



**Minutes of Lebanon City Council Meeting (Work Session)
August 1, 2017
7:00 p.m. 50 S. Broadway, Lebanon, Ohio**

Council of the City of Lebanon met in a work session meeting in the large conference room at the City Building. The meeting was called to order with the following members present, Mr. Aylor, Mr. Dearie, Mr. Messer, Mr. Norris, Mr. Kaiser and Mayor Brewer. Present from the City Staff was City Attorney Mark Yurick, City Auditor Dan Burke, Deputy City Manager Scott Brunka, City Planner Meredith Snyder.

Mr. Kaiser made a motion to excuse Mrs. Monroe, seconded by Mr. Messer. Mrs. Monroe participated by conference call.

Previous Business:

Ordinance 2017-070 – Approving a Release & Separation Agreement with City Manager George P. Clements, with an effective date of 30 Sept 2017.

Ordinance 2017-071 – Approving an Employment Agreement with Deputy City Manager Scott Brunka to serve as City Manager, commencing 30 Sept 2017.

There was no discussion on the two previous business items.

New Business:

Ordinance – Approving the renewal of the Parks & Recreation Impact Fee, as recommended by the 2017 Impact Fee Update Study.

Mr. Brunka gave an update on the Parks and Recreation Impact Fee noting that some of the revenue is earmarked to use as matching funds for grant applications. Mr. Messer asked if there was a ceiling on the revenue collection. Mr. Brunka explained that the impact fee is only applied to new construction and that the annual revenue varies based on development trends. Mr. Kaiser asked if the impact fee serves as an impediment to development. There was a discussion concerning the pros and cons of growth in and around the City of Lebanon. Mr. Messer asked if the loss of an impact fee would prevent future projects from occurring. Mr. Brunka stated that the projects could still be funded but the revenue would be pulled from other sources such as the General Fund reserve balance. Mr. Yurick mentioned that the intent of an impact fee is to recognize that new residential growth should help pay for the enhanced recreational facility demand that the growth creates. Mr. Norris stated that several neighboring communities have similar impact fees and those fees appear to have no detrimental impact on growth in those communities. Mayor Brewer supports the impact fees because she believes it is an equitable way to recognize the added demand. Mr. Messer reported that he spoke with a developer who indicated that the fee was not an impediment. Legislation was sponsored by Mayor Brewer.

Resolution - Adopting the Warren County Solid Waste Management Plan
No discussion. Legislation was sponsored by Mayor Brewer.

Ordinance – Approving the purchase of road salt from Detroit Salt Co. LLC, at a cost of \$58.00 per ton, as part of the Warren County Engineer's Office Road Salt Purchasing Program.
There was no discussion. Legislation was sponsored by Mr. Aylor.

Ordinance – Approving the purchase of 8" water main pipe from Buckeye State Pipe & Supply, \$58.7k, to support the Lebanon Rd Water Main Extension Project, CIP#610-0109.

There was no discussion. Legislation was sponsored by Mr. Norris and Mr. Messer.

Ordinance – Approving a contract with JNT Excavating, LLC, to perform the S. Mechanic St Water Main Replacement Project, CIP#610-0098, \$223.2k.

There was no discussion. Legislation was sponsored by Mr. Messer.

Ordinance - Approving a contract with Rack & Ballauer Excavating Co. to perform the Walnut St Storm Water System Improvement Project, CIP#615-0003, \$474.6k.

Mr. Aylor asked if any of these streets were on the reconstruction plan and Mr. Brunka provided clarification. Legislation was sponsored by Mr. Aylor.

Approving a supplemental appropriation in the Storm Water Utility Fund, \$80.0k, to support the Walnut St storm water system improvement project and change orders from the concrete repair program.

There was no discussion. Legislation was sponsored by Mr. Messer and Mr. Norris.

Resolution – Approving an agreement with the Coalition Opposed to Additional Spending and Taxes (COAST) to settle their complaint regarding the City's compliance with State open meetings regulations pertaining to the preparation of meeting minutes.

Mayor Brewer clarified that Mr. Yurick had provided the appropriate verbal declarations before every instance when City Council entered Executive Session. However, the technical description was not always transcribed in the written meeting minutes. The minutes serve as the official record of the proceedings even when there is a video recording on file. City Council concurred with Mayor Brewer's comments. Legislation was sponsored by Mr. Kaiser.

General Discussion Topics:

Lebanon Public Library Funding Request

Mr. Norris stated that he supports the requested contribution to the Lebanon Public Library since the Library made a significant investment which improved the entire area. There was a discussion and Mr. Brunka verified that the City provides utility service to the Library at no cost. City Council asked Mr. Brunka to determine the value of the in-kind utility cost that the City currently provides to the Library.

Zoning Code Text Amendment to permit Potbellied Pigs in residential zones.

City Planner Meredith Snyder provided a summary of the report she prepared for City Council. Mrs. Snyder reported that there are a variety of potbellied pig breeds and that some local communities permit them with various restrictions. Mayor Brewer stopped by the residence and agrees that the presence of the pig creates a problem for the neighbors. Mrs. Monroe asked Mr. Yurick to clarify the definition of an emotional support animal. Mr. Yurick verified that the emotional support animal classification exists in Ohio law but the potbellied pig is not recognized in that classification. There was no City Council support for changing the existing zoning code and Mrs. Snyder was asked to notify the Pizak family.

Liquor License – (Ownership Transfer), Taste of India, 20 E. Silver St.

Mayor Brewer requested a hand vote to allow the liquor license transfer. The vote was unanimous in favor.

Certificate of Appreciation, Faith Withrow – 8 Aug City Council Meeting

No discussion.

Certificate of Appreciation, Traci Gallagher– 8 Aug City Council Meeting

No discussion.

Independence Day Parade Update – Deb Stevens, Bill Childers & Nicole Perfetti, LCNB.

No discussion.

Open Discussion

Mayor Brewer asked for discussion items from City Council and there were no comments.

There being no further business to come before this Council a motion to adjourn the meeting was made by Mr. Aylor, seconded by Mr. Norris. Roll call vote was unanimous in favor.

The meeting was adjourned at 8:01 p.m.

Passed *8/22/2017*

Maya Brewer

Mayor

Amil Burke

Clerk