

**CITY OF MASON
COUNCIL MEETING
APRIL 23, 2001**

The meeting was called to order by Mayor McCurley at 7:05 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 of the April 9, 2001 Council meeting was made by Councilmember Staten, seconded by Councilmember Davis. Councilmember Pelfrey requested an addition to the minutes to include the identity of the person she mentioned at the last meeting when reporting on the Veteran's Memorial Committee. She stated last week she shared memories from the personal diary of long time resident Dr. Tom Fox written on July 19, 1945 when he served on the USS Topeka. A motion to accept the changes was made by Councilmember Staten, seconded by Councilmember Davis.
VOTE: ALL YEAS

PRESENTATION OF CERTIFICATE FOR CENSUS 2000

Jennifer Trepal introduced Bonnie Van Horn, Senior Representative for the Census, James Miller, local Office Manager for Census and Loretta Terry. Bonnie Miller then presented a certificate to the City in recognition of the outstanding contribution the city made in obtaining the 2000 census information. They received a 78% return on the mailed questionnaires from the City of Mason residents, which is one of the highest percentages in the state. She stated if anyone would like more information, they can contact their website at www.census.gov

CONFERRING EXECUTIVE FIRE OFFICER TITLE ON FIRE CHIEF MICHAEL DRUMM

Mayor McCurley presented an award received from the National Fire Academy bestowing the title of Executive Fire Officer to Fire Chief Michael Drumm. He stated this is a result of the Chief completing a comprehensive course, which requires an in-depth research project. The Mayor also presented an Outstanding Research Award from the academy to Chief Drumm recognizing the high caliber of work the Chief achieved on his research project.

RECOGNITION OF VISITORS

John Harris, President of the Mason, Landen, Kings Chamber of Commerce addressed Council and announced the 12th Annual Chamber Auction will be held on Thursday May

3, 2001 at the Manor House. He introduced T.C. Sferra, owner of Bodymasters and David Fulchen who presented humorous gifts to members of Council to entice everyone to attend the event. It will be held from 6:00 to 9:00 p.m.

Mr. John Taylor of 4933 Laurel Wood Court addressed Council stating he represented the homeowners involved in the Mason-Montgomery Road widening project. He stated they have not received a response promised to them on the suggestions they brought before Council on March 19. He said he received a memo from Scot Lahrmer on March 23 stating Council had not had a chance to meet to discuss the matter and they would be contacted when that occurred. He noted legislation on the agenda from Ordinance 2001-59 through Resolution 13 deals with acquiring land needed for bikepaths. He questioned the necessity for bikepaths and the width of ten feet. He further stated bikepaths will not facilitate the goal of improving traffic flow in the area and asked where the funding was coming from for the construction. Scot Lahrmer stated the financing is coming from the general fund. No state or federal funds are being used towards the bikepaths. Mr. Taylor asked if they could be placed on the opposite side of the road. He also said the traffic signals need to be phased in to facilitate the traffic flow. He stated the American Association for Safety Officials (AASSTO) guidelines do not dictate a ten-foot bikepath. He then gave a brief history of how the AASTO arrived at their guidelines including the three classifications of bike riders based on the level of ability. He questioned the need for the number of lanes planned south bound on RT 42. He stated it was guesswork on behalf of the City to determine the number of lanes needed. He also stated he is concerned the northbound traffic must be addressed or the project will not accomplish its goal. Councilmember Davis responded on behalf of Council apologizing for not getting a response back to them as promised. A general discussion followed regarding the size of the bikepath. Ten feet is consistent with the plan for paths in the City. Ten feet also accommodates two way bike traffic. Council is not interested in placing the path right next to the road. Mayor McCurley stated the City has considered reducing the path to 8 feet and reducing the distance to the road to three feet. Richard Fair stated this could be done. Mr. Taylor asked if eminent domain is appropriate for bikepaths. Tim Gary, substituting for Ken Schneider, replied he would research the matter and report back to the City. More general discussion followed on reducing the size of the bikepath in certain areas and installing guardrails. It was generally agreed upon by Council that the size of the path should be uniform. Guardrails will be installed at the bridge. The property owners in attendance complained they have not been contacted by the City, only the firm the City has hired to negotiate the right-of-way. Richard Fair stated the Favaronis have been contacted by the City. Another resident spoke from the audience and requested a reduction of three feet from the plans on the west side of the project. Mr. Nick Policicchio of 4976 Laurel Wood Court asked if the drain could be shifted or reduced in size, as it would result in saving many trees on his property. He met with Kurt Seiler and it was stated this is not possible. Council stated they will review the size of the bikepath and the drain situation and report back to Mr. David Frederick. It was determined Richard Fair will contact him.

Cay Steinhauer addressed Council and stated she is concerned about what she has heard regarding the fire department. She said she has heard 36 have quit. She stated we must

have mutual aid with neighboring areas and we cannot afford to lose experienced people and hire new people that must be trained. She also said the Chief is not responding on the calls and in the past this has always been done. She said the situation must be corrected. Scot Lahrmer responded some members have left recently. He stated the safety of the residents has not been compromised. The response time is still very good and new part-timers are coming on staff. He further stated the City is very committed to the Fire Department. He said it was his decision to not require the Chief to respond on all calls. He said it is necessary for the Chief to manage the department. Mr. Anthony Mattina of 5385 Branch Creek Circle addressed Council and stated he is a resident and currently working in the Fire Department. He stated he is very concerned as a resident and an employee about the state of the department. He said employees are leaving in large numbers with no one from management contacting them to discover the reason they are leaving. He said he works from 60 to 80 hours a week for the department and he sees the problems that exist and cannot understand why it is not getting the attention from management while they bestow awards on the Chief. Mayor McCurley stated Chief Drum has only been on staff for a brief time and it is not fair to personally attack him. He also said he appreciates the time and dedication Anthony has shown towards the department and he asked that he allow the City some time to work on the management of the department. Councilmember Davis stated the Ad Hoc Committee was formed to deal with the changes in the Fire Department and she would like to suggest the Ad Hoc Committee meet to hear all of the concerns. She stated the meeting should take place within two weeks and then report back to Council on the matter. This way fact can be separated from rumor and matters dealt with rationally. Councilmember Muennich stated he felt this was an extremely important issue and made a motion to add "personnel" to the executive session topics. Councilmember Davis seconded the motion. VOTE: ALL YEAS The Ad Hoc Committee meeting was scheduled for April 30, 2001 in Council Chambers at 7:00 p.m. Mr. Bob Seitz of 238 Kings Mill Road addressed Council and stated he is no longer working for the Fire Department and he left due to administrative issues. He stated he is concerned about Council's lack of response to the fire issues. He said the department has gone from 120 people to 50. Councilmember Davis requested he bring these matters up at the Ad Hoc meeting when Council has had time to review the information he distributed.

RESOLUTION 2001-14 PROCLAIMING MAY 7-11, 2001 AS PUBLIC SERVICE RECOGNITION WEEK

The resolution was read by Scot Lahrmer. He stated this recognition brings attention to the employees of the City and shows appreciation for their dedication to the City.

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

A motion to adopt Resolution 2001-14 was made by Councilmember Davis, seconded by Councilmember Staten. VOTE: ALL YEAS

RESOLUTION 2001-15 PROCLAIMING MAY 6-12, 2001 AS NATIONAL DRINKING WATER WEEK

The resolution was read by Scot Lahrmer. He stated this is an opportunity to bring the public's attention to the value and importance of safe and reliable drinking water and the City's commitment to supplying this resource.

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

A motion to adopt Resolution 2001-15 was made by Councilmember Davis, seconded by Vice Mayor Fox. VOTE: ALL YEAS

RESOLUTION 2001-16 PROCLAIMING APRIL 28, 2001 AS EARTH DAY

The resolution was read by Scot Lahrmer. He stated this Saturday, April 28 the City will hold its tenth annual "Earth Walk".

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

A motion to adopt Resolution 2001-16 was made by Vice Mayor Fox, seconded by Councilmember Davis. VOTE: ALL YEAS

ORDINANCE 2001-61 ESTABLISHING A STORMWATER MANAGEMENT UTILITY IN THE CITY

Mayor McCurley stated this legislation is scheduled for a public hearing. He opened the public hearing at 8:40 p.m.

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

David Riggs, Assistant City Engineer, addressed Council and explained in growing cities like Mason, numerous problems arise from uncontrolled stormwater runoff and discharges. He stated the City began addressing this problem in November 1998 when a study was done and the Stormwater Advisory Committee (SWAC) was formed. This committee included residents and business representatives who determined the desired level of service to be provided by the stormwater infrastructure system. Their recommendation to Council was to form a new Stormwater Utility, which would address the problems of aging infrastructure and construction of new collection systems in developing areas. He further stated the revenue collected from this utility would be earmarked specifically for the stormwater improvements. The suggested revenue is approximately \$3 per month per resident and the comparable amount from business based on their impervious surface area. The list of stormwater projects has grown from 20 to

over 80 with a cost of approximately \$6 million. Resolution 2001-17, the next piece of legislation, establishes the rates for this new utility. David Riggs also stated the EPA will mandate new standards for all cities over 10,000 population. These will take effect on March 3, 2003. The City is currently working on coming into compliance with the new standards and the establishment of the Stormwater Utility will assist in this effort.

Mr. Dave Busking addressed Council. He stated he is a resident and served on the SWAC. He also stated he is employed by the City of Forest Park as Superintendent of Stormwater. They began this process several years ago with the formation of a Stormwater Utility and it resolved many of their issues. He stated complaints from residents on these issues have almost been eliminated. Mr. Austerman stated controlling new development is important and the SWAC addressed this. Mr. John Taylor asked if there would be a report to Council on how the funds are spent. Scot Lahrmmer stated this utility would create a budget and be held accountable for the funds. Mr. Blum of 604 Bunker Lane addressed Council and stated this plan is the right move for a long-term solution. David Riggs stated the Utility Committee has reviewed this plan and they are recommending adoption. Councilmember Beck asked why funds from the general fund were only being included for three years. Scot Lahrmmer stated it is the intent to include funds for the first three years and then focus on other unrelated matters. The ultimate goal is to for this Stormwater Utility to be self-sustaining. The plan will go into effect on October 1, 2001.

The public hearing was closed at 9:04 p.m.

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

A motion to adopt Ordinance 2001-61 was made by Councilmember Davis, seconded by Councilmember Davis. VOTE: ALL YEAS

RESOLUTION 2001-17 ESTABLISHING RATES FOR STORMWATER USE

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

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

A motion to adopt resolution 2001-17 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2001-62 AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH SUNESIS CONSTRUCTION CO. FOR THE WIDENING OF MASON-MONTGOMERY ROAD FROM TYLERSVILLE ROAD TO CHURCH STREET.

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

Scot Lahmer explained to Council this ordinance is necessary to award the contract for the widening of Mason-Montgomery Road from Church Street to Tylersville Road. The best and lowest bid has been received from Sunesis Construction Co. The City has experience with this firm as they also completed the expansion to the Heritage Oak Park. The cost for this road improvement is \$5,726,609.75. The project includes widening the existing 2 lanes to 4 lanes, turning lanes at intersections, 3 new traffic signals, curb and gutter, sanitary sewer extension, water main relocation, sidewalks on the west side, bike path on the east side and a new bridge over the Muddy Creek. He further explained the bridge work will require the closing of Mason-Montgomery Road from June until November 15, 2001. Ordinance 2001-63 authorizes the issuance of bond anticipation notes, in the not to exceed amount of \$6 million for the financing of this project.

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

A motion to adopt Ordinance 2001-62 was made by Councilmember Davis, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2001-63 PROVIDING FOR ISSUANCE OF BOND ANTICIPATION NOTES FOR NOT MORE THAN \$6 MILLION FOR THE PURPOSE OF IMPROVING MASON-MONTGOMERY RD

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

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

A motion to adopt Ordinance 2001-63 was made by Councilmember Staten, seconded by Councilmember Davis. VOTE: ALL YEAS

ORDINANCE 2001-64 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CAMP, DRESSER & MCKEE FOR AS-NEEDED ENGINEERING SERVICES.

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

Scot Lahmer explained to Council that the City is planning to manage the Mason-Montgomery Road widening project in-house. To accomplish this, it is necessary to assign a project engineer, one full time inspector and when needed a second inspector. Kurt Seiler, the City's Subdivision Engineer, has been assigned as the project engineer. To handle his workload while he takes this assignment, staff is recommending Jason

Fleming of Camp, Dresser, and McKee. He has worked with Kurt previously and is familiar with the City's standards. Ordinance 2001-64 awards this contract for a not-to-exceed amount of \$61,770. Scot also stated the firm of Tes Tech has been recommended to act as the construction inspector. The agreement is the firm on an as-needed basis will supply an additional inspector. Ordinance 2001-65 awards this contract for a not-to-exceed amount of \$75,000.

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

A motion to adopt Ordinance 2001-64 was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2001-65 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TESTECH FOR THE CONSTRUCTION INSPECTION SERVICES NECESSARY FOR THE WIDENING OF MASON-MONTGOMERY ROAD FROM TYLERSVILLE ROAD TO CHURCH STREET.

A motion to read by title only was made by Vice Mayor Fox, seconded by Councilmember Muennich. 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 2001-65 was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2001-66 AUTHORIZING THE CITY MANAGER TO ACQUIRE PERMANENT TAKES AND TEMPORARY CONSTRUCTION EASEMENTS FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, AUTHORIZING PAYMENT THEREFORE AND DECLARING AN EMERGENCY.

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

Scot Lahrmer stated an agreement has been reached for the purchase of property, right-of-way, and temporary easements for the following five property owners: Max T. & Chizuko Chesney, Napier, Ltd., Jane L. Honerlaw, Mason United Methodist Church and Deborah S. Eysoldt. The cost to the City for these purchases is \$10,030.00. Staff recommends approval.

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

A motion to adopt Ordinance 2001-66 was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2001-67 AUTHORIZING CITY LAW DIRECTOR TO FILE PETITIONS FOR APPROPRIATION OF PROPERTIES NECESSARY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, DETERMINING PUBLIC EXIGENCY AND DECLARING AN EMERGENCY (THEODORE AND TONYA HONERLAW)

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

Scot Lahrmer explained to Council the ME Companies, sub-consultant to the City's design engineer Bayer Becker, provided the appraisals for each property owner affected by the Mason-Montgomery Road widening. Six property owners have not agreed to the appropriations. It is now necessary to adopt the following legislation beginning with Ordinance 2001-67 through 72 and including Resolution 2001-18 which declares the necessity and intention to appropriate their property. This allows the Law Director to proceed. Ordinance 2001-67 allows for the appropriation of the Theodore and Tonya Honerlaw property located at 133 Mason-Montgomery Road at a cost of \$980.

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

A motion to adopt Ordinance 2001-67 was made by Councilmember Pelfrey, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2001-68 AUTHORIZING THE CITY LAW DIRECTOR TO FILE PETITIONS FOR APPROPRIATION OF PROPERTIES NECESSARY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, DETERMINING PUBLIC EXIGENCY AND DECLARING AN EMERGENCY (MINK)

A motion to read by title only was made by Councilmember Davis, seconded by Councilmember Pelfrey. VOTE: 6 YEAS, 1 ABSTAIN (Beck)

Scot Lahrmer stated this legislation allows for the appropriation of the Mink property located at 201 Kings Mills Road at a cost of \$12,085.

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

A motion to adopt Ordinance 2001-68 was made by Councilmember Davis, seconded by Councilmember Staten. VOTE: 6YEAS, 1 ABSTAIN (Beck)

ORDINANCE 2001-69 AUTHORIZING THE CITY LAW DIRECTOR FILE PETITIONS FOR APPROPRIATION OF PROPERTIES NECESSARY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, DETERMINING PUBLIC EXIGENCY AND DECLARING AN EMERGENCY (POLICICCGIO)

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

Scot Lahrmer stated this legislation allows for the appropriation of the Policichio/Beauchamp property located at 4976 Laurel Wood Court at a cost of \$2,515.

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

A motion to adopt Ordinance 2001-69 was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS

ORDINANCE 2001-70 AUTHORIZING THE CITY LAW DIRECTOR TO FILE PETITIONS FOR APPROPRIATION OF PROPERTIES NECESSARY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, DETERMINING PUBLIC EXIGENCY AND DECLARING AN EMERGENCY (RICHARDSON)

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

Scot Lahrmer stated this legislation allows for the appropriation of the Richardson property located at 128 S. East Street at a cost of \$15,100.

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

A motion to adopt Ordinance 2001-70 was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS

ORDINANCE 2001-71 AUTHORIZING THE CITY LAW DIRECTOR TO FILE PETITIONS FOR APPROPRIATION OF PROPERTIES NECESSARY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, DETERMINING PUBLIC EXIGENCY AND DECLARING AN EMERGENCY (WILBERDING)

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

Scot Lahrmer stated this legislation allows for the appropriation of the Wilberding property located at 651 S. Mason-Montgomery Road at a cost of \$6,315.

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

A motion to adopt Ordinance 2001-71 was made by Councilmember Davis, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

ORDINANCE 2001-72 AUTHORIZING THE CITY LAW DIRECTOR TO FILE PETITIONS FOR APPROPRIATION OF PROPERTIES NECESSARY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT, DETERMINING PUBLIC EXIGENCY AND DECLARING AN EMERGENCY(WINTERS)

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

Scot Lahrmr stated this legislation allows for the appropriation of the Winters property located at 145 S. Mason-Montgomery Road for a cost of \$980.

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

A motion to adopt Ordinance 2001-72 was made by Councilmember Davis, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

RESOLUTION 2001-18 DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE PROPERTY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT AND DECLARING AN EMERGENCY(TAYLOR)

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

Scot Lahrmr stated this resolution is necessary to declare the necessity and intention to appropriate the Taylor property located at 4933 Laurel Wood Court at a cost of \$75.

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

A motion to adopt Resolution 2001-18 was made by Councilmember Pelfrey, seconded by Councilmember Muennich. VOTE: ALL YEAS

ORDINANCE 2001-73 ACCEPTING THE PUBLIC IMPROVEMENTS FOR ASHLEY COMMONS SUBDIVISION AND RELEASING THE PERFORMANCE BOND.

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 will allow the City to release the performance bond and accept the public improvements that have been inspected by the Public Utilities, PublicWorks and Engineering Departments. He noted the streets are private and will remain the responsibility of the development. Staff recommends approval contingent upon the submission of a one-year maintenance bond.

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

A motion to adopt Ordinance 2001-73 was made by Councilmember Staten, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

ORDINANCE 2001-74 APPROVING THE PRELIMINARY PLAT OF 31.775 ACRES AND ACCESS ROAD DIRECTLY ACROSS FROM CINTAS BOULEVARD ON THE SOUTH SIDE OF WESTERN ROW ROAD.

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

Richard Fair explained to Council the developer, Duke Construction LP is requesting approval of the preliminary plat for the access road of Western Row Road across form Cintas Boulevard. The site contains 31.775 acres and is currently zoned I-1. Staff has made several comments to the plan regarding labeling and streetlights. Mr. Fair also stated the applicant must absorb any changes to Tylersville Road and the associated costs.

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

A motion to adopt Ordinance 2001-74 contingent with compliance with all Engineering comments, was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2001-75 AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE PURPOSE OF ACQUIRING FUNDS THROUGH THE DIVISION OF FORESTRY'S URBAN FORESTRY ASSISTANCE PROGRAM.

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

Scot Lahrmer explained to Council this legislation allows the City to proceed with a grant request to the Ohio Department of Natural Resources for 96 street trees to be installed along Tylersville Road west of US 42. He stated this is a second attempt to receive these funds. Last year the request was not granted. The grant is for \$15,000, which the City will match to complete this project.

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

A motion to adopt Ordinance 2001-75 was made by Councilmember Davis, seconded by Vice Mayor Fox. VOTE: ALL YEAS

PRESENTATION ON NEW MUNICIPAL CENTER

Mr. Rick Tripp of MSA addressed Council and ran a brief video of the plans for the new municipal center. Drawings were also displayed.

CITY MANAGER'S REPORT

On May 10, 2001 the Employee Excellence Picnic will take place at the Fire Station on Cedar Village Drive. The time is from 11-1:00 p.m.

April 30, 2001 there is scheduled a joint meeting of the Chamber of Commerce and City Council. The time is 5:00 p.m. and will be held at Basco.

The Comprehensive Plan public meeting will be held on May 2 and 3 at 7:00 p.m. in the Mason Middle School KIVA room. The public is encouraged to attend to view the proposed final draft.

Pam Stirkorb will be the new reporter for the Pulse Journal covering Mason. Ernest Winston is the new reporter from the Cincinnati Enquirer covering the Mason area.

COMMITTEE REPORTS

Councilmember Beck reported the next meeting for the Veteran's Memorial will be held on May 29, 2001. He stated the committee is working with Rick Tripp from MSA on the design. He also said a questionnaire would be available for residents input.

Councilmember Pelfrey read an excerpt from the "Biloxi Blues" program that relayed the thought and experiences of Mr. James Brady while he served in the military intelligence field during WWII. She stated he is the father of Meg Hammeran, a member of Planning Commission.

Mayor McCurley reported on the Farmers Market. He stated they are currently working on choosing a location.

COUNCIL OLD AND NEW BUSINESS

Councilmember Muennich requested the two houses north of Rebers be considered for purchase. He stated it has been recommended to him by a resident it could be used for parking. Scot Lahmer stated the City has requested the appraisal of those properties.

Councilmember Muennich asked about the status of the improvements at the intersection of US 42 and Butler Warren Road. Richard Fair stated our hands are tied. The City has done everything it can to proceed with this job. It is now in the hands of other jurisdictions. The City has notified them of our concern.

The opening date of Tylersville Road was discussed. Richard Fair stated the City has requested it be opened but the State has jurisdiction over the matter and will not allow it to be opened until the sidewalks are installed. Councilmember Davis requested we ask if they will allow the area at Tylersville Road and Mason-Montgomery Road to be opened just to allow for stacking of traffic at the intersection. Richard Fair said that had already been done.

It was mentioned Rhonda Ford has been promoted and will no longer be at the Pulse Journal.

The Mayor's Prayer Breakfast will be held on May 3, 2001 at 7:00 a.m. at Shaker Run. Anyone interested in attending should call the city.

A meeting of the Warren County Municipal League was held last week and a presentation was done on regional efforts.

A Candidate Forum will be held on April 25, 2001.

RECOGNITION OF VISITORS

None

EXECUTIVE SESSION

A motion to adjourn into executive session for the purpose of discussing land acquisition and personnel was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS

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

ADJOURN

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

TIME: 11:12 p.m.


Clerk of Council


Mayor