



MINUTES OF: LEBANON CITY COUNCIL

Date: DECEMBER 14, 2010

Council of the City of Lebanon met in regular session on December 14, 2010 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Heitkamp, Cole, Monroe, Norris, Rodriguez, Mrs. Flick and Mayor Brewer. Also present was City Manager, Pat Clements, City Attorney, Mark Yurick, Deputy City Manager, Scott Brunka 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 November 23rd regular meeting. Motion to adopt the minutes as submitted was made by Mr. Cole seconded by Mrs. Flick. Roll call vote to adopt was as follows: Mr. Norris, abstained; Mr. Heitkamp, yes; Mayor Brewer, yes; Dr. Monroe, yes; Mr. Cole, yes; Mr. Rodriguez, yes. Motion to adopt the December 7th work session minutes was made by Mr. Norris seconded by Mr. Cole. Roll call vote to adopt was unanimous in favor.

Sara Arseneau of the Chamber of Commerce thanked Council, staff and volunteers for their support during the 22nd annual Carriage Parade event. She gave Council a commemorative Christmas ornament.

Ordinance No. 2010-124 An Ordinance amending Section 911.02 of the Codified Ordinances providing for Water Use Charges was read in title only by the City Attorney. This legislation will approve a 6% increase in water service rates as outlined in the 2008 Water Rate Study in order to support the system improvements necessary to prepare the City for transition to purchasing water from Greater Cincinnati Water Works in 2013 as well as support the ongoing water main replacement program as outlined in the 5-Year Capital Improvement Program. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-124 was made by Mr. Norris seconded by Mr. Cole. Roll call vote to adopt was as follows: Mr. Rodriguez, no; Dr. Monroe, no; Mr. Norris, yes; Mayor Brewer, yes; Mr. Heitkamp, yes; Mr. Cole, yes; Mrs. Flick, no.

Ordinance No. 2010-127 An Ordinance authorizing the City Manager to execute an agreement with Arista Information Systems was read in title only by the City Attorney. This legislation will approve a 3-year agreement with Arista Information Systems to provide utility billing services. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-127 was made by Mrs. Flick seconded by Mr. Rodriguez. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-128 An Ordinance establishing rates of pay for Elected Officials and appointed employees of the City of Lebanon for Fiscal Year 2011, and declaring an emergency was read in title only by the City Attorney. This legislation will establish the 2011 rates of pay for the Municipal Court Judge, Prosecutor, Clerk of Courts and Bailiff. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-128 was made by Mr. Norris seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-131 An Ordinance authorizing the City Manager to execute an agreement with Lawn Systems, Inc. was read in title only by the City Attorney. This legislation will approve a 2-year agreement with Lawn Systems, Inc. to perform mowing of the public right-of-way and certain City-owned facilities for the 2011 and 2012 mowing season. The annual cost of this contract is \$25,235. Mr. Clements explained the legislation. Dr. Monroe seconded by Mr. Norris made motion for this legislation to receive a first reading.

Ordinance No. 2010-132 An Ordinance authorizing the City Manager to execute an agreement with Kendrick's Lawn and Landscaping was read in title only by the City Attorney. This legislation will approve a 2-year agreement with Kendrick's Lawn and Landscaping to perform mowing and landscaping services of the public right-of-way and certain city-owned facilities in the downtown area for the 2011 and 2012 mowing season. The annual cost of this contract is \$7,910. Mr. Clements explained the legislation. Dr. Monroe seconded by Mr. Norris made motion for this legislation to receive a first reading.

Ordinance No. 2010-133 An Ordinance authorizing the City Manager to execute an agreement with Kendrick's Lawn and Landscaping was read in title only by the City Attorney. This legislation will approve a 2 year agreement with Kendrick's Lawn and Landscaping to perform mowing services of the public right-of-way and certain city-owned facilities, in the North area of the City, for the 2011 and 2012 mowing season. The annual cost of this contract is \$11,050. Mr. Clements explained the legislation. Dr. Monroe seconded by Mr. Rodriguez made motion for this legislation to receive a first reading.

Ordinance No. 2010-134 An Ordinance authorizing the City Manager to execute an agreement with the Brickman Group was read in title only by the City Attorney. This legislation will approve a 2-year agreement with The Brickman Group to perform mowing services of the public right-of-way and certain city-owned facilities, in the South area of the City, for the 2011 and 2012 mowing season. The annual cost of this contract is \$13,464.86. Mr. Clements explained the legislation. Mrs. Flick seconded by Dr. Monroe made motion for this legislation to receive a first reading.

Ordinance No. 2010-135 An Ordinance authorizing the City Manager to execute an agreement with the Warren County Board of Commissioners was read in title only by the City Attorney. This legislation will approve a 3-year agreement with the Warren County Board of Commissioners to perform building inspection services for the City of Lebanon. Mr. Clements explained the legislation. Mr. Norris seconded by Mr. Heitkamp made motion for this legislation to receive a first reading.

Ordinance No. 2010-136 An Ordinance authorizing the purchase of transformers for the Electric Division, and declaring an emergency was read in title only by the City Attorney. This legislation will approve the purchase of 50 pad mount electric transformers from WESCO that is necessary for the Electric Department's Underground Cable Replacement Program. The total cost of this purchase is \$73,690. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-136 was made by Mrs. Flick seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

Resolution No. 2010-137 Approving the application for the FY2011 Warren County CDBG Community Development Program was read in title only by the City Attorney. This legislation will approve an application to the Warren County Board of Commissioners for the Fiscal Year 2011 Community Development Block Grant Program in the amount of \$300,000 to provide funding for a portion of the West Mulberry Street Reconstruction Project. If approved the project would be designed in 2011 and constructed in 2012. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2010-137 was made by Mr. Norris seconded by Dr. Monroe. Roll call vote to adopt was unanimous in favor.

Ordinance No. 2010-138 An Ordinance amending a Tax Increment Financing and Economic Development agreement with Mane, Inc. was read in title only by the City Attorney. This legislation will amend the 2007 Economic Development Agreement for Mane, Inc., by cancelling the tax increment financing provisions of the agreement. Following the City's approval of tax increment financing for this project, Mane Inc. elected to directly purchase their 15 acre site in Lebanon Commerce Center, making the use of the tax increment financing program unnecessary. Mr. Clements explained the legislation. Dr. Monroe seconded by Mrs. Flick made motion for this legislation to receive a first reading.

Ordinance No. 2010-139 A Supplemental Appropriation Ordinance and declaring an emergency was read in title only by the City Attorney. This legislation will approve additional appropriations to various funds for year-end budget close-out adjustments. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2010-139 was made by Mr. Heitkamp 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 this was the last council meeting of this year and reminded everyone that City offices would be closed Friday, December 24 and Monday December 27 for the Christmas Holiday, the next work session of Council would be January 4 and Planning Commission would be having a meeting on December 21st.

Dr. Monroe said that the Ordinance for the elected officials this evening was simply an ordinance setting the salaries of the Municipal Court employees that was a requirement of Warren County. He thanked the Chamber for another wonderful holiday event.

Mr. Rodriguez thanked the Lebanon High School Color Guard for coming this evening and he also thanked the Chamber for the Carriage Parade event. He wished everyone a Merry Christmas and a Happy New Year.

Mr. Norris offered Happy Holiday's to everyone and he thanked staff for their support of the City's recent events. He said that the schools, the City and local churches have had and was having some incredible events this holiday season to enjoy.

Mr. Heitkamp wished everyone a Merry Christmas and a Happy New Year.

Mrs. Flick reminded everyone that the importance of the season was about faith in family and not material stuff. She thanked the Garden Club for passing out ribbons for Christmas decoration in the community.

Mayor Brewer said there were some great events in the community this year and lots of wonderful things to do. She wished everyone a Merry Christmas and a Happy New Year.

There being no further business to come before this Council, motion to adjourn the meeting was made by Mr. Rodriguez seconded by Mr. Heitkamp. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 7:25 p.m.

Passed:

Mayor

Clerk