



MINUTES OF: LEBANON CITY COUNCIL

Date: JUNE 28, 2011

Council of the City of Lebanon met in regular session on June 28, 2011 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Heitkamp, Norris, Rodriguez, Cole, Mrs. Flick and Mayor Brewer. Also present was City Manager, Pat Clements, Deputy City Manager, Scott Brunka, City Attorney, Mark Yurick, and City Auditor, Sharee' Dick.

The invocation was given by Mr. Norris. 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 June 14 regular meeting. Motion to adopt the minutes as submitted was made by Mrs. Flick seconded by Mr. Heitkamp. Roll call vote to adopt was unanimous in favor. Motion to adopt the June 20 work session minutes as submitted was made by Mr. Norris seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-050** An Ordinance authorizing the City Manager to execute an agreement with Mueller Systems to support the Water/Electric AMI project, and declaring an emergency was read in title only by the City Attorney. This legislation will approve the purchase of an Advanced Metering Infrastructure (AMI) System hardware and software for the electric and water enterprises from Mueller Systems in the amount of \$1,702,000. The AMI system will support the collection of real time electric and water consumption data for utility billing purposes. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-050 was made by Mr. Cole seconded by Mr. Norris. Roll call vote to adopt was as follows: Mr. Rodriguez, no; Mr. Norris, yes; Mayor Brewer, yes; Mr. Heitkamp, yes; Mr. Cole, yes; Mrs. Flick, yes.

**Ordinance No. 2011-051** An Ordinance authorizing the City Manager to execute an agreement with Apex CoVantage, LLC, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an Agreement with Apex CoVantage, LLC to perform the installation of the Advanced Metering Infrastructure (AMI) System in the amount of \$290,000. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-051 was made by Mr. Cole seconded by Mr. Norris. Roll call vote to adopt was as follows: Mr. Cole, yes; Mrs. Flick, yes; Mr. Norris, yes; Mr. Rodriguez, no; Mr. Heitkamp, yes; Mayor Brewer, yes.

**Ordinance No. 2011-053** An Ordinance authorizing the City Manager to execute an agreement with Utility Sales Agency, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an Agreement with Utility Sales Agency for the purchase of 3,200 Badger Water Meters to be utilized for the AMI System in the amount of \$240,000. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-053 was made by Mr. Norris seconded by Mr. Cole. Roll call vote to adopt was as follows: Mayor Brewer, yes; Mr. Norris, yes; Mr. Heitkamp, yes; Mr. Rodriguez, no; Mrs. Flick, yes; Mr. Cole, yes.

**Ordinance No. 2011-054** An Ordinance approving the renaming of Fujitec Drive to Kingsview Drive was read in title only by the City Attorney. This legislation will approve the renaming of Fujitec Drive to “Kingsview Drive”, effective June 15, 2012. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-054 was made by Mrs. Flick seconded by Mr. Heitkamp. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-056** An Ordinance authorizing the City Manager to execute an agreement with GPD Group was read in title only by the City Attorney. This legislation will approve an Agreement with GPD Group to provide professional engineering services to prepare equipment specifications and bid package, final construction plans and specifications and construction project management for the Power Plant Substation Expansion, in the amount of \$169,700. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-056 was made by Mrs. Flick seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-057** An Ordinance authorizing the City Manager to execute an agreement with Wells Engineering, PSC was read in title only by the City Attorney. This legislation will approve an Agreement with Wells Engineering, PSC to provide professional engineering services to prepare equipment specifications, site survey and geotechnical, specifications and bid package for the Mills Road Substation, in the amount of \$46,595. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-057 was made by Mr. Heitkamp seconded by Mr. Norris. Roll call vote to adopt Ordinance No. 2011-057 was unanimous in favor.

**Resolution No. 2011-059** A Resolution approving the 2012-2016 Capital Improvement Plan for the City of Lebanon was read in title only by the City Attorney. This legislation will approve the proposed 2012-2016 Capital Improvement Plan. Mr. Clement gave a slide briefing on the five year plan. Motion to adopt Resolution No. 2011-059 was made by Mr. Norris seconded by Mr. Heitkamp. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-060** An Ordinance approving the City’s annual membership in American Municipal Power was read title only by the City Attorney. This legislation will approve the renewal of the City’s American Municipal Power membership with an annual fee of \$37,100. Mr. Clements explained the legislation. Mr. Norris seconded by Mr. Rodriguez made motion for this legislation to receive a first reading.

**Ordinance No. 2011-061** An Ordinance to approve the Record Plan for the final plat of Avalon Heights being a replat of Lots 9 & 10, and declaring an emergency was read in title only by the City Attorney. This legislation will approve the record plan for the replat of lots 9 & 10 to consolidate the two parcels into a single lot of record, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-061 was made by Mr. Heitkamp seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-062** An Ordinance to approve The Record Plan for the final plat of Walnut Creek Two-A being a replat of Lots 7444 & 7445 was read in title only by the City Attorney. This legislation will approve the record plan for the final plat of Walnut Creek Two-A, as recommended by the Planning Commission. Mr. Clements explained the legislation. Mr. Heitkamp seconded by Mrs. Flick made motion for this legislation to receive a first reading.

**Ordinance No. 2011-063** An Ordinance authorizing the City Manager to execute a Purchase Power Agreement with American Municipal Power and declaring an emergency was read in title only by the City Attorney. This legislation will approve a 35-year Agreement with AMP to purchase 15 MW of base electric load from the Fremont Energy Center to gain access to “at cost” power generation. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-063 was made by Mr. Cole seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-064** An Ordinance authorizing the City Manager to execute an agreement with the Nelson Stark Company, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an Agreement with Nelson Stark Company in the amount of \$2,592,756.33 for the installation of a 16” water main along Glosser Road in support of delivery of water from Greater Cincinnati Water Works. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-064 was made by Mr. Norris seconded by Mrs. Flick. Roll call vote was as follows: Mr. Heitkamp, yes; Mr. Norris, yes; Mayor Brewer, yes; Mrs. Flick, yes; Mr. Cole, yes; Mr. Rodriguez, no.

**Ordinance No. 2011-065** A Supplemental Appropriation Ordinance and declaring an emergency was read in title only by the City Attorney. This legislation will approve additional appropriation in the Water System Improvement Fund in the amount of \$100,000 to support the construction of the 16” Glosser Road Water Main Project. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2011-065 was made by Mr. Norris seconded by Mr. Cole. Roll call vote to adopt was as follows: Mr. Cole, yes; Mr. Rodriguez, no; Mayor Brewer, yes; Mr. Heitkamp, yes; Mr. Norris, yes.

**Resolution No. 2011-066** A Resolution authorizing the City Manager to prepare and submit final Grant Applications to the Ohio Public Works Commission and to execute contracts as required was read in title only by the City Attorney. This legislation will approve the submittal of a final OPWC grant application for the Columbia Road Improvement Project scheduled for construction in 2012. The OPWC grant would fund approximately 49% of the construction costs. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2011-066 was made by Mr. Heitkamp seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2011-067** An Ordinance authorizing the City Manager to execute a Petition for De-Annexation of certain territory from the City of Lebanon to Turtlecreek Township, Warren County, Ohio was read in title only by the City Attorney. This legislation will approve a petition to de-annex 1.0224 acres of real property located in the vicinity of 629 Miller Road from the City of Lebanon to Turtlecreek Township. Mr. Clements explained the legislation. Mrs. Flick seconded by Mr. Norris made motion for this legislation to receive a first reading.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised the next work session of Council would be July 5, the next regular Council meeting would be July 12 and that City Offices would be closed for the July 4th holiday on Monday, July 4th. He encouraged everyone to attend the festivities at Colonial Park West on Sunday, July 3rd with the parade beginning at 4:00 p.m., the band would be at 6:00 p.m. and the fireworks at 10:00 p.m.

Mr. Rodriguez said that it was great to see Mulberry Street being utilized for the Battle of the Bands and the 3rd Friday out events.

Mr. Norris agreed that the events were promoting the City. He said the Church service for the Veterans was a wonderful event as well.

Mr. Heitkamp asked if the additional equipment the City had purchased for stepping up the efforts on street repairs were working. Mr. Clements stated that the crack sealer and the Dura-patcher were both helping out with the higher level of response for service calls.

Mayor Brewer thanked everyone in the community that were getting involved in the beautification program.

Mayor Brewer advised she had received a text from Dr. Monroe and she asked for a motion to excuse him from tonight's meeting. Mr. Cole seconded by Mr. Heitkamp made motion to excuse Dr. Monroe from tonight's meeting. Mayor Brewer asked for a show of hands, all were in favor.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Norris seconded by Mr. Cole. Roll call vote to adjourn the meeting was unanimous in favor. The meeting was adjourned at 7:42 p.m.

Passed:

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Mayor

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Clerk