

**VILLAGE OF NEW LEBANON  
COUNCIL MEETING  
February 20, 2024, at 7:30 p.m.  
Council Chambers**

The meeting was called to order at 7:30pm by Mayor Nickerson. The invocation was given by Mayor Nickerson, followed by the Pledge of Allegiance.

**VERBAL ROLL CALL OF COUNCIL MEMBERS**

**Council Members:**

Timothy L. Back	Present
Gale B. Joy	Present
Tammy Loch	Present
Lyndon Perkins	Present
Melissa Sexton	Present
Nicole Adkins	Present
David Nickerson	Present

**Others Present:**

Police Chief Hensley
Fire Chief Keyser
CFO/Clerk of Council Hinson
Municipal Manager Madden
Law Director Keener

Mayor Nickerson read a statement addressing expected conduct during meetings.

**APPROVAL OF MINUTES**

Approval of the February 6, 2024 regular meeting minutes.

5 yes and 2 no, minutes approved.

**LAW DIRECTOR COMMENTS**

None

## **OLD BUSINESS**

Council member Loch received an email from a citizen, David Coleman, and read aloud. Mr. Coleman's email expressed some comments and concerns he had with the council. Council member Loch expressed her disappointment in council's board appointments. She also expressed her displeasure with how meetings have been going and encouraged citizens to reach out to their emails with comments or concerns.

Council member Perkins inquired about the members that voted no to approve the meeting minutes. Discussion was had and it was stated that the meeting minutes have already been approved.

Council member Sexton addressed the email stating that she had applied for multiple positions in the past and had not gotten them. She thinks that the council voted based on who they felt fit the board at that time.

Municipal Manager Madden updated:

The sinkhole on Parkview-AES has been out stating it is not theirs. Spectrum will be coming out and are waiting to hear back.

The homeowner on Johnsville-Farmersville Road- Looking at making the pump we put into the drywell permanent.

Bill Duncan's appointment to the 9-1-1 board is for 2 years.

Council member Back asked Municipal Manager Madden about the paperwork he had requested and if there was any follow-up to the questions that he had.

## **NEW BUSINESS**

**RESOLUTION NO: 2024-03 – A RESOLUTION AUTHORIZING THE TEMPORARY FEE WAIVER OF GARAGE SALE PERMIT FEES FOR MAY 2, 3, 4, AND 5 AND FOR SEPTEMBER 19, 20, 21, AND 22, IN ORDER TO FACILITATE A SPRING SPRUCE UP PROGRAM AND FALL CLEAN UP PROGRAM IN THE MUNICIPALITY OF NEW LEBANON, OHIO.**

Council member Loch's motion received a second by Council member Sexton.

## Roll Call:

Council member Joy	Yes
Council member Loch	Yes
Council member Perkins	Yes
Council member Sexton	Yes
Vice Mayor Adkins	Yes
Mayor Nickerson	Yes
Council member Back	Yes

7 yes 0 no, motion carries.

Mayor Nickerson stated he had new business relating to issues regarding performance, conduct, and financial management. He proposed an amendment to the New Business section of the agenda by adding several resolutions that would address the concerns. These resolutions were not an indictment, but rather a proactive step towards ensuring accountability and restoring public trust.

Mayor Nickerson moved to introduce the following resolution for consideration. Accordingly, for the first resolution to be added to the agenda, he made a motion as follows:

**RESOLUTION NO: 2024-04 - A RESOLUTION: AUTHORIZING THE VILLAGE COUNCIL TO ENGAGE MCNAMEE LAW GROUP, LLC TO SERVE AS SPECIAL COUNSEL FOR THE VILLAGE OF NEW LEBANON.**

Council member discussion regarding the resolution.

Mayor Nickerson read the full resolution.

Mayor Nickerson's motion received a second by Council member Sexton.

Council member discussion regarding the resolution.

Mr. McNamee answered questions regarding the investigation.

Council member discussion regarding the resolution.

## Roll Call:

Council member Loch	No
Council member Perkins	No
Council member Sexton	Yes
Vice Mayor Adkins	Yes
Mayor Nickerson	Yes
Council member Back	Yes
Council member Joy	No

4 yes 3 no, motion carries.

Mayor Nickerson moved to add the following resolution to the agenda:

**RESOLUTION NO: 2024-05** - A RESOLUTION: AUTHORIZING THE VILLAGE COUNCIL TO PLACE VILLAGE MANAGER, GLENA MADDEN, CHIEF FINANCIAL OFFICER PHILLIP HINSON, VILLAGE LAW DIRECTOR RONALD KEENER, POLICE CHIEF CURTIS HENSLEY, AND SERVICE SUPERINTENDENT SCOTT BROCK ON PAID ADMINISTRATIVE LEAVE DURING THE PENDENCY OF THE INVESTIGATION, OR UNTIL FURTHER NOTICE, CONCERNING THE VILLAGE'S ADMINISTRATIVE, FINANCIAL, LEGAL AFFAIRS, AND POLICE AFFAIRS.

Law Director Keener gave his opinions on the resolutions and the investigation.

Mr. McNamee addressed Law Director Keener's comments.

Mr. McNamee's law associate cited New Lebanon's Charter.

Council member discussion regarding the resolution.

Mayor Nickerson read the full resolution.

Council member discussion regarding the resolution.

Mr. McNamee addressed the council regarding the meeting order.

Mayor Nickerson's motion received a second by Council member Sexton.

## Roll Call:

Council member Loch	No
Council member Joy	No
Council member Back	Yes
Council member Perkins	No
Council member Sexton	Yes
Vice Mayor Adkins	Yes
Mayor Nickerson	Yes

4 yes 3 no, motion carries.

Mayor Nickerson moved to add the following resolution to the agenda:

**RESOLUTION NO: 2024-06 A RESOLUTION - AUTHORIZING THE MAYOR TO NEGOTIATE, EXECUTE A CONTRACT, AND APPOINT AN ACTING VILLAGE MANAGER DURING THE PENDENCY OF THE VILLAGE'S INTERNAL INVESTIGATION.**

Mayor Nickerson read the full resolution.

Mayor Nickerson's motion received a second by Council member Sexton.

## Roll Call:

Council member Perkins	No
Council member Sexton	Yes
Vice Mayor Adkins	Yes
Council member Back	Yes
Council member Joy	No
Council member Loch	No
Mayor Nickerson	Yes

4 yes 3 no, motion carries.

Mr. McNamee advised the council that the resolutions were now on the agenda.

**RESOLUTION NO: 2024-04**

Council member Back’s motion received a second by Council member Sexton.

Roll Call:

Council member Perkins	No
Council member Sexton	Yes
Council member Back	Yes
Council member Joy	No
Council member Loch	No
Mayor Nickerson	Yes
Vice Mayor Adkins	Yes

4 yes 3 no, motion carries.

Mr. McNamee spoke to the council regarding the contract.

**RESOLUTION NO: 2024-05**

Council member Back’s motion received a second by Council member Sexton.

Roll Call:

Mayor Nickerson	Yes
Council member Sexton	Yes
Council member Perkins	No
Council member Joy	No
Council member Loch	No
Council member Back	Yes
Vice Mayor Adkins	Yes

4 yes 3 no, motion carries.

Mayor Nickerson excused Mrs. Madden, Mr. Keener, Mr. Hinson, and Mr. Hensley from the meeting and instructions were given by Mr. McNamee.

Mr. McNamee answered questions from the council.

**RESOLUTION NO: 2024-06**

Council member Sexton's motion received a second by Council member Back.

Roll Call:

Council member Perkins	No
Council member Sexton	Yes
Vice Mayor Adkins	Yes
Mayor Nickerson	Yes
Council member Back	Yes
Council member Joy	No
Council member Loch	No

4 yes 3 no, motion carries.

**ADMINISTRATIVE STAFF COMMENTS**

Council member Loch asked the fire chief a question about fire call safety protocols. Fire Chief Keyser answered in regards to on and off scene situations.

**MUNICIPAL MANAGER COMMENTS**

**COUNCIL MEMBER COMMENTS**

Council member Joy had things to discuss but will wait.

Council member Perkins asked who would be running the village.

**VICE MAYOR COMMENTS**

**MAYOR COMMENTS**

**PUBLIC COMMENTS**

Joshua Farley, 136 Bronwood Street, spoke on the resolutions and expressed his concern regarding the immediate no's from council members Loch, Perkins, and Joy relating to transparency.

Paul Boggs, 138 Glenada Court, thanked the council for taking care of the village and looking out for the community.

**ADDED TO AGENDA**

Tammy Joy, 35 Comer Court, stated she felt the investigation was unnecessary and doesn't understand why it is being done.

Shannon Bemis, 130 Bronwood Street, thanked the council stating that the previous council never worried about costs before and now a few were suddenly worried. She also stated a few council members now wanted to ask questions and review things when they never did that before.

**ADJOURNMENT**

Council member Sexton motioned to adjourn, Council member Back seconded.

Roll Call:

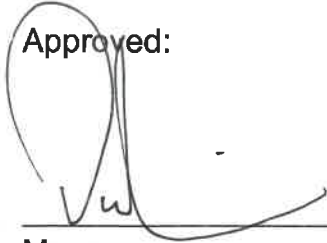
Council member Perkins	Yes
Council member Sexton	Yes
Vice Mayor Adkins	Yes
Mayor Nickerson	Yes
Council member Back	Yes
Council member Joy	Yes
Council member Loch	Yes



7 yes 0 no, motion carries.

Meeting adjourned at 8:44 p.m.by Mayor Nickerson.

Approved:



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Mayor

3/19/24

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Date



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Acting Clerk of Council

3/19/24

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Date

