

**LEBANON COMMON COUNCIL – MINUTES**  
**MONDAY, NOVEMBER 14, 2022**

Mayor Matt Gentry; Councilmembers: Keith Campbell, Dick Robertson, Mike Kincaid, Sierra Messenger, John Copeland, Brent Wheat, Morris Jones.

Also present: Legal Counsel Jonathon Snider and Clerk-Treasurer Tonya Thayer

Mayor Gentry calls the meeting to order at 7:15 p.m.

Everyone is led in the Pledge of Allegiance.

**ROLL CALL**

Roll Call conducted by Clerk-Treasurer Tonya Thayer – Sierra Messenger absent

**APPROVAL OF MINUTES OCTOBER 24, 2022**

***Motion by Councilmember Kincaid to approve said minutes, 2<sup>nd</sup> by Councilmember Jones. Motion carries by a unanimous vote.***

Elise Nieshalla, Boone County Council would like to thank the City Council for their collaboration on several infrastructure projects including the Witt Road Bridge and Elmwood Bridge, currently culverts, the City is replacing them under the category of bridges, once completed they will be 20' or longer and will enter the County's inventory and the County will be responsible for funding their maintenance.

Nieshalla states discussions have begun about the round-a-bout at 400 E. and 100 S., Nick Parr Director of Highway with Boone County and City Engineer Kevin Krulik working together in a great partnership in accomplishing so many good things for the citizens of Boone County. The City has submitted recommendations

similar to the County for the interchange going in at 300 N. and Elise would like to thank everyone for their collaboration.

### **NEW BUSINESS**

**FOOD & BEVERAGE REQUEST – BLACK BOX THEATER** – Tricia Keene and Emily Wolfgang come before the Council to request money for a Winter Show, last year they had around 16 children and this year it doubled, and they didn't want to turn any children away, so they added another Winter Show. They are a non-profit business, and they only had enough money for one show. They need funds for extra scripts, extra rights, extra costuming for 7 shows in mid-December with approximately 60 – 70 people coming to see the shows. Councilmember John Copeland stated they have had strong growth in the past 4 -5 years, for ages 4 – 18-year-olds.

***Motion by Councilmember Jones recommends awarding \$1500 to the Black Box Theater from Food & Beverage, 2<sup>nd</sup> by Councilmember Wheat. Motion carries by a unanimous vote.***

**RESOLUTION 2022-27 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA FOR ADDITIONAL APPROPRIATION.** Read by Clerk – Treasurer Tonya Thayer. Fire Chief Chuck Batts discusses that Station 11 has suffered catastrophic failure of its HVAC system.

Mayor Gentry opens a Public Hearing – no one comes forward. Public Hearing is closed.

***Motion by Councilmember Wheat to approve Resolution 2022-27, 2<sup>nd</sup> by Councilmember Kincaid. Motion carries by a unanimous vote.***

**MEMORANDUM OF UNDERSTANDING – PRICE LEGAL DRAIN RECONSTRUCTION – BOONE COUNTY AND LEBANON.** Engineer Kevin Krulik explains the MOU between the City and the County Drainage Board regarding the reconstruction of Price Legal Drain. Kevin states our city-wide Regional Detention and Conveyance System by providing an outlet for the area at Enterprise Drive, the entire area between SR 39 and I 65. Discussion follows.

***Motion by Councilmember Kincaid to approve the Memorandum of Understanding for the Price Legal Drain, 2<sup>nd</sup> by Councilmember Copeland. Motion carries by a unanimous vote.***

**ORDINANCE 2022-32 AN ORDINANCE RE-ESTABLISHING THE JUDICIAL BRANCH OF THE CITY OF LEBANON, INDIANA.** Mayor Gentry discusses re-establishing the City Court. We had a city court and found an ordinance from 1978 that was reauthorizing the city court to operate for another four years, we abolished it in 2013 and we have been operating without one for several years and is now beginning to cause several challenges from enforcement of our city ordinances. The State Statute requires that you have to adopt it the year before any Municipal Elections, so we do have to adopt this ordinance before the end of this year, and the Court would then take effect January 1, 2024. Attorney Jonathon Snider reads the Ordinance on first reading.

Mayor Gentry asks for Public Comment – no one comes forward.

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**CLAIMS**

***Motion by Councilmember Kincaid to approve the claims, 2<sup>nd</sup> by Councilmember Jones. Motion carries by a unanimous vote.***

**ADJOURNMENT**

***Motion to adjourn made by Councilmember Robertson, 2<sup>nd</sup> by Councilmember Copeland. Motion carries by a unanimous vote.***

The next regular City Council meeting is scheduled for Monday, November 28, 2022, at 7:15 p.m.

Respectfully submitted by Tonya Thayer, Clerk-Treasurer

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