

**CITY OF SOUTH LEBANON
REGULAR MEETING MINUTES
December 16, 2021
6:30 P.M.**

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

2. ATTENDANCE

Linda Allen – Present
Linda Burke – Present
Bryan Corcoran – Present

Maryan Harrison – Present
Bill Madison – Absent
Rolin Spicer – Present

3. GUESTS

Richard Bertagna, Lebanon Area Chamber of Commerce, shared that he will be meeting with Brenda Combs in January to coordinate and see what they can help with in the coming year to make bigger and better. He also stated that he has been spreading around the YouTube video regarding the Veteran’s Memorial.

4. Mayor Smith opened the floor to the public.

Peter Geraci, 5450 Station Drive South Lebanon, spoke on the no parking ordinance request for Stonebrook subdivision. He remarked that he had sent the council members an additional update stating that it is not just the emergency & EMS vehicles that they have to be concerned about but also delivery vehicles, trash trucks, school buses, snowplows, and leaf pickups. He further emphasized that every home in Stonebrook is required to have a minimum of a two-car garage and the ability to park two cars in their driveway. There should be no impact on creating an ordinance and posting signs on the street as it does not present any undue burden, hardship, obstacle, or restriction to anyone. Geraci shared additional information from Rumpke and the Kings School District regarding the sizes of their vehicles. Corcoran spoke about the residents who had been at earlier council meetings and shared that they did not think the no parking ordinance was needed in the back of the subdivision. Geraci answered that all the streets in the subdivision need the safety lane as it only takes one vehicle to block the street. He further remarked that they want to be consistent on all streets. Corcoran asked if it is the position on the Homeowners Association that the no parking should be all inclusive to which Geraci stated it is.

Rob Wilmot, 5518 Creek Park Drive, South Lebanon, shared that he is opposed to the entire community of Stonebrook having the no parking ordinance on the fire lane side of the roadway. He further stated that landscapers, teenage drivers, and large parties would now have to park on just one side of the street, his side making parking more difficult. Wilmot stated that some of the streets do need to be looked at but not the community as a whole.

Mayor Smith closed the floor to the public.

NEW BUSINESS

5. ORDINANCE 2021-39, AN ORDINANCE SETTING RATES OF COMPENSATION FOR EMPLOYEES OF THE CITY OF SOUTH LEBANON, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Burke, seconded by Corcoran, all yeas. By title only, Ordinance 2021-39, a motion to adopt was made by Corcoran, seconded by Burke, all yeas.

6. ORDINANCE 2021-40, AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF SOUTH LEBANON, STATE OF OHIO, FOR THE PERIOD OF JANUARY 1, 2021 THROUGH DECEMBER 31, 2021, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Allen, seconded by Burke, all yeas. By title only, Ordinance 2021-40, a motion to adopt was made by Burke, seconded by Corcoran, all yeas.

7. ORDINANCE 2021-41, AN ORDINANCE TO MAKE "TEMPORARY" APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF SOUTH LEBANON, STATE OF OHIO, FOR THE PERIOD OF JANUARY 1, 2022 THROUGH MARCH 31, 2022, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Allen, seconded by Spicer, all yeas. By title only, Ordinance 2021-41, a motion to adopt was made by Burke, seconded by Spicer, all yeas.

- Allen asked if the budget committee is looking at what needs to be done in advance so that appropriations do not have to keep happening; they can be done a year in advance. Williams remarked that there will always be some adjustments as you near yearend; the temporary appropriations for 2022 are laid out a little differently than in the past and the plan is to present the permanent appropriations to Council in a way that will help reduce the frequencies of amendments. Williams will be asking for more flexibility to move amounts between accounts.

8. ORDINANCE 2021-42, AN ORDINANCE ESTABLISHING A NO PARKING REGULATION AND AUTHORIZING NO PARKING SIGNAGE ON EAST FORREST AVENUE BETWEEN HIGH AND SECTION STREETS, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Corcoran, seconded by Harrison. Vote 4 - yeas (Burke, Corcoran, Harrison, Spicer) 1 - nay (Allen). By title only, Ordinance 2021-42, a motion to adopt was made by Burke, seconded by Harrison. Vote 3 - yeas (Burke, Corcoran, Harrison) 2 - nays (Allen, Spicer). Ordinance did not pass.

9. ORDINANCE 2021-43, FIRST READING, AN ORDINANCE APPROVING THE SUBMISSION TO THE ELECTORS OF THE CITY OF SOUTH LEBANON THE FOLLOWING QUESTION AT THE NEXT REGULAR MUNICIPAL ELECTION: "SHALL A COMMISSION BE CHOSEN TO FRAME A CHARTER?"

10. ORDINANCE 2021-44, AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT AND EXECUTE A SETTLEMENT PARTICIPATION FORM FOR PARTICIPATION IN A PROPOSED SETTLEMENT AGREEMENT WITH VARIOUS ENTITIES COLLECTIVELY REFERRED TO AS "JANSSEN", AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Corcoran, seconded by Allen, all yeas. By title only, Ordinance 2021-44, a motion to adopt was made by Burke, seconded by Allen, all yeas.

11. ORDINANCE 2021-45, AN ORDINANCE AMENDING ORDINANCE 2018-04 AND FIXING THE RATES FOR WATER USAGE, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Burke, seconded by Corcoran, all yeas. By title only, Ordinance 2021-45, a motion to adopt was made by Burke, seconded by Allen, all yeas.

12. ORDINANCE 2021-46, AN ORDINANCE AMENDING ORDINANCE 2000-04 AND FIXING THE RESIDENTIAL TAP-IN FEES FOR THE SOUTH LEBANON WATER SYSTEM, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Allen, seconded by Burke, all yeas. By title only, Ordinance 2021-46, a motion to adopt was made by Burke, seconded by Allen, all yeas.

13. RESOLUTION 2021-56, A RESOLUTION APPROVING AND AUTHORIZING MAYOR AND FISCAL OFFICER TO EXECUTE AN ADDENDUM TO THE AGREEMENT WITH THE WARREN COUNTY SHERIFF AND THE WARREN COUNTY BOARD OF COMMISSIONERS FOR POLICE PROTECTION IN THE CITY OF SOUTH LEBANON FOR THE CALENDAR YEAR 2022, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Burke, seconded by Corcoran, all yeas. By title only, Resolution 2021-56, a motion to adopt was made by Corcoran, seconded by Burke, all yeas.

14. RESOLUTION 2021-57, A RESOLUTION AUTHORIZING THE FISCAL OFFICER TO CREATE SUPER BLANKET PURCHASE ORDER(S) AS PERMITTED BY OHIO REVISED CODE 5705.41(D)(3), AND DECLARING AN EMERGENCY

Williams stated that in 2019 the limit was set that the Fiscal Officer could not issue a Blanket Purchase Order for amounts that exceed \$25,000. These are new Blanket Purchase Orders for 2022 and because of the limit they will need to be approved by Council.

A motion to waive the three-reading rule was made by Burke, seconded by Allen, all yeas. By title only, Resolution 2021-57, a motion to adopt was made by Burke, seconded by Allen, all yeas.

15. RESOLUTION 2021-58, A RESOLUTION SETTING A PUBLIC HEARING ON THURSDAY, JANUARY 20, 2022 AT 6:30 P.M. AT THE SOUTH LEBANON MUNICIPAL BUILDING TO CONSIDER THE RECOMMENDATION OF THE PLANNING COMMISSION IN ACCORDANCE WITH ZONING REGULATIONS SECTION 15.7.7 FOR A ZONING MAP AMENDMENT RELATING TO THE [INITIAL] ZONING UPON 944 ROUTE 22&3 CONTAINED IN THE ARCHDIOCESE ANNEXATION IN ACCORDANCE WITH SECTION 15.7.13, AND PUBLISHING NOTICE OF THE SAME, AND DECLARING AN EMERGENCY

Mayor Smith shared that this is for the additional annexation of 11 acres that were purchased from the Archdiocese.

A motion to waive the three-reading rule was made by Burke, seconded by Allen, all yeas. By title only, Resolution 2021-58, a motion to adopt was made by Burke, seconded by Corcoran, all yeas.

16. RESOLUTION 2021-59, A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR AND FISCAL OFFICER TO EXECUTE A FISCAL YEAR 2022 (FY2022) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION AND FURTHER AUTHORIZING THE VILLAGE ADMINISTRATOR TO PROCESS THE APPLICATION WITHOUT DELAY TO THE WARREN COUNTY OFFICE OF GRANTS ADMINISTRATION, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Corcoran, seconded by Harrison, all yeas. By title only, Resolution 2021-59, a motion to adopt was made by Allen, seconded by Harrison, all yeas.

17. AUTHORIZATION OF INVOICES

A motion to authorize the invoices for payment (\$158,767.97) was made by Allen, seconded by Harrison, all yeas.

18. AUTHORIZATION OF SOLICITOR'S INVOICE

A motion to authorize the invoices for payment was made by Burke, seconded by Harrison, all yeas.

19. APPROVAL OF THE NOVEMBER FINANCIAL STATEMENTS

A motion to approve the financial statements was made by Burke, seconded by Spicer, all yeas.

20. APPROVAL OF MEETING MINUTES

Regular Meeting – November 18, 2021

A motion to adopt the minutes was made by Burke, seconded by Harrison, all yeas.

OLD BUSINESS

21. ORDINANCE 2021-37, THIRD READING, AN ORDINANCE ESTABLISHING A NO PARKING REGULATION AND AUTHORIZING NO PARKING FIRE LANE SIGNAGE THROUGHOUT THE STONEBROOK SUBDIVISION

Mayor Smith opened the floor to the public.

Peter Geraci, 5450 Station Drive South Lebanon – Stonebrook, wanted to add that parking is transient, and the objective is for the overall safety of the entire community. The Stonebrook Subdivision survey split numbers were given to all in attendance.

Rob Wilmot, 5518 Creek Park Drive, South Lebanon – Stonebrook, voiced his concern with enforcement and pulling law enforcement away from more pressing calls. He further stated that he has seen emergency services out there before and they were parked safely. He opposes this ordinance for the entire community however he does believe that the HOA is speaking for the majority of the Stonebrook Subdivision.

By title only, Ordinance 2021-37, a motion to adopt was made by Burke, seconded by Corcoran. Vote 4 - yeas (Allen, Burke, Corcoran, Harrison) 1 - nay (Spicer).

22. ORDINANCE 2021-38, THIRD READING, AN ORDINANCE ESTABLISHING WARDS WITHIN THE CITY OF SOUTH LEBANON AS REQUIRED BY OHIO REVISED CODE 731.06, AND DECLARING AN EMERGENCY

By title only, Ordinance 2021-38, a motion to adopt was made by Allen, seconded by Harrison, all yeas.

Andrew Meier stated that the next step is for the Ordinance to go to the Board of Elections, there will then be a process to notify the members of the community as to which ward they are in.

23. RESOLUTION 2021-54, SECOND READING, A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH CHOICE ONE ENGINEERING FOR CONSULTING ENGINEER SERVICES FOR THE PAULINE DRIVE STORMWATER PROJECT

24. COMMUNICATIONS & REPORTS

Mayor Smith

- a. The Veteran's Memorial is moving along quickly. We were able to fix part of Broadway Street with a new curb and sidewalk. The caps will be ordered next week. 10 of the panels are finished with only 2 more to go.
- b. Stated that Corcoran will be taking a position with the Planning Commission.

Fiscal Officer Tina Williams

- a. Stated that a lot of the projects that are being mentioned are not included in the temporary appropriations. If we want to give consideration to some of the projects we will want to work them into our permanent appropriations if that is something that we want to proceed with but that won't be until early March.

Administrator Jerry Haddix

- a. Passed out the annual water consumption report from GCWW. Our water consumption is growing exponentially, it should slow down in the next 2 years.
- b. Has been on the Warren County Municipal League Board for the last 6 or so years and is now ready to step down. Linda Burke remarked that she would like to volunteer to be on the board to which Haddix stated he would pass that information along.
- c. Accompanied Sgt. Adams to a Flock Safety demonstration at the Warren County Sheriff's Office last week. This program is a photo identification of license plates. A video presentation was given to the Council.

Assistant Administrator Jeff Boylan

- a. Will be discussing the bulk water station at the next council meeting.

Solicitor Andrew Meier

- a. Shared that the Secretary of State is trying to come to a final answer on the term issue. There is some confusion on what the rule is. Earlier on the agenda there was a first reading of an ordinance to put the question of whether a Charter Commission would be elected on the ballot. If the city voters say yes and a

Charter Commission is formed and then a Charter is put together and put on the ballot and passed, then that issue can be addressed in the Charter as well.

Sgt. Corey Adams

- a. Explained the Flock Safety program. This system has 2 different versions, one for law enforcement and one for homeowner associations. It takes motion still pictures mostly of the rear of the vehicle showing the plate, make, & model. There is an annual subscription with a minimum of 5 cameras. They do an assessment first to see how many cameras you need and where they would best be suited.

Bill Madison

- a. Absent from the meeting.

Bryan Corcoran

- a. Thanked Peter Geraci for his thoroughness on the Stonebrook no parking issue.
- b. The Veteran's Memorial will be selling bricks for \$100 each. You may have a name etched onto the brick in honor of an individual.

Linda Burke

- a. Shared that the Lebanon Horse Parade was very nice; she has heard many compliments regarding it.
- b. Stated that the South Lebanon Horse Parade was a lot of fun and she hopes that next year all of the council members can ride in the wagon.
- c. Thanked everyone as it has been a difficult couple of years.
- d. Questioned whether the debris on Zoar Road had been picked up to which Haddix remarked that it had been.
- e. Wished everyone a Merry Christmas and Happy New Year.

Linda Allen

- a. Remarked how much she is going to miss Corcoran.
- b. Inquired as to the annexation on Lebanon Road and the speed limit signs to which Haddix stated that he should have an update at the next Council meeting.
- c. Thanked Adams and his staff for their work on a recent tree accident.

Maryan Harrison

- a. Stated that Sgt. Adams and his officers deserve to get every tool that they need.
- b. Informed Corcoran that he will be missed.
- c. Remarked that she would like it if the Council could get the packets earlier for the meetings to which Williams asked the Council when they would like to receive them. Conversation between the Council members and Williams regarding Tuesday delivery of hard copies, electronic delivery, or possible a drop box file.
- d. Wished everyone a Merry Christmas.

Rolin Spicer


- a. Remarked that it has been a great year on Council.
- b. Wished everyone a Merry Christmas.
- c. Stated that Corcoran will be missed and that he has set the bar high.

25. ADJOURN TO EXECUTIVE SESSION FOR THE PURPOSES AUTHORIZED UNDER SECTION 121.22(G)(3) OF THE OHIO REVISED CODE, CONFERENCES WITH AN ATTORNEY FOR THE PUBLIC BODY CONCERNING DISPUTES INVOLVING THE PUBLIC BODY THAT ARE THE SUBJECT OF PENDING OR IMMINENT COURT ACTION.

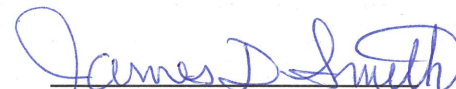
A motion to enter into executive session at 8:00 p.m. was made by Allen, seconded by Burke, all yeas.

A motion to exit out of executive session at 8:42 p.m. was made by Burke, seconded by Spicer, all yeas.

26. Mayor Smith asked for a motion to adjourn the meeting at 8:42 p.m. A motion was made by Allen, seconded by Spicer, all yeas.



Petrina D. Williams, Fiscal Officer



James D. Smith, Mayor

For an audio copy of the Dec. 16, 2021 minutes of the City of South Lebanon Council regular meeting, please contact Fiscal Officer at twilliams@southlebanonohio.org.