

**AGENDA**  
**REGULAR MEETING OF VILLAGE COUNCIL**  
**JANUARY 18, 2018 at 6:30 P.M.**

1. Mayor Smith calls the meeting to order
2. Roll Call:  

Linda Allen	Bryan Corcoran
James Boerio	Bill Madison
Linda Burke	Rolin Spicer
3. Guests:
4. Floor open to the public:
5. New Business:
  - Emergency Resolution 2018-4 approving purchase of real estate property
  - Emergency Ordinance 2018-1 adopting backflow prevention policy
  - Emergency Resolution 2018-5 authorizing agreement with McGill Smith Punshon for the water and sewer feasibility study
  - Authorization of Invoices
  - Approval of December Financial Statements
  - Authorization of Solicitor's Invoice
6. Old Business:
  - Second Reading Resolution 2018-2 authorizing contract with Rozzi's Famous Fireworks for fireworks display on July 4<sup>th</sup> in 2018 and 2019
7. Executive Session
8. Communications and reports from Village Officials and Committees
  - a. Mayor
  - b. Fiscal Officer
  - c. Solicitor
  - d. Administrator
  - e. Sgt.
  - f. Council Members
9. Adjournment

**VILLAGE OF SOUTH LEBANON, OHIO  
RESOLUTION NO. 2018-4**

**A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR AND FISCAL OFFICER TO EXECUTE A REAL ESTATE PURCHASE AGREEMENT FOR PROPERTY LOCATED ON E. BROADWAY STREET IN THE VILLAGE OF SOUTH LEBANON, AND FURTHER AUTHORIZING THE VILLAGE SOLICITOR TO OBTAIN A TITLE ABSTRACT AND THE FISCAL OFFICER TO PAY THE INVOICE FOR THE TITLE ABSTRACT, AND DECLARING AN EMERGENCY**

**WHEREAS**, the real estate located on E. Broadway Street consisting of Sidwell#'s 12-01-277-015-1 and 12-01-277-015-3 totaling 0.585 acres is currently a vacant lot; and,

**WHEREAS**, the current property owner desires to sell the said property to the Village for a total price of \$34,490.00; and,

**WHEREAS**, the Council desires that the Village acquire title to the said property as the said property is contiguous to other vacant lots already owned by the Village, and collectively the said property may have a useful public purpose in the future; and,

**WHEREAS**, the Village Solicitor prepared a Real Estate Purchase Agreement and the Village Administrator tendered the Agreement to the Seller who has executed the same which is attached hereto; and,

**WHEREAS**, the Council desires that the Village Solicitor obtain a title abstract to verify marketable title and encumbrances; and,

**WHEREAS**, immediate action is required to acquire the said real estate and to insure the timeframes set forth in the purchase agreement can be met, and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of South Lebanon, at least two-thirds of all members elected thereto concurring:

**Section 1.** Approve the Real Estate Purchase Agreement and further authorize the Mayor and Fiscal Officer to execute the same, a copy of which is attached hereto.

**Section 2.** Authorize the Village Solicitor to obtain a title abstract and further authorize the Fiscal Officer to pay the invoice for the title abstract.

**Section 3.** That the Council is acting in its administrative capacity in adopting this Resolution.

**Section 4** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

**Section 5.** That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Resolution shall be in full force and effective immediately upon its passage.

**Section 6.** That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted this      day of January, 2018.

Attest: \_\_\_\_\_  
Nicole Armstrong, Fiscal Officer/Clerk

\_\_\_\_\_  
James D. Smith Mayor

Rules Suspended: / /2018 (if applicable)	Effective Date – / /2018
Vote - ____ Yeas ____ Nays	
First Reading – / /2018	Effective Date – / /2018
Second Reading – / /2018	
Third Reading – / /2018	
Vote - ____ Yeas ____ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By: \_\_\_\_\_

Date: \_\_\_\_\_

**VILLAGE OF SOUTH LEBANON, OHIO  
ORDINANCE NO. 2018-1**

**AN ORDINANCE ADOPTING THE VILLAGE OF SOUTH LEBANON'S  
BACKFLOW PREVENTION POLICY, AND DECLARING AN EMERGENCY**

**WHEREAS**, as required by Ohio Administrative Code (OAC) 3745-95, every supplier of water in the State of Ohio is required to ensure compliance with OAC rules related to backflow prevention; and,

**WHEREAS**, effective January 1, 2018, the Warren County Combined Health District no longer administers backflow prevention program for water systems; and,

**WHEREAS**, immediate action is required to ensure that a backflow prevention program is in place and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of South Lebanon, Ohio, at least two-thirds of all members elected thereto concurring:

**Section 1.** That the Council does hereby adopt the attached Backflow Prevention Policy and incorporate the same by reference herein.

**Section 2.** That the Council is acting in its legislative capacity in adopting this Ordinance.

**Section 3.** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

**Section 4.** That this Ordinance is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Ordinance shall be in full force and effective immediately upon its passage.

**Section 5.** That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted this     day of January, 2018.

Attest: \_\_\_\_\_  
Nicole Armstrong, Fiscal Officer/Clerk

\_\_\_\_\_  
James D. Smith, Mayor

Rules Suspended:   /   /2018 (if applicable)	Effective Date –   /   /2018
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Third Reading –   /   /2018	
Vote - ____ Yeas ____ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By: \_\_\_\_\_

Date: \_\_\_\_\_

**VILLAGE OF SOUTH LEBANON, OHIO  
RESOLUTION NO. 2018-5**

**A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO  
ENTER INTO AN AGREEMENT WITH MCGILL SMITH PUNSHON INC. FOR  
CONSULTING ENGINEER SERVICES FOR THE ZOAR ROAD WATER AND  
SEWER FEASIBILITY STUDY, AND DECLARING AN EMERGENCY**

**WHEREAS**, due to the potential for future residential development, the Village desires to study the feasibility of extending water and sanitary sewer service to properties located on Zoar Road east of the Village limits; and,

**WHEREAS**, McGill Smith Punshon, Inc. has submitted a proposal that includes evaluating the existing Village water and sanitary sewer system, determining necessary upgrades and improvements to serve the study area, and a cost estimate for said improvements; and,

**WHEREAS**, immediate action is required to expedite said study which is necessary prior to development of the study area, and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of South Lebanon, Ohio, at least two-thirds of all members elected thereto concurring:

**Section 1.** That the Council authorizes the Mayor and Fiscal Officer to enter into a contract with McGill Smith Punshon Inc. for consulting engineer services for required the Zoar Road Water and Sewer Feasibility Study for a not to exceed amount of \$26,100.00, as attached hereto.

**Section 2.** That the Council is acting in its administrative capacity in adopting this Resolution.

**Section 3.** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

**Section 4.** That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Resolution shall be in full force and effective immediately upon its passage.

**Section 5.** That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted this \_\_\_\_\_ day of January, 2018.

Attest: \_\_\_\_\_  
Nicole Armstrong, Fiscal Officer                      James D. Smith, Mayor

Rules Suspended: / /2018 (if applicable)	Effective Date – / /2018
Vote - ____ Yeas ____ Nays	
First Reading – / /2018	Effective Date – / /2018
Second Reading – / /2018	
Third Reading – / /2018	
Vote - ____ Yeas ____ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By: \_\_\_\_\_  
Date: \_\_\_\_/\_\_\_\_/2018

**VILLAGE OF SOUTH LEBANON, OHIO  
RESOLUTION NO. 2018-2**

**A RESOLUTION APPROVING AND FURTHER AUTHORIZING MAYOR AND  
FISCAL OFFICER TO EXECUTE A DISPLAY CONTRACT WITH ROZZI'S  
FAMOUS FIREWORKS FOR A FIREWORKS DISPLAY IN THE VILLAGE ON JULY  
4<sup>TH</sup>, 2018 AND JULY 4<sup>TH</sup>, 2019**

**WHEREAS**, the Council desires to have a fireworks display in the Village for its citizens on the 4<sup>th</sup> of July, 2018 and July 4<sup>th</sup>, 2019, and,

**WHEREAS**, Rozzi's Famous Fireworks desires to provide such a 4<sup>th</sup> of July fireworks display, and has tendered a Display Contract to the Village for execution, a copy of which is attached hereto; and,

**WHEREAS**, the Display Contract price is \$8,800.00 per display, subject to certain adjustments should the display be canceled or postponed; and,

**WHEREAS**, the Union Township Board of Trustees desire to participate in the said fireworks display, including paying one-half the costs under the terms of the Display Contract.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of South Lebanon, Ohio, at least a majority of all members elected thereto concurring:

**Section 1.** That the Council approves and authorizes the Mayor and Fiscal Officer to execute the Display Contract subject to the Village Solicitor approving as to form.

**Section 2.** That the Council is acting in its administrative capacity in adopting this Resolution.

**Section 3.** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

**Section 4.** That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Attest: \_\_\_\_\_  
Nicole Armstrong, Fiscal Officer/Clerk

\_\_\_\_\_  
James D. Smith, Mayor

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Vote - ____ Yeas ____ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By: \_\_\_\_\_

Date:   /  /2018