

MINUTES OF: LEBANON CITY COUNCIL

DATE: OCTOBER 27, 2009

Council of the City of Lebanon met in regular session on October 27, 2009 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Aylor, 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, City Auditor, Sharee' Dick and Electric Director Shawn Coffey.

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 October 13<sup>th</sup> regular meeting. Motion to adopt the minutes as submitted was made by Mrs. Flick seconded by Mr. Norris. 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 October 19<sup>th</sup> work session minutes was made by Mrs. Flick seconded by Mr. Cole. Roll call vote to adopt the amended minutes was as follows: Mr. Rodriguez, yes; Mr. Cole, yes; Mr. Aylor, abstained, Dr. Monroe, yes; Mayor Brewer, yes; Mrs. Flick, yes; Mr. Norris, yes.

Mayor Brewer read a proclamation declaring October 30<sup>th</sup> Marie Singleton day and Council congratulated Mrs. Singleton on her upcoming 100<sup>th</sup> birthday.

**Ordinance No. 2009- 099** An Ordinance to approve the record plan for the final plat of Hunters Run Subdivision – replat of Lot 4563 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 motioned to adopt. Mr. Larry Conger of New Housing Opportunity asked Council to consider adding emergency language to this legislation so the project could get started before the 30 day waiting period. Mr. Cole amended his motion to add emergency language and Mr. Aylor seconded the motion to adopt with emergency language. Roll call vote to adopt Ordinance No. 2009-099 with emergency language was unanimous in favor.

**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. Motion to adopt Ordinance No. 2009-100 was made by Mr. Cole seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009- 102** An Ordinance authorizing the City Manager to execute an agreement with W.G. Stang LLC, and declaring an emergency was read in title only by the City Attorney. This legislation will approve an agreement with W.G. Stang, LLC to install a new storm sewer system and repair a deteriorated sanitary sewer system on Glenview Avenue between Ridge Road to Summit Street. The total cost of this project is \$227,864. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-102 was made by Mrs. Flick seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009-103** An Ordinance authorizing the City Manager to modify an existing agreement with HDR Engineering, Inc., and declaring an emergency was read in title only by the City Attorney. This legislation will modify an existing agreement with HDR Engineering, Inc. to perform additional environmental assessments required by the Ohio Department of Transportation Plan Development Process for the design of the SR 123/63 Connector Project. The cost of these additional design requirements is \$58,843. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-103 was made by Mr. Norris seconded by Mr. Aylor. After a brief discussion about project timing and pre-authorized items, roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009-104** 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 Transportation Impact Fee Fund to support the design fees for the SR 123/63 Connector Road Project in the amount of \$45,000; in the Sewer System Improvement Fund to support the repairs to Glenview Avenue Sewer System in the amount of \$50,000; in the Storm Water Utility Fund to support the unbudgeted expenses for the Glenview Avenue Storm Sewer Project and change orders for the Miller Road Reconstruction Project and Carson Drive Culvert Replacement Project in the amount of \$115,000. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-104 was made by Mr. Cole seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009- 105** An Ordinance authorizing the City Manager to execute an agreement with Buckeye Lawn and Landscaping was read in title only by the City Attorney. This legislation will approve an agreement with Buckeye Lawn and Landscaping to provide mowing of public right-of-ways and perform routine maintenance of certain city-owned facilities and parks for calendar year 2010. The cost of this contract is \$106,600. Mr. Clements explained the legislation. Mr. Aylor seconded by Mrs. Flick made motion for this legislation to receive a first reading.

**Ordinance No. 2009-106** An Ordinance authorizing the City Manager to execute an addendum to the Master Services Agreement with American Municipal Power, Inc., and declaring an emergency was read in title only by the City Attorney. This legislation will approve an Electric Power Sales addendum to the City's existing Master Services Agreement with American

Municipal Power, Inc. This agreement will change the City's wholesale electric power provider from American Electric Power (AEP) to American Municipal Power effective June 2011 through Dec 2014, and approve a rate stabilization agreement with American Municipal Power effective Jan 1, 2010. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-106 was made by Mr. Norris 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 Council work session would be November 2<sup>nd</sup>, changed from November 3 due to election night, the next regular meeting of Council would be November 10<sup>th</sup>, and Halloween trick or treat night would be October 31<sup>st</sup> from 5:30 to 7:00 p.m. He reminded everyone that there would be a ribbon cutting ceremony for the Streetscape project on November 4<sup>th</sup> at 5:00 p.m.

Mr. Norris wished Mrs. Singleton a Happy 100<sup>th</sup> birthday and said that he had a grandmother who would be 97 this year and that we are blessed with our older relatives. He said the Dinner Train event was a very nice venue promoting our downtown. He reminded everyone that Election Day was coming up and he encouraged everyone to vote.

Mr. Aylor commented on the beautiful outcome of the downtown streetscape. He reminded everyone that the holidays were just around the corner and to please support our local businesses.

Mrs. Flick stated that she had missed the ribbon cutting for McDonalds but she got to tour the new facility and it was a very nice building. She reminded everyone that the ribbon cutting for the new ALDI's would be Monday at 9:00 a.m.

Mayor Brewer said that the new McDonalds's was fabulous and that the restaurant was a favorite of children and adults alike. She stated that even with this economy there are still many new and renovated building projects in the community. She reminded everyone of the local outreach programs at most churches for people that are in need during these trying times. She said in Lebanon, the people rally around giving support in many ways to one another making Lebanon a wonderful community to live and work in.

There being no further business to come before this Council, motion to adjourn the meeting was made by Mr. Aylor seconded by Mr. Rodriguez. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 7:35 p.m.

Passed:

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Mayor

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Clerk