



MINUTES OF: LEBANON CITY COUNCIL

Date: May 25, 2010

Council of the City of Lebanon met in regular session on May 25, 2010 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Cole, Monroe, Norris, Rodriguez, Mrs. Flick and Mayor Brewer. Also present was City Manager Pat Clements, City Attorney Mark Yurick, Deputy City Manager, Scott Brunka and Deputy Tax Commissioner, Jennie Loxley.

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 May 11, 2010 regular meeting. Motion to adopt the minutes as submitted was made by Mr. Norris, seconded by Mr. Cole. Roll call vote to adopt was unanimous in favor. Motion to adopt the May 17, 2010 work session minutes was made by Mr. Norris seconded by Dr. Monroe. Roll call vote to adopt was as follows: Mr. Cole, abstained; Mr. Norris, yes; Mrs. Flick, yes; Mayor Brewer, yes; Dr. Monroe, yes; Mr. Rodriguez, yes.

Mayor Brewer welcomed the visitors to this evening's meeting and asked if anyone wished to address council. Mr. Janis Skraucevs of 663 Carson Drive spoke to council regarding the failure of the recent street levy and the extremely low voter turn out. He asked Council to bring the street levy back to the voters as soon as possible. He said a greater effort should be made to get the residents to vote and that way there would be a better sampling of the residents rather than the few who either support or oppose a particular issue on the ballot. Mayor Brewer thanked Mr. Skraucevs for his comments.

Ordinance No. 2010-057 An Ordinance of the City of Lebanon, Ohio to amend Chapters 1139 and 1142 of the Official Zoning Code was read in title only by the City Attorney.

This legislation will approve updates to the City's Sign Regulations, as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance 2010-057 with amendments 1 – 4 was made by Mr. Rodriguez seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

Resolution No. 2010-063 A Resolution naming the “Ida Juris Bennett Park” was read in title only by the City Attorney. This legislation will officially name the proposed dog park on Cook Road the “Ida Juris Bennett Park”. Mr. Clements explained the legislation. Mayor Brewer identified Mr. Bennett in the audience and asked him to come forward. Mr. Cole thanked Mr. Bennett for his most generous donation to the city in memory of his wife who died in October. He also thanked the recreation board and the Red Hot Blues Run who helped fund this project along with grants. Mrs. Flick pointed out that no taxpayer funds were used. Dr. Monroe said that this was a fabulous opportunity for the recreation board and the community to work together. Motion to adopt Ordinance No. 2010-063 was made by Mr. Cole seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-064 An Ordinance authorizing the City Manager to execute an Agreement with J.K. Meurer, Corp., and declaring an emergency was read in title only by the City Attorney. This legislation will approve an agreement with J.K. Meurer, Corp. to construct the Ida Juris Bennett Park. The total estimated cost of this project is \$92,800 and will be supported from an ODNR Natureworks Grant in the amount of \$24,500, \$8,000 from the Red Hot Blues Run fundraiser and a \$60,300 donation from Mr. Bennett. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-064 was made by Mr. Norris seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-065 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 General Fund in the amount of \$85,000 to support the construction of the Ida Juris Bennett Park. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-065 was made by Mrs. Flick seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-066 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 Tax Increment Financing Fund in the amount of \$1,028,600 to support the purchase of the 51 acre parcel located at 3845 Columbia Road in order to expand Columbia Business Park. Mr. Clements explained the legislation. Mrs. Flick stated the funding was from the TIF collections. Mr. Rodriguez said that this is a great opportunity to purchase this land at a discount price. Motion to adopt Ordinance No. 2010-066 was made by Dr. Monroe seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-067 An Ordinance amending Chapter 133 of the Codified Ordinances relating to Employment Provisions was read in title only by the City Attorney. This legislation will amend the City’s employment regulation outlined in Chapter 133.07 of the Codified Ordinances by reducing the minimum number of years of service required to sell-back unused vacation time from 10 years to 7 years. Mr. Clements explained the legislation. Motion was made to table this legislation and bring it back to the work session. Motion to table Ordinance No. 2010-067 was made by Mr. Cole seconded by Dr. Monroe. Roll call vote to table was as follows: Mr. Norris, no; Dr. Monroe, yes; Mayor Brewer, no; Mrs. Flick, yes; Mr. Cole, yes; Mr. Rodriguez, yes.

Ordinance No. 2010-068 An Ordinance authorizing the City Manager to execute an Agreement with Prus Construction Company, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an agreement with Prus Construction Company to perform the 2010 Concrete Repair and Replacement Program, in the amount of \$349,082.15. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-068 was made by Mr. Cole seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor. Mrs. Flick said this work was being done in the older neighborhoods.

Ordinance No. 2010-069 An Ordinance approving property owner assessments related to the 2010 Concrete Repair Program, and declaring an emergency was read in title only by the City Attorney. This legislation will require the repair of certain sidewalks and driveway aprons by property owners as part of the City's annual street resurfacing program. Mr. Clements explained the legislation. Mr. Cole said staff coordinated the projects very well. Motion to adopt Ordinance No. 2010-069 was made by Dr. Monroe seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

Resolution No. 2010-070 A Resolution authorizing the City Manager to prepare and submit preliminary 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 grant pre-application submittal to the OPWC for four 2013 Projects: 1) Oakwood Avenue Reconstruction, 2) Carson Drive Reconstruction, 3) Walnut/Summit/Oak Street Storm Sewer, and, 4) Wright Ave/Glenview Ave/Suncrest Dr/Walnut Street/Stokes Street Water Main Replacements. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-070 was made by Mr. Norris seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

Mayor Brewer asked for the City Manager's report. Mr. Clements stated that the next work session would be June 1st, the next regular meeting would be June 8th and that city offices would be closed on May 31st for the Memorial Holiday. The parade would begin at 11:00 a.m.

Dr. Monroe said that there was a 28% voter turnout at this election which was about the same as in November. He said with a 10.1% unemployment rate in Warren County it would be hard to ask for more taxes. He said with the purchase of the land that jobs would be generated but that was in the long term.

Mr. Cole thanked Mr. Bennett for his generosity to the city and community. Additionally he commended Mr. Rodriguez for his ingenuity in getting sponsorship for the parks.

Mr. Rodriguez also thanked Mr. Bennett. He said the idea of sponsorship came while driving back for Cleveland and seeing the parks with corporate names, showing that they were contributing to the expense for those parks.

Mr. Norris congratulated the Class of 2010 and said that they had shown great effort. He thanked the visitors present tonight. He said that the passing of Jean Grow was very sad and that she will be missed. He said that he will miss Mr. Aylor at council meetings and that he had given a tremendous effort towards the city and thanked him for his years of service.

Mrs. Flick gave a brief history about the Memorial holiday and those who gave their lives were the true heroes.

Mayor Brewer said that it was an honor and privilege to serve with Mr. Aylor; he had the best interest for the city at heart. She said that balancing all of the demands on him he had to give up council and that he would be greatly missed. She stated that the council must fill this vacancy and have the new member in place by June 17. She thanked the Western Star newspaper for their coverage and said any letter of intent must be received by next week.

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

Passed:

Mayor

Clerk