

MINUTES OF: LEBANON CITY COUNCIL

DATE: SEPTEMBER 22, 2009

Council of the City of Lebanon met in regular session on September 22, 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.

Mrs. Flick seconded by Dr. Monroe 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.

At this time Mayor Brewer asked for consideration of Council minutes for the September 8<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 unanimous in favor. Motion to adopt the September 14<sup>th</sup> work session minutes was made by Mrs. Flick seconded by Mr. Norris. Roll call vote to adopt the amended minutes was as follows: Mr. Rodriguez, yes; Mr. Cole, abstained; Dr. Monroe, yes; Mayor Brewer, yes; Mrs. Flick, yes; Mr. Norris, yes.

**Ordinance No. 2009- 095** An Ordinance of the City of Lebanon, Ohio to amend the Official Zoning Map thereof to rezone thereon 11.5332 acres of property located at 161 Miller Road from Residential One-C (R-1C) to Professional Office (PO) was read in title only by the City Attorney. This legislation will approve the rezoning of the 11.5 acre parcel at 161 Miller Road, which is the location of Northside Baptist Church, from Residential One-C (R1-C) to Professional Office (PO), as recommended by the Planning Commission. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-095 was made by Mr. Norris seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009-096** An Ordinance to approve the record plan for the final plat of Northside Subdivision was read in title only by the City Attorney. This legislation will approve the re-plat of the lot at 161 Miller Road (Northside Baptist Church) to combine 2 lots into a single 11.5 acre parcel. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009-096 was made by Mr. Cole seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

**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. Mr. Yurick stated Mayor Brewer would prefer to be recused from voting on this legislation. Council agreed to allow the recusal and Vice Mayor Cole asked for a motion. Motion to adopt Ordinance No. 2009-097 was made by Mr. Norris seconded by Dr. Monroe. William Clark spoke to Council about his opposition to the legislation due to parking issues. Mrs. Flick stated that she also sided with the residents who were opposed. Dr. Monroe stated he felt there were parking issues in that area which need to be addressed and asked if Council would consider postponing the legislation for further discussion with staff. Mr. Clements explained there were time limits related to the requested zoning code changes that had been approved by Planning Commission. If Council has not acted within 90 days the zoning request would be approved automatically. Mr. Yurick explained that the applicant could request or allow an extension of time. Mr. James Lawyer was present and stated he had the authority to speak on behalf of the board and that he would agree to the postponement until the next regular meeting of Council. Dr. Monroe seconded by Mr. Norris motioned to postpone this legislation until the next regular meeting of Council in three weeks. Roll call vote to postpone was unanimous in favor.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised there were no meetings of Council next week, the next work session would be October 6<sup>th</sup> that would include an overview of the 2010 operating budget, the next regular Council meeting would be October 13<sup>th</sup> and he reminded everyone that the Apple Festival would be Saturday, September 26<sup>th</sup>.

Dr. Monroe asked everyone to please come downtown and enjoy the Apple Festival.

Mr. Norris reminded everyone that this weekend was also Lebanon's homecoming and next weekend would be the Antique show at the Lebanon Fairgrounds which would be including a whole new format for the event.

Mrs. Flick stated that every booth for the Apple Festival had been rented this year and that there would also be an apple pie contest the year.

Mayor Brewer said it was wonderful to have the new Streetscape close to completion for the Apple Festival and how fabulous the whole downtown was looking. She reminded everyone that Council meetings and work session were open to the public and anyone was welcome to attend and have the opportunity to listen to Council's discussions on issues in our community.

There being no further business to come before 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 7:25 p.m.

Passed:

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Mayor

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Clerk