



MINUTES OF: LEBANON CITY COUNCIL

Date: SEPTEMBER 23, 2014

Council of the City of Lebanon met in regular session on September 23, 2014 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: 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.

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

The invocation was given by Vice Mayor Messer. 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 September 9th regular meeting. Motion to adopt the minutes as submitted was made by Mr. Dearie seconded by Mr. Kaiser. Roll call vote to adopt was as follows: Mr. Dearie, yes; Mr. Kaiser, yes; Mayor Brewer, yes; Mrs. Monroe, abstained; Mr. Messer, yes; Mr. Rodriguez, yes. Motion to adopt the September 15th work session minutes was made by Mr. Rodriguez seconded by Mr. Kaiser. Mr. Rodriguez asked to amend the work session minutes to reflect Mr. Kaiser's comments regarding handicapped parking in front of City Hall. Roll call vote to adopt as amended was unanimous in favor.

Tina Stamm, Beverly Kinney and Marina Gverra spoke to Council about the HTNA picketers regarding the protest permit issued by the City. They voiced their concerns about not being allowed to have outside heating sources for the picketers. Mr. Clements said he would work with the union representatives to find a suitable solution.

Resolution No. 2014-080 A Resolution authorizing the City Manager to prepare and submit to the Ohio Public Works Commission a Clean Ohio Funds Green Space Conservation Program Grant for the expansion of the Bowman Nature Preserve and to execute and sign all agreements necessary for the acceptance and completion of the Grant Contracts as required was read in title only by the City Attorney. This legislation will approve an application to the OPWC for a Clean Ohio Fund Green Space Conservation Program Grant in the amount of \$421,875. If approved, this grant funding will be used to support the purchase a 16.9 acre parcel of land located immediately north of the Colony Square Shopping Center which is currently zoned for multi-family development, in order to facilitate the expansion of the City's Bowman Nature Preserve. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2014-080 was made by Mr. Dearie seconded by Mr. Messer. Mr. Kaiser and Mr. Rodriguez voiced their opposition to the legislation. Council had a lengthy discussion about zoning, multi family, additional parks and taxpayer dollars. Roll call vote to adopt was as follows: Mr. Rodriguez, no; Mrs. Monroe, no; Mayor Brewer, yes; Mr. Messer, no; Mr. Dearie, yes; Mr. Kaiser, no. The legislation failed.

Resolution No. 2014-081 A Resolution authorizing the City Manager to prepare and submit to the Ohio Public Works Commission a Clean Ohio Funds Green Space Conservation Program Grant for the expansion of Colonial Park and to execute and sign all agreements necessary for the acceptance and completion of the Grant contracts as required was read in title only by the City Attorney. This legislation will approve an application to the OPWC for a Clean Ohio Fund Green Space Conservation Program Grant in the amount of \$116,920. If approved, this grant funding will be used to purchase a 0.46 acre property located at 532 North Broadway in order to support the expansion of Colonial Park. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2014-081 was made by Mr. Dearie seconded by Mr. Messer. Mr. Kaiser and Mr. Rodriguez voiced their opposition to the legislation. Roll call vote to adopt was as follows: Mrs. Monroe, yes; Mr. Kaiser, no; Mr. Dearie, yes; Mr. Rodriguez, no; Mr. Messer, yes; Mayor Brewer, yes.

Resolution No. 2014-082 A Resolution accepting Tax Rates was read in title only by the City Attorney. This legislation will accept the 2015 Property Tax Rates as certified by the Warren County Budget Commission. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2014-082 was made by Mr. Messer seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2014-083 A Supplemental Appropriation Ordinance was read in title only by the City Attorney. This legislation will approve an additional appropriation in the Indigent Drivers Fund in the amount of \$15,000 to support the IDAM Monitoring Service, a service which is used by the City's Probation Department. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2014-083 was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2014-084 An Ordinance authorizing the City Manager to execute an agreement with the Board of Education of the Lebanon City School District to exchange Ownership of Real Estate, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an agreement between the City and the Board of Education of the Lebanon City School District to exchange ownership of real estate. The City owned property located west of the Water Tower site on State Route 48, consisting of approximately 1.7 acres, will be exchanged for the School District-owned lot consisting of approximately 0.9 acres, and located immediately west of the City's Public Works Facility at 511 North Broadway. The City owned property is needed by the School District to facilitate the Junior High School Construction Project, and the School Board owned property is needed by the City to enhance the redevelopment value of the City's property at 511 North Broadway that will be vacated next year following completion of the new Municipal Service Facility. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2014-084 was made by Mr. Kaiser seconded by Mr. Messer. 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 October 7th and Planning Commission special meeting would be September 30th. He reminded everyone of the Neil Armstrong 123/63 Connector Dedication Ceremony on Oct. 7th at 4:00 P.M.

Mr. Rodriguez invited his fellow Council members and senior staff to the WCML breakfast at the Sharonville Convention Center on Saturday, Oct. 11th at 8:00 a.m. He said that he had asked for an ED update and he was perplexed as to why a majority of Council were in consensus to wait until the first of the year for the report. Mr. Clements read the email regarding the recommendation to Council to have the update at the beginning of the year.

Mayor Brewer thanked the community for their patience during the construction projects. She said there had been no response from LM&M regarding the rail contract.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Messer seconded by Mr. Kaiser. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 8:40 p.m.

Passed:

Mayor

Clerk