

**VILLAGE OF SOUTH LEBANON
REGULAR MEETING MINUTES
FEBRUARY 4, 2016
6:30 P.M.**

1. Mayor Smith opened the meeting at 6:30 p.m. with the Pledge.

2. Randall Atkins – Present Bill Madison - Present
 Jim Boerio – Present Steve Riley – Present
 Sue Johnson – Present George Teasdale - Present

3. Mayor Smith opened the floor to Steve Muterspaw:

Steve informed council he is running for State Representative. He stated this is a significant time in our country where government has taken over. Steve reviewed his employment history as a teacher, business owner and that he is a Clearcreek Township Trustee. He talked about the issues that faced him as a trustee and in less than two years they were able to change some the problems in the township. He said that there needs to be more control at the local level. He said he is not here to talk you into liking him but to let everyone know he will be here for the local communities if elected. He explained his views on the issues of the state verses the local governments. He closed that it would be an honor to serve the local governments on the state level.

4. Mayor Smith opened the floor to the public:

Maryan Harrison – South Lebanon Historical Society – 100 E. McKinley – she passed out packets concerning the historical markers. She stated that they are asking for matching funds for the bike trail marker. She said they are going to approach the township for matching funds for the second one. She explained the process with the Port of Authority concerning obtaining the markers. She said there is so much rich history in our town.

John Moore – 140 Fern Valley Way - He said the historical markers came up last year. He said funds for markers can be every two years but have to have matching funds. John said if you go on Ohio History Connection.com there is a list of different markers throughout Ohio. He said there is only 15 signs in Warren County. He said the first marker will be at the bike trail and serve as a gateway for people coming through the village and that there are about 500,000 people that use the bike trail annually. He said we have 8 they would like to do and there is a year turnaround time and has to be approved by the state. John said there is a ceremony that goes along with the installation of the markers. Mayor Smith asked how much are they asking for and John said the total cost is \$3600 and they are asking for a match of funds

of \$1800 and they are asking now because they are a year out for the sign.

Maryan said the sponsor names are on the marker and would be nice to show the support of the village. She said they are approaching the annual festival date. She said on the 4th of July the village does fireworks and they believe the festival would make this a big event for the village. She said the Historical Society is asking that a committee be formed and they would like council members to get involved. Maryan asked that the concession proceeds go to the Historical Society because they are volunteer and donations are the only funds available. Mayor Smith said we would be co-sponsors so could be a part of the insurance and relieve some costs there. He said entertainment and booths before the fireworks kick off would be a great event. He said we did it in the past. He said if there are no objections they would like to go forward with the event. Madison thanked Maryan, John and the group for all the energy they put into this. He said he grew up in Waynesville and the Sauerkraut Festival started like this and it has grown and does great things for that community. He volunteered to be a part of the committee.

Adam McGee – Homestead – asked for an update on the Cochran Road vacation and the meetings with Fischer Homes. He reviewed once again his position on that closure. Mayor Smith responded that they have been in contact with Fischer Homes and Jerry stated that they are working up a budget to come back with. Mayor Smith said an attorney has been hired that represents four of the residents and any time a lawyer gets involved the mayor and council make no comments and further communications dealing with the issue the attorney needs to put in writing and send to our attorney. He thanked Adam for his comments and told him they will be kept abreast of meetings with Fischer.

Daniel Pawlowski – trustee at Stonebrook – he said they have problem with utility boxes falling over and they don't know who to contact. Mayor Smith asked him to come and talk with Jerry tomorrow and he can research it for him.

Floor closed to the public.

5. Administrator Haddix discussed a resolution for an agreement with Stone Lake for snow removal for the remainder of the year to help relieve them of some costs. He said it relieves the village from liability and they will pay \$150 per trip. He said it is for 90 days to get through this winter season. Mayor Smith said they have made a request and it is being referred to the planning commission to review and in the interim this will relieve them of the snow removal. Riley said it seems funny that we would do something on private streets. Mayor Smith said we have done this before. Riley said we are using South Lebanon's tax payer's money to do private streets. Mayor

Smith stated they will be paying us to do it and they are applying for us to take these streets so in the interim we are trying to help them out. Riley asked where we came up with the dollar figure and it seems low. Haddix said Tony estimated an hour and he bumped it up to an hour and a half at \$100 per hour. Riley asked if we are allowed to do this and the mayor said the village did this for Grant's, Fredericks and Homestead before. Paul said he does not see anything wrong with it. Mayor Smith said it is up to council but we need to consider we have a huge subdivision here and Riley said he is not against, just funny to act as a contractor. Mayor Smith said we are trying to help them save their resources that we can do it at our cost. Teasdale asked about an icing event, would that be treated and was told yes. Atkins asked if Jerry considered the price of the salt or just the vehicles and Jerry said he used the vehicle time and some salt and manpower. Jerry said \$100 per hour is a fair estimate and probably take less than that time wise. Riley said it is not an easy clean. Madison said these residents pay taxes the same as everyone else and we have a concentration of sixty homes there. Madison said for the amount of salt that would be used that small an area, and there may be some degree of difficulty but we deal with parked vehicles, etc. throughout town. Mayor Smith said they would determine the best vehicle to use. The discussion was had about vehicles parked on the street and the liability. Paul said you try to think of everything but if it snows residents should move their cars. Boerio said vehicles are covered in this agreement. A motion to suspend the reading rule for Resolution 2016-05 was made by Madison, seconded by Atkins, all yeas. A motion to adopt Resolution 2016-05 was made by Madison, seconded by Teasdale, all yeas.


6. Administrator Haddix presented Resolution 2016-07 for the first of nine easements concerning the St. Rt. 48 intersection. Haddix said it is for the Jett property in the amount of \$1343.00. Teasdale asked who is paying for the project and was told there is a 450,000 from ODOT, Ohio Public Works loan and the village will pay the remainder. A motion to suspend the reading rule was made by Boerio, seconded by Teasdale, Riley abstained, all yeas. A motion to adopt Resolution 2016-07 was made by Boerio, seconded by Teasdale, Riley abstained, all yeas.
7. Mayor Smith presented invoices for approval. A motion to approve the invoices was made by Madison, seconded by Teasdale, all yeas.
8. Mayor Smith presented for the second reading a Resolution for employee compensation.
9. Mayor Smith held the first reading for the Resolution for an agreement with Rozzi for 4th of July fireworks. Discussed adding to the fireworks and Jerry will get an estimate.
10. Mayor Smith discussed Ordinance 2009-15 that our former solicitor stated

was not enforceable. He asked that council rescind this one and bring a new one back to council that will be enforceable. A motion to rescind Ordinance 2009-15 was made by Boerio, seconded by Riley, all yeas.

11. Mayor Smith stated he handed out his committee list.
12. Fiscal Officer Louallen stated the year is closed and new year is opened. She said the Ohio Checkbook training is February 9th and tax season is gearing up.
13. Solicitor Revelson reviewed HSB 302 and informed council that he is trying to get the final read date and he will get council questions answered. Teasdale said he got a response from an email to Representative Henne's office about if 302 passes does it relieve the people currently being taxed and in his opinion it would.
14. Mayor Smith said we need an appointment to the planning commission. Atkins nominated Bill Madison and he accepted the nomination. Roll called and all voted yea.
15. Haddix is requesting a sewer relief for Dorothy Combs because of a water softener malfunction in the amount of \$56.10. A motion to allow the reduction was made by Atkins, seconded by Madison, all yeas.
16. Haddix said the Municipal League dinner is at the Houston Restaurant on the 17th at 6:00 p.m. and he needs a count of how many will be attending.
17. Jerry said the election is at the school on March 15th.
18. Mayor Smith said he has a training conflict for the March meeting on the 17th and requests it be moved to Monday, March 14th. He said we have time to advertise the change. A motion to allow the meeting change was made by Madison, seconded by Boerio, all yeas.
19. Sgt. Boylan said they have been busy on drugs here lately and have had a lot of help from the drug task force. He pointed out the billboard that has been put up. Riley asked if it is certain houses and streets they go to regularly and Sgt. Boylan said it is rental property mostly. Riley said maybe we can start enforcing something with these home owners. Atkins said at a municipal league meeting, he believes Middletown, does some thing like that and maybe we can reach out to them. Riley said maybe we can put the reporting number on the utility bills.

20. Mayor Smith said there was a draft done on the personnel manual. He stated he wants to send it to Clemans Nelson to make sure we are complying with the state statute and going against the laws. He suggested we send the red line version to them so they can review. Boerio said we need to send the red lined version. A motion to send for review was made by Teasdale, seconded by Boerio, all yeas.
21. Atkins asked where we are on the bids for the heating and air at the community center and Jerry said they are still bringing in contractors.
22. Boerio said concerning HB302 it appears the current version would bring relief to our residents and we have roughly 250 residents paying this double taxation so he encourages that everyone contact our representatives and get behind this.
23. A motion to adjourn the meeting was made at 7:50 p.m. by Boerio, seconded by Teasdale, all yeas.


Sharon Louallen, Fiscal Officer


James D. Smith, Mayor