



City of Green

Central Administration
Building
1755 Town Park Blvd.
PO Box 278
Green, OH 44232

Agenda 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 Messner, Clerk of Council

Tuesday, July 13, 2021

7:00 PM

Council Chambers

I. Call to Order

II. Pledge of Allegiance

III. Roll Call of Council Members

IV. Council Study Session

[TMP-3499](#) Approval of the June 22, 2021 Council Meeting Minutes

Attachments: [6-22-21 Council Meeting Minutes](#)

[TMP-3501](#) Approval of the June 2021 Electronic Financial Report, Subject to Audit

Attachments: [JUNE 2021 ELECTRONIC FINANCIAL REPORT](#)

***Vote on the Appointment of the new Parks & Recreation Board Member**

V. Public Report

PLEASE STEP TO THE MICROPHONE WHEN ADDRESSING COUNCIL AND GIVE
NAME AND ADDRESS.

VI. Public Hearings

[2021-08](#)

**AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 8 ACRES OF LAND LOCATED AT 1541 EAST TURKEYFOOT LAKE ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT), APPROXIMATELY 9.4 ACRES OF LAND FROM I-1 (GENERAL INDUSTRIAL) TO PD (PLANNED DEVELOPMENT), AND APPROXIMATELY 8 ACRES OF LAND FROM B-1 (GENERAL BUSINESS) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED VISION DEVELOPMENT PLANNED DEVELOPMENT. -(Introduced on 5/25/21)
*PUBLIC HEARING TO BE HELD ON TUESDAY, JULY 13, 2021 AT 7:00 PM***

Attachments:[2021-08 re 1541 Turkeyfoot Lake Rd Rezoning](#)[2021-08 Exhibit A](#)[Vision Development PD PZC Recommendation to CC](#)[21-19 Vision Development PZC Staff Report](#)

VII. Reading of Correspondence

[TMP-3498](#)

Email from Gary McKee RE: Municipal Broadband

Attachments:[Email from Gary McKee RE Municipal Broadband](#)

VIII. New Legislation - Items on First Reading

[2021-R48](#)

A RESOLUTION MAKING ADDITIONAL APPROPRIATION OF THREE HUNDRED FORTY-TWO THOUSAND THREE HUNDRED EIGHTY DOLLARS AND NINETY-FIVE CENTS (\$342,380.95) FOR UTILITY RELOCATION SERVICES, AND AUTHORIZES THE PAYMENT OF PAST DUE INVOICES FOR CAPITAL PROJECT COSTS, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee **SECOND READING PASSAGE REQUESTED**

Attachments:[2021-R48 re Approval to pay past due ATT and ROW invoices](#)[2021-R48 re Exhibit A](#)[2021-R48 re Exhibit B](#)[2nd Reading Passage Paul Pickett](#)

[2021-R49](#) **A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF GREEN TO ACCEPT AN ASSIGNMENT OF THE TIF DEVELOPMENT AGREEMENT, ENTERED BETWEEN THE CITY OF GREEN AND VISION-WODA, LLC, N.K.A. BOULEVARD AT GREEN, LLC, TO A SUCCESSOR, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee **FIRST READING PASSAGE REQUESTED****

Attachments: [2021-R49 re Assignment TIF Vision-Woda](#)
[2021-R49 re Exhibit A](#)
[2021-R49 re Exhibit B](#)
[Wayne Wiethe 1st Reading Passage](#)

[2021-R50](#) **A RESOLUTION MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO PROVIDE SUFFICIENT FUNDING, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee **SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R50 re July Appropriations](#)
[2021-R50 re Exhibit A](#)
[2nd Reading Passage Steve Schmidt](#)

[2021-R51](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ACCEPT A DONATION FROM JOHN RAINIERI SR., IN THE AMOUNT OF TEN THOUSAND DOLLARS IN HONOR AND MEMORY OF HIS WIFE, THE LATE MRS. BETTY JEAN RAINIERI, TO DEPOSIT SUCH MONIES IN THE CITY'S GENERAL FUND, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee**

Attachments: [2021-R51 re accept donation for John Raineri](#)

[2021-R52](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH SHULTZ DESIGN & CONSTRUCTION FOR EMERGENCY REPAIRS TO THE GREEN POST OFFICE, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee **FIRST READING PASSAGE REQUESTED****

Attachments: [2021-R52 re Emergency Post Office repairs](#)
[2021-R52 re Exhibit A](#)
[Valerie Wax Carr 1st Reading Passage Request](#)

[2021-R53](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF SUMMIT CONCERNING THE MT. PLEASANT STREET/PITTSBURG AVENUE/MAYFAIR ROAD ROUNDABOUT PROJECT, PID 107649, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.**

-Referred to the Finance Committee

Attachments: [2021-R53 re MtPleasant Pittsburg Mayfair Stark County Agreement](#)
[2021-R53 re Exhibit A](#)

2021-R54 **AN EMERGENCY RESOLUTION DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE FOR STREET PURPOSES CERTAIN FEE SIMPLE INTERESTS, TEMPORARY AND PERMANENT EASEMENTS IN AND TO VARIOUS PREMISES ALONG STATE ROUTE 241, MASSILLON ROAD, ALTOGETHER WITH THE NECESSARY APPURTENANCES TO BE FURTHER IDENTIFIED AS THE MASSILLON ROAD AT BOETTLER ROAD & CORPORATE WOODS ROUNDABOUTS PROJECT, AND DECLARING AN EMERGENCY.** -Referred to the Transportation, Connectivity and Storm Water Committee

Attachments: [2021-R54 re Massillon Rd Boettler Franks Corp Woods Improvement Appropria](#)

IX. Report of Council Committees

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

SECOND READING ITEMS

2021-R43 A **A RESOLUTION CREATING THE POSITION OF SEASONAL CODE INSPECTOR, ESTABLISHING A PAY RATE OF COMPENSATION, ESTABLISHING THE POSITION AS NON-EXEMPT AND UNCLASSIFIED UNDER THE CIVIL SERVICE RULES AND REGULATIONS, *MAKING AN APPROPRIATION*, AND DECLARING AN EMERGENCY.** -(Introduced on 6/22/21) **(AMENDED JULY 13, 2021)**
**** SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R43 A re Amended Seasonal Code Inspector](#)
[JD-Class Spec Code Insepctor--Seasonal 20210611](#)
[Pam Serena 2nd Reading Passage memo Seasonal Code Inspector](#)

2021-R47 **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH GARDINER SERVICE COMPANY, LLC., FOR AN ENERGY SERVICE PERFORMANCE CONTRACT FOR THE LEASE-PURCHASE OF VARIOUS ENERGY EFFICIENCY IMPROVEMENTS, AND DECLARING AN EMERGENCY.** -(Introduced on 6/22/21)

Attachments: [2021-R47 re Energy Services Gardiner](#)
[2021-R47 re Exhibit A -1](#)
[2021-R47 re Exhibit A -2](#)
[2021-R47 re Exhibit A -3](#)
[2021-R47 re Exhibit B](#)
[Valerie Wax Carr Memo](#)

2021-12

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.

-(Introduced on 6/22/21)

Attachments: [2021-12 re Green Lease-Purchase Financing](#)
[Huntington Term Sheet](#)

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

No Items

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

No Items

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

2021-08

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 8 ACRES OF LAND LOCATED AT 1541 EAST TURKEYFOOT LAKE ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT), APPROXIMATELY 9.4 ACRES OF LAND FROM I-1 (GENERAL INDUSTRIAL) TO PD (PLANNED DEVELOPMENT), AND APPROXIMATELY 8 ACRES OF LAND FROM B-1 (GENERAL BUSINESS) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED VISION DEVELOPMENT PLANNED DEVELOPMENT. -(Introduced on 5/25/21) *PUBLIC HEARING TO BE HELD ON TUESDAY, JULY 13, 2021 AT 7:00 PM*

Attachments: [2021-08 re 1541 Turkeyfoot Lake Rd Rezoning](#)
[2021-08 Exhibit A](#)
[Vision Development PD PZC Recommendation to CC](#)
[21-19 Vision Development PZC Staff Report](#)

THIRD READING ITEMS

[2021-09](#) **AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY BOETTLER FARM LIMITED TO BE A PUBLIC PURPOSE, EXEMPTING 100% OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION FOR THIRTY YEARS, AND DECLARING AN EMERGENCY. -(Introduced 6/8/21)**

Attachments: [2021-09 re Lot 2 Boettler Farms Limited](#)
[2021-09 re Exhibits A B C D E](#)
[Development Agreement Boettler Farm Limited Lot 2](#)

[2021-10](#) **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA COMPENSATION AGREEMENT WITH THE JACKSON LOCAL SCHOOL DISTRICT FOR CRA #1 - AULTMAN, AND DECLARING AN EMERGENCY. -(Introduced 6/8/21)**

Attachments: [2021-10 re Jackson Local School District CRA Comp. Agreement Authorization](#)
[2021-10 re Exhibit A](#)
[2021-10 re Exhibit B](#)

SECOND READING ITEMS

[2021-R45](#) **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR THE REPLAT OF MYSTIC POINTE SUBDIVISION, AND DECLARING AN EMERGENCY. -(Introduced on 6/22/21)**

Attachments: [2021-R45 re Replat Mystic Pointe](#)
[Mystic Pointe Map Key Map](#)
[Mystic Pointe Map](#)
[Mystic Pointe Replat Aerial](#)
[PZC Meeting Sept 16 2020](#)
[Re-Plat of Mystic Pointe Subdivision Maps](#)

[2021-R46](#) **A RESOLUTION ACCEPTING THE PLANNING & ZONING COMMISSION'S ("PZC") APPROVAL OF THE REPLAT OF GREENSBURG HEIGHTS ALLOTMENT, AND DECLARING AN EMERGENCY. -(Introduced on 6/22/21)**

Attachments: [2021-R46 re Greensburg Heights Allotment](#)
[Greensburg Heights RePlat Tricaso Drive](#)
[21-28 Replat of Greensburg Heights Allotment PZC Staff Report](#)
[21-28 Replat of Greensburg Heights parcel split](#)
[21-28 Replat of Greensburg Heights site plan](#)

[2021-11](#) **AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 24.78 ACRES OF LAND LOCATED AT 2961 AND 3015 GRAYBILL ROAD FROM I-1 (GENERAL INDUSTRIAL) TO R-1 (SINGLE FAMILY RESIDENTIAL). -(Introduced 6/22/21) **PUBLIC HEARING SCHEDULED FOR TUESDAY, AUGUST 10, 2021 AT 7:00 P.M. IN COUNCIL CHAMBERS****

Attachments: [2021-11 re Changing Zoning on Graybill Road](#)
[2021-11 re Exhibit A](#)
[21-27 Breedlove Rezoning PZC Staff Report](#)
[21-27 Breedlove Rezoning site plan](#)
[21-27 Breedlove Rezoning Implementation Strategy](#)
[21-27 Breedlove Rezoning aerial map](#)

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

No Items

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

THIRD READING ITEMS

[2021-R40](#) **A RESOLUTION AWARDDING A CONTRACT TO SPANO BROTHERS CONSTRUCTION COMPANY INC. FOR THE 2021 MISC. CONCRETE REPAIRS PROJECT, AND DECLARING AN EMERGENCY. -(Introduced 6/8/21)**

Attachments: [2021-R40 re Misc Concrete Repairs](#)
[ALL IN ONE 2021 Misc Concrete Repairs](#)

SECOND READING ITEMS

[2021-R42](#) **A RESOLUTION ALLOWING THE MAYOR TO APPLY FOR FEDERAL CONGESTION MITIGATION/AIR QUALITY FUNDS PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY FOR THE ARLINGTON ROAD RECONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on 6/22/21) **SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R42 re CMAQ Legislation](#)
[Wayne Wiethe 2nd Reading Passage Request](#)

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

No Items

X. Mayor's Report

XI. Unfinished Business

XII. New Business

XIII. Adjournment

All persons other than members of the Council, desiring to be heard by Council can sign in on the speaking roster before the public report of the agenda. Each person will be allowed a maximum of three (3) minutes to address the Council and a maximum of one half hour for all persons addressing the Council. No person shall be recognized more than once on any subject unless by unanimous consent of the Council.

NOTE: An Executive Session may be called during the Meeting, anytime after the roll call and before adjournment by a majority vote of Council. All Executive Sessions will only be held pursuant to the Sunshine Laws provisions. Any decisions based on the Executive Sessions discussions will be made in the open meeting.

SCHEDULE OF COMMITTEE MEETING

Committee meetings are held starting at 5:00 p.m. on the second and fourth Tuesdays at the Administration Building. A Committee Chair may schedule a meeting at any other time as necessary. For special meeting times call the Clerk's Office at 896-6604.

Nichole Messner- Clerk of Council - 896-6604

Council@cityofgreen.org

ADMINISTRATION

GERARD NEUGEBAUER, MAYOR - 896-6602

LISA CAREY DEAN LAW DIR., - 896-6615

WAYNE WIETHE, PLANNING DIR. - 896-6614

STEVEN SCHMIDT, FINANCE DIR. - 896-6603

VALERIE WOLFORD, COMMUNICATIONS MGR-896-6602

JEFF FUNAI, FIRE CHIEF - 896-6610

VALERIE WAX CARR, SERVICE DIR. 896-4176

PAUL PICKETT, CITY ENGINEER - 896-5510

PAM SERINA, H.R. MANAGER – 896-2313