

MINUTES OF: LEBANON CITY COUNCIL

DATE: OCTOBER 13, 2009

Council of the City of Lebanon met in regular session on October 13, 2009 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Cole, Norris, Rodriguez, Monroe, 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.

Mr. Cole seconded by Mrs. Flick made motion to excuse Mr. Aylor from tonight's meeting. Mayor Brewer asked for a show of hands, all were in favor.

The invocation was given by Mr. Norris. Mayor Brewer asked everyone to remain standing for the Pledge of Allegiance. Mrs. Flick explained that Council had agreed to have the JROTC Color Guard present the Colors and lead the Pledge of Allegiance at the first Council meeting of every month. The Pledge of Allegiance was said after the Color guard performed.

At this time Mayor Brewer asked for consideration of Council minutes for the September 21<sup>st</sup> regular meeting. Motion to adopt the minutes as submitted was made by Mrs. Flick seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor. Motion to adopt the October 6<sup>th</sup> work session minutes was made by Mrs. Flick seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor

Mayor Brewer read and presented a Proclamation for Physical Therapy Month.

Maggie Hess, Executive Director of Warren County Career Center thanked Council and City staff for all their assistance and support with the Career Center's new forced sewer main that allowed the school to retire the antiquated sewer facility. She said the school could not have accomplished this on their own and that the transition was seamless. She spoke to Council about the upcoming school levy for the Career Center and asked for everyone's support. She stated it would be a 1 mill levy supporting permanent capital improvements and equipment upgrades.

Mr. Channel of 714 Miller Rd. spoke to Council about his concerns with the high volume of traffic on Miller Rd. and the number of cars and trucks that were exceeding the speed limit. He asked Council to please have staff look at the problem.

**Ordinance No. 2009-097** An Ordinance of the City of Lebanon, Ohio to amend the Official Zoning Map thereof to rezone thereon 1.333 acres of property located at 210 West Main Street from Residential One-Urban (R-1U) to Central Business District (CBD) was read in title only by the City Attorney. This legislation will approve the rezoning of the 1.3 acre parcel at 210 West Main Street, which is the former location of the Mental Health & Recovery Services facility, from Residential One-Urban (R-1U) to Central Business District (CBD), as recommended by the Planning Commission. Mr. Clements explained the legislation. Vice Mayor Cole asked for a motion. Motion to adopt Ordinance No. 2009-097 was made by Mr. Norris seconded by Dr. Monroe. Mrs. Flick stated that she was still opposed to this legislation because she did not believe the area should be rezoned in order to sell real estate.

Dr. Monroe asked Mr. Lawyer what the organization would do with this building if this legislation failed. Mr. Lawyer stated that the Board would return to the building and use the second floor offices which he said still does not address the residents parking concerns. Dr. Monroe said that the parking issues in that area still needed to be addressed. Roll call vote to adopt was as follows: Mr. Rodriguez, no; Dr. Monroe, yes; Mr. Norris, yes; Mr. Cole, yes; Mrs. Flick, no. Mayor Brewer previously abstained from the vote. Motion to adopt failed.

**Ordinance No. 2009- 099** An Ordinance to approve the record plan for the final plat of Hunters Run Subdivision – replat of Lot 4563 and declaring an emergency was read in title only by the City Attorney. This legislation will approve the replat of Lot 4563 (1048 Hunters Run Drive) providing for the vacation of utility and access easements, as recommended by the Planning Commission. Mr. Clements explained the legislation. Mr. Cole seconded by Mrs. Flick made motion for this legislation to receive a first reading striking the emergency language.

**Ordinance No. 2009-100** An Ordinance to approve the record plan for the final plat of Ault Subdivision was read in title only by the City Attorney. This legislation will approve the re-plat of the Ault Subdivision plat located at 115 N. Broadway and 116 N. Sycamore Street to change the configuration of three lots to eliminate property line encroachments. Mr. Clements explained the legislation. Mrs. Flick seconded by Dr. Monroe made motion for this legislation to receive a first reading.

**Ordinance No. 2009-101** An Ordinance authorizing the City Manager to execute an agreement with Vista Consulting Group, LLC, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an agreement with Vista Consulting Group, LLC to perform the Facilities Energy Efficiency Evaluation Project. This project will provide for energy efficiency evaluations of City Hall, the Police building, the Electric Building, and the Wastewater Treatment Plant to identify potential energy cost savings actions. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-101 was made by Mrs. Flick seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

Mayor Brewer asked for the City Manager’s report. Mr. Clements advised that the next work session of Council would be October 19<sup>th</sup>, the next regular Council meeting would be October 27<sup>th</sup> and Planning Commission would meet on October 20<sup>th</sup>, all at 7:00 p.m. and open to the public.

Mayor Brewer asked for a motion on the new liquor license application for Walgreens, at 904 Columbus Avenue. Motion to not request a hearing was made by Dr. Monroe seconded by Mrs. Flick. Mayor Brewer asked for a show of hands, all were in favor.

Mrs. Flick advised everyone that the WCML meeting was tomorrow night (October 14<sup>th</sup>) at 5:30 at the Warren County Court House.

Mr. Norris said that this was a great time for promotion of our City with the upcoming Antique Show, the Lebanon Theater of the Arts events, HDLI Dinner Train and he reminded everyone to tune into Candidates night.

Mr. Rodriguez said that the downtown streetscape was being resurfaced and that the entire project looked great.

Mayor Brewer said she had attended the matinee production for the Lebanon Theater Company and that it was a sold out show and that the HDLI dinner train event was also sold out. She asked her fellow Council members to bring people into meetings for recognition. She stated that this Council valued everyone's opinions on the issues that come before this Council.

There being no further business to come before this Council, motion to adjourn the meeting was made by Mrs. Flick seconded by Dr. Monroe. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 7:40 p.m.

Passed:

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Mayor

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Clerk