

**CITY OF MASON  
COUNCIL MEETING  
FEBRUARY 26, 2001**

Mayor McCurley called the meeting to order at 7:03 p.m.

The Boy Scouts from Troop 750 assisted in leading the Pledge of Allegiance.

Mayor McCurley requested a moment of silence to recognize the anniversary of the death of David Lyon. He commented he was a reported who covered this area for many years. A Scholarship Foundation was established in his name to provide scholarships for students interested in journalism.

**ROLL CALL**

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

**INTRODUCTION OF FIRE CHIEF MICHAEL DRUMM**

Scot Lahmer introduced the City's new Fire Chief, Michael Drumm. He explained he comes to the City with much experience as well as his Masters degree from DePaul University.

**ZONING BOARD OF APPEALS NOMINATION, MATT KLINE**

Mayor McCurley stated Matt Kline has been nominated for the opening on the Zoning Board of Appeals. He stated he has performed duties for the City in the past. Councilmember Davis moved to appoint Matt Kline to the Zoning Board of Appeals. Councilmember Staten seconded the motion. VOTE: ALL YEAS

Mayor McCurley presented the oath of office to Matt Kline.

**RECOGNITION OF VISITORS**

Mr. David Frederick of 4946 Laurel Wood Court addressed Council and stated he represented the homeowners in the area and requested a meeting with Council to discuss options regarding the Mason-Montgomery Road widening project. Richard Fair explained the plans are 90% final at this time. He stated the next step would be to secure the right of way. Once that has been accomplished, the City will award the construction contract. The project will begin in May. Council stated they are willing to hear their proposal. They stated the goal of the entire project is to facilitate the traffic flow in this area. Mayor McCurley stated timing is the restraint on this job because the bridge must be widened while school is out. Council agreed to meet one hour earlier for the next Council meeting on March 12, 2001 to hear their proposal.

Mr. Bill Seitz of 238 Kings Mill Road addressed Council and stated while he works for the Fire Department, he is here as a private citizen to request the addition of a memorial to recognize police and firemen who have died in the line of duty. He stated it could perhaps be done along with the Veterans Memorial effort and he felt it could be done with private funds. Mayor McCurley responded this has not come up in discussions at this time, however he saw no problem with including it. He suggested two members, one representing each department be assigned to the Ad Hoc Committee. Councilmember Davis stated they should be added to the Design Committee. They will be notified of when the next meeting will take place.

**ORDINANCE 2001-26 AMENDING THE CODE OF ORDINANCES OF THE CITY OF MASON, OHIO, TO RESCIND CHAPTER 1305 FLOOD HAZARDS AND ENACTING NEW CHAPTER 1169 FLOODPLAIN OVERLAY DISTRICT AND FLOODPLAIN MANAGEMENT REGULATIONS AND AMENDING ZONING CODE SECTIONS 1105.3(M), 1109.2, 1113.4(J), 1121, 1133.75 AND 1135.1**

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

Mayor McCurley opened the Public Hearing at 7:25 p.m. Davis Riggs explained to Council the goal of this legislation is to change our code to match the State and Federal requirements. Mr. Dave Henricks, Director of Government Affairs for the Home Builders Association, addressed Council and stated they were in favor of the legislation. He stated they fully endorse the proposed changes. No one spoke in opposition of the plan. The Public Hearing was closed at 7:30 p.m. Councilmember Staten stated, as Chair of the Planning Commission, he supports the Ordinance. He elaborated developers are encroaching upon floodplain areas and this will help avoid problem situations.

A motion to adopt Ordinance 2001-26 was made by Councilmember Staten, seconded by Councilmember Davis. VOTE: ALL YEAS

**ORDINANCE 2001-37 ACCEPTING ANNEXATION ON APPLICATION OF THE OWNER OF CERTAIN PROPERTY CONTAINING 2.602 ACRES LOCATED IN TURTLECREEK TOWNSHIP TO THE CITY OF MASON, OHIO**

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

Scot Lahmer stated to Council this legislation is the next step in completing the annexation request made by the property owners to join the City of Mason. The owners are Wendell and Terra Clem and the property is located on the west side of Mason-Montgomery Road, north of Brewer Road. The annexation contains 2.602 acres. This legislation complies with the requirement of the Ohio Revised Code which states the City must accept the annexation once it has been approved by the County.

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

A motion to adopt Ordinance 2001-37 was made by Councilmember Staten, seconded by Councilmember Muennich. VOTE: ALL YEAS

**ORDINANCE 2001-38 ACCEPTING ANNEXATION ON APPLICATION OF THE OWNER OF CERTAIN PROPERTY CONTAINING 7.334 ACRES LOCATED IN UNION TOWNSHIP TO THE CITY OF MASON, OHIO**

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

Scot Lahrmer stated the purpose of this legislation is the same as the previous legislation. The owners of the property are Robert and Lori Bedinghaus and Kenneth and Shirley Schoonover. The total property consists of 7.334 acres and is located on the northwest side of Cox Smith Road, east of Mustang Trail.

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

A motion to adopt Ordinance 2001-38 was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

**ORDINANCE 2001-39 AUTHORIZING THE CITY MANAGER TO EXECUTE AND PRESENT TO THE BOARD OF COUNTY COMMISSIONERS OF WARREN COUNTY A PETITION FOR A CHANGE OF TOWNSHIP BOUNDARIES**

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

Scot Lahrmer stated with the adoption of the previous two ordinances, it is now necessary to petition the Warren County Commissioners to bring the Clem, Bedinghaus and Schoonover properties into Mason Township. He stated this is needed in order to share revenues with the Mason City Schools.

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

A motion to adopt Ordinance 2001-39 was made by Councilmember Staten, seconded by Councilmember Muennich. VOTE: ALL YEAS

## CITY MANAGER'S REPORT

The Citizens Police Academy begins Thursday March 8, 2001. Anyone interested should call 398-5050.

The Annual Chamber Dinner will be held on March 14, 2001. A motion to send the City Manager, Assistant City Manager and Development Staff to this function was made by Councilmember Pelfrey, seconded by Councilmember Beck. VOTE: ALL YEAS

## COMMITTEE REPORTS

Councilmember Pelfrey stated as Chair for the Education and Promotion Committee for the Veterans Memorial, she had become aware of interesting items the Historical Society has relating to veterans. She shared a plaque recognizing Robert M. Mount for giving his life in the war effort. This was signed by Harry Truman.

## COUNCIL OLD AND NEW BUSINESS

Councilmember Muennich stated as Chair of the Ad Hoc Committee to review the cemetery issue, it has been decided to pursue the study for a cost of \$800. The City Manager will take care of this matter.

Councilmember Davis stated she had the honor of representing the City at the Learning Place. She said she spoke with 3.5 year olds and they were aware the City provided parks.

The Public Works Department and crews were recognized for the good job they have done this year in keeping the roads clear.

Mason City Schools were mentioned for receiving the honor of meeting 27 out of 27 standards. They are one out of only 13 schools to receive this recognition.

A motion to add an Executive Session to the agenda for the purpose of land acquisition was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS

## EXECUTIVE SESSION: LAND ACQUISITION

A motion to go into Executive Session was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS

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

**RECOGNITION OF VISITORS**

None

**ADJOURN**

A motion to adjourn was made by Councilmember Davis, seconded by Councilmember Staten. VOTE: ALL YEAS  
TIME: 8:25 P.M.

  
Clerk of Council

  
Mayor