

**CITY OF MASON
COUNCIL MEETING
FEBRUARY 10, 2003**

The meeting was called to order by Mayor McCurley at 7:13 p.m. A prayer led by Rabbi Kalmanson followed by the pledge of allegiance.

ATTENDANCE

The following members of Council were present: Jim Fox, Dick Staten, Victor Kidd, Tom Grossmann, Pete Beck, Charlene Pelfrey and John McCurley.

APPROVAL OF MINUTES

A motion to approve the minutes of the January 27 Council meeting was made by Councilmember Kidd, seconded by Councilmember Staten. VOTE: 6 YEAS, 1 ABSTAIN (McCurley)

RECOGNITION OF VISITORS

Mrs. Marce Epstein of 7914 Yellowwood Drive and Debbie Kaplan of 5302 Lofton Court addressed Council and stated they were not happy about the rates set for childcare in the new Community Center. Mrs. Epstein stated she had written a letter to Scot Lahrmer stating she has done a comparison of the Blue Ash Recreation Center, the Countryside YMCA and the new Mason Community Center on childcare rates. She stated although she lives only five minutes from the new center it will be cost prohibitive to utilize the facility due to the childcare costs. She explained how the rates are more expensive than any facility in the area and asked if a new rate could be considered that would include the use of childcare. She stated Scot explained to her when the rates were established, other facilities in the state were reviewed including Kettering and Dublin. She stated she thought what they charged was irrelevant as they are not in the market for this area. Councilmember Grossmann asked if the fees are based on the actual costs or are there capital costs included. Scot Lahrmer stated he will give Council the information the fees were based on at the time they were established. Councilmember Pelfrey stated we are new at running this Community Center and if we are not reaching the needs of our residents we need to review it. She suggested a committee from Council review the matter. Councilmember Beck stated this should not be a profit center. He stated perhaps it should be subsidized from the general revenue fund. Mayor McCurley stated the City has already subsidized this by purchasing the property. He also stated the \$375 family fee could be an introductory rate for the first year. He stated Council would look into the matter.

Ms. Amy Eckert addressed Council and stated her daughter and two other children have been using the new Mason High School swimming pool at 5:15 a.m. to work with the swimming coach that is coaching the high school swim team. She asked if the City feels

they are violating any rules or gaining an unfair advantage over other residents by utilizing this facility. Mayor McCurley and Scot Lahrmer stated the school is in charge of that operation at this time. The Community Center is not open now and the City does not have a say in the matter.

ORDINANCE 2003-05 2ND READING--APPROVAL OF THE WATERLINE EASEMENT PLAT FOR GREAT AMERICAN INSURANCE COMPANY

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

Scot Lahrmer stated the City is not ready to address this matter and asked it be tabled until the March 10, 2003 meeting.

A motion to table the legislation until March 10, 2003 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2003-18 APPROVAL OF THE REPLAT OF THE FAIRWAYS OF CROOKED TREE (LOTS 204 & 205)

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

Richard Fair explained to Council the purpose of this legislation is to approve a replat that switches .0028 acres between lots 204 and 205 in the Fairways of Crooked Tree subdivision. The driveway was installed incorrectly on lot 204 which resulted in requiring the replat to correct the boundaries. Planning Commission recommends approval.

A motion to suspend the rule and allow for adoption after the first reading was made by Councilmember Pelfrey, seconded by Vice Mayor Fox. VOTE: ALL YEAS

A motion to adopt Ordinance 2003-18 was made by Councilmember Staten, seconded by Councilmember Grossmann. VOTE: ALL YEAS

ORDINANCE 2003-19 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ROZZI'S FAMOUS FIREWORKS TO PROVIDE A FIREWORKS DISPLAY DURING THE CITY OF MASON'S "RED, RHYTHM & BOOM FOURTH OF JULY CELEBRATION

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

Scot Lahrmer stated this legislation authorizes the expenditure of \$21,000 for fireworks at the July 3, "Red, Rhythm and Boom celebration. There is no cost increase from 2002.

A motion to suspend the rule and allow for adoption after the first reading was made by Vice Mayor Fox, seconded by Councilmember Kidd. VOTE: ALL YEAS

A motion to adopt Ordinance 2003-19 was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

ORDINANCE 2003-20 CREATING THE POSITION OF MECHANIC/MAINTENANCE WORKER IN THE PUBLIC WORKS DEPARTMENT AND FIXING THAT POSITION AS A FLOATING COMPLEMENT POSITION AND FURTHER AUTHORIZING THAT COMPENSATION FOR SUCH POSITION BE FIXED PURSUANT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MASON AND TRUCK DRIVERS, CHAUFFEURS AND HELPERS LOCAL 100.

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

Eric Hansen stated to Council this position is needed, as there has been no increase in staffing for mechanics since 1985. He stated they are responsible for maintaining over 300 pieces of equipment. He stated this position was included in the budget. Councilmember Grossmann said the Finance Committee discussed this position a great deal and were convinced it was needed at this time.

A motion to suspend the rule and allow for adoption after the first reading was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

A motion to adopt Ordinance 2003-20 was made by Vice Mayor Fox, seconded by Councilmember Kidd. VOTE: ALL YEAS

CITY MANAGER'S REPORT

A worksession will be held for Council on February 11, 2003 at 5:30 p.m.

The City offices will be closed on February 17 in observance of President's Day.

Scot Lahrmer will be out of the office from June 1 through June 8 and from June 14 through June 24. Councilmember Staten moved to appoint Eric Hansen as acting city manager in his absence. The motion was seconded by Vice Mayor Fox. VOTE: ALL YEAS

DARE graduation is scheduled for February 25, 2003 at the Mason Middle School. All of Council are encouraged to attend.

COMMITTEE REPORTS

Councilmember Beck gave an update of the activities of the Veteran's Memorial Committee. He stated the following dates are reserved for CEO Breakfasts: 2\21, 3\6, 3\7 and 3\21. He also stated on February 17 at 5:00 p.m. There will be a meeting for the executive committee followed by a meeting at 6:00 p.m. for anyone interested in helping plan the dedication ceremony.

Councilmember Pelfrey shared some information she obtained from Francis Sleiger and which will be included in the book of veteran's stories that is being compiled.

COUNCIL OLD AND NEW BUSINESS

Councilmember Grossmann stated he has been contacted by a friend, Joe Trauth, who also is the attorney for the developer of Weatherstone Subdivision. He stated he explained he must contact Ken Schneider to discuss any City related issues. Mr. Trauth did contact Ken Schneider and the matter was resolved by allowing the developer to have one building permit. The City's Engineering and Building Department was agreeable to this solution.

Mayor McCurley reported he is continuing to work with the School Board to reach an agreement on the lease for the new Community Center/ High School.

Ken Schneider reported the City has been successful in a recent decision by the courts regarding a matter with the Drees Corporation. He stated as a result of litigation, the City has received a net gain of \$122,640. He commented attorney Tim Garry did an excellent job with this case.

RECOGNITION OF VISITORS---none

EXECUTIVE SESSION

A motion to go into executive session for the purpose of discussing land acquisition and litigation was made by Councilmember Grossmann, seconded by Councilmember Beck.
VOTE: ALL YEAS

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

A motion to add Resolution 2003-1 to the agenda was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

RESOLUTION 2003-1 DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE PROPERTY FOR GENERAL MUNICIPAL PURPOSES AND DECLARING AN EMERGENCY (MICHAEL R. AND NANCY E. MINK)

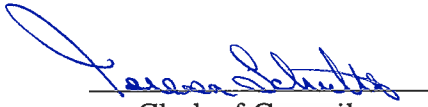
A motion to read by title only was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

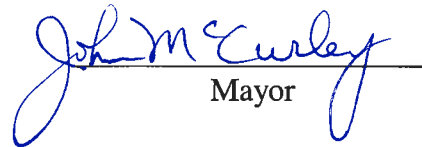
A motion to suspend the rule and allow for adoption after the first reading was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

A motion to adopt Resolution 2003-1 was made by Vice Mayor Fox, seconded by Councilmember Grossmann. VOTE: ALL YEAS

ADJOURN

A motion to adjourn was made by Councilmember Grossmann, seconded by Councilmember Beck. VOTE: ALL YEAS TIME: 9:00 P.M.


Clerk of Council


Mayor