

MINUTES OF: LEBANON CITY COUNCIL

Date: NOVEMBER 23, 2009

Council of the City of Lebanon met in regular session on November 23, 2009 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Aylor, Cole, Monroe, Norris, Rodriguez, Mrs. Flick and Mayor Brewer. Also present was City Manager, Pat Clements, Deputy City Manager, Scott Brunka, City Attorney, Mark Yurick and Deputy Tax Commissioner, Jennie Loxley.

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 November 10 Regular meeting. Motion to adopt the minutes as submitted was made by Mr. Norris and second by Mr. Cole. 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 November 16 work session minutes was made by Mr. Norris and second by Dr. Monroe. Roll call vote was as follows: Mr. Norris, yes; Mr. Aylor, abstained; Mrs. Flick, yes; Mayor Brewer, yes; Dr. Monroe, yes; Mr. Cole, abstained; Mr. Rodriguez, yes.

There were no visitors this evening.

**Ordinance No. 2009-107** An Ordinance to make final Appropriations for current expenses and other expenditures of the City of Lebanon, State of Ohio, during the Fiscal Year Ending December 31, 2010 was read in title only by the City Attorney. This legislation will approve the proposed 2010 Operating Budget for the City of Lebanon. Mr. Clements explained the legislation. Mr. Norris thanked the City Staff for their hard work on this piece of legislation. Motion to adopt Ordinance No. 2009-107 was made by Mr. Cole and seconded by Mr. Norris. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009-108** An Ordinance authorizing the transfer and reimbursements established by the 2010 Budget was read in title only by the City Attorney. This legislation approves the inter-fund transfers contained in the 2010 Operating Budget. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009- 108 was made by Mr. Aylor seconded by Mr. Cole. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2009-109** An Ordinance amending Section 913.03 of the Codified Ordinances relating to Sanitary Sewers was read in title only by the City Attorney. This legislation will approve a sanitary sewer rate increase of 3% effective January 1, 2010. Mr. Clements explained the legislation. Motion to adopt was made by Mr. Norris and seconded by Mr. Aylor. At this time Mrs. Flick voiced her opposition to this rate increase as she is against the large administrative charge backs to the General Fund. Dr. Monroe questioned the necessity of the increase due to the slow down in population growth and the postponement of upgrades to the wastewater facility. Mr. Clements explained that the increase would maintain revenue cash flow and preserve an adequate cash reserve. He said the average increase per user would be \$1.12 per month.

Mayor Brewer said that Council had the responsibility to ensure that city services are functioning and self supporting. The increase would also offset any Ohio EPA changes that would involve additional expense to the City Wastewater Treatment Facility. Roll call vote to adopt was as follows: Dr. Monroe, no; Mayor Brewer, yes; Mr. Norris, yes; Mr. Aylor, yes; Mr. Rodriguez, no; Mrs. Flick, no and Mr. Cole, yes.

**Ordinance No. 2009- 111** An Ordinance establishing rates of pay for Elected Officials and Appointed Employees of the City of Lebanon for Fiscal Year 2010 was read in title only by the City Attorney. This legislation will approve 2010 pay rates for the Municipal Court Judge, City Prosecutor and Clerk of Court and Bailiff. Mr. Clements explained the legislation. Dr. Monroe seconded by Mr. Rodriguez made motion for this legislation to receive a first reading.

**Ordinance No. 2009-112** An Ordinance authorizing the City Manager to execute an Addendum to the Legal Services Agreement between the City of Lebanon and the City Prosecutor was read in title only by the City Attorney. This legislation will approve an addendum to the Legal Services Agreement with the City and Prosecutor providing for automatic 1-year extensions to the current contract. Mr. Clements explained the legislation. Dr. Monroe second by Mr. Norris made motion for this legislation to receive a first reading.

**Ordinance No. 2009-113** A Supplemental Appropriation Ordinance and declaring an emergency was read in title only by the City Attorney. This legislation will approve supplemental appropriations and appropriations reductions as part of the annual year-end budget close-out procedures. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2009- 113 was made by Dr. Monroe seconded by Mrs. Flick. Roll call vote to adopt was unanimous in favor.

Mayor Brewer asked for the City Manager's report. Mr. Clements stated that the next work session meeting would be on December 1<sup>st</sup>, the next regular Council meeting would be on December 8<sup>th</sup> both at 7 p.m. The meetings scheduled for December 14 and December 22 have been cancelled. He reminded everyone that the Holiday Illumination and tree lighting was scheduled for November 27, 2009 at 6 p.m. He said that there would be free carriage rides and Santa was expected to arrive as well.

Mayor Brewer said that students from her 5<sup>th</sup> grade class had made the ornaments that were placed on the City Christmas Tree today.

Dr. Monroe said that Rumpke was now recycling all plastic bottles and jugs plus clean pizza boxes. He clarified to the public that revenue received as a result of the fire levy was not being taken away from the Fire Department, and that their money remained theirs; however, there were some administrative expenses that the fund did have to pay.

Mr. Cole had no comment this evening.

Mr. Rodriguez wished everyone a Happy Thanksgiving and advised them to drive safely.

Mr. Aylor stated he had heard many compliments from the downtown people about the streetscape in town and how great it was. He said that we do live in the best country in the world and how so many take that for granted, and that we have so much to be thankful for living here and in this community. He wished everyone a Happy Thanksgiving.

Mr. Norris said that 50 students at the High School had been inducted in to the National Honors Society today and that was a reflection of the excellent quality of teachers we have in the community. He read a brief history about the early celebrations of Thanksgiving.

Mayor Brewer wished Council a Happy Thanksgiving; she stated times were challenging and how blessed we are here and how the community embraces each other, and for that, she is thankful.

There being no further business to come before this Council, motion to adjourn the meeting was made by Mr. Aylor and second by Dr. Monroe. Roll call vote to adjourn was unanimous in favor. The meeting adjourned at 7:31 p.m.

Passed:

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Mayor

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Clerk