



MINUTES OF: LEBANON CITY COUNCIL

Date: SEPTEMBER 22, 2015

Council of the City of Lebanon met in regular session on September 22, 2015 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Dearie, Kaiser, Messer, Rodriguez, Mrs. Monroe and Mayor Brewer. Also present was City Manager, Pat Clements, City Attorney, Mark Yurick, City Auditor, Sharee' Dick and Deputy City Manager, Scott Brunka.

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

The invocation was given by Mr. 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 8th regular meeting. Motion to adopt the minutes as submitted was made by Mr. Kaiser seconded by Mr. Dearie. Roll call vote to adopt was as follows: Mr. Dearie, yes; Mr. Kaiser, yes; Mayor Brewer, yes; Mrs. Monroe, yes; Mr. Messer, yes; Mr. Rodriguez, abstained. Motion to adopt the September 14th work session meeting minutes as submitted was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was as follows: Mr. Dearie, yes; Mr. Kaiser, abstained; Mayor Brewer, yes; Mrs. Monroe, yes; Mr. Messer, abstained; Mr. Rodriguez, abstained.

Mayor Brewer presented a Certificate of Appreciation to the Lebanon Garden Club for the addition of their butterfly garden at the Miller Ecological Park.

Mr. Jim Malone of LM&M Railroad gave Council an update on the train's operations and events.

Mr. Doug Sibcy explained the Project Christmas Child program and said Lebanon is now a regional distribution site.

**Ordinance No. 2015-093** An Ordinance authorizing the City Manager to execute an Information Technology Consulting agreement with LANrm was read in title only by the City Attorney. This legislation will approve a 3-year contract with LANrm to provide Information Technology support and consulting services to the City's IT Department at a rate of \$110 per hour. The estimated annual cost of this contract is \$80,000. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-093 was made by Mr. Messer seconded by Mr. Dearie. Council

had a brief discussion regarding local preference legislation. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-094** An Ordinance for Amendment to the Zoning Map from R-3 to NC was read in title only by the City Attorney. This legislation will approve the rezoning of a .8 acre portion of the property located at 100 Stubbs Mill Road (former E-check facility) from Residential-3 to Neighborhood Commercial (NC), as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-094 was made by Mr. Kaiser seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-096** An Ordinance approving a Release and Separation Agreement with Katherine Lindon, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a separation agreement with Katherine Lindon due to the elimination of funding for her staff position in the 2016 Operating Budget as part of the City's ongoing expense reduction efforts. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-096 was made by Mr. Messer seconded by Mr. Dearie. Council had a lengthy discussion regarding staffing, budget cuts and work sessions. Roll call vote to adopt was as follows: Mrs. Monroe, yes; Mayor Brewer, yes; Mr. Messer, yes; Mr. Rodriguez, no; Mr. Kaiser, no; Mr. Dearie, yes. This legislation receives a first reading.

**Resolution No. 2015-097** A Resolution accepting the Tax Rates was read in title only by the City Attorney. This legislation will approve the 2016 Property Tax rates as certified by the Warren County Budget Commission. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2015-097 was made by Mr. Dearie seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-098** An Ordinance authorizing the City Manager to execute an Agreement with Northwest Consultants, Inc., and declaring an emergency was read in title only by the City Attorney. This legislation will approve an agreement with Northwest Consultants, Inc. to provide construction plans for the Columbia Road Reconstruction Phase II Project in the amount of \$121,155. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-098 was made by Mr. Dearie seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-099** 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 Tax Increment Financing Fund in the amount of \$135,000 to support the design of the Columbia Road Reconstruction Phase II Project. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-099 was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-100** An Ordinance to approve the Record Plan for the final Plat of Ohio Environmental Development Limited Partnership and declaring an emergency was read in title only by the City Attorney. This legislation will approve the re-plat of 100 Stubbs Mill Road (former E-Check Facility) to consolidate 2 lots into a single 1.6 acre lot, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No..

2015-100 was made by Mr. Messer seconded by Mrs. Monroe. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-101** An Ordinance to approve the Record Plan for the final Plat of Shields Subdivision and declaring an emergency was read in title only by the City Attorney. This legislation will approve the re-plat of 576 Columbus Avenue (former Lee's Famous Recipe site) to consolidate 2 lots into a single 0.6 acre lot, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-101 was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-102** An Ordinance to approve the Record Plan for the final Plat of Lebanon United Methodist Church Subdivision Section 2 and declaring an emergency was read in title only the City Attorney. This legislation will approve the re-plat of 124 East Silver and 125 North Cherry Street (LUMC site) to consolidate 2 lots into a single 1.2 acre lot, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-102 was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2015-103** An Ordinance to approve the Record Plan for the final Plat of Lebanon United Methodist Church Subdivision Section 3 and declaring an emergency was read in title only by the City Attorney. This legislation will approve the re-plat of 200 East Silver Street and 110 North Cherry Street (LUMC site) to consolidate 2 lots into a single 0.24 acre lot, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2015-103 was made by Mr. Dearie 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 there were no meetings of Council next week and the next work session would be October 6th. He reminded everyone that the stake holders meeting for the Mulberry Street Plaza concept would be September 30 and the Fire Departments 200th anniversary celebration would be Sunday, October 4th from 1:00 to 5:00 at Station 41.

Mr. Rodriguez said that he had numerous inquiries regarding the availability of alcohol at the Mulberry Street Plaza and he asked all of those concerned to attend the meeting on Sept. 30th. He also said that he had expanded on Ordinance No. 2015-096 due to his continued effort to cut costs in our budget. He stated he still had many concerns over safety issues and the cost of operations related to the Municipal Court. He asked everyone to support the Apple Festival.

Mr. Kaiser reminded everyone that the Apple Festival would be held at the Fairgrounds and he asked everyone to please support the event.

Mr. Messer said that Council had just approved six ordinances that included emergency language. He advised that those that had an issue with emergency language in the past, no longer have reason for that issue.

Mayor Brewer said that HDLI would be providing a shuttle service between the Feast & Fall-y Festival on Mulberry and the Apple Festival at the Fairgrounds. She thanked the Black Barn for planting the beautiful mums downtown. She reminded everyone that the Municipal Court operations were under the authority of State statute and the Council had no control over that part of the budget. She thanked the volunteers who performed work on the Sam's house.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Messer seconded by Mr. Dearie. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 8:30 p.m.

Passed:

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Mayor

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Clerk