTORE AIR SERVICE AT THE AIRPORT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.** -Referred to the Finance Committee

#### IX. Report of Council Committees

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

All members present.

[2020-R82 A](#)  
[A](#) **A RESOLUTION APPROVING AND ADOPTING THE 2021 ANNUAL CAPITAL APPROPRIATIONS FOR THE CITY OF GREEN, AND DECLARING AN EMERGENCY. (Introduced 11-10-2020) (AMENDED NOVEMBER 24, 2020) (AMENDED JANUARY 12, 2021)**

Councilwoman Babbitt read in the legislation. She stated that this was on 4th Reading and much discussion had taken place on the funding of the Willadale Trail out of the Pipeline Safety Fund.

An amended attachment had been given to City Council on 1/12/21 which struck the Master Trail Plan funding out of the budget.

Much discussion took place about whether or not the Willadale Trail was an appropriate use for the Pipeline Safety Fund and if it met the definitions set forth by the Pipeline Safety Committee.

Councilman Brandenburg had many concerns with the trail coming out of the Pipeline Fund and he did not feel it met the definitions set forth by the Committee.

Councilman DeVitis felt the same way.

Council President Yeargin was in favor of the funding and did feel that it met the definitions set forth by the Committee and felt that they should be following the recommendations that had been set forth by the Pipeline Committee.

Councilwoman Babbitt confirmed with the Committee that they all felt the aerial truck was a good use for the Pipeline funds and met the safety criteria. All agreed.

After further discussion, Councilwoman Babbitt made a motion to amend Exhibit A and strike the Willadale Trail funding from the budget completely. Councilman Brandenburg seconded the motion.

The vote was 6-0; the motion carried.

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

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

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

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

**THIRD READING ITEMS**[2020-10](#)

**AN ORDINANCE AUTHORIZING A LEASE PURCHASE-FINANCING TRANSACTION BETWEEN HUNTINGTON PUBLIC CAPITAL CORPORATION AND THE CITY OF GREEN FOR THE FINANCING OF IMPROVEMENTS TO VARIOUS LOCATIONS IN THE CITY, AND DECLARING AN EMERGENCY. Introduced 11/24/2020**

Councilwoman Babbitt read in the legislation and deferred discussion on this item until the Intergovernmental & Utilities Committee.

Committee Business

[2021-R03](#)

**A RESOLUTION AUTHORIZING A GRANT AGREEMENT WITH THE AKRON-CANTON AIRPORT AUTHORITY TO ASSIST WITH ITS JOBSOHIO PROGRAM-COMMERCIAL AIR SERVICE RESTORATION PROGRAM TO RESTORE AIR SERVICE AT THE AIRPORT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee**

Councilwoman Babbitt read in the legislation. She explained that Mayor Neugebauer had requested second reading passage on this item.

The Mayor explained the legislation briefly. All members of Council supported the legislation, and Mrs. Babbitt felt that passing the item on first reading would be acceptable. All Committee Members were in favor.

After further discussion, Councilwoman Babbitt made a motion.

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

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

**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 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

**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 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

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

All members present.

**SECOND READING ITEMS**

[2020-R89 A](#) **A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR THE CERTIFIED LOCAL GOVERNMENT GRANT PROGRAM BY THE OHIO STATE HISTORIC PRESERVATION OFFICE FOR THE REHABILITATION OF THE LEVI J HARTONG HOUSE/SOUTHGATE FARM PUBLIC RESTROOM, AND DECLARING AN EMERGENCY. Introduced 12/8/2020 (AMENDED JANUARY 12, 2021)**

Councilman Brandenburg read in the legislation. He gave a brief overview of the legislation and the information about the restroom rehab project that had been shared at the PRB Meeting.

After further discussion, time was taken on the item.

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

All members present. No items of legislation, did not meet.

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

All members present.

**SECOND READING ITEMS**

[2020-R90](#) **A RESOLUTION ACCEPTING THE PLANNING & ZONING COMMISSION’S (“PZC”) APPROVAL OF HOMEWOOD FARM NO. 4 ALLOTMENT REPLAT, AND DECLARING AN EMERGENCY. Introduced 12/8/2020**

Council President Yeargin read in the legislation and gave a brief overview.

Director Wiethe briefly explained that this item is essentially a housekeeping item and that the homeowners would appreciate second reading passage so that they can move forward with the project.

All members of the Committee were good with second reading passage.

After further discussion, 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:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

**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: 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

[2020-11](#)

**AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF PROPERTY CONTAINING APPROXIMATELY 9.78 ACRES OF LAND LOCATED AT 4137 S. ARLINGTON ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED WOODLAND RESERVE PLANNED DEVELOPMENT. (Introduced 12/8/2020) Public Hearing was held on January 12, 2021**

Council President Yeargin read in the legislation. He stated that a Public Hearing had been held on this, this evening. Therefore no action could take place until the next meeting.

Time was taken.

E. Rules and Personnel (Vacant\*, Yeargin\*\*, France)

Two members present.

Council President Yeargin gave an update on the Ward 2 Seat process.

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

All members present.

[2021-R02](#)

**A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH M.P. DORY CO., FOR GUARDRAIL REPAIRS AND REPLACEMENT, OBVIATING FORMAL BIDDING AND ADVERTISING FOR A CONTRACT, AND DECLARING AN EMERGENCY. (Introduced on 1/12/2021) \*\*SECOND READING PASSAGE REQUESTED\*\***

Councilman France read in the legislation and gave a brief overview. 2nd reading passage had been requested by the City Engineer.

City Engineer Pickett briefly explained the legislation and need for 2nd reading passage.

Time was taken on the item.

G. Intergovernmental & Utilities (Shaughnessy\*, Vacant\*\*, Babbitt)

Two members present.

**THIRD READING ITEMS**

[2020-R86](#)

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE A CONTRACT FOR AN ENERGY SERVICES PERFORMANCE CONTRACT WITH GARDINER SERVICE COMPANY, LLC., FOR THE LEASE-PURCHASE OF VARIOUS ENERGY EFFICIENCY IMPROVEMENTS, AND DECLARING AN EMERGENCY. (Introduced 11/24/2020)**

Councilman Shaughnessy read in the legislation and gave a brief overview. He stated that Service Director Carr had given them a lot of good information on this legislation and done a lot of research on it. Gardiner did a presentation at the last meeting and went over the contract in detail.

Councilman Brandenburg expressed his concern with the payback periods on much of the contract. He stated that he did not feel that this was a good time to spend this much money, not knowing how the economy was going to be going forward.

Councilman Shaughnessy expressed the same concerns.

After further discussion, a motion was made to adopt this legislation. The vote was 3-3; the motion failed and the legislation was defeated.

**A motion was made by Council Member Shaughnessy, seconded by Council Member Babbitt, to adopt the Resolution. The motion failed by the following vote:**

**Aye:** 3 - Yeargin, Babbitt and France

**Nay:** 3 - Brandenburg, DeVitis and Shaughnessy

[2020-10](#)

**AN ORDINANCE AUTHORIZING A LEASE PURCHASE-FINANCING TRANSACTION BETWEEN HUNTINGTON PUBLIC CAPITAL CORPORATION AND THE CITY OF GREEN FOR THE FINANCING OF IMPROVEMENTS TO VARIOUS LOCATIONS IN THE CITY, AND DECLARING AN EMERGENCY. Introduced 11/24/2020**

Discussion on this legislation had been deferred from the Finance Committee since it was affiliated with 2020-R86.

2020-R86 was defeated, therefore the Mayor stated there was no longer need for this legislation and requested that it be withdrawn.

The request was granted.

## X. Mayor's Report

The Mayor gave a brief report.



XI. Unfinished Business

None.

XII. New Business

None.

XIII. Adjournment

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

**Aye:** 6 - Yeargin, Babbitt, Brandenburg, DeVitis, France and Shaughnessy

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.