

**VILLAGE OF SOUTH LEBANON
MINUTES
REGULAR MEETING
FEBRUARY 21, 2013
6:30 P.M.**

1. Mayor Lawhorn called the meeting to order at 6:30 p.m. with the Pledge
2. Linda Allen - Present
Randall Atkins– Present
Dean Evans – Present
Glenn Holloway - Present
Bill Madison – Present
Jeff Sturtevant – Absent
3. Mayor Lawhorn stated we will try to get through the business quickly with the bad weather coming and Glenn has to go back to work.
4. Minutes presented for approval:

Workshop – January 3, 2013 – motion to approve made by Atkins, seconded by Holloway, all yeas.

Special – January 10, 2013 – motion to approve made by Evans, seconded by Holloway, all yeas.

Regular – January 17, 2013 – motion to approve made by Holloway, seconded by Evans, all yeas.
5. Resolution 2013-02 was presented for the re-plat of Willoughby and authorization for the mayor and fiscal officer to sign the mylar. Mayor Lawhorn stated planning approved this on 1/21/13. Madison asked if this is a home and the mayor said yes it is the old Doughman place. It was explained that their intent is to provide a place for their son and the property is zoned business. Madison said Dave that owns the store has a duplex and house on the same lot and wants to split the lot. Holloway stated he has mixed feeling over this because of how some of his other properties are kept. Evans stated it would be nice to see what he wants to build before we split the lot. Atkins asked can we do three readings and Bruce said council is not approving a building just if this meets the criteria of subdivision. Bruce explained that planning approves the plat and that the mayor and fiscal officer only need to sign where a right-of-way exists. He said that just a split the mayor signing has no bearing. He said maybe we need to have the mylar re-done and take the mayor off and he questioned why it is before council. Gary stated it seems the village practice is to have both sign and zoning does not have anyone other than planning approving. Discussed how our sub regulations are in our zoning code and they are two different things. Gary suggested we table and have the mylar

re-done per our regulations. Madison said if we need to have the zoning updated then we need to do it. Gary stated he is working on cleaning it up.

6. Resolution 2013-02 was tabled. Discussion followed concerning what should come before council and what should not. Atkins stated this board would not know what is going on. Allen said the chairman could give council a report.
7. Resolution 2013-03 was presented to authorize the purchase of a backhoe. Gary said we have had conversations about our backhoe and it has reached the end of its life. He said they want to keep the old one to load salt and Atkins asked why we should keep it if it is costing money to keep repaired. Gary stated it will serve that purpose. Mayor Lawhorn said we need to decide if we want to purchase out right or finance and his suggestion is to finance for five years. A motion to suspend the reading rule was made by Allen, seconded by Holloway, all yeas. A motion to adopt Resolution 2013-03 to finance for five years was made by Atkins, seconded by Holloway, all yeas.
8. Resolution 2013-06 was presented to enter into a consulting contract with LJB for the Woodknoll Subdivision. Gary said they will act as a representative for the village approving per codes and regulations. A motion to suspend the reading rule was made by Evans, seconded by Allen. A motion to adopt Resolution 2013-06 was made by Allen, seconded by Holloway, all yeas.
9. Resolution 2013-07 was presented authorizing Rozzi's Fireworks for the 4th of July. Council was informed that the township has agreed to pay half again this year. The total amount is \$6600.00. Discussion followed about the contract issues and decided it will be a three reading resolution. The first reading of Resolution 2013-07 was held
10. Gary informed council that he and Tony discussed the grant for the water Line replacement. He said it is Tony's opinion that we need to do the project because then all 4" water mains will have been replaced. He said he and Skip have discussed this and that his first intention was not to recommend this but is not sure he feels the same. He said there is a 6" line that shows replacement that was done in the last project and that would reduce the project by 1000 feet and would reduce our share. He stated another concern he has is if we turn down the grant after it has been awarded will that be frowned upon and affect us getting one in the future. Gary said it is his belief that we need to move forward on this and he feels the general fund is able to handle this match. Mayor Lawhorn said he worries about the general fund and that we not start dwindling it down and that he agrees the lines need to be replaced. Gary said an emergency should be no more than \$200,000 and Evans said it should be handled in house. All

agreed to move forward with the grant.

11. Ordinance 2013-03 was presented for permanent appropriations for 2013. A motion to suspend the reading rule was made by Madison, seconded by Holloway, all yeas. A motion to adopt Ordinance 2013-03 was made by Atkins, seconded by Madison, all yeas.
12. An invoice for Sure Thing Pest Control was presented for authorization in the amount of \$1078.64. A motion to approve the invoice was made by Atkins, seconded by Allen, all yeas.
13. An invoice was presented for Software Solutions for utility software support in the amount of \$5128.00. A motion to authorize payment was made by Madison, seconded by Atkins, all yeas.
14. An invoice for Bruce McGary was presented in the amount of \$3820.00. A motion to pay the invoice was made by Madison, seconded by Evans, all yeas.
15. Mayor Lawhorn asked Atkins if the new rates for Lebanon Sewer are being discussed and will we be a part of the meeting and Randall said he would ask.
16. Mayor Lawhorn informed council that the police levy lawsuit was moved to the Southern District Court by the township. Madison asked Bruce why and he said he thinks the number one reason is the township does not fair well in the county. He said Catherine is filing a motion to transfer it back.
17. Gary said he is getting a grasp on everything and is feeling more comfortable and hopes his memo is more helpful. He told council not to hesitate to call prior to a meeting for answers. He said he is working on our systems to make more productive. Evans said he is impressed.
18. Solicitor McGary said he received an email after filing his brief in the Mainstream Homes case and said if council wishes this could pose an opportunity for the village to purchase that property. He told council to give it some thought and let him know and he could be more active in that direction. Council agreed we should look at that.
19. Sgt. Boylan reported car vandalism in Michaels Farm, which is one street away from our jurisdiction.
20. Holloway stated the auto answer is great but council did not know it was taking place and we should have been made aware. Bruce stated he thought the offices were closed and hung up. Holloway stated that if someone is out for the day the person covering the offices should make

sure to transfer calls so we don't have any emergencies missed. Gary said he will start sending reports to council on Fridays as to what took place that week.

21. A motion to go into executive session to discuss the administrator was made at 7:45 p.m. by Holloway, seconded by Madison, Allen – yea, Atkins – yea, Evans – yea, Holloway – yea, and Madison – yea.
22. A motion to return from executive session was made at 7:52 p.m. by Allen, seconded by Atkins, Allen – yea, Atkins – yea, Evans – yea, Holloway – yea, and Madison – yea.
23. A motion to adjourn the meeting was made at 7:53 p.m. by Allen, seconded by Holloway, all yeas.

Sharon Louallen, Fiscal Officer

Lionel Lawhorn, Mayor