



# 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 - Ward 2*  
*Rick Miller- Ward 3*  
*Jeff Noble - Ward 4, President*  
*Justin Speight - At-Large, Vice President*  
*Clark A. DeVitis - At-Large*  
*Gerard Neugebauer- At-Large*  
*Nichole Messner, MMC- Clerk of Council*

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Tuesday, May 13, 2025

7:00 PM

Council Chambers

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#### I. Call to Order

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

#### II. Pledge of Allegiance

#### III. Roll Call of Council Members

**Present:** 6 - Clark A. DeVitis, CJ Meager, Jeff Noble, Barbara Babbitt, Justin Speight and Rick Miller  
**Absent:** 1 - Gerard Neugebauer

#### Also Present:

Valerie Carr, Service Director  
Paul Pickett, City Engineer  
Wayne Wiethe, Planning Director  
Steve Schmidt, Finance Director  
Pam Serina, HR Manager  
Nichole Messner, Clerk of Council

#### IV. Council Study Session

[TMP-4951](#) Approval of the April 22, 2025 Council Meeting Minutes

**Attachments:** [4-22-25 Draft Council Meeting Minutes](#)

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

**Aye:** 5 - DeVitis, Noble, Babbitt, Speight and Miller

**Abstain:** 1 - Meager

[TMP-4969](#) Approval of the March 2025 Electronic Financial Report, Subject to Audit

**Attachments:** [March 2025 Electronic Financial Report](#)

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

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

## V. Public Report

Commodore Kenneth Jacobs, 9088 Ontario St NW-Coast Guard Auxiliary  
Discussed Boater Safety Week. Presented the Council President with a Certificate of Appreciation.

## VI. Public Hearings

Councilman DeVitis opened the public hearing at 7:12 p.m.

### [2025-06A](#)

**AN ORDINANCE AMENDING SECTION 157.086(2) AGRICULTURAL USES: ANIMAL HUSBANDRY AND KEEPING OF LIVESTOCK OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN.** -(Introduced on 4/8/2025) *(Amended on April 22, 2025)* \*\*A PUBLIC HEARING WAS HELD ON TUESDAY, MAY 13, 2025\*\*

**Attachments:** [2025-06 Ord Amend Sect 157.086 Chickens Legislation-amendment 4-16-25](#)

Councilman DeVitis read in the legislation and gave a brief summary. He turned the hearing over to Councilman Speight as the sponsor of the legislation.

Councilman Speight highlighted the proposed changes-Drop acreage requirement to .45 acres from 2 acres. Number of hens based off acreage. Setbacks 20ft from prop line and 100 ft from adjacent dwellings. No hens on less than 5 acres. Maximum 100 permits will be issued per year. Permits are subject to inspections. Coop size and material requirements. Chickens for personal use. No breeding or slaughtering. Also, HOA's are excluded from the legislation. Deed restrictions must be followed. City can enforce disrepair and complaints against un kept coops.

He commented that numerous residents signed a petition and have brought this issue forward to him wanting the ordinance changed.

Kristin Gardner, 4416 Royce Avenue, gave a brief presentation on the benefit of keeping of chickens.

### PUBLIC COMMENT:

Jesse Carvill, 2880 Pickle Rd., Green OH-  
Asked that coop restrictions not be so black and white. Possibly look into allowing

meat chickens as well.

Anderson Carvill, 288 Pickle Rd., Green OH-  
Accessibility of eggs. Having your own chickens would give you access to eggs regularly.

Nicholas Zellia, 4452 Sunnyview Dr., Green OH-  
Supports the chicken ordinance. Gave a few reasons why he feels that way including environmental stewardship.

Kevin Tremmel, Spring Hill HOA-  
Does not support changing the acreage requirement or any of the amendments.

Robert Charles, 1501 Summer Wood Lane, Green OH-  
Agrees that HOA's should be excluded. HOA's are disappearing and may not be able to enforce these new laws. Concerned with enforcement and parcel size change. We are a city, and thus changing the current ordinance will create issues. Encourages council to vote no.

Ryan Etap, 747 September Dr. Green OH-  
Is in support of the ordinance and appreciates how the legislation has been written up. Feels it comes down to choices- he chose not to live in the HOA, and other chose to live in HOA's, and those who do not live in HOA's should not have to abide by their strict rules.

Matt Hartong, 783 Killinger Rd, Green OH- President of Summit Co Farm Bureau-  
In support of the ordinance- gave information on how the SC Farm Bureau helps people who have agricultural uses on their properties. Would love to see children and residents involved in seeing where there food comes from and teaching them responsibility. They offer courses on a number of agricultural topics, including chicken rearing.

Donna Galford, 1091 Apple Ridge Road, Green OH-  
Has 5 acres, has had chickens her whole life. Feels it is unfair and essentially a crime to be told what you can and can't do with your own property. A freedom that everyone should have.

Rebbeca Shaw, 1711 Farview Rd., Green OH-  
Family has a long history of working with chickens. Supports that everyone should have chickens and feels that this legislation is too strict and puts undo restrictions on the chicken owners. Encourages getting rid of some of the red tape. Go back to our true roots and allow the people of green to have chickens and freedom to control their own properties.

Councilman DeVitis asked how the ordinance would affect meat chickens.

Councilman Speight advised that on 5 acres or more that would still be permitted.

Discussion regarding how complaints against chicken coops would work and the exclusion of HOA's in the legislation.

Councilman Speight touched on a couple points regarding the benefit of the legislation and raising chickens.

Councilman Miller thanked the residents for coming and voicing there thoughts.

Councilman Meager commented on HOA's disbanding. Wants the council to think about how the legislation would work if an HOA disbanded.

Councilwoman Babbitt thanked everyone for their comments. Appreciated the thoughtful and respectful comments. Does not support removing the HOA language. Even if they disband, it still creates a respect for subdivisions and their rules. Living in an HOA is a choice- if you want to live in an area that has rules regarding your yards and houses, etc. that's your right, however you signed up for those rules. Individual property rights are still important as well, and those residents shouldn't have to suffer. Hopes they can pass this legislation as is, and then revisit it down the line if necessary. Believes the residents will be good neighbors. She reiterated that there should not be any additional cost to the city- Director Wiethe advised that the current staff will be able to handle this. The community is definitely changing, however, its a balance of control, over creating rules for the wellbeing of the residents. Doesn't love the penalty portion, and would love to see it as a lien. Wants to get rid of any gray areas. Appreciates the opportunity to work together.

Councilman Noble reiterated how its been a great process and is happy to see how everyone is working together to come to a good compromise and a good piece of legislation. Has done his own personal research on this, and where this would be allowed in his ward. Many of the lots have deed restrictions that wouldn't allow chickens. As a council person he has dealt with mostly property disputes, etc. This legislation will likely create more of these neighborly disputes that they would end up having to address.

After further discussion, Councilman DeVitis closed the public hearing at 8:29 p.m.

## VII. Reading of Correspondence

The Clerk of Council read in the correspondence.

[TMP-4970](#) May 6, 2025 Veterans Advisory Commission Meeting Agenda

**Attachments:** [5-6-25 VAC Meeting Agenda](#)

[TMP-4971](#) May 7, 2025 Parks & Recreation Board Meeting Agenda

**Attachments:** [Meeting Agenda 2025-05-07](#)

[TMP-4972](#) April 2, 2025 Parks & Recreation Board Meeting Minutes

**Attachments:** [PRB Draft Meeting Minutes 2025-04-02](#)

[TMP-4973](#) Email from Greer Langkamp in Support of the Chicken Ordinance

**Attachments:** [Email from Greer Langkamp RE Support of Chicken Ordinance](#)

[TMP-4974](#) Email from Alexis Butler in Support of the Chicken Ordinance

**Attachments:** [Email from Alexis Butler RE Support of Chicken Ordinance](#)

[TMP-4975](#) Email from Chelsea Gregga in Opposition of the Chicken Ordinance

**Attachments:** [Email from Chelsea Gregga RE Chicken Ordinance Concerns](#)

## VIII. New Legislation - Items on First Reading

Clerk of Council Messner read in the new legislation and the Council President referred each piece to the appropriate committee.

[2025-R18](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH MIDSTATES RECREATION FOR PLAYGROUND EQUIPMENT MODIFICATIONS AND THE PURCHASE AND INSTALLATION OF SYNTHETIC PLAYGROUND TURF AT PATRIOT PLAYGROUND, MAKING AN APPROPRIATION AND DECLARING AN EMERGENCY. -(Introduced on 5/13/2025)**

**Attachments:** [2025-R18 Patriot Playground Turf Replacement](#)

[2025-R18 Exhibit A](#)

[2025-R18 Exhibit B](#)

[2025-R18 Exhibit C](#)

[2025-R18 Exhibit D](#)

[2025-R18 Request for Legislation](#)

[2025-R19](#)      **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ACCEPT A DONATION OF PROPERTY FROM WAYNE O. RIGGS, JR., GENERALLY KNOWN AS PARCELS 28-08137, 28-08138, 28-08139, 28-08140, AND 28-08141 OF TAMARACK HIGHLANDS, AND DECLARING AN EMERGENCY. -(Introduced on 5/13/2025)**

**Attachments:**   [2025-R19 Riggs Land Donation Legislation](#)  
[2025-R19 Exhibit A](#)  
[2025-R19 Attachment](#)  
[2025-R19 Request for Legislation](#)

[2025-R20](#)      **A RESOLUTION DECLARING CERTAIN SERVICE DEPARTMENT EQUIPMENT SURPLUS PROPERTY TO BE TRADED IN TO OFFSET A PORTION OF THE PURCHASE PRICE FOR A REPLACEMENT, AND DECLARING AN EMERGENCY. -Referred to the Environment and Parks Committee \*\*FIRST READING PASSAGE REQUESTED\*\***

**Attachments:**   [2025-R20 Obsolete Vehicle- Equipment Legislation](#)  
[2025-R20 Exhibit A](#)  
[2025-R20 Request for Legislation](#)

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

**Aye:**   6 -   DeVitis, Meager, Noble, Babbitt, Speight and Miller

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

**Aye:**   6 -   DeVitis, Meager, Noble, Babbitt, Speight and Miller

**A motion was made by Council Member Miller, seconded by Council Member Speight, to adopt the Resolution. The motion carried by the following vote:**

**Aye:**   6 -   DeVitis, Meager, Noble, Babbitt, Speight and Miller

[2025-R21](#)      **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT TO PROVIDE COMMUNITY CORRECTIONAL SERVICES WITH ORIANA HOUSE, INC., AND DECLARING AN EMERGENCY. -(Introduced on 5/13/2025)**

**Attachments:**   [2025-R21 Oriana House Community Corrections Legislation](#)  
[2025-R21 Exhibit A](#)  
[2025-R21 Request for Legislation](#)

[2025-R22](#)      **A RESOLUTION AMENDING THE CONCEPTUAL SITE PLAN OF THE**

**EXISTING PLANNED DEVELOPMENT DISTRICT ON THE EAST SIDE OF MASSILLON ROAD, SOUTH OF BURGESS DRIVE, AND DECLARING AN EMERGENCY.** -(Introduced on 5/13/2025 \*\* A PUBLIC HEARING WILL BE HELD ON TUESDAY, JUNE 24, 2025 @ 7:00 P.M. IN COUNCIL CHAMBERS\*\*

**Attachments:** [2025-R22 Conceptual Site Plan Amendment](#)  
[2025-R22 Exhibit A](#)  
[2025-R22 Request for Legislation](#)

[2025-R23](#) **A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR SPRING HILL VILLAS, AND DECLARING AN EMERGENCY.** -(Introduced on 5/13/2025) \*\* A PUBLIC HEARING WILL BE HELD ON TUESDAY, JUNE 24, 2025 @ 7:00 P.M. IN COUNCIL CHAMBERS\*\*

**Attachments:** [2025-R23 Spring Hill Villas Street Lighting District Legislation](#)  
[2025-R23 Attachment 1](#)  
[2025-R23 Attachment 2](#)  
[2025-R23 Attachment 3](#)  
[2025-R23 Request for Legislation](#)

[2025-R24](#) **A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR SPRING HILL PHASE VI, AND DECLARING AN EMERGENCY.** -(Introduced on 5/13/2025) \*\* A PUBLIC HEARING WILL BE HELD ON TUESDAY, JUNE 24, 2025 @ 7:00 P.M. IN COUNCIL CHAMBERS\*\*

**Attachments:** [2025-R24 Spring Hill Phase 6 Street Lighting District Legislation](#)  
[2025-R24 Attachment 1](#)  
[2025-R24 Attachment 2](#)  
[2025-R24 Attachment 3](#)  
[2025-R24 Request for Legislation](#)

[2025-07](#) **AN ORDINANCE AMENDING CHAPTER 157, SECTION 157.085: TABLE OF ALLOWED USES (TABLE 157.085-1) TO ADD CERTAIN USES IN THE I-1 (GENERAL INDUSTRIAL) DISTRICT.** -(Introduced on 5/13/2025) \*\*A PUBLIC HEARING WILL BE HELD TUESDAY, JUNE 24, 2025 @ 7:00 P.M. IN COUNCIL CHAMBERS\*\*

**Attachments:** [2025-07 Chapter 157 Section 157.085 Table of Allowed Uses Certain Uses](#)  
[2025-07 Exhibit A](#)  
[2025-07 Request for Legislation](#)

## IX. Report of Council Committees

A. Finance (Neugebauer\*, DeVitis\*\*, Meager)

Did not meet.

B. Environment & Parks (Miller\*, Speight\*\*, Babbitt)

Councilman Miller gave his committee report. They discussed Resolution 2025-R20 on first reading.

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

Councilwoman Babbitt gave her committee report.

## LICENSE ITEMS

[TMP-4976](#)

El Verde LLC-Claudia Reyna Vega Admin- Liquor License Stock Transfer  
DBA El Fogon Mexican Grill & Patio  
1080 Interstate Pkwy  
Green, Ohio 44312

Attachments: [El Fogon Liquor License Stock Transfer](#)

Councilwoman Babbitt read in the liquor license stock transfer request. No issues reported by the SC Sheriffs Dept.

No additional comments or questions. A motion was made to not request a hearing.

**A motion was made by Council Member Babbitt, seconded by Council Member Miller, to not request a hearing the License. The motion carried by the following vote:**

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

D. Planning, Community & Economic Development (DeVitis\*, Neugebauer\*\*, Speight)

Councilman DeVitis gave his committee report.

## THIRD READING ITEMS

[2025-06A](#)

**AN ORDINANCE AMENDING SECTION 157.086(2) AGRICULTURAL USES: ANIMAL HUSBANDRY AND KEEPING OF LIVESTOCK OF THE CODIFIED ORDINANCES OF THE CITY OF GREEN.** -(Introduced on 4/8/2025) (Amended on April 22, 2025) \*\*A PUBLIC HEARING WAS HELD ON TUESDAY, MAY 13, 2025\*\*

Attachments: [2025-06 Ord Amend Sect 157.086 Chickens Legislation-amendment 4-16-25](#)

Councilman DeVitis read in the legislation and advised that a public hearing was just held, therefore no additional comments will be made at this time.

Time was requested and granted.



E. Rules and Personnel (Noble\*, Babbitt\*\*, Miller)

Councilman Noble gave his committee report.

**\*\*Confirm the Mayors Appointment of new Finance Director\*\***

Councilman Noble advised that council had an executive session to consider the employment of a public employee.

The appointment was for a new Finance Director as Steve Schmidt will be retiring in a few weeks. Shelley Goodrich was the chosen appointee by Mayor Yeargin. A motion was made to confirm the Mayors appointment.

**A motion was made by Council Member Noble, seconded by Council Member Babbitt, to confirm the appointment. The motion carried by the following vote:**

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

F. Transportation, Connectivity & Storm Water (Meager\*, Noble\*\*, Neugebauer)

Councilman Meager gave his committee report.

[2025-R15](#)

**A RESOLUTION REQUESTING THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION TO DECLARE REASONABLE AND SAFE PRIMA FACIE SPEED LIMITS ON MASSILLON ROAD (STATE ROUTE 241) BETWEEN JAQUELYN DRIVE AND GREENBROOK ROAD, AND DECLARING AN EMERGENCY. -(Introduced on 3/25/2025)**

**Attachments:** [2025-R15 Massillon Rd Speed Limit Study- Jaquelyn to Greenbrook](#)  
[2025-R15 Exhibit A](#)  
[2025-R15 Request for Legislation](#)

Councilman Meager read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. A motion was made to adopt.

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

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

**THIRD READING ITEMS**[2025-R16](#)

**A RESOLUTION AWARDDING A CONTRACT TO OGLESBY CONSTRUCTION INC FOR THE 2025 PAVEMENT MARKINGS PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on**

4/8/2025)

**Attachments:** [2025-R16 2025 Pavement Marking Legislation](#)  
[2025-R16 Request for Legislation](#)

Councilman Meager read in the legislation and gave a brief summary of the discussion that took place during committees.

No additional comments or questions. A motion was made to adopt.

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

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

G. Intergovernmental & Utilities (Speight\*, Meager\*\*, Noble)

Councilman Speight gave his committee report.

## SECOND READING ITEMS

[2025-R17](#)      **A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE  
NORTHEAST OHIO PUBLIC ENERGY COUNCIL 2025 ENERGIZED  
COMMUNITY GRANT FUNDS AND DECLARING AN EMERGENCY.**  
-(Introduced on 4/22/2025)

**Attachments:** [2025-R17 NOPEC Grant Legislation](#)  
[2025-R17 Exhibit A](#)  
[2025 Request for Legislation - NOPEC](#)

Councilman Speight read in the legislation and gave a brief summary of the discussion that took place during committees.

Committee in support of passing this on second reading. No additional comments or questions. A motion was made to adopt.

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

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

**adopt**

## X. Mayor's Report

Mayor Yeargin gave his report.

## XI. Unfinished Business

Councilman Meager asked how they should submit proposed amendments to the

chicken legislation. Councilman Speight advised via email.

XII. New Business

None.

XIII. Adjournment

**A motion was made by Council Member Noble, seconded by Council Member Speight, to adjourn the meeting at 8:57 p.m. The motion carried by the following vote:**

**Aye:** 6 - DeVitis, Meager, Noble, Babbitt, Speight and Miller

ATTEST: \_\_\_\_\_

NICHOLE MESSNER, MMC, CLERK OF COUNCIL

APPROVED: \_\_\_\_\_

JEFF NOBLE, 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.