



MINUTES OF: LEBANON CITY COUNCIL

Date: NOVEMBER 7, 2011

Council of the City of Lebanon met in regular session on November 7, 2011 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Cole, Monroe, Norris, Rodriguez, Mrs. Flick and Mayor Brewer. Also present was City Manager, Pat Clements, City Attorney, Mark Yurick, and City Auditor, Sharee' Dick.

The JROTC Color Guard presented the Colors and everyone said the Pledge of Allegiance. The invocation was given by Mr. Norris.

Mr. Norris seconded by Mr. Rodriguez made motion to excuse Mr. Heitkamp from this evenings meeting. Mayor Brewer asked for a show of hands, all were in favor.

At this time Mayor Brewer asked for consideration of Council minutes for the October 25 regular meeting. Motion to adopt the minutes as submitted was made by Mr. Norris seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor. Motion to adopt the November 1 work session minutes as submitted was made by Mr. Rodriguez seconded by Mrs. Flick. Roll call vote to adopt was as follows: Mr. Rodriguez, yes; Mr. Cole, abstained; Dr. Monroe, yes; Mayor Brewer, yes; Mrs. Flick, yes; Mr. Norris, yes.

Marilyn Haley of 770 N. St. Rt. 123 spoke to Council regarding the open house that would be held at the New Freedom Church during the Christmas Carriage Parade event and she invited everyone to stop by during the event.

Charles Huntley of 130 N. Sycamore St. voiced his concerns regarding the poor condition of his street.

**Ordinance No. 2011-089** An Ordinance authorizing the City Manager to execute an a mendment to the agreement with the Warren County Drug Task Force Council of Governments was read in title only by the City Attorney. This legislation will approve updates to the Warren County Drug Task Force Council of Governments, which include the addition of Hamilton Township as a new member. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-089 was made by Dr. Monroe seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

**Resolution No. 2011-093** A Resolution opposing the State of Ohio or any other Third Party Central Collection Entity from seeking to take control of Municipal Income Tax Collection was read in title only by the City Attorney. This legislation will declare the City's opposition to any effort by the State of Ohio to consolidate the collection of municipal income taxes. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2011-093 was made by Mrs. Flick seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-094** An Ordinance amending Section 911.02 of the Codified Ordinances providing for Water Use Charges was read in title only by the City Attorney. This legislation will approve a 6% increase in water service rates effective January 1, 2012 as outlined in the 2008 Water Rate Analysis. This increase is necessary to support current operations, and system improvement projects as outlined in the 5-Year Capital Improvement Plan.

Mr. Clements explained Ordinance No. 2011-094 and 2011-095 and gave a slide briefing on the legislation.

**Ordinance No. 2011-095** An Ordinance amending Section 913.03 of the Codified Ordinances relating to Sanitary Sewers was read in title only by the City Attorney. This legislation will approve a 3% increase to the sanitary sewer use rates effective January 1, 2012 to support current operations and the annual sewer main replacement projects outlined in the 5-year Capital Improvement Plan.

Mr. Norris seconded by Mrs. Flick made motion for Ordinance No. 2011-094 to receive a first reading.

Mr. Cole seconded by Mrs. Flick made motion for Ordinance No. 2011-095 to receive a first reading.

**Ordinance No. 2011-096** An Ordinance authorizing the City Manager to execute a Farm Lease Agreement with Fred Vonderhaar was read in title only by the City Attorney. This legislation will approve a 5-year agriculture land lease with Mr. Fred Vonderhaar to farm 220 acres of City-owned property with an annual rental fee of \$42,000. This lease was competitively bid with Mr. Vonderhaar presenting the highest and best offer. Mr. Clements explained the legislation. Mrs. Flick seconded by Dr. Monroe made motion for this legislation to receive a first reading.

**Resolution No. 2011-097** A Resolution authorizing the City Manager to enter into an Agreement with the Ohio Department of Transportation to resurface the overpass bridge located at Bypass 48 at State Route 123 was read in title only by the City Attorney. This legislation will authorize the Ohio Department of Transportation to resurface the overpass on Bypass 48 at State Route 123. The project is scheduled for the Fall of 2012 and will be fully funded by ODOT. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2011-097 was made by Mr. Cole seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-098** An Ordinance to make Final Appropriations for Current Expenses and Other Expenditures of the City of Lebanon, State of Ohio, during the Fiscal Year Ending December 31, 2012 was read in title only by the City Attorney. This legislation will approve the Proposed 2012 Operating Budget for the City of Lebanon. Mr. Clements gave a slide briefing outlining the budget. Mrs. Flick seconded by Mr. Norris made motion for this legislation to

receive a first reading.

**Ordinance No. 2011-099** An Ordinance authorizing the Transfers and Reimbursements established by the 2012 Budget was read in title only by the City Attorney. This legislation will approve the inter-fund transfers contained in the Proposed 2012 Operating Budget. Mr. Clements explained the legislation. Mr. Cole seconded by Mr. Norris made motion for this legislation to receive a first reading.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised the next work session of Council would be November 14, the next regular meeting would be Monday, November 21 and Planning Commission would be November 15, all at 7:00 p.m.

Mrs. Flick said it was nice to see Mound Court being resurfaced.

Mr. Norris thanked staff for the budget report and said that this City was fortunate to have such fine management. He reminded everyone about the Veterans Day event at the Jr. High School on Thursday morning. He asked everyone to remember their right to vote.

Mr. Rodriguez also reminded everyone about Election Day and encouraged them to get out and vote.

Mayor Brewer said she had been attending many ribbon cuttings around the community and that it was good to see the new small businesses blooming and the downtown flourishing. She acknowledged the two young men who recently died in the community.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Cole seconded by Dr. Monroe. Roll call vote to adjourn the meeting was unanimous in favor. The meeting was adjourned at 7:55 p.m.

Passed:

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Mayor

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Clerk