



## MUNICIPALITY OF NEW LEBANON

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### MEMORANDUM

**To:** Mayor Nickerson and Village Council Members

**From:** Rob Anderson, Acting Village Manager

**Re:** Council Update

**Date:** September 27, 2024

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Here are some updates on your agenda for Tuesday night:

- **Resolution 2024-20 – A resolution authorizing the acting village manager to negotiate an employment contract with \_\_\_\_\_ for the Village Manager position.** Once you have made your selection, I will begin negotiating a contract with your preferred candidate so we can get them onboard to start as soon as possible. I will have a resolution on the October 15 meeting to officially approve the contract and the terms that were negotiated.

Here are some other items for your consideration:

- I want to give thanks and kudos to Detective Gretchen Weir, Lieutenant Joe Hetzel and all the Police and Fire Department personnel that responded to the gas leak yesterday on Hazelhurst. This was a dangerous situation that they handled quickly and professionally and managed to resolve the situation without incident. Thanks for your quick thinking and reaction and working with the residents in that area to keep them safe. Well done!
- Our annual leaf pickup will begin on October 21<sup>st</sup> and run through November 15. I ask that residents please bear with us as we are short staffed in our Service Department but will still provide this service to our residents.

Have a great weekend!

**MUNICIPALITY OF NEW LEBANON,  
REGULAR COUNCIL MEETING  
Tuesday October 1, 2024, 7:30 PM**

- I. Call to Order
- II. Invocation/Pledge of Allegiance
- III. Verbal Roll Call of Council Members Present for the Record
- IV. Approval of Minutes
  - A. Approval of minutes from the September 17, 2024, Regular Council Meeting
  - B. Approval of minutes from the September 17, 2024, Executive Session
- V. Unfinished Business
- VI. New Business
  - A. **Resolution 2024-20 A Resolution Authorizing the Acting Village Manager to Negotiate an Employment Contract with \_\_\_\_\_ for the Village Manager position.**
- VII. Public Comments or Questions (limit 3 minutes per citizen. No donation of time.)
- VIII. Administrative Staff Comments
- IX. Municipal Manager's Comments
- X. Council Members' Comments (limit 5 minutes per Council Member)
- XI. Vice-Mayor's Comments
- XII. Mayor's Comments
- XIII. Requested to be Added to Agenda (limit 5 minutes per presentation)
- XIV. Adjournment

**VILLAGE OF NEW LEBANON  
COUNCIL MEETING  
September 17, 2024, at 7:30 p.m.  
Council Chambers**

The meeting was called to order at 7:30 p.m. by Mayor Nickerson. The invocation was given by Council member Cooper, followed by the Pledge of Allegiance.

**VERBAL ROLL CALL OF COUNCIL MEMBERS**

**Council Members:**

Timothy L. Back	Present
Charles Cooper	Present
Gale Joy	Present
Lyndon Perkins	Present
Melissa Sexton	Present
Nicole Adkins	Present
David Nickerson	Present

**Others Present:**

Acting Village Manager Anderson
Interim Law Director McNamee
Acting Police Chief Wortman
Interim Foreman Darryl Sorrell
Interim Zoning Inspector Gary Long

**APPROVAL OF MINUTES**

- Approval of the September 3, 2024, regular meeting minutes. Council Member Cooper made a motion to approve the September 3, 2024 minutes. Council Member Sexton seconded the motion.

6 yes votes and 1 no vote, the minutes were approved.

**UNFINISHED BUSINESS**

Mayor Nickerson made a motion to adjourn to executive session to consider the employment of a public official, specifically the village manager, pursuant to Ohio Revised Code Section 121.22(G)(1) and New Lebanon Codified Ordinance 30.03(B)(1).

Vice-Mayor Adkins	Yes
Mayor Nickerson	Yes

6 yes votes and 0 no votes, the motion passes. The executive session was adjourned at 7:54 pm.

**NEW BUSINESS**

**RESOLUTION NO: 2024-19 – A RESOLUTION AUTHORIZING THE ACTING VILLAGE MANAGER TO DONATE A 1985 FMC FIRE TANKER TO ENGINE 911 FUND LLC.**

Council member asked if this was the same tanker truck the Fire Chief mentioned at the last Council Meeting. Mr. Anderson stated that it was the same truck.

Vice Mayor Adkins made a motion to approve Resolution 2024-19. Council Member Cooper seconded the motion.

Roll Call:

Council member Back	Yes
Council member Perkins	Yes
Council member Joy	Yes
Vice-Mayor Adkins	Yes
Mayor Nickerson	Yes
Council member Cooper	Yes

6 yes votes and 0 no votes, Resolution 2024-19 is approved.

**PUBLIC COMMENTS**

**Peyton Perdue** made a presentation to the council for a haunted trail he is conducting on October 26th during Halloween in the Village. He questioned if he could do a lifted and contained fire, a small path through the prairie at Don Rusk Park, and if he could park a stationary car along the walking path. Mr. Perdue gave the council a copy of the

## COUNCIL MEMBERS' COMMENTS

Council member Back thanked Interim Municipal Manager Anderson for the work on getting the lights on Access Road repaired, stating he has been asking for years for this. He also gave thanks for removing the overhanging tree on Bronwood.

Council member Perkins asked if there was a new invoice from the Acting Law Director.

Council member Sexton said she will forward emails from Mr. Whitaker, the AD at Dixie High School, asking to move the shot put and disc area to Don Rusk Park by the bathrooms in the spring.

Council member Cooper stated he received an email from someone that has a nuisance neighbor and asked how we can enforce zoning issues for those that don't comply.

## VICE-MAYOR'S COMMENTS

Vice-Mayor Adkins thanked the service department for cutting the trees on Main Street, so they are no longer an obstruction trying to turn onto the road.

## MAYOR'S COMMENTS

Mayor Nickerson has been in discussion with Walgreens. He stated all Rite Aid prescriptions are transferred to Walgreens on 2710 Salem Road. Mr. Nickerson had literature for residents regarding filling prescriptions, home health care, and other services they offer. He also spoke with the corporate office last week regarding putting a Walgreens in the current Rite Aid building, and they said there was a good chance of that happening, but they will need to conduct a demographic and traffic study. Mayor Nickerson said he will stay on top of the situation and notify everyone if there is any news. Mr. Nickerson also thanked the service department for their work. Mayor Nickerson stated things are moving forward, progress is being made, and the state investigation is still ongoing, and they have no information as to the status.

Vice-Mayor Adkins added that nobody is given any information as to the investigation and asked that everyone please be patient.

## ADDED TO AGENDA

**Bonnie Bertelson, Brookville**, said she asked to come speak because her name was brought up at the 9/3 meeting and she felt like she had triggered some by her postings on Facebook. Ms. Bertelson advised the council she now unblocked them all on Facebook. She discussed the Village Voice newsletter, that she did not write it, and it

2019 but made no plans. She stated she doesn't go off opinion, but the black and white, and these issues have been going on for years and she will continue to stand up for the village.

**ADJOURNMENT**

Vice-Mayor Adkins made a motion to adjourn, Council member Cooper seconded.

Roll Call:

Council member Perkins	Yes
Council member Cooper	Yes
Vice-Mayor Adkins	Yes
Council member Joy	Yes
Council member Sexton	Yes
Council member Back	Yes
Mayor Nickerson	Yes

7 yes votes and 0 no votes, the motion passes.

The meeting was adjourned at 8:44 p.m.by Mayor Nickerson.

Approved:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Acting Clerk of Council

\_\_\_\_\_  
Date

**MUNICIPALITY OF NEW LEBANON**  
**Village Council Executive Session**  
**September 17, 2024**

Mayor Nickerson called the executive session to order at 7:39 pm.

**Council Members present:**

**Others Present:**

Council Member Back	Present
Council Member Cooper	Present
Council Member Joy	Present
Council Member Perkins	Present
Council Member Sexton	Absent
Vice-Mayor Adkins	Present
Mayor Nickerson	Present

Acting Manager Anderson
Interim Law Director McNamee

Topics discussed:

1. Calling a special meeting for September 24, 2024, to hold a public meeting for the Council and public to meet and interview the Village Manager candidates.
2. General timeline for the selection and appointment of the new Village Manager.

Vice Mayor Adkins made a motion to adjourn the executive session, seconded by Council Member Cooper.

Roll Call:

Council member Back	Yes	Council member Sexton	Abstain
Council member Cooper	Yes	Vice Mayor Adkins	Yes
Council Member Joy	Yes	Mayor Nickerson	Yes
Council member Perkins	Yes		

The executive session was adjourned at 7:54 pm.

Approved:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Acting Clerk of Council

\_\_\_\_\_  
Date

**VILLAGE OF NEW LEBANON  
MONTGOMERY COUNTY, OHIO**

**RESOLUTION NO: 2024-20  
BY  
MAYOR DAVID NICKERSON**

**A RESOLUTION: AUTHORIZING THE ACTING VILLAGE MANAGER TO NEGOTIATE AN EMPLOYMENT CONTRACT WITH \_\_\_\_\_ FOR THE VILLAGE MANAGER POSITION.**

**WHEREAS**, Village Council has interviewed multiple candidates to fill the Village Manager position; and

**WHEREAS**, Village residents actively participated in the process and residents were also provided the opportunity to share their observations and recommendations regarding the qualifications of the finalists; and

**WHEREAS**, Village Council has interviewed the finalists and considered the comments and recommendations of Village residents and team members, Council has determined and wishes to engage \_\_\_\_\_ as Village Manager; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF NEW LEBANON, MONTGOMERY COUNTY, OHIO, AS FOLLOWS:**

**SECTION I** \_\_\_\_\_ is appointed to serve as Village Manager for the Village of New Lebanon and to serve at the pleasure of Council contingent upon the negotiation and execution of an employment contract.

**SECTION II** Accordingly, the Acting Village Manager is hereby authorized to take all necessary steps to negotiate an employment contract with \_\_\_\_\_ for the Village Manager position.

**SECTION III** It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

**SECTION IV** That this Resolution shall take effect immediately upon adoption.

**PASSED this 1<sup>st</sup> day of October, 2024.**

Attest:

\_\_\_\_\_  
David Nickerson, Mayor

\_\_\_\_\_  
Robert Anderson II  
Acting Clerk of Council

Date: