

**LEBANON COMMON COUNCIL – MINUTES**

**MONDAY, MAY 22, 2023**

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

Also present: Legal Counsel Rob Schein and Clerk-Treasurer Tonya Thayer

Council President Mike Kincaid calls the meeting to order at 7:15 p.m. Everyone is led in the Pledge of Allegiance.

**ROLL CALL**

Roll Call – Brent Wheat absent

**APPROVAL OF MEETING MINUTES MAY 8, 2023**

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

**APPROVAL OF SPECIAL MEETING MINUTES MAY 17, 2023**

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

**SWEARING IN – LEBANON FIRE DEPARTMENT – CHIEF CHUCK BATTIS** – Council President Mike Kincaid swears in the following new firefighters: Katie Pallikan, Tyler Rigdon, Spencer Gulley, Josh Messersmith, Kurt Keller, and Daniel Taylor.

**NEW BUSINESS**

**RESOLUTION 2023-09 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, FOR ADDITIONAL APPROPRIATION.** Lebanon Police Chief

Chad Morgan explains the figures for the additional money requested. Tonya Thayer, Clerk-Treasurer reads the Resolution.

Mike Kincaid opens a Public Hearing – no one comes forward – Kincaid closes the Public Hearing.

***Motion by Robertson to approve Resolution 2023-09, 2<sup>nd</sup> by Councilmember Copeland. Motion carries by a unanimous vote.***

**ORDINANCE 2023-06 AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA AMENDING ORDINANCE 08-06 IMPOSING THE CITY OF LEBANON, INDIANA FOOD AND BEVERAGE TAX FUND.** Tonya Thayer, Clerk-Treasurer explains the need to bring this Ordinance before the Council, due to the State Board of Accounts Audit, changes that need to be made for us to give money to not-for-profit organizations. Attorney Rob Schein reads the Ordinance.

***Motion by Councilmember Robertson to suspend the rules and move on to second reading on Ordinance 2023-06, 2<sup>nd</sup> by Councilmember Campbell. Motion carries by a unanimous vote.***

***Motion by Councilmember Robertson to approve Ordinance 2023-06, 2<sup>nd</sup> by Councilmember Copeland. Motion carries by a unanimous vote.***

**FOOD & BEVERAGE REQUEST – BLACK BOX THEATER** – Neil Acton a former student and now a teacher/instructor/director with over 200 children participating. He attends Purdue University and is in the Glee Club and they do a lot of Ambassador work, and he learned many skills from his time at Black Box Theater. Courtney Daniels and her family moved to Lebanon about 3 years ago and they were excited to hear that Lebanon has a local children’s theater because her daughter is involved with the Performing Arts. Daniels is now on the Board of Directors and explains their mission is “teaching character to build character”. Now comes Tricia Acton, Executive Director states that in two weeks they will be performing the Wizard of Oz kids edition show, it is a full musical at the Lebanon High School with 112 participating children, they expect around 2,000 people to come into our community from June 1<sup>st</sup> through June 4<sup>th</sup>, with 5 shows. Daniels is

asking for help to support their concession stand and help feed the cast members. They would have Lebanon Food & Beverage as a sponsorship in the playbill and on their social media, along with a sign on the concession stand letting people know where the money came from.

***Motion by Councilmember S. Messenger to award \$1500 to the Black Box Theater, 2<sup>nd</sup> by Councilmember Copeland. Motion carries by a unanimous vote.***

**RESOLUTION 2023-11 – A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA ADOPTING THE 2023 BOONE COUNTY MULTI-HAZARD MITIGATION PLAN** – Chief Chuck Batts explains he and Chief Hendricks have been working with a group throughout the County to build the multi-hazard mitigation plan, this will serve as a document that recognizes the hazards vulnerabilities and risks within the county, how we mitigate those risks and how we handle them and it need be how we would procure federal funds for them. Batts states this would encompass flooding, erosion, probability of tornadoes and even earthquakes. Attorney Rob Schein reads the Resolution.

***Motion by Councilmember Jones to approve Resolution 2023-11, 2<sup>nd</sup> by Councilmember S. Messenger. Motion carries by a unanimous vote.***

**ORDINANCE 2023-05 AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LEBANON, BOONE COUNTY, INDIANA AMENDING ORDINANCE NO. 07-16, THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF LEBANON, INDIANA.** Planning & Zoning Director Ben Bontrager explains Spring Creek development rezone. Just as a reminder planning unit development rezone is a process that is really good when you're proposing development that has multiple use types that don't fit real neat into just one of our zoning classifications, as this is what we have here. This is a mixed-use development that will include both a variety of residential uses and also a small commercial node as well. Bontrager shows map of area. Adam Mears with Gradison Land Development gives a brief presentation on Spring Creek Development. Discussion follows. Attorney Rob Schein reads the Ordinance on first reading.

Council President Mike Kincaid opens Public Comment – no one comes forward.

**RESOLUTION 2023-10 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, AUTHORIZING ELECTRONIC FUND TRANSFERS.** Clerk-Treasurer Tonya Thayer explains the State Board of Accounts Field Examiners have asked us to put this Resolution in place. Attorney Rob Schein reads the Resolution.

***Motion by Councilmember Campbell to amend the Resolution in Section 2 and Section 3 to read “his or her” discretion, instead of “her” discretion, 2<sup>nd</sup> by Councilmember Robertson. Motion carries by a unanimous vote.***

***Motion by Councilmember Robertson to approve Resolution 2023-10 as amended, 2<sup>nd</sup> by Councilmember Campbell. Motion carries by a unanimous vote.***

#### CLAIMS

***Motion by Councilmember Robertson to approve claims based on 6 appropriations paid from the wrong line, to be corrected by the Clerk-Treasurer Thayer, 2<sup>nd</sup> by Councilmember Jones. Motion carries by a unanimous vote.***

#### ADJOURNMENT

***Motion by Councilman Copeland to adjourn, 2<sup>nd</sup> by Councilmember S. Messenger. Motion carries by a unanimous vote.***

The next regular City Council meeting is scheduled for Monday, June 12, 2023, at 7:15 p.m.

Respectfully submitted by Tonya Thayer, Clerk-Treasurer