

MINUTES OF: Lebanon City Council Work Session

DATE: December 4, 2012

Council of the City of Lebanon met in a work session meeting on December 4, 2012 in the large conference room at the City Building. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Norris, Dearie, Monroe, Rodriguez, Messer, Mrs. Flick and Mayor Brewer. Present from City staff was City Manager, Pat Clements, City Attorney, Mark Yurick, City Auditor, Sharee' Dick, and Deputy City Manager, Scott Brunka.

Previous Business:

Ordinance 2012-096 - Approving a 6% water rate increase as outlined in the 2008 Water Rate Study, effective Jan 1, 2013 was read in title only by the City Attorney. Mr. Clements explained the legislation. Motion to adopt Ordinance No.2012-096 was made by Mr. Norris seconded by Mr. Messer. Roll call to to adopt was as follows: Mrs. Flick, no; Mr. Norris, yes; Dr. Monroe, yes; Mayor Brewer, yes; Mr. Messer, yes; Mr. Dearie, yes; Mr. Rodriguez, no.

Ordinance 2012-097 - Approving a 3% sewer rate increase effective Jan 1, 2013 was read in title only by the City Attorney. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2012-097 was made by Mr. Norris seconded by Dr. Monroe. Roll call vote to adopt was as follows: Mr. Dearie, yes; Mr. Rodriguez, no; Mrs. Flick, yes; Dr. Monroe, yes; Mayor Brewer, yes; Mr. Messer, yes; Mr. Norris, yes.

Ordinance 2012-101 - Approving a 99-year agreement with Turtlecreek Township establishing the City of Lebanon - Turtlecreek Township Joint Economic Development District for the Interstate 71 - State Route 123 interchange area.

Ordinance 2012-102 thru 105 - Approving 4 contracts with 2 vendors (Let it Grow and Brinkman) to perform the 2013 Mowing & Landscaping project.

Ordinance 2012-107 - Approving updates to Chapter 910 (Public Utilities) of the City's Codified Ordinances.

Ordinance 2012-108 - Approving updates to Chapter 915 (Electrical Rates) by adding Net Metering regulations for consumer owned electric generation equipment.

Ordinance 2012-109 - Approving updates to Chapter 915.07 (Private Outdoor Lighting Service Rates), clarifying regulations regarding the City's installation of outdoor security lighting on private property and updating service rates.

Ordinance 2012-110 - Approving updates to Chapter 916 (Telecommunications Use) to reflect the discontinuation of City provided cable TV, Internet and phone service resulting from the privatization of the City's Telecommunications Enterprise in 2007.

There was no further discussion regarding previous business.

New Business:

Council discussed an Ordinance approving a 90 day extension to the IBEW Labor Agreement which expires on Dec 31, 2012. Mr. Clements explained the legislation and recommended emergency language. Dr.

Monroe stated that he would sponsor this legislation.

Council discussed an Ordinance approving the re-plat of 9 lots in Section 1 of Reeder's Run subdivision to reduce the front yard setback from 38' to 35', as recommended by the Planning Commission. Mr. Clements explained the legislation and recommended emergency language. Mayor Brewer and Mr. Messer stated that they would sponsor this legislation.

Ordinance 2012-111- An Approving a Ground Lease Estoppel Agreement for Addison McKee, located in Kingsview Industrial Park, to allow them to obtain financing from Bank of America was read in title only by the City Attorney. Mr. Clements explained the legislation and stated that emergency language had been requested. Mr. Yurick further explained the Estoppel Agreement. Motion to adopt Ordinance No. 2012-011 was made by Mr. Messer seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

Council discussed an Ordinance approving various supplemental appropriations and appropriation reductions for the close-out of the 2012 Operating Budget. Mr. Clements explained the legislation and recommended emergency language. Mayor Brewer state that she would sponsor this legislation.

General Discussion Topics:

Council discussed Boards & Commissions Appointments. Mrs. Flick seconded by Dr. Monroe made a motion to accept the new appointments and the re-appointments as submitted. Mayor Brewer asked for a show of hands, all were in favor.

Council discussed the Rail Contract at length. Mr. Dearie sponsored legislation approving a contract with LM&M Railroad that includes; a 2 year term, clarifying language regarding the responsibility to perform the required track and bridge inspections, and a reduction of the annual rail line usage fees from \$5,250 per year to \$3,000 per year. Mr. Dearie, Mrs. Flick and Mr. Rodriguez stated that they would sponsor this legislation. Mr. Clements advised he would draft the contract for Council's packets to be voted on at the next regular meeting.

Open Discussion: Mr. Rodriguez asked the City Manager for an update on the damage claim from the owners of the house at 1156 Algonquin Drive. The City Manager informed the City Council that the claim of driveway damage from a water main break was determined to be not valid.

Executive Session: Not required.

There being no further business to come before this Council motion to adjourn the meeting was made by Mrs. Flick seconded by Mr. Norris. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 8:25 p.m.

Passed:

Mayor

Clerk