

**CITY OF MASON
COUNCIL MEETING
JANUARY 24, 2000**

The meeting was called to order by Mayor McCurley at 7:06 p.m.

ROLL CALL

The following members of Council were present: Vice Mayor Fox, Councilmember Staten, Councilmember Muennich, Councilmember Beck, Councilmember Davis, Councilmember Pelfrey, Mayor McCurley.

APPROVAL OF MINUTES: January 10, 2000

A motion to approve the minutes from the January 10, 2000 meeting was made by Councilmember Muennich, seconded by Councilmember Beck. VOTE: ALL YEAS.

SWEARING IN OF POLICE OFFICER

Mayor McCurley performed the swearing in ceremony of new Police Officer, Jeremy Saylor.

PRESENTATION OF PENDING ANTI-ANNEXATION-CARL BOLTZ

Carl Boltz of Wedge Way addressed Council and explained he was part of a group called the Ohio Coalition for Equitable Annexation which represents approximately 60 municipalities across Ohio that are concerned about the proposed annexation reform bill. He stated this legislation will give the veto power to the townships and essentially erode property owners right to decide the fate of their own property. He also discussed the townships effort to place on the ballot the issue that deals with a municipalities ability to collect earnings taxes from those that work but do not live in the city limits. Council stated agreement with the Coalition=s efforts and stated they had been fighting the annexation reform bill since its introduction.

RECOGNITION OF VISITORS

None

ORDINANCE 99-207 - AMENDING PART II OF THE ZONING ORDINANCE REGARDING SUBDIVISION AND ACCESS MANAGEMENT REGULATIONS

A motion to read by title only was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

Richard Fair stated there were additional comments expected from the Home Builders Association, so he suggested tabling this legislation until the next meeting.

A motion to table was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

ORDINANCE 2000-12 - AUTHORIZING CONTRACT WITH FINKBEINER, PETTIS & STROUT, INC. FOR THE SOUTH CENTRAL MASON SEWER EVALUATION

A motion to read by title only was made by Vice Mayor Fox, seconded by Councilmember Muennich. VOTE: ALL YEAS.

Scot Lahrmer stated the purpose for this study is to identify problems and recommend corrections to the sewers in the south central area of Mason. The area in question are those sewers serving the Manhasset Village, Winding Creek and Wood Creek subdivisions. He further explained the problem has resulted in basements flooding in these areas when excessive rainfalls occur. This contract will include gathering data, perform a survey, review population growth, recommend improvements, develop a time frame for implementation and provide a complete written report. The cost for this contract is not to exceed \$17,700.

Council discussion followed addressing the use of back-flow protectors. Vice Mayor Fox stated the Utility Committee had not had a chance to address the use of these specifically however he stated they are not the complete answer. He stated they can lead the homeowner into a false sense of security. They require continued maintenance. He stated the committee will discuss this matter.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-12 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

ORDINANCE 2000-13 - APPROVAL OF THE FINAL PLAT OF WEATHERSTONE SUBDIVISION, SECTION ONE

A motion to read by title only was made by Councilmember Davis, seconded by Councilmember Staten. VOTE: ALL YEAS.

Richard Fair stated this subdivision consists of 42 single family lots and 3 open space lots on 23.4 acres and 4.0 acres of right-of-way. He stated staff recommends approval contingent on the following items:

1. Replace either Stone Ridge or Stone Wood with a different name.
2. Extend lots 1-6 to Stone Ridge so they have the required frontage.

3. Add a note stating that lots 1-6,8,9,42 shall not have direct access to Stone Ridge
4. Add a note that lots 43,44 and 45 are open space and shall be deeded to the Home Owners Association
5. Submit a subdivider=s contract and a performance bond.

A motion to suspend the rule was made by Councilmember Davis, seconded by Councilmember Beck. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-13 with the contingencies mentioned by Mr. Fair was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-14 - AUTHORIZING AGREEMENT WITH ODOT ADAPTING PLANS PREPARING TO COOPERATE REGARDING IMPROVEMENT TO TYLERSVILLE ROAD

A motion to read by title only was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

Scot Lahrmer stated City Council previously adopted legislation in 1991 to cooperate with ODOT to widen Tylersville Road. It is now time for the City to adopt this legislation which allows ODOT to proceed with the road improvement and pays them the City=s estimated portion of \$1,901,240. The bid dates are set for March 15 and the constructions should start in May 2000.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-14 was made by Vice Mayor Fox, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-15 - CREATING THE POSITION OF FINANCE CLERK IN THE FINANCE DEPARTMENT

A motion to read by title only was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

Eric Hansen stated to Council the addition of 100 employees from the Fire Department has necessitated an additional position be created of Finance Clerk in the Finance Department. With this position, it will be possible to continue the high degree of customer service it currently offers the residents and employees. This position was included in the 2000 budget. Staff recommends approval.

A motion to suspend the rule was made by Vice Mayor Fox, seconded by Councilmember Davis. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-15 was made by Councilmember Fox, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-16 - AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT WITH THE SERGEANT'S UNIT OF THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND DECLARING AN EMERGENCY

A motion to read by title only was made by Councilmember Davis, seconded by Councilmember Staten. VOTE: ALL YEAS.

Eric Hansen stated to Council Ordinances 2000-16 and 2000-17 authorize a 3 year collective bargaining agreement with the Sergeants unit and the Patrol Officers unit of the FOP. He further explained the current contract expired on July 31, 1999. Since that time negotiations have been taking place with a tentative agreement reached on January 17, 2000. These two ordinances accept the contract language arrived at in the tentative agreements and authorize the City Manger to enter into a collective bargaining agreement with both bargaining units.

A motion to suspend the rule was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-16 was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

ORDINANCE 2000-17 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH THE PATROL OFFICER'S UNIT OF THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND DECLARING AN EMERGENCY

A motion to read by title only was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

A motion to adopt was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

CITY MANAGER'S REPORT

A joint meeting will be held between Mason City Council and the Chamber of Commerce on Monday, January 31, 2000. All of Council is encouraged to attend.

COUNCIL OLD AND NEW BUSINESS

Councilmember Pelfrey read a prepared statement that stated she had met with Deerfield Township Trustee, Larry Backus and he had agreed to a six month moratorium on negative editorials and comments to the press regarding the City of Mason and its elected officials.

Councilmember Beck stated he would be holding another AMeet your Councilmember≅ night on February 21, 2000 at the Mason Christian Village. He invited all of Council to join him.

It was reported the meeting on the Community Center project with the schools is moving ahead. Many meeting have taken place and more will be decided after the March 7 election.

AUDIENCE COMMENTS

Polly Hatfield of Lakeview Drive addressed Council and asked if the Tylersville and Snider Road intersection will be improved as development occurs. She suggested reflectors be installed to facilitate traffic at night.

EXECUTIVE SESSION: LAND ACQUISITION AND LITIGATION

A motion to go into executive session to discuss land acquisition and litigation was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

A motion to reconvene into regular session was made by Vice Mayor Staten, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

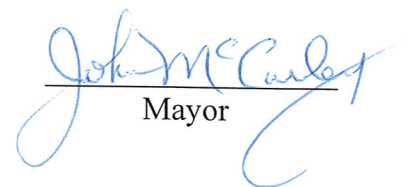
A discussion followed on the prospect of hiring a public relations person to prepare articles providing community data and other positive articles on the City of Mason. It was referred to the City Manger to make a recommendation.

ADJOURN

A motion to adjourn was made by Vice Mayor Staten, seconded by Councilmember Muennich..
VOTE: ALL YEAS

TIME: 9:25 p.m.


Clerk of Council


Mayor