



MINUTES OF: LEBANON CITY COUNCIL

Date: JULY 14, 2015

Council of the City of Lebanon met in regular session on July 14, 2015 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Norris, Dearie, Rodriguez, Kaiser, Messer, and Mrs. Monroe. Also present was City Manager, Pat Clements, City Auditor, Sharee' Dick, and City Attorney, Mark Yurick.

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

The invocation was given by Mr. Norris. Vice Mayor Messer asked everyone to remain standing for the Pledge of Allegiance.

At this time Vice Mayor Messer asked for consideration of Council minutes for the June 23rd regular meeting. Motion to adopt the minutes as submitted was made by Mr. Norris seconded by Mr. Dearie. Roll call vote to adopt was unanimous in favor. Motion to adopt the July 7th work session minutes as submitted was made by Mr. Kaiser seconded by Mrs. Monroe. Roll call vote to adopt was unanimous in favor.

Thomas Miller of 117 S. East Street spoke to Council about the alley that runs from Main Street to S. Cherry Street near the Lebanon bike path. He stated that the condition of the alley was deteriorated due to lack of paving and asked the City to help the residents find a way to repair it. He submitted a petition for the paving of the alley to the Clerk. Mr. Clements advised the alley would be inspected.

Ordinance No. 2015-073 An Ordinance adopting the City of Lebanon Pay Plan was read in title only by the City Attorney. This legislation will approve the 2016 City Pay Plan which includes a 1.25% across the board pay plan increase and performance based pay allowances equivalent to 1.25% of each department's aggregate base pay expenses which will be allocated to staff members based on the results of the annual performance review process. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-073 was made by Mr. Norris seconded by Mr. Dearie. Roll call vote to adopt was as follows: Mr. Rodriguez, no; Mrs. Monroe, yes; Mr. Norris, yes; Vice Mayor Messer, yes; Mr. Dearie, yes; Mr. Kaiser, yes.

Ordinance No. 2015-075 An Ordinance approving the 2016-2020 Capital Improvement Plan for the City of Lebanon, Ohio was read in title only by the City Attorney. This legislation will approve the proposed 2016-2020 Capital Improvement Plan for the City of Lebanon. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-075 was made by Mr. Kaiser seconded by Mr. Dearie. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2015-078 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 Capital Improvement Fund in the amount of \$40,000 to support the repair of the exit ramp at northbound Bypass 48 at Main Street. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-078 was made by Mr. Norris seconded by Mr. Dearie. Mr. Kaiser commented on the terrible condition of the ramp. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2015-079 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 General Fund in the amount of \$50,000 to support miscellaneous legal services expenses. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-079 was made by Mr. Kaiser seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2015-080 An Ordinance authorizing the City Manager to execute an agreement with Municipal Energy Services Agency (AMP) and declaring an emergency was read in title only by the City Attorney. This legislation will approve a 3-year agreement with Municipal Energy Services Agency, which is a subsidiary of American Municipal Power, to provide electric line clearance services for a total estimated 3-year cost of \$558,962. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-080 was made by Mr. Kaiser seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2015-081 An Ordinance authorizing the City Manager to execute an agreement to purchase Substation Transformers for the Electric Department and declaring an emergency was read in title only by the City Attorney. This legislation will approve the purchase of two 28 Mega Volt electric substation transformers for the Columbia/Mill Road Substation Project from Delta Star, Inc., for a total cost of \$1,050,648. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-081 was made by Mr. Norris seconded by Mr. Dearie. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2015-082 An Ordinance to proceed with an increase to the Rate of the City of Lebanon, Ohio Earnings Tax from One Percent (1%) Per Annum to One and One Quarter Percent (1.25%) Per Annum effective January 1, 2016, by amending Sections 151.03, 151.04 and 151.06 of the Lebanon Code of Codified Ordinances – the Original City of Lebanon, Ohio Earnings Tax Ordinances and declaring an emergency was read in title only by the City Attorney.

This legislation will establish the authorization to proceed with an increase to the rate of the City's Earnings Tax from one percent to one and one-quarter percent for the purpose of

maintenance, resurfacing and new construction of public roadways for a period not to exceed five years, commencing January 1, 2016. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-082 was made by Mr. Norris seconded by Mr. Kaiser. Council had a lengthy discussion regarding this issue. Mr. Rodriguez and Mrs. Monroe voiced their opposition to the legislation. The other members of Council voiced their support. Vice Mayor Messer called the question. Roll call vote to adopt was as follows: Mr. Dearie, yes; Mr. Rodriguez, no; Mr. Kaiser, yes; Mrs. Monroe, no; Vice Mayor Messer, yes; Mr. Norris, yes. This legislation receives a first reading.

Council directed Mr. Clements to schedule a special meeting of Council to further consider Ordinance No. 2015-082 for a second reading on July 27th at 5:30 p.m.

Vice Mayor Messer asked for the City Manager's report. Mr. Clements advised there would be a special meeting of Council on Monday, July 27th at 5:30 and Planning Commission would meet the same evening at 7:00. He reminded everyone that 3rd Friday on Mulberry was this Friday from 5:00 to 11:00.

Mrs. Monroe stated that she had not campaigned for any budget cuts related to the underfunded roadway resurfacing issue to date because the majority of council has not been in favor of it. However, I am in favor of cuts.

Mr. Norris said that our positions on Council certainly have many twists and turns, however he thanked staff for always doing a great job.

Mr. Kaiser said that he believes in local control, not State or Federal, and that our roads belong to this community and that we are the ones who need to take care of them.

Mr. Dearie stated that this tax initiative is the most important issue he had addressed since being elected and that it was these hard decisions were the reason he ran for Council. He said that our roads need resurfaced now because it would cost the community much less than having to pay a great deal more later to reconstruct the roads.

Mr. Rodriguez said the proposed cuts from staff had been debated year after year and that this Council should consider smarter cuts to make up for the underfunded road resurfacing issues.

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:

Mayor

Clerk