MINUTES OF: LEBANON CITY COUNCIL

Date: APRIL 26, 2016

Council of the City of Lebanon met in regular session on April 26, 2016 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Norris, Dearie, Messer, Kaiser, Aylor, Mrs. Monroe and Mayor Brewer. Also present was City Manager, Pat Clements, Deputy City Auditor, Pam Stotts, City Attorney, Mark Yurick and Deputy City Manager, Scott Brunka.

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

At this time Mayor Brewer asked for consideration of Council minutes for the April 12th regular meeting. Motion to adopt the minutes as submitted was made by Mr. Messer seconded by Mr. Dearie. Roll call vote to adopt was as submitted was unanimous in favor. Motion to adopt the April 18th work session minutes was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt the minutes as submitted was unanimous in favor.

Doug Sibcy updated Council on the Straw family who had a fire on Greengate Drive. He thanked everyone involved for their help and support of the family.

Mayor Brewer and Police Chief Mitchell gave the Lebanon Police Department an Awards Presentation to citizen Kelly Richardson, Patrol Officers Patrick Jenkinson and Jeff Haller, and Dispatcher Keith Phillips for recognition for their outstanding service to the community.

Ordinance No. 2016-040 An Ordinance authorizing the City Manager to execute Renewal Agreements with Lebanon Citizens National Bank, Fifth Third Bank, Sutton Bank, PNC Bank, and Huntington National Bank for Deposit of Active Funds was read in title only by the City Attorney. This legislation will authorize the renewal of agreements with various banks for the deposit of active funds of the City during the period of July 1, 2016 through June 30, 2021. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-040 was made by Mr. Dearie seconded by Mr. Aylor. Roll call vote to adopt was as follows: Mayor Brewer, yes; Mr. Kaiser, abstained; Mr. Norris, yes; Mr. Dearie, yes; Mr. Aylor, yes; Mrs. Monroe, yes; Mr. Messer, yes.

Ordinance 2016-047 An Ordinance authorizing the City Manager to execute a Pole and Conduit Use Agreement with Level 3 Communications, LLC was read in title only by the City Attorney. This legislation will approve a pole and conduit license agreement with Level 3 Communications, LLC to facilitate their access to City utility poles and underground conduit. Mr. Clements explained the legislation. Mr. Norris seconded by Mr. Messer made motion for this legislation to receive a first reading.

Ordinance No. 2016-048 A Supplemental Appropriation Ordinance, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a supplemental appropriation in the General Fund in the amount of $85,500 to support the purchase of 1113 Deerfield Road, the cost of which the City will be reimbursed by a State Greenspace Conservation Fund Grant. This property is being purchased to facilitate the future realignment of the Lebanon – Countryside YMCA Trail to shift the trail out of the roadway. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-048 was made by Mr. Messer seconded by Mr. Aylor. Mr. Kaiser asked questions about the house being under land contract. Staff advised the contract would be terminated as soon as the City purchased the property. Mr. Kaiser asked to be recused from the vote due to his client relationship to parties involved in the property. Mayor Brewer asked for a show of hands, all were in favor. Council had a lengthy discussion regarding the house, possible historic value, length of time Council has been working though this issue, shared bike path use and bike path trail realignment. Mr. Norris also asked to be recused from the vote due to his relationship with the tenant. Mayor Brewer asked for a show of hands, all were in favor. Charlene Flick and Matthew Rodriguez voiced their opposition to the purchase of the property. John Thompson voiced his support. Roll call vote to adopt Ordinance No. 2016-048 was as follows: Mrs. Monroe, no; Mayor Brewer, yes; Mr. Messer, yes; Mr. Dearie, yes; Mr. Aylor, yes. This legislation receives a first reading and will appear on Council work session agenda for further consideration.

Ordinance No. 2016-049 An Ordinance authorizing the City Manager to execute an Agreement with John R. Jurgenson Co., and declaring an emergency was read in title only by the City Attorney. This legislation will approve a payment in the amount of $61,500 to John R. Jurgenson Co. for the City's share of the Miller Road resurfacing and lane reconfiguration project being performed by the Lebanon City School District, as part of the Junior High School construction project. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-049 was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2016-050 A Supplemental Appropriation Ordinance, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a supplemental appropriation in the Capital Improvement Fund in the amount of $67,700 to support the Miller Road resurfacing and lane reconfiguration project. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-050 was made by Mr. Norris seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

Resolution No. 2016-051 A Resolution approving an update 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 an update to the Warren County Drug Task Force Council of Governments contract to add the Bureau of Criminal Investigation, and the Cities of Loveland and Monroe to the Drug Task Force. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2016-051 was made by Mr. Aylor seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2016-052 A Supplemental Appropriation Ordinance, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a supplemental appropriation in the Capital Reserve and Replacement Fund in the amount of $40,000 to support emergency repairs to the City owned rail line. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-52 was made by Mr. Aylor seconded by Mr. Dearie. Roll call vote to adopt was unanimous in favor.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised the next work session would be May 3rd and it would include Council's annual goals workshop and the next regular meeting would be May 10th.

Mr. Aylor said that the BrewHaHa event had a wonderful turnout this year.

Mr. Messer thanked John Habig for the water infrastructure report.

Motion to adjourn into executive session to discuss personnel matters was made by Mr. Messer seconded by Mr. Aylor. Roll call vote to adjourn was unanimous in favor. Council adjourned into executive session at 8:30 p.m.

Motion to adjourn from executive session and reconvene the meeting was made by Mr. Kaiser seconded by Mrs. Monroe. Roll call vote was unanimous in favor. Council reconvened at 9:55 p.m.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Norris seconded by Mr. Dearie. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 9:56 p.m.

Passed: **MAY 10, 2016**

Mayor

Clerk