



MINUTES OF: LEBANON CITY COUNCIL

Date: AUGUST 26, 2014

Council of the City of Lebanon met in regular session on August 26, 2014 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Norris, Dearie, Rodriguez, Messer, Kaiser, Mrs. Monroe and Mayor Brewer. Also present was City Manager, Pat Clements, Deputy City Manager, Scott Brunka, City Auditor, Sharee' Dick and City Attorney, Mark Yurick.

The invocation was given by Chaplin Doug Sibcy. Mayor Brewer asked everyone to remain standing for the Pledge of Allegiance.

At this time Mayor Brewer asked for consideration of Council minutes for the August 12th regular meeting. Motion to adopt the minutes as submitted was made by Mr. Norris seconded by Mr. Messer. Roll call vote to adopt was as follows: Mr. Norris, yes; Mr. Dearie, abstained; Mr. Kaiser, yes; Mayor Brewer, yes; Mrs. Monroe, yes; Mr. Messer, yes; Mr. Rodriguez, yes. Motion to adopt the August 18th work session minutes was made by Mr. Messer seconded by Mr. Norris. Roll call vote to adopt was as follows: Mr. Norris, yes; Mr. Dearie, yes; Mr. Kaiser, yes; Mayor Brewer, yes; Mrs. Monroe, yes; Mr. Messer, yes; Mr. Rodriguez, abstained.

Mayor Brewer and Chief Mitchell presented Lebanon Police Department Life Saving Award to Officer Greg Stallard and his family.

Mayor Brewer and Fire Chief Gerome presented a certificate of achievement to Fire Captain Oughterson and his family for his completion of the Executive Fire Officer Program.

Mayor Brewer presented a certificate of appreciation to Sarah Sergent, for her participation in the Harmon Park handicap playground equipment installation project.

Public Comment Period: Economic Costs & Benefit Analysis of the Tourist Rail Operation.

Mayor Brewer explained the rules regarding the Citizens Comment Cards. The following people spoke to Council about the Tourist Rail Operation:

In support of continued rail maintenance: Debbie Stevens, President HDLI, Jim Schuman of 1883 Greentree Rd., Ted Kossoji of Golden Turtle Chocolate Factory, Joe Yurasek of 1276 Bartun Lane, Brad Knapp of 456 S. Broadway, Celeste Stark of 22 N. High Street, Doug Turner of 1233 Turfway Ct. and Jim Carson, worker for LM&M Rail.

In opposition of continued rail maintenance: Joan Cummins of 215 S. Mechanic Street and Kevin Robbins of 218 N. Cherry Street.

**Ordinance No. 2014-074** An Ordinance for amendment to the Zoning Map from R-1C to PO was read in title only by the City Attorney. This legislation will approve a Zoning Map Amendment to rezone 8.56 acres at 20 DeSales Avenue from R-1C (Residential One-C) to PO (Professional Office), as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2014-074 was made by Mr. Norris seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2014-075** An Ordinance to approve the Record Plan for the final plat of St. Francis DeSales was read in title only by the City Attorney. This legislation will approve the replat of 20 DeSales Avenue to combine two lots of record into a single 9.9 acre lot, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2014-075 was made by Mr. Dearie seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2014-076** An Ordinance to approve the Record Plan for the final plat of Berkshire Way and declaring an emergency was read in title only by the City Attorney. This legislation will approve the final plat of the Berkshire Way multi-family Subdivision on Franklin Road, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2014-076 was made by Mr. Dearie seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2014-077** A Supplemental Appropriation Ordinance and declaring an emergency was read in title only by the City Attorney. This legislation will approve an additional appropriation in the Street Fund in the amount of \$181,000 to support the purchase of road salt. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2014-077 was made by Mr. Messer seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Resolution No. 2014-078** A Resolution approving the purchase of roadway rock salt from the City of Mason, Ohio was read in title only by the City Attorney. This legislation will approve the purchase of 3,000 tons of road salt from the City of Mason at a price of \$95.17 per ton. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2014-078 was made by Mr. Messer seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised that the next work session would be September 2nd and the next regular meeting would be September 9th. He explained the reasons that the City starts many of its construction projects in August are due to the process of receiving grants. He said the State of Ohio's fiscal year is July and the grant funding is not in place until early August, which causes the City's construction projects to begin later in the summer. He asked everyone to please be patient.

Mr. Rodriguez advised that there was a temporary driveway/parking area to Louisa Wright School due to the East Street Road closing. He asked about having a civic group, such as the boy scouts, install exercise equipment along the bike path. He asked about the City not providing signage for the Applefest in 2015 due to them moving to the event to the Fairground. Mr. Clements explained that the event would have to be downtown to fall under the special event permit rules in order for the City to provide signage. Mr. Rodriguez asked for this item to be put

on an agenda for further discussion. He talked about the rail expense/grant report Mr. Clements had provided to Council. He said that if you averaged the expense out it would be around \$82k per year since 2001.

Mr. Norris asked Mr. Clements to further explain the rail/grant report due to Mr. Rodriguez's comments. Mr. Clements explained that the report was the expenses and grants that had occurred from 2001 to 2013 and that anyone could interpret the report any number of ways. He said that the expense patterns over the years were that some years were high expenses with others years low depending on the required repairs. He stated with the trend being on the high side, staff's recommendation was to fund the \$200k per year for further rail repair.

Mr. Messer said that averaging out the expenses would be a dangerous way for the City to budget for further repairs.

Mr. Kaiser stated that he agreed with both points of view, but that he planned on doing his own analysis of the report.

Mr. Rodriguez stated that numbers do not lie, but thanked his fellow Council members for their input.

Mayor Brewer stated that all Council members have their different prospective and opinions on matters and that everyone should respect each other's outlook.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Norris seconded by Mr. Rodriguez. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 8:20 p.m.

Passed:

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Mayor

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Clerk