

**CITY OF MASON
COUNCIL MEETING
AUGUST 14, 2000**

The meeting was called to order by Mayor McCurley at 7:04 p.m.

ROLL CALL

The following members of Council were present: Jim Fox, Dick Staten, Tom Muennich, Peter Beck, Betty Davis, Charlene Pelfrey and John McCurley.

APPROVAL OF MINUTES

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

A motion to approve the minutes from the July 24, 2000 meeting was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS

PRESENTATION BY HERITAGE FESTIVAL CHAIRPERSON, VICKIE LARCOMB, TO LOGO CONTEST WINNER

Vickie Larcomb addressed Council and announced the winner of the logo contest for this year's Heritage Festival. Cindy Sanders was the winner and her design was used on the poster distributed for the event. All entries will be displayed at the Festival Booth during Heritage Festival.

RECOGNITION OF YEAR 2000 CITY OF MASON SMALL BUSINESSES

A Proclamation was read by Mayor McCurley recognizing the area small businesses for their success and contribution to the City of Mason. Those businesses recognized were Yost Pharmacy, Blinds Plus, Dr. Michael Emming, Hi-Tek Manufacturing and the Mason Landen Kings Chamber of Commerce.

RECOGNITION OF VISITORS

Mr. Brad Burman addressed Council and announced an organizational meeting will be held on September 14, 2000 regarding "Teen Court". He explained this is an alternative court system dealing with youth and he is trying to implement it in the Warren County area. This is a community based non-profit organization that empowers teens to work with communities. He further explained his efforts are in the initial stages and hopes there will be support from the area residents and elected officials. This effort would need to work in conjunction with the Juvenile Court of Warren County. The meeting will be held at 8972 Columbia Road at 7:00 p.m.

Mr. Len Blum of 604 Bunker Lane addressed Council and stated he was still concerned about

stormwater management problems in the City. He asked what the status was of the study that had been done by a consortium of residents and City Staff. Scot Lahrmer stated this had been recently addressed by Council and an initial plan has been approved in concept to collect the resources necessary to proceed with the capital expenditures.

Mr. Bill Liedhegner of 626 Lindeman Lane addressed Council and announced the Senior Pep Club is expanding to include the girl's soccer team.

ORDINANCE 2000-108 - ADVISING COUNTY COMMISSIONERS AS TO THE BENEFITS OF ANNEXATION OF PROPERTY INCLUDED IN THE PETITION FOR ANNEXATION FILED BY EARL AND LOLA OSBORNE TO THE CITY OF MASON

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

Scot Lahrmer stated the property included in this annexation request included 1.589 acres and is located on SR 741 south of Bunnell Road. He explained passage of this legislation is necessary to comply with the Ohio Revised Code stating the benefits the City can provide.

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

A motion to adopt Ordinance 2000-108 was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE 2000-109 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT TO PURCHASE WITH ROASLIE E. FIELDS FOR THE ACQUISITION OF PROPERTY LOCATED AT 610 S. MASON MONTGOMERY ROAD, MASON, OHIO

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

Scot Lahrmer stated Mrs. Fields has agreed to sell her property located at 610 South Mason-Montgomery Road to the City of Mason. He further explained the City is interested in purchasing this property for the potential opportunities it may offer in regards to the construction of the new High School/Recreation complex. The purchase price of \$147,409 was derived from an appraisal the City acquired from an independent appraisal firm.

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

A motion to adopt Ordinance 2000-109 was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS

ORDINANCE 2000-110 - APPROVING REPLAT OF EAGLE VIEW VILLAGE, SECTION TWO, PHASE 24, LOTS 209-21.

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

Richard Fair explained to Council this replat is requested by the developer in preparation of the sale of the individual units.

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

A motion to adopt Ordinance 2000-110 was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

RESOLUTION 2000-14 - AUTHORIZING THE CITY MANAGER TO FILE A DRUG ABUSE RESISTANCE EDUCATION (DARE) GRANTS PROGRAM APPLICATION AND TO ENTER INTO AN AGREEMENT WITH THE OHIO ATTORNEY GENERAL, BETTY MONTGOMERY, TO CONTINUE A DARE PROGRAM.

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

Eric Hansen stated the City has participated in this program since 1994 with a total of nearly \$100,000 in support received from the State of Ohio. He further stated to date approximately 2000 students have successfully completed the program. The City would like to continue to partner with the Mason City Schools to provide this educational program to the youth in the area.

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

A motion to adopt Resolution 2000-14 was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-111 - AUTHORIZING THE CITY OF MASON TO FILE AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF ACQUIRING FUNDS THROUGH THE TRANSPORTATION ENHANCEMENT PROGRAM

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

Eric Hansen explained to Council the City has applied for grant monies available through a Statewide Bicycle and Pedestrian Program set up by the Ohio Department of Transportation's

Transportation Enhancement Program. He stated the City is requesting \$512,176 and is anticipating on using \$128,044 city funds. This will make an 80/20 percent match in a project totaling \$640,220.

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

A motion to adopt Ordinance 2000-111 was made by Councilmember Muennich, seconded by Councilmember Beck. VOTE: ALL YEAS

ORDINANCE 2000-112 - AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR AN OHIO PUBLIC WORKS COMMISSION, DISTRICT 10, STATE ISSUE 2, GRANT FOR PROJECTS SUBMITTED FOR PROGRAM YEAR 17.

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

Eric Hansen stated the City and Warren County are jointly submitting a combined application for the Program Year 17, which is year 2003 . This application is for the widening of Socialville-Fosters Road from Mason-Montgomery Road to I-71. The City's portion of this project is estimated to be \$1,517,850 with OPWC providing \$505,900. Council encouraged City Administration to aggressively seek additional funding available to communities such as interest free loans, applying for more than 25% funding and applying for project over-run costs.

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

A motion to adopt Ordinance 2000-112 was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-113 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH WINDEMERE DEVELOPMENT COMPANY, LLC FOR THE LOWERING OF BETHANY ROAD IN FRONT OF WINDEMERE SUBDIVISION.

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

Scot Lahrmer stated at the time the Windemere subdivision came before Planning Commission, site distance problems in the area were identified. It was decided at that time the City would share in one third of the costs to lower the road to alleviate the problem. Since that agreement, the classification of Bethany Road has been changed to a Major Arterial. This change results in a thicker pavement being required thus increasing the pavement costs. This legislation authorizes the City to spend a not to exceed amount of \$27,500 for their portion of the total costs.

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

Davis. VOTE: ALL YEAS.

A motion to adopt Ordinance 2000-113 was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

ORDINANCE 2000-114 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BARRETT PAVING MATERIALS, INC. FOR THE BETHANY ROAD AND S.R. 741 TRAFFIC SIGNAL AND INTERSECTION WIDENING PROJECT.

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

Scot Lahrmer stated the intersection of Bethany Road and S.R. 741 is in need of upgrading to insure the safety of residents who travel in this area. The growth in the northwest corner of the City has fueled the necessity for this project to occur sooner than originally expected. This improvement will include the installation of a new traffic signal and left turn lanes on Bethany Road and SR 741. The project was bid on August 8, 2000 and three companies responded. Barrett Paving was the lowest and best bid at \$464,517.71.

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

A motion to adopt Ordinance 2000-114 was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS.

ORDINANCE 2000-115 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH WAGNER SMITH CO. FOR INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF MASON MONTGOMERY AND CEDAR VILLAGE DRIVE.

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

Scot Lahrmer stated the growth along Mason-Montgomery Road has resulted in the need of a traffic signal being installed at the intersection of Cedar Village Drive. He explained the City has collected over \$78,000 from developers to be applied toward roadway improvements. The City will fund it's share of the cost which is over \$15,000. Two bids were received for this project with the lowest and best bid coming from the Wagner Smith Company. The legislation authorizes \$93,354.51 for the installation of this traffic signal.

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

A motion to adopt Ordinance 2000-115 was made by Councilmember Muennich, seconded by

Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE 200-116 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH McKENNA ASSOCIATES INC. FOR THE COMPLETION OF A BICYCLE AND PEDESTRIAN WAY MASTER PLAN AND TO COMPLETE AN UPDATE TO THE CITY OF MASON LANDSCAPE CODE

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

Scot Lahrmer explained to Council this legislation is necessary for the purpose of awarding a contract for professional planning services to update the City's Landscape Code and prepare a Bicycle and Pedestrian Way Master Plan. He stated the City received two proposals for this project with the best and lowest being received from McKenna Associates for \$27,500.

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

A motion to adopt Ordinance 2000-116 was made by Councilmember Muennich, seconded by Councilmember Beck. VOTE: ALL YEAS.

ORDINANCE 2000-117 - PROVIDING FOR WAGE ADJUSTMENT FOR CERTAIN EMPLOYEES AND DECLARING AN EMERGENCY

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

Eric Hansen stated Ordinances 117, 118, and 119 all deal with the same subject. He stated each summer Council considers legislation authorizing merit increases for non-contractual employees. This year, Council's Finance and Employee Relations Committees have reviewed the City's compensation system and recommend the following changes. Ordinance 2000-117 adjusts the compensation for certain employees considered below market rates bases on experience and years of service. Ordinance 2000-118 allows a 4% merit pool to be available for each department's use. Ordinance 2000-119 establishes the City's compensation system by setting out hiring ranges for each non-contract employee. Council stated this process has taken approximately 1 1/2 years to accomplish. It was suggested Council review this procedure annually in the future.

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

A motion to adopt Ordinance 2000-117 was made by Councilmember Staten, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-118 - ESTABLISHING THE SALARY ADMINISTRATION AND PROVIDING FOR MERIT INCREASE CONSIDERATION ON AN ANNUAL BASIS AND DECLARING AN EMERGENCY

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

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

A motion to adopt ordinance 2000-118 was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

ORDINANCE 2000-119 - REPEALING ORDINANCE 99-124 OF THE CITY OF MASON, OHIO AND ESTABLISHING THE POSITIONS AND RATES OF COMPENSATION FOR EMPLOYEES OF THE CITY OF MASON, OHIO, AND DECLARING AN EMERGENCY

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

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

A motion to adopt Ordinance 2000-119 was made by Vice Mayor Fox, seconded by Councilmember Davis. VOTE: ALL YEAS.

A motion to authorize a 4% merit increase for department heads and the City Manager retroactive to July 1, 2000 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

CITY MANAGERS REPORT

The reporter for the *Community Press*, Shelia Vilvens, is now working for the Winton Woods Schools.

The Grand Opening of the Mason Post Office will be held on August 25, 2000 from 11-2:00 p.m.

COMMITTEE REPORTS

Councilmember Beck reported the Economic Development Committee met recently and discussed small business recognition and the expansion of Cincinnati Bell's service into our area.

Vice Mayor Fox stated the Park Board would like to remind everyone the last summer concert is

scheduled for Sunday at 7:00 p.m. and the Heritage Festival will be held on Saturday August 26, 2000.

Councilmember Davis reported the Downtown Revitalization Committee would sponsor a booth at the Heritage Festival for those residents interested in the progress on this issue.

Councilmember Staten reported on the activity of the Planning Commission and stated two members have resigned and two new members have joined the Commission. The new members are Bill Girton and Ken Murawski. They are replacing Jennifer Trepal and Larry Gill. He stated the items reviewed at the last meeting include the BP Station, the development of land across from Sharon Nursery on Columbia Road and the final plat for the Fairways of Crooked Tree.

Mayor McCurley stated the Council Worksession took place tonight prior to the regular Council meeting and the purpose was to discuss the budgeting issues of the new school/recreation center project.

COUNCIL OLD AND NEW BUSINESS

A suggestion was made to look into improving the safety of the intersection of Butler-Warren Road at US RT 42. One fourth of this intersection is located in the City of Mason and it is a high accident area. Scot Lahrmer stated one year ago the City contacted the State to request an improvement in this intersection. This resulted in the State beginning a study of that area. He reported the City is also working with Butler County for a joint application for Issue 2 money.

It was stated there is no "No Outlet" sign by the new post office on Snider Road. As it is not a through street, it was requested one be placed there.

The status of the Traffic Management Plan will be completed soon and then reported to Council.

A traffic signal was requested for the intersections of US RT 42 at Donna Jean and Western Row Road at Olympia. Both were reported as dangerous intersections.

The Sunoco Station on Columbia is not in the City but the curb cut they installed in within the City's jurisdiction. They did not seek the City's approval prior to allowing this curb cut be installed. It was stated left turns onto Columbia must be prohibited and an island would be installed to insure the turns will not occur.

The ATP is being held in Mason this week and it is a world-class event with much thanks being given to Paul and Bruce Flory.

AUDIENCE COMMENTS

None

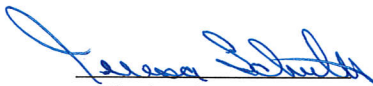
EXECUTIVE SESSION: PERSONNEL, LAND ACQUISITION AND POTENTIAL LITIGATION

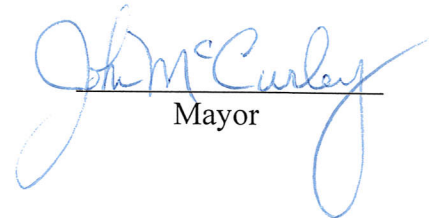
A motion to adjourn into executive session was made by Vice Mayor Fox, seconded by Councilmember Staten. VOTE: ALL YEAS

A motion to reconvene into regular session was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS

ADJOURN

A motion to adjourn was made by Councilmember Muennich, seconded by Vice Mayor Fox.
VOTE: ALL YEAS. TIME: 11:30 p.m.


Clerk of Council


Mayor