

MINUTES OF: LEBANON CITY COUNCIL

Date: JANUARY 12, 2010

Council of the City of Lebanon met in regular session on January 12, 2010 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Aylor, Cole, Monroe, Norris, Rodriguez, 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. The JROTC Color Guard preformed Colors and everyone said the Pledge of Allegiance.

At this time Mayor Brewer asked for consideration of Council minutes for the December 8<sup>th</sup> regular meeting. Motion to adopt the minutes as submitted was made by Mr. Norris seconded by Mr. Rodriguez. Roll call vote to adopt was as follows: Mr. Norris, yes; Mr. Aylor, abstained; Mrs. Flick, yes; Mayor Brewer, yes; Dr. Monroe, yes; Mr. Cole, yes; Mr. Rodriguez, yes. Motion to adopt the January 5<sup>th</sup> work session minutes was made by Mr. Aylor seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

Mayor Brewer preformed the swearing in of two new Police Officers Maryann Hess and Shannon Covey. She also preformed the swearing in of the new Police Chaplin Rich Harrison of the Heritage Baptist Church.

Mayor Brewer read a Proclamation declaring January National Mentoring Month.

Mayor Brewer asked the City Attorney to explain the purpose of this evening's public hearing. Mr. Yurick explained that the public hearing was to consider text amendments to Chapters 1137, 1138, 1139 and 1142 of the Official Zoning Code for various changes and updates to regulations and requirements. Mr. Rodriguez seconded by Mr. Aylor made motion to open the public hearing. Mr. Mike Carroll, CEO of the Countyside YMCA stated that he hoped the City would work with his organization on some of the signage language because some of the Y's current ongoing signage project would not conform with the code changes. Mr. Norris seconded by Mr. Rodriguez made motion to close the public hearing.

**Ordinance No. 2009-114** An Ordinance of the City of Lebanon, Ohio to amend Chapter 1133.11 and 1133.13(B.5.) of the Official Zoning Code was read in title only by the City Attorney. This legislation will approve amendments to Chapter 1133 of the City's Zoning Code which will allow the use of drive-through facilities for financial institutions in the Central Business District zone as a conditional use. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-114 was made by Mrs. Flick seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009-115** An Ordinance authorizing the City Manager to execute an Athletic Field Usage agreement with the Lebanon Baseball/Softball Association was read in title only by the City Attorney. This legislation will approve a 4-year field usage agreement with LBSA establishing athletic facility space allocation and annual field usage fees paid to the City. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-115 was made by Mrs. Flick seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2010-001** An Ordinance authorizing the City Manager to execute an Extension Agreement with the International Brotherhood of Electrical Workers, AFL-CIO-CLC and Local Union No. 648, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a 3-month extension to the current IBEW labor contract. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-001 was made by Mr. Aylor seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2010-002** An Ordinance authorizing the City Manager to execute a First Amendment Agreement with Greater Cincinnati Water Works, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an amendment to the wholesale water purchase agreement with GCWW to change the location of the Mason-Morrow-Millgrove pumping station to the City-owned property on Turtlecreek Road. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-002 was made by Mr. Aylor seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2010-003** An Ordinance approving the Renaming of Janet Way in the Lebanon Commerce Center was read in title only by the City Attorney. This legislation will approve the renaming of Janet Way, located in the Lebanon Commerce Center, effective December 31, 2010. Mr. Clements explained the legislation. Dr. Monroe seconded by Mrs. Flick made motion for this legislation to receive a first reading.

**Ordinance No. 2010-004** A Supplemental Appropriation Ordinance and declaring an emergency was read in title only by the City Attorney. This legislation approves additional appropriation in the Sewer Fund and Sewer Bond Fund in the amount of \$292,700 to support a scheduled debt service payment. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-004 was made by Mr. Cole seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2010-005** An Ordinance to approve the Record Plan for the Final Plat of Wal-Mart Subdivision, Section Three- Replat of Lot 7894 and declaring an emergency was read in title only by the City Attorney. This legislation will approve the replat of Wal-Mart Subdivision, Section Three, Lot 7894, 1501 Genntown Drive, to create a new 2.3 acre lot for the Goodwill store, as recommended by Lebanon Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-005 was made by Mrs. Flick seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2010-006** An Ordinance of the City of Lebanon, Ohio to Amend Chapters 1137, 1138, 1139 and 1142 of the Official Zoning Code was read in title only by the City Attorney. This legislation will approve amendments to Chapters 1137, 1138, 1139 and 1142 of the City's Zoning Code for various changes and updates to regulations and requirements, as recommended by Lebanon Planning Commission. Mr. Clements explained the legislation. Mr. Rodriguez seconded by Mrs. Flick made motion for this legislation to receive a first reading.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised that the next work session of Council would be January 20<sup>th</sup>, the next regular meeting would be January 26<sup>th</sup>, Planning Commission would be January 19<sup>th</sup> and he reminded everyone City offices would be closed for MLK Day, Monday, January 18<sup>th</sup>.

Mr. Cole congratulated and welcomed the new Police Officers.

Mrs. Flick said it was wonderful to see the professionalism of these new Police Officers and the new Chaplin.

Mr. Norris invited everyone to the Martin Luther King Jr. Day assembly at the Jr. High School tomorrow.

Mayor Brewer invited everyone to the Bethel Church to celebrate the 24<sup>th</sup> year of remembrance of Martin Luther King Jr. and she also said there was a big event scheduled for the Monday holiday at the Jr. High School that would include music and art with a service at 6:30.

There being no further business to come before this Council, motion to adjourn the meeting was made by Mr. Aylor seconded by Mr. Norris. Roll call vote to adjourn the meeting was unanimous in favor. The meeting was adjourned at 7:36 p.m.

Passed:

\_\_\_\_\_

Mayor

\_\_\_\_\_

Clerk