

**VILLAGE OF SOUTH LEBANON**  
**REGULAR MEETING MINUTES**  
**APRIL 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                      George Teasdale - Present

3. Mayor Smith opened the floor to Sheriff Sims:

Sheriff Sims passed out the year-end report for the department and reviewed. He said the commissioners have hired a firm two weeks ago to do a needs assessment of the jail. He said they are going to give a report on the addition proposed for the jail to accommodate the prisoners and the programs. Paul Revelson asked if there is any talk about a drug rehabilitation center in the plans and Sheriff Sims said it is part of the conversation.

Major Steve Arrasmith - Drug Task Force – Passed out the annual report and reviewed. He said he is available anytime for questions. He stated that heroin is the biggest battle with 60 overdose deaths in 2015 and it is a priority for the task force. He said 20% of investigations have prescription drugs. Major Arrasmith reviewed other drugs that are an issue. Riley asked if in future there will be stiffer penalties. Arrasmith said there is a huge spike in the lower level felonies and that is people who are feeding their addictions. Riley asked when someone goes to buy heroin, how much are the buying and Arrasmith said 1/10 gram in a cap for \$10 to \$20. Sheriff Sims said a few years ago the 4<sup>th</sup> and 5<sup>th</sup> degree felonies were changed by the state for sentencing guidelines to push a lot of these people out of our prisons to cut down the costs. He said that has put these people in our local jails. Madison asked where the funding comes from and Sheriff Sims said his department is from the county general fund and the Drug Task Force is funded independent of tax dollars with the communities \$1 per resident share, which the county matches. He said the task force also gets some grant money and the confiscation dollars. Madison stated he would hope the state and federal would fund and stated if there is anything this board can do in support to ask.

4. Mayor Smith opened the floor to Brenda Clark – 366 N. Section St. – stated there is a sewer pipe running through her property that has been sinking over the years. She read the description of an easement and what her understanding at the time of the plot plan. Haddix said he has given council a memo and a map and said it was developed with its own sewer treatment plant. Jerry said in 1985 the village installed a new sewer system

and that section of sewer remained intact and was connected to the new sewer. He said the actual line was installed in 1959 or 1960, over 55 years ago. Jerry said there is no formal easement written. He said after 50 years it is his understanding that it becomes a prescriptive easement. Jerry said he had looked at the problem and there is settling in her driveway and some in the back yard. He said the line goes from Ilene to the manhole in front of her house. Jerry said we had a company run a camera through the lines and the results of the whole 343 feet were some roots but the line has no damage. He said in his opinion with the condition of the pipe, it has not caused the property damage. Brenda said it was put in the wrong place and has made a mess on her property and the mayor asked her what she wants. She said it is her yard not your sewer and put in there wrong and she has asked for help and had to do research to find out whose fault it was. Paul Revelson said we can't know what happened in 1959 and nothing we can do about it, it has been there and in use for sixty years. Mayor Smith said if the pipe is shut down it would terminate sewer for all of Ilene and some of the newer homes. He said it was put in during 1959 before the village had sewer and this is a huge inlet to cover all these homes. He said after sixty years he believes it is the villages responsibility to maintain it for the benefit of the citizens. Mayor Smith said that is the only part of the system over the years where we have found infiltration and we have fixed them, because if they collapse, we fix them and this one has no damage. Brenda said it is making the top of the ground broken and is sinking her patio and driveway. Riley said the carport could not have been put in properly. Brenda said a previous owner put asphalt over the cracked concrete to make it look better but now it is gone. Riley said we need to find a happy medium and he would like to go look at it. Atkins asked if the sewer runs under her patio and she said yes. Mayor Smith said sometimes where they propose things in a development sometimes are not feasible and they make changes. He said none of us were here at that time. Atkins asked how they got permission to build a patio over a sewer line. Brenda said in her research no records show sewer there. Paul said if it has been in place that long and running uninterrupted the law allows you to continue to use it. Discussed options and will look at the entire project.

5. Mayor Smith presented Resolution 2016-12 which authorizes a contract with Contract Sweepers for 2016. Boerio said on page 2, section 5, it says payment to consultant, shouldn't it say contractor. He said section 5 it says additional sweeping due to excessive leaves. Jerry said the guys work close with the sweepers. Atkins said there is a lot of dust, he does not think they are using enough water. Jerry said he will talk to them. A motion to suspend the reading rule was made by Madison, seconded by Boerio, all yeas. A motion to adopt Resolution 2016-12 was made by Boerio, seconded by Madison, all yeas.

6. Mayor Smith presented the invoices for approval. A motion to approve the invoices was made by Madison, seconded by Boerio, Riley – nay, all others yea.

7. Mayor Smith said they met with Fischer Homes this week and will discuss at the workshop.

He said Shepherd's Crossing had a cul-de-sac and is now going to be a dead end. Atkins said it was his understanding the subdivision behind him was to connect to that and the mayor said it would leave a large green space. Discussed the original plan.

Mayor Smith said the ribbon cutting for Country Attic Treasures will be Monday at 6:00 p.m.

8. Solicitor Revelson said he is working on the sex offender ordinance and has reached out to some for input and he wants to make sure that we are not putting in place something that is not enforceable.
9. Administrator Haddix said the CDBG program public hearing was held and the commissioners officially gave the okay for the \$259,750 for the High St. project and it will start in early fall.

He said we need to set up at the next workshop to meet with Kevin Peyton about the lease.

Jerry said we have four out of the nine easements committed to.

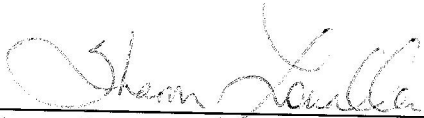
Jerry reminded of the Municipal League meeting April 20<sup>th</sup> at the Golden Lamb at 6:00 p.m.

Haddix said the 4<sup>th</sup> of July Festival is coming along and there is a stage that can be rented and set up for \$1300 and he is checking on a sound system. He asked for a \$2000 maximum to spend. A motion to allow \$2000 for the festival was made by Atkins, seconded by Madison, all yeas.

Jerry said he was notified this week by John Moore that the owner of the property that has the old railroad baggage building on it would like to donate that building to the village or the historical society. There were no objections from council to look into it.

Jerry said the county engineer contacted him and they are paving Cochran Rd. from 22 & 3 to their boundary and we can add to that with them and pave to Wynstead. A motion to move forward with that paving was made by Madison, seconded by Atkins, all yeas.

10. Madison reminded Jerry about the street lighting on Zoar Road. He asked about snow removal and if we have enough equipment to take care of it as we have grown. Jerry said he thinks we do.
11. Riley said he brought up the heroin because someone shot up and crossed the medium and hit someone head on in Clermont County.
12. Atkins asked about speed reduction on St. Rt. 48 and Jerry said he will follow up. He asked about the mayor talking about a memorial for Glenn Holloway. Mayor Smith said he is looking at a clock.  
  
Atkins asked about a sewer cleaning program and if we have one because we are supposed to according to the EPA. Discussed and Jerry will look at.
13. Boerio said that traffic is getting worse, speeders and going through stop signs. Sgt. Boylan said he has one guy and will put him where he wants him. Atkins asked if we have an additional officer because we talked about that and Sgt. Boylan said he has overtime he is using during the summer.
14. Johnson asked about the school revamp and the mayor told her he had to cancel the meeting but will reschedule. Johnson said there are a lot of teenagers at the park and she is concerned about the smaller children playing there. She said they climb on the picnic tables and are not respectful. She said they have been in the gazebo and try to get the floor to bounce with them. Tony Ledford said they shake the gazebo and he has had to stop and get on them, they are only four by fours holding that and it can break. Tony said we keep it nailed but as many kids as get on there it could be dangerous. Mayor Smith said since Tony brought it up, he needs to look at it tomorrow and let us know.
15. Riley asked if we have an ordinance against loud music and was told yes.
16. A motion to go into executive session to discuss personnel under 122.22G1 was made at 7:59 p.m. by Madison, seconded by Riley, Atkins – yea, Boerio – yea, Johnson – yea, Madison – yea, Riley – yea and Teasdale – yea.
17. A motion to return from executive session was made at 8:21 p.m. by Atkins, seconded by Boerio, Atkins – yea, Boerio – yea, Johnson – yea, Madison – yea, Riley – yea, and Teasdale – yea.
18. A motion to adjourn the meeting was made at 8:22 p.m. by Boerio, seconded by Madison, all yeas.

  
Sharon Louallen, Fiscal Officer

  
James D. Smith, Mayor