

**VILLAGE OF SOUTH LEBANON
REGULAR MEETING MINUTES
JANUARY 7, 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
3. Mayor Smith thanked Skip Lawhorn and Bruce McGary for their service to the community and letters thanking them will go out tomorrow.
4. Mayor Smith opened the floor to the public:

Steve Klumb – Stone Lake – reviewed HOA fees and buyers objecting to costs of fees. He said road improvements were made in 2014.

Ms. Meshesha addressed issues of costs of road upkeep and maintenance. She stated they are tax payers and the original development plans were changed from retired empty nesters to young families. She said they are asking the council to consider taking over their streets. Mayor Smith stated staff will review and the engineers will look at it as well. Ms. Meshesha stated they spent \$55,000 for a top coat. Boerio said it could get complicated and asked that council receive records such as plat, etc. to be up to speed. Atkins asked why they are private streets and Madison said at the time of the development, that was desirable to go after retirement people with a two person household which would be low impact on streets. Madison stated that municipalities have since changed their plan concerning private streets. Mayor Smith stated we have only a few. He said council will be provided the information of the background of the development.

Maryan Harrison – Historical Society – said she wanted to share the news that they have been approved for two historical markers for the village. She said they were approved for \$3,800 and each marker costs between \$2000 and \$3000. She said they are targeting the fall for the first marker and need matching funds and are asking the village for support. Mayor Smith asked her to get the paperwork together and bring to council.

Floor closed to the public.

5. Mayor Smith held the third reading of a Resolution 2016-02 accepting the

addendum to the Warren County Sheriff's contract. A motion to adopt the resolution was made by Madison, seconded by Atkins, all yeas.

6. Administrator Haddix presented Resolution 2016-03 for a change order for J.K. Meurer. He said it is a decrease of \$7,225.90. A motion to waive the reading rule was made by Boerio, seconded by Atkins, all yeas. A motion to adopt Resolution 2016-03 was made by Boerio, seconded by Atkins, all yeas.
7. Mayor Smith stated he and Jerry have a meeting scheduled with Fischer Homes to try and get them to do what they need to do with Emerald Drive.
8. Administrator Haddix reported new businesses. Graphic Finishers is going in next to the Salvation Army. He said an orthopedic business is going in next to Payless.
9. A discussion was held on the speed limit on Zoar Road. It was discussed that it was reduced because of the condition of the road. A motion to restore the speed limit to 35 mph as original was made by Boerio, seconded by Riley, all yeas. Madison asked who maintains Zoar and was told the village. Madison said it is very dark and thinks we should hold that road to the same standards as our other streets and get streetlights installed.
10. Mayor Smith stated council needs to create a temporary position for a water clerk by resolution before we hire someone to take Ann's place. He said council has the ability to go into executive session to discuss.
11. Mayor Smith presented invoices for approval. Riley asked what the OWDA loans are for and was told they are water improvement loans. Boerio asked about the bill for stock for water breaks and the mayor explained that during the sewer break the staff did an excellent job. He said we are implementing a new procedure to have stock for water and sewer material that we need for repairs and this is what they are getting. A motion to approve the the invoices for payment was made by Boerio, seconded by Riley, all yeas.
12. 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 yeas.
13. Mayor Smith stated a vice mayor needs to be appointed. Madison nominated Atkins stating he is the senior member and Riley nominated Boerio, both accepted. Vote as follows: Atkins - yeas, Boerio - Boerio, Johnson - Boerio, Madison - Atkins, Riley - Boerio. Boerio will be the vice mayor.

14. Riley asked if we could get Site Worx to grade Mason Morrow, grade the berms down. Mayor Smith said we are creating a long term agreement with them so Jerry can check out the cost.
15. Boerio stated looking at the minutes of the November 5, 2015 meeting, we unanimously agreed to take part in the Ohio Checkbook. He asked if there is anything new on that and can we get an update. Fiscal Officer Louallen stated they have made appointments and the lady has cancelled and stated she is in the process of closing her year and opening the new year. She stated that the lady was scheduled to come on Tuesday morning and she did not show but came on Wednesday morning and now she has to wait until she gets through this process and then she can come in. Boerio asked when that will be and Sharon stated she has until February 28th to complete the process of closing and opening the years. Boerio asked if this is going to take until February 28th and Sharon stated the auditors give her that length of time but it never takes that long but she is in temporary mode and at the time council made that decision we had many off and some days there were only two of us in the offices and one morning she was the only one in the office. She said she can't commit to someone to come in and sit at her computer when she has to cover customers in more offices than her own and that is why she scheduled the appointment on the Tuesday morning prior to her getting in the process and she didn't show up. Haddix said once it goes on line it will go historical. Sharon stated that there are five years on her system and she was told they can go back and put them all on the Ohio Checkbooks. Boerio asked how much time does it actually take and Sharon said at this point it is not how long it takes but where she is in the closing process, she just closed December and she rolls right into the closing process for the year. She stated she has not looked up in a week, she said it is where her system is and what she has to do. Mayor Smith said it will get done, we are not going to interrupt the fiscal officer completing her job. He said it is not a mandate and council asked that it be done but she has commitments she has to complete. He stated Sharon has done an excellent job as the fiscal officer and she has transitioned through many administrations and in fact she is probably what has kept us sound financially. Mayor Smith said it is not a huge piece and she will get it done as soon as her commitments to the state is complete. He said if the woman would have come when she was scheduled it would have been done. Boerio asked Sharon how much time it will take to do this and Sharon stated she has no idea. Boerio asked Haddix and he stated he knows it is something with the UAN system but not what that means and Boerio asked what UAN is and Haddix said it takes the monthly reports and post those on the treasurer's website as well as the transaction. Haddix said he does not know how much time it takes. Boerio said this is transparency in government and we voted to do this and he would like to see it get done and not particularly wait until February 28th to get this done, so he would appreciate it if Sharon would do what she can to contact this person and move this thing along, Jerry or Sharon or whoever needs to do it. Madison

asked if this is a new process and the mayor stated it is voluntary and not mandated by the state. He said the bottom line is she is tied up and as soon as she is finished it will be done, that is where it is at. Haddix said he will be getting the audio recordings on the web site, it is in the works as well.

Boerio stated since Paul is new, we don't want to give him anything too complicated to work on. He said he would like Paul to look into HB302 and to see if HB302 as currently written is going to grant relief to our citizens that are paying the double taxation to Hamilton Township. He said if HB302, in Paul's opinion, will grant relief to our people then he thinks our people and maybe the village should start lobbying the people that are writing HB302 and try to get this approved. He said if it is Paul's opinion that it will not grant relief to our residents, then we should start agitating to change the wording of HB302 so it will grant relief to these people.

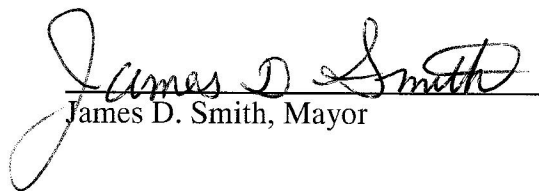
Madison stated he thought the previous administration had done that and Boerio said he did not think so. Mayor Smith said the firm we used to have was terminated four years ago, we had a firm out of Columbus and they kept us abreast of legislative issues and he is going to reach back out to them and also the Ohio Municipal League that gives us updates. He said it is not just us affected by that. He said everybody was affected by it and it depends on a home rule and Hamilton Township has it. He said that firm will come back on a retainer and it is why we pay dues to the Ohio Municipal League to help us and that communication will come back to us to at least keep us abreast of what is going on. Madison asked why was it terminated and the mayor said he didn't know, we don't have that firm anymore. Boerio asked if Paul could research this as it is written and Paul said he would be happy to do it. Riley asked what year did the double taxation start and the mayor said it was four years plus and based on the Attorney General's opinion.

16. Atkins asked about the progress with the school building. Jerry said the HVAC bids should be coming in. Jerry said they have to get bids for the heat and electric and it is a big project. Mayor Smith said we are looking at the floor plan as well.
17. Mayor Smith asked for an executive session per 122.22G1 to discuss personnel. A motion to go into executive session at 7:29 p.m. was made by Atkins, seconded by Madison, Atkins – yea, Boerio – yea, Johnson – yea, Madison – yea, Riley – yea.
18. A motion to return from executive session was made at 7:41 p.m. by Boerio, seconded by Atkins, Atkins – yea, Boerio – yea, Johnson – yea, Madison – yea, Riley – yea.

19. Resolution 2016-03 was presented creating a temporary utility clerk position and establishing compensation. A motion to waive the reading rule was made by Madison, seconded by Atkins, all yea. A motion to adopt Resolution 2016-03 was made by Boerio, seconded by Riley, all yeas.
20. Mayor Smith said an appointment needs to be made for his vacated seat. Madison nominated Jim Bowman, stating he showed interest in the election. Boerio nominated George Teasdale. Both accepted the nominations. Vote for Bowman – Atkins – nay, Boerio – nay, Johnson – nay, Madison – yea, Riley – nay. Vote for Teasdale – Atkins – yea, Boerio – yea, Johnson – yea, Madison – abstain, Riley – yea. Mr. Teasdale will fill the seat.
21. A motion to adjourn the meeting was made at 7:48 p.m. by Boerio, seconded by Madison, all yeas.



Sharon Louallen, Fiscal Officer



James D. Smith, Mayor