

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

Mason City Council met in regular session at 7:00 p.m. on the above date. Mayor McCurley called the meeting to order at 7:00 p.m.

ROLL CALL

Councilmembers present were: James Fox, Dick Staten, Thomas Muennich, Peter Beck, Betty Davis, Charlene Pelfrey and John McCurley.

APPROVAL OF MINUTES

It was moved by Councilmember Muennich to approve the minutes from the April 10, 2000 City Council Meeting. The motion was seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

RECOGNITION OF VISITORS

None

RESOLUTION 2000-6 COMMENDING PAUL WALSH ON HIS YEARS OF SERVICE TO THE CITY OF MASON

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

John McCurley read Resolution 2000-6 commending Paul Walsh on his service to the City of Mason. He said Mr. Walsh, and his wife, Linda, have directed and participated in many community events. He said they have been an asset to the community and are appreciated by the City of Mason. Council congratulated Mr. Walsh on his service to the City of Mason and wished him well. Mr. Walsh said he tried to find ways to make things work instead of saying no to new ideas. Mr. Walsh said he would miss the City Council, Parks Department staff, Parks Board members, and other city staff and community members he worked with during his tenure with the City.

A motion to adopt was made by Councilmember Davis, seconded by Vice-Mayor Fox. VOTE: ALL YEAS

RESOLUTION 2000 - 7 PROCLAIMING APRIL 29, 2000 AS EARTH DAY

The resolution was read by Eric Hansen.

Mr. Hansen announced that an Earthwalk will be held on Saturday at 10:30 a.m. The walk will begin at the old Thriftway Parking Lot. He said t-shirts will be provided for the first five hundred walkers.

Councilmember Davis said she has attended eight Earthwalks. She said it has grown every year and that it is a lot of fun. She encouraged everyone to attend.

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

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

RESOLUTION 2000-8 PROCLAIMING MAY 1 - 5, 2000 AS PUBLIC SERVICE RECOGNITION WEEK

The resolution was read by Eric Hansen.

Councilmember Pelfrey commended the employees of the City of Mason for maintaining the city's good reputation. She said their diligence and unified teamwork helps to keep Mason a wonderful place to live and raise children.

Mr. Lahrmer announced that a picnic will be held on May 3rd for City employees.

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

A motion to adopt Resolution 2000-8 was made by Councilmember Davis, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE NO. 2000-46 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH HERITAGE PRESBYTERIAN CHURCH AND S.A.Y. SOCCER FOR USE OF PROPERTY

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

Mr. Lahrmer stated the proposed ordinance provides a way for the City of Mason to assist S.A.Y. Soccer. He said the City's obligation is primarily maintenance and the ordinance will be in effect for two years. Mr. Lahrmer recommended adoption of the ordinance.

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

A motion to adopt Ordinance 2000-46 was made by Councilmember Davis, seconded by Vice-Mayor Fox. VOTE: ALL YEAS.

ORDINANCE NO. 2000-47 APPROVING THE FINAL PLAT OF WINDEMERE SUBDIVISION, PHASE II

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

Mr. Richard Fair stated the site is located on the west side of Windemere Way and contains 35 lots on 13.7 acres. He said the bond is \$118,000. He recommended approval contingent upon submission of a subdivider's contract and performance bond.

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

A motion to adopt Ordinance 2000-47 was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

ORDINANCE NO. 2000-48 APPROVING REPLAT OF EAGLE VIEW VILLAGE, SECTION TWO, PHASE 23, LOTS 193-196

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

Mr. Richard Fair said Ordinance 2000-48 and 2000-49 are for lots in Eagleview Subdivision. He said the developer is splitting the lots so they can be sold as condominiums. Mr. Fair recommended approval of Ordinances 2000-48 and 2000-49.

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

A motion to adopt Ordinance 2000-48 was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

ORDINANCE NO. 2000-49 APPROVING REPLAT OF EAGLE VIEW VILLAGE, SECTION TWO, PHASE 23, LOTS 197-200

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

A motion to suspend the rule was made by Councilmember Davis, seconded by Councilmember

Muennich. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-49 was made by Councilmember Davis, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE NO. 2000-50 AUTHORIZING APPLICATION FOR OHIO SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FOR DRIVEWAY, APRON, CURB, GUTTER AND SIDEWALK REPLACEMENT ON HOLLY LANE

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

Mr. Eric Hansen said the City of Mason is entitled to grant monies for areas which will benefit low to moderate income persons or eliminate immediate threats. The area that will benefit from these monies is a section of the Meadows Subdivision. The streets involved are Holly Lane, Circle Drive, Boyd Lane and Westline Drive. He said the grant will provide for pavement maintenance, applications to prolong the life of the pavement and curb replacement. He said the allocation is for \$32,000 this year.

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

A motion to adopt Ordinance 2000-50 was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE NO. 2000-51 AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER IN THE AMOUNT OF \$88,000 TO INCREASE THE CONTRACT OF MALCOM PIRNIE, INC. FOR WATER TREATMENT PLANT IMPROVEMENT

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

Mr. Scot Lahrmer said the next four ordinances are part of the water treatment plant improvement project. He said the City was under pressure to put additional filters in to eliminate red water and to eliminate turbulence in the water. He said the next four ordinances involve change orders for the plant. He said the timing was important on this project and that in the summer of 1999 the water demands of the city were met. Mr. Lahrmer said Ordinance 2000-53 pertains to the electrical aspect of the project. He said that Ordinance 2000-54 pertains to the heating/ventilation/air conditioning on the project. Mr. Lahrmer said all four ordinances are housekeeping items to bring closure to the project. He recommended adoption of the ordinances.

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

A motion to adopt Ordinance 2000-51 was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE NO. 2000-52 AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER IN THE AMOUNT OF \$83,947.40 TO INCREASE THE CONTRACT OF PRO-TERRA ENVIRONMENTAL CONTRACTING CO. FOR GENERAL CONSTRUCTION SERVICES FOR THE WATER TREATMENT PLANT EXPANSION PROJECT

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

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

A motion to adopt Ordinance 2000-52 was made by Councilmember Davis, seconded by Councilmember Pelfrey.

ORDINANCE NO. 2000-53 AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER IN THE AMOUNT OF \$46,874.63 TO INCREASE THE CONTRACT OF HILVERT AND POPE ELECTRIC, INC. FOR ELECTRICAL CONSTRUCTION SERVICES NECESSARY FOR THE WATER TREATMENT PLANT EXPANSION PROJECT

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

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

A motion to adopt Ordinance 2000-53 was made by Councilmember Muennich, seconded by Councilmember Davis.

ORDINANCE NO. 2000-54 AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER IN THE AMOUNT OF \$9,516.00 TO INCREASE THE CONTRACT OF LANGDON, INC. FOR HEATING, VENTILATION AND PLUMBING CONSTRUCTION SERVICES NECESSARY FOR THE WATER TREATMENT PLANT EXPANSION PROJECT

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 Davis. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-54 was made by Councilmember Staten, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE NO. 2000-55 AUTHORIZING A CONTRACT TO PURCHASE WITH MILDRED SMITH, DAVID O. SMITH, AND GLORIA JEAN MIGAL FOR THE ACQUISITION OF PROPERTY LOCATED AT 534 MASON-MONTGOMERY ROAD

A motion to read by title only was made by Vice-Mayor Fox, seconded by Councilmember Muennich. VOTE: 6 YEAS; 1 ABSTAIN (Councilmember Davis).

Mr. Scot Lahrmer said the City has negotiated to purchase the property at 534 Mason Montgomery Road. He said it abuts the City's land and the acquisition will benefit the City and the property owner because the seventy four acres east of the house will change. Mr. Lahrmer said the purchase price is \$118,456 which was derived from an appraisal of the property. Mr. Lahrmer recommended adoption of the ordinance.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: 6 YEAS; 1 ABSTAIN (Councilmember Davis).

A motion to adopt Ordinance 2000-55 was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: 6 YEAS; 1 ABSTAIN (Councilmember Davis).

ORDINANCE NO. 2000-56 PROVIDING FOR THE ISSUANCE OF \$1,700,000 OF ROAD IMPROVEMENTS BOND ANTICIPATION NOTES BY THE CITY OF MASON, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF WIDENING AND IMPROVING TYLERSVILLE ROAD AND STITT ROAD

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

Mr. Lahrmer said this ordinance is necessary to issue bond anticipation notes and pay for the city's share of the project which amounts to \$1.9 million dollars. He said 80% of the project was paid by OKI. Mr. Lahrmer said two public information sessions were held last week to prepare area citizens and businesses for the project.

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

A motion to adopt Ordinance 2000-56 was made by Councilmember Muennich, seconded by Vice-Mayor Fox.

CITY MANAGER'S REPORT

- ◆ Mr. Lahrmer said the Public Works Committee recommends moving forward with the Year 2000 Street Resurfacing Program.
- ◆ Vice-Mayor Fox motioned to approve the plan. Councilmember Muennich seconded the motion. VOTE: ALL YEAS.

COUNCIL OLD AND NEW BUSINESS

Councilmember Staten said the City of Mason does not have the practice of allowing people to cut the street for water mains. He said he counted three road cuts on Bethany Road outside of the City. He asked that a letter be sent to the County Commissioners stating the City of Mason is opposed to this practice.

Mr. Staten said the bridge on U.S. 42 has a buckled sidewalk. Mr. Fair said this would be replaced.

Vice-Mayor Fox said at the last Park Board meeting the purchase of land for park use was discussed. He said land is required for ball fields, greenspace, and natural space. He said he feels the City cannot put off purchasing land any longer and asked that available land be looked at for park use.

Councilmember Davis requested a meeting of the Ad Hoc Fire Committee to discuss the status of supervisors and equipment in general. She commented favorably about the articles on economic development that appeared in the Cincinnati Enquirer.

Councilmember Beck said on April 17th there was a Councilmember Chat at the Mason Public Library. He said the next one is scheduled for May 15, 2000.

Councilmember Beck discussed Zoning Ordinance 1162 and said he would like to recommend that sexually oriented business notations be taken from the code. Mr. Lahrmer asked for comments to be directed to his office.

Councilmember Beck said he would like to see the City do a two year budget with a three to four year forecast if possible. Mr. McCurley requested that this be sent to the Finance Committee for discussion.

Mayor McCurley read a list of thirty community members who may be appointed to the Comprehensive Plan Steering Committee. He said he feels this is an excellent cross representation of the community. He said Councilmember Pelfrey and himself would also be on the Committee. Councilmember Davis said she feels several subdivisions are not represented on the list. Mr. McCurley asked if people could be added. Mr. Lahrmer asked Councilmember Davis to contact his

office with additional names for the Committee. A motion to appoint the thirty voting members, along with Mayor McCurley and Councilmember Pelfrey, to represent the City of Mason for the Comprehensive Plan Steering Committee was made by Councilmember Staten, seconded by Councilmember Davis. VOTE: ALL YEAS.

Mayor McCurley said the municipal building committee met and discussed a timeline. He said he would keep Council informed of the progress. He said he feels the project is moving along at a good pace.

Mayor McCurley announced the annual Warren County Mayors' Prayer Breakfast which will be held at the Kings Island Golf Center of May 4, 2000. He said the charge is \$15 per person and that Anthony Munoz is the guest speaker.

Councilmember Beck said he would like to see the City of Mason pursue the purchase of the Western Row Golf Course land. Mayor McCurley said someone else has a contract for the purchase of the land. Councilmember Beck said he has heard many rumors about the site. Councilmember Staten said there were at least one hundred fifty residents at the last Planning Commission meeting in regards to the land. He said Planning Commission tabled the public hearing until their next meeting. He said the meeting will be moved to the high school due to the large amount of people planning to attend.

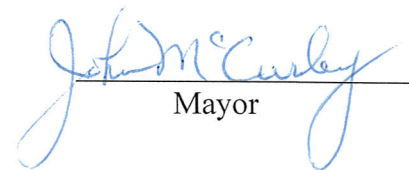
AUDIENCE COMMENTS

Bill Liedhegner of Lindemann Lane addressed Council and asked about the agreement with the Church and S.A.Y. Soccer. He asked if people would have access to the property during construction. Scot Lahrmer stated Stitt Road will be closed but there will be access from Mason-Montgomery Road.

ADJOURN

A motion to adjourn was made by Councilmember Muennich, seconded by Councilmember Davis.
VOTE: ALL YEAS
TIME: 8:40 P.M.


Clerk of Council


Mayor