

**CITY OF SOUTH LEBANON  
REGULAR MEETING MINUTES  
September 15, 2022  
6:00 P.M.**

1. Mayor Smith opened the meeting at 6:00 p.m. with the Pledge.

2. ATTENDANCE

Linda Allen – Present  
Linda Burke – Present  
Brenda Combs – Present

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

3. **Due to scheduling conflicts a motion was made to move the regular Council meeting of Thursday, October 6, 2022 Regular Council Meeting to Tuesday, October 4, 2022 by Burke, seconded by Allen, all yeas.**

4. GUESTS

No guests present.

5. Mayor Smith opened the floor to the public.

No public comments.

Mayor Smith closed the floor to the public.

NEW BUSINESS

6. RESOLUTION 2022-38, A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Burke, seconded by Madison, all yeas. By title only, Resolution 2022-38, a motion to adopt was made by Madison, seconded by Combs, all yeas.

7. RESOLUTION 2022-39, A RESOLUTION APPROVING AND AUTHORIZING THE FISCAL OFFICER TO TRANSFER FUNDS FOR FISCAL YEAR 2022, AND DECLARING AN EMERGENCY

Allen asked if this was due to legal fees to which Williams stated it was.

A motion to waive the three-reading rule was made by Madison, seconded by Burke, all yeas. By title only, Resolution 2022-39, a motion to adopt was made by Burke, seconded by Madison, all yeas.

8. RESOLUTION 2022-40, A RESOLUTION APPROVING AND AUTHORIZING MAYOR AND FISCAL OFFICER TO EXECUTE AN AGREEMENT FOR WATERLINE IMPROVEMENTS ON ZOAR ROAD WITH THE DREES COMPANY, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Madison, seconded by Burke, all yeas. By title only, Resolution 2022-40, a motion to adopt was made by Madison, seconded by Combs, all yeas.

9. ORDINANCE 2022-22, AN ORDINANCE AMENDING ORDINANCE NO. 2016-04 RELATING TO THE CITY OF SOUTH LEBANON'S WATER SHUT OFF POLICY, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Combs, seconded by Harrison, all yeas. By title only, Ordinance 2022-22, a motion to adopt was made by Burke, seconded by Madison, all yeas.

10. ORDINANCE 2022-23, AN ORDINANCE CREATING TEMPORARY POSITIONS IN THE PUBLIC WORKS DEPARTMENT AND ESTABLISHING COMPENSATION, AND DECLARING AN EMERGENCY

A motion to waive the three-reading rule was made by Combs, seconded by Burke, all yeas. By title only, Ordinance 2022-23, a motion to adopt was made by Burke, seconded by Madison, all yeas.

11. ORDINANCE 2022-24, FIRST READING, AN ORDINANCE CREATING THE HONORARY POSITION OF CITY HISTORIAN AND APPOINTING WILLARD SPICER AS THE CITY'S FIRST OFFICAL HISTORIAN

12. **A motion authorizing the expenditure of \$32,379.50 with Creech's Landscaping for the Memorial Park drainage project was made by Burke, seconded by Madison, all yeas.**

13. AUTHORIZATION OF INVOICES

A motion to authorize the invoices for payment (\$77,402.67) was made by Madison, seconded by Combs, all yeas.

14. AUTHORIZATION OF SOLICITOR'S INVOICE

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

15. APPROVAL OF THE AUGUST 2022 FINANCIAL STATEMENTS

A motion to approve the financial statements was made by Madison, seconded by Combs, all yeas.

16. APPROVAL OF MEETING MINUTES

Regular Meeting – September 1, 2022

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

OLD BUSINESS

17. ORDINANCE 2022-21, THIRD READING, AN ORDINANCE AMENDING ORDINANCE 2019-13 AND ORDINANCE 2021-20 REGARDING ORC SECTION 705.13 NUMBER OF PERMITTED ABSENCES BY MEMBERS OF COUNCIL FROM REGULAR COUNCIL MEETINGS

By title only, Ordinance 2022-21, a motion to adopt was made by Burke, seconded by Madison, all yeas.

**A motion to excuse Allen's absence from the Regular Council Meeting on September 1, 2022 was made by Burke, seconded by Combs, 5 yeas, Allen abstained.**

18. COMMUNICATIONS & REPORTS

Mayor Smith

- a. Gave an update on the bio-swell project stating that once Creech's Landscaping has finished their portion the Warren County Soil & Water Conservation District will provide the signage explaining what plants were used and who the Council members are.
- b. Shared that if the property on 48/Corwin Nixon Blvd. is obtained there may be some wetlands grants available. Also discussed possibly placing a marquee at this location.
- c. Discussed the future sidewalks and new signal posts at 48/Corwin Nixon Blvd. and all the positive things he has been hearing. Burke asked if something similar could be done at 48/Mason-Morrow-Millgrove Rd. to which Mayor Smith stated that when the grant was applied for in 2009 it was not there however maybe in the future, they could do something.
- d. Stated that the guys did a good job with the repairs on Corwin Nixon Blvd.; it is nice and flat now.

Fiscal Officer Tina Williams

- a. Nothing to report.

Administrator Jerry Haddix

- a. Crack sealing will continue for a few more days.
- b. Leaf collection will begin in October, he will get the schedule out.
- c. It is time to begin advertising on our website for the new water bills.
- d. Redwood subdivision has applied for their first zoning permit; there are a total of 110 lots available.
- e. Site Worx will now be able to begin installing the master meter on Zoar Road with the passing of the resolution this evening.

Assistant Administrator Jeff Boylan

- a. Stated that the Ford F-250 service body truck has had the compartments added to the sides, is getting undercoated, having the bed lined and the decals have been ordered and should be applied soon. It should be out running in a week or so.
- b. Shared that the Ford F-750 is currently being built and does not have an estimated delivery date.

Solicitor Andrew Meier

- a. Nothing to report.

Deputy Troy Black

- a. Introduced himself stating that he has been with the Sheriff's Office since 1995 and has been in South Lebanon since December 2020.

Bill Madison

- a. Nothing to report.

Brenda Combs

- a. Shared that the Horse Parade is scheduled for December 10, 2022 at 4:30 p.m. There should be a meeting setup with Tony and Bella Ledford to discuss what is needed.

- b. Asked where the City is at with the Purple Heart signs to which Mayor Smith stated that he would follow up on it.

Linda Burke

- a. Discussed a posting she saw on Facebook for the Stone Brook subdivision regarding work the City had done on the crosswalks and sidewalks. Also questioned when there would be work done to the crosswalks and sidewalks in the "historic" part of the City. Haddix commented that the work done in Stone Brook was in the right-a-way and our responsibility. Burke remarked that she would like for the Council to be kept up on this topic. Williams discussed the possibility of establishing a sidewalk maintenance ordinance.

Linda Allen

- a. Discussed how crosswalks may help children in knowing where they should cross the streets.

Maryan Harrison

- a. Discussed searching for grants to create a Community Safe Room for the residents of South Lebanon to go to during bad weather. Allen commented that she has applied for this before and did receive it however it must be applied for as an individual and you will be reimbursed a certain percentage after it has been built. Haddix shared that roughly 7 years ago grant funding through the Warren County Public Safety Department was set aside for the program however we said no to it. Allen stated that they had been told that if you did not take it you may never be approved again.
- b. Shared that she had attended the Kings football game on September 9, 2022 as they were honoring Veterans. She was asked if it would be possible to have a collection box to collect unwanted/extra Halloween candy to be sent to the deployed troops. She stated that she could get more information for the Council.

Rolin Spicer

- a. Nothing to report.

19. ADJOURN TO EXECUTIVE SESSION FOR THE PURPOSE AUTHORIZED UNDER SECTION 121.22(G)(1) OF THE OHIO REVISED CODE, CONFERENCE WITH THE CITY SOLICITOR TO CONSIDER THE APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION, OR COMPENSATION OF A PUBLIC EMPLOYEE.

A motion to enter into executive session at 6:29 p.m. was made by Burke, seconded by Madison, all yeas.

A motion to exit out of executive session at 6:42 p.m. was made by Burke, seconded by Madison, all yeas.

20. Meier stated that as a result of an investigation related to an August incident the Personnel Committee met to discuss the discipline and dismissal of 2 public employees: Michael Panno and Donald Justison and is now prepared to make a recommendation to Council.

Madison made the recommendation on behalf of the Personnel Committee to terminate Michael Panno.

**A motion to terminate Michael Panno was made by Burke, seconded by Combs, all yeas.**

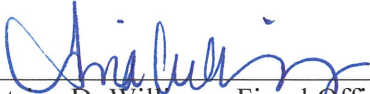
Meier stated that an invoice was submitted by Duke Energy for \$1,629.79 and was the result of the investigation by Duke Energy of the incident on August 4, 2022.

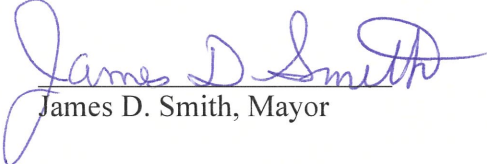
**A motion to pay the Duke Energy invoice was made by Burke, seconded by Allen, all yeas.**

Madison stated that the Council takes very seriously the actions that they investigate and undertake. It is expected that employee emotions and comments are put in check and outbursts don't occur during Council meetings. Council takes in all seriousness the protection and the health and safety of their constituents.

Burke commented that this was not an easy decision to make. The Council's job is to the constituents and keeping the City safe.

21. Mayor Smith asked for a motion to adjourn the meeting at 6:47 p.m. A motion was made by Madison, seconded by Combs, all yeas.

  
Petrina D. Williams, Fiscal Officer

  
James D. Smith, Mayor

For an audio copy of the Sept. 15, 2022 minutes of the City of South Lebanon Council regular meeting, please contact Fiscal Officer at [twilliams@southlebanonohio.org](mailto:twilliams@southlebanonohio.org).