

**VILLAGE OF SOUTH LEBANON
REGULAR MEETING MINUTES
JULY 16, 2015
6:30 P.M.**

1. Mayor Lawhorn opened the meeting at 6:30 p.m. with the Pledge.
2. Linda Allen – Present Sue Johnson - Present
Randall Atkins – Present Steve Riley – Present
Jim Boerio – Present James Smith – Present
3. Mayor Lawhorn opened the floor to the public: No one approached council.
4. Mayor Lawhorn presented the following minutes for approval:

Regular Meeting – June 4, 2015 – motion to approve made by Boerio,
seconded by Riley, Johnson abstained, not at meeting, all others yea.

Workshop Meeting – June 4, 2015 – motion to approve made by Boerio,
seconded by Atkins, Johnson abstained, not at meeting, all others yea.

Regular Meeting – June 18, 2015 – motion to approve made by Boerio,
seconded by Riley, Atkins abstained, not at meeting, all others yea.
5. Mayor Lawhorn presented Resolution 2015-18 as an emergency authorizing a promissory note for \$344,242.00 for Zoar Road rehabilitation. A motion to waive the reading rule was made by Boerio, seconded by Allen, all yeas. A motion to adopt Resolution 2015-18 was made by Atkins, seconded by Riley, all yeas.
6. Mayor Lawhorn presented an Ordinance 2015-08 for the third reading for compensation of two council seats and the mayor seat. Smith stated it was changed once before and we are making these seats different than what it was changed to two years ago. He said he thinks it should be in line, same as township, which is the lowest compensation set by the state. Mayor Lawhorn said his opinion, it is still too much money. Allen asked for clarification of exactly what this is going to be, rather than just say this is it. She said she knows what it is and we have all talked about it. Allen said what we are saying is, the same as set for the council prior and the mayor moved to \$500 per month. Mayor Lawhorn said to clarify, regular council meetings, council gets \$375 per month, no prior service credit, no committees, \$25 for special meetings and emergency meetings. He said if you miss more than three meetings annually, there is a 2% of annual salary reduction from that meeting missed. He said the office of mayor is \$500 a month with no additional compensation. A motion to approve Ordinance 2015-08 was made

by Allen, seconded by Boerio, Smith abstained under condition that this body is voting on two people that don't have a say just coming in and it does not affect individuals that are here now and he thinks those people should have the opportunity for it to be across the board, all others yea.


7. Mayor Lawhorn presented Resolution 2015-19 for the third reading authorizing an agreement with Warren County for water/sewer. Bruce stated at the last meeting, councilman Smith raised the issue about the amount of time for the termination clause. He said he contacted the county and they are agreeable to make notice of cancellation less than three years. He said the county said it is intended to allow time to design, survey, construct, etc. Bruce said council can change that to less. Bruce said the engineer said it would take at least a year to do those things. Bruce said his concern is anytime you deal with the river and state is concerned over you disturbing anything, they make you do environmental studies and so forth. Smith said the water across the river is on the bridge not submerged, which is better for us. Bruce stated this project was designed to boar under the river and that is probably why the cost was so expensive. Smith said across the bridge would have been better, in fact, the system is already in place. Smith said as long as the folks get service, there are a couple of things that would be in the best interest of South Lebanon, you look at the rate and we pay \$2.48 a thousand through Cincinnati but we pay \$3.39 per thousand from the county so that is about a \$1.21 per thousand and that is a substantial amount. Smith said that is why he said before, it would be nice if we could get the price comparable to what we pay Cincinnati. Smith said it says wholesale but we are really paying retail. Discussed wholesale verses retail. A motion to approve Resolution 2015-19 was made Allen, seconded by Boerio, Smith voted nay, all others yea.
8. Administrator Haddix reviewed his memo. He said Pike Street is still scheduled for the end of the month but with all the rain we are probably looking at late August. He said Zoar Road rebid is July 28th and should be able to award at the first meeting in August. Jerry said a final walk through was done of Woodknoll and a punch list has been prepared for that. He said the guys have been crack sealing. Jerry said last week the BZA denied a conditional use permit for 350 King Ave. He said they were proposing a nursery business there. Discussed access to the property. Jerry said planning commission met yesterday and approved the final plan Grants Frederick Section II and that is another 58 lots. Jerry said they also approved the comprehensive plan and it will come to council at the next meeting. Jerry said the only other thing is there was a memo about the engineering line item, a lot has been going on the first half of the year. Haddix said we have to touch on it at some point, he said he and Bruce talked about the sale and lease of real estate of village property. He said

it appears in the Ohio Revised Code leases have to be advertised. He said we have some leases expiring in the fall. He said we will have to do something with that property. Jerry said the other issue we have heat to deal with and an estimate of \$80,000 to replace heating in both buildings. He said council will have to make decisions on this. He said we also have a bat problem. Bruce said they found some at the county and tested positive for rabies.

9. Mayor Lawhorn held a second reading of a resolution to allow the sale of property through GoveDeals.
10. Mayor Lawhorn held a second reading of a resolution approving a contract with Buckeye Power Sales.
11. Mayor Lawhorn presented invoices for authorization. A motion to pay the invoices was made by Allen, seconded by Boerio, all yeas.
12. Mayor Lawhorn presented an invoice for Bruce McGary in the amount of \$1035.00. A motion to pay the invoice was made by Smith, seconded by Allen, all yeas.
13. Johnson asked if anything was found out about the sidewalks going up Pumpkin Brown hill, they are still pretty bad. Mayor Lawhorn said the sweeper is going up there. Johnson said we need a retaining wall up there. Mayor Lawhorn said some tree trimmers came along there and left a mess. Johnson said there are still junk cars and they are adding to them next to the creek, right passed the bridge.
14. Smith stated on Mason Morrow Milgrove, he brought this up before, the power pole in the intersection, they clipped the old and then the new one and now the new, new one. He stated he has asked for guardrail there because when it gets hit, half the town is out of power.
15. Allen said we have discussed the sewer fund, how we need to balance that. Mayor Lawhorn said the committee needs to look at it, he thinks there is too much money in there. He said we have to spend some on relocation at the intersection. He said we have reduced it once since he has been mayor and we need to reduce it again. Smith said you are looking at an aging system and you have to look if we have a huge part of the system go down it could be a huge amount of money. Smith said we are responsible for upgrades to the sewer plant too and if we don't have the revenue it could be a huge problem. Mayor Lawhorn said we do have one coming up and we don't know what it is going to cost. Atkins stated it won't be cheap.

16. Allen said on Mary Ellen, people are complaining that with the turn overs at the old junk yard, all the old drywall they promise to clean up and it is a mess back there. Discussed that the county held a clean-up years ago and that they took out 2000 tires and tons of drywall.
17. Bruce McGary reported the eviction of the sex offender at Bernie's was successful. He said he is gone and we have a permanent injunction against him.
18. Sgt. Boylan reported the Tahoes came in today and they are being equipped. He reported on the accident at St. Rt. 48 and Corwin Nixon. He said stolen property has been recovered from Fredericks and Shawhan.
19. Mayor Lawhorn said on Pike Street there was a no parking here to corner sign and it is down. He said residents have trouble seeing to get out of Revis Drive and it needs to be replaced. He reminded council about the picnic on Saturday and the food is at 1:00 p.m. He said the fireworks were great and everyone enjoyed them.
20. A motion to adjourn the meeting was made at 7:15 p.m. by Boerio, seconded by Smith, all yeas.


Sharon Louallen, Fiscal Officer


Lionel Lawhorn, Mayor