



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, August 24, 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-3549](#)

Approval of the August 10, 2021 Council Meeting Minutes

Attachments:

[8-10-21 Council Meeting Minutes](#)

[TMP-3552](#)

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

Attachments:

[JULY 2021 ELECTRONIC FINANCIAL REPORT](#)

V. Public Report

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

VI. Public Hearings

[2021-20](#)

**AN ORDINANCE CREATING A TAX INCREMENT FINANCING
INCENTIVE DISTRICT PURSUANT TO SECTIONS 5709.40, 5709.42
AND 5709.43 OF THE OHIO REVISED CODE, AND DECLARING AN
EMERGENCY. -Referred to the Planning and Economic Development
Committee **PUBLIC HEARING WILL BE HELD TUESDAY, AUGUST 24,
2021 AT 7:00 P.M. IN COUNCIL CHAMBERS****

Attachments:

[2021-20 re Southwood Extension ID Creation LAW Revision](#)

[2021-20 re Exhibit A ID Creation](#)

[2021-20 re Exhibit B ID Creation](#)

VII. Reading of Correspondence

[TMP-3553](#) July 14, 2021 Civil Service Commission Minutes

Attachments: [July 14, 2021 CSC Minutes](#)

[TMP-3554](#) August 18, 2021 Planning & Zoning Commission Meeting Agenda

Attachments: [8-18-21 PZC Agenda](#)

VIII. New Legislation - Items on First Reading

[2021-R63](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGAGEMENT AGREEMENT WITH ROETZEL & ANDRESS FOR PROFESSIONAL LITIGATION MATTERS, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee**

Attachments: [2021-R63 re professional services with Roetzel & Andress](#)

[2021-R64](#) **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-R64 re August 2021 Appropriations](#)

[2021-R64 re Exhibits A](#)

[Mayor Neugebauer 1st Reading Passage Request](#)

[2021-R65](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH BL COMPANIES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE RABER ROAD SIDEWALK AND MULTI-USE TRAIL PROJECT, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY. -Referred to the Finance Committee**

Attachments: [2021-R65 re Raber Road sidewalk project design history](#)

[2021-17](#) **AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee**

Attachments: [2021-17 re Code Changes Aug 2021](#)

[2021-17 re Exhibit A](#)

[2021-18](#)

**AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AND TO SIGN THE ONEOHIO SUBDIVISION PARTICIPATION FORM, AND DECLARING AN EMERGENCY. -Referred to the Rules and Personnel Committee
FIRST READING PASSAGE REQUESTED**

Attachments:

[2021-18 re Opioid Settlement](#)

[2021-18 re Exhibit A](#)

[2021-18 re Exhibit B](#)

[1st Reading Passage Request](#)

[2021-19](#)

AN ORDINANCE DECLARING A PORTION OF IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY OWNED BY CAE PROPERTIES, LLC TO BE A PUBLIC PURPOSE, EXEMPTING 100% OF THE VALUE OF THE IMPROVEMENTS FROM REAL PROPERTY TAXATION FOR THIRTY YEARS, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee

Attachments:

[2021-19 re TIF CAE Properties Taco Bell](#)

[2021-19 re Exhibit A](#)

[2021-19 re Exhibit B](#)

[2021-19 re Exhibit C](#)

[2021-19 re Exhibit D](#)

[2021-19 re Exhibit E](#)

[2021-20](#)

AN ORDINANCE CREATING A TAX INCREMENT FINANCING INCENTIVE DISTRICT PURSUANT TO SECTIONS 5709.40, 5709.42 AND 5709.43 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY. -Referred to the Planning and Economic Development Committee **PUBLIC HEARING WILL BE HELD TUESDAY, AUGUST 24, 2021 AT 7:00 P.M. IN COUNCIL CHAMBERS**

Attachments:

[2021-20 re Southwood Extension ID Creation LAW Revision](#)

[2021-20 re Exhibit A ID Creation](#)

[2021-20 re Exhibit B ID Creation](#)

IX. Report of Council Committees

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

THIRD READING ITEMS

[2021-R53](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF STARK CONCERNING THE MT. PLEASANT STREET/PITTSBURG AVENUE/MAYFAIR ROAD ROUNDABOUT PROJECT, PID 107649, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.**
- (Introduced on 7/13/2021)

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

SECOND READING ITEMS

[2021-R59](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ACCEPT A GRANT UNDER THE FISCAL YEAR 2020 ASSISTANCE TO FIREFIGHTERS GRANT FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY, AUTHORIZING THE CITY'S MATCHING FUNDS TO PURCHASE AND INSTALL FIRE ALARM SYSTEMS FOR STATION #1 AND STATION #2, AND EXTRICATION EQUIPMENT, MAKING AN APPROPRIATIONS, AND DECLARING AN EMERGENCY.** -(Introduced on 8/10/2021) ****SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R59 re Fire Grant Accept Alarm Systems and Equipment](#)

[2021-14](#) **AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$13,440,000.00 FOR THE PURPOSE OF REFUNDING A PORTION OF THE OUTSTANDING MATURITIES OF THE CITY'S COMMUNITY LEARNING CENTERS INCOME TAX REVENUE REFUNDING BONDS ISSUED IN 2012, AND DECLARING AN EMERGENCY.** -(Introduced on 8/10/2021)

Attachments: [2021-14 re CLC Refunding Bonds 2021 COG v 1 \(4846-3941-2724\)](#)

[2021-15](#) **AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$8,700,000.00 FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF THE OUTSTANDING MATURITIES OF THE CITY'S GENERAL OBLIGATION BONDS ISSUED IN 2013 AND 2015, AND DECLARING AN EMERGENCY.** -(Introduced on 8/10/2021)

Attachments: [2021-15 re COG Refunding Bonds v 1 \(4840-6619-2883\)](#)

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

SECOND READING ITEMS

[2021-R62](#) **A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A LEASE AGREEMENT FOR THE PURCHASE OF ONE (1) 2020 DEMO JOHN DEERE 6500A E-CUT HYBRID FAIRWAY MOWER FOR USE AT THE RAINTREE GOLF AND EVENT CENTER, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)**

Attachments: [2021-R62 re Raintree Purchase Lease Agreement](#)
[2021-R62 re Exhibit A](#)

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 WAS HELD ON TUESDAY, JULY 13, 2021***

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](#)

[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](#)

2021-11 **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 WAS HELD TUESDAY, AUGUST 10, 2021

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](#)

SECOND READING ITEMS

2021-R55 **A RESOLUTION APPROVING THE FINAL PLAT AND PERFORMANCE BOND FOR NEW SEASONS PLANNED DEVELOPMENT PHASE II, AND DECLARING AN EMERGENCY.**
-(Introduced on 8/10/2021) **SECOND READING PASSAGE REQUESTED**

Attachments: [2021-R55 re New Seasons Phase II Planned Development](#)
[21-23 New Seasons Phase II PZC Staff Report](#)
[21-23 NewSeasons Phase II site plan](#)
[Wayne Wiethe 2nd Reading Passage Request](#)

2021-R60 **A RESOLUTION AUTHORIZING A MUNICIPAL ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH DIRECTION HOME, AND DECLARING AN EMERGENCY.** -(Introduced on 8/10/2021)

Attachments: [2021-R60 re Direction Home](#)
[2021-R60 re Exhibit A](#)

2021-13 **AN ORDINANCE ADOPTING AN ECONOMIC DEVELOPMENT PLAN FOR THE SOUTHWOOD EXTENSION INCENTIVE DISTRICT, AND DECLARING AN EMERGENCY.** -(Introduced 8/10/2021)

Attachments: [2021-13 re Southwood Extension ID ED Plan](#)
 [2021-13 re Exhibit A](#)
 [2021-13 re Exhibit B](#)

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

No Items

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

THIRD READING ITEMS

[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. -(Introduced on 7/13/2021)**

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

SECOND READING ITEMS

[2021-R56](#) **A RESOLUTION ALLOWING THE MAYOR TO APPLY FOR A FEDERAL SURFACE TRANSPORTATION BLOCK GRANT (“STBG”) FUND PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (“AMATS”) FOR THE ARLINGTON ROAD CORRIDOR PROJECT, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021) **SECOND READING PASSAGE REQUESTED****

Attachments: [2021-R56 re STBG Arlington Road Corridor Project 2021](#)
 [Wayne Wiethe 2nd Reading Passage Request](#)
 [Wayne Wiethe 2nd Reading Passage Request.pdf](#)

[2021-R58](#) **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGAGEMENT AGREEMENT WITH BLACK MCCUSKEY SOUERS & ARBAUGH FOR THE LEGAL SERVICES TO LITIGATE MATTERS FOR THE CITY’S PUBLIC IMPROVEMENT PROJECTS RELATING TO EASEMENTS, AND DECLARING AN EMERGENCY. -(Introduced on 8/10/2021)**

Attachments: [2021-R58 re professional services with Black McCluskey Rod Moore](#)

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