

**CITY OF MASON
COUNCIL MEETING
September 12, 2005**

Mayor Beck called the meeting to order at 7:04 p.m. Chaplain J.D. Childers opened the meeting with a prayer. Those in attendance recited the pledge of allegiance.

ATTENDANCE

The following members of Council were present: Victor Kidd, Steve Osborne, Tony Bradburn, Tom Grossmann, John McCurley and Pete Beck. Charlene Pelfrey was absent.

APPROVAL OF MINUTES

Councilmember Bradburn moved to approve the minutes of the August 22, 2005 meeting. Councilmember Kidd seconded the motion. VOTE: ALL YEAS

RECOGNITION OF VISITORS

Paul Deane of 3504 Woodburn Drive addressed Council and stated he has 34 years experience as a fire fighter. He stated he has read the City is considering hiring Tri Data to review the Fire Department. He said he is familiar with that firm and they are the best but they are expensive. He doesn't feel the City needs to go to that expense. When Mr. Dean was with the Warren County Hazmat, he said this Fire Department was difficult to work with. He stated the report from Larry Davis is unprofessional. He offered his services to help if needed and provided his phone number.

Jerry Bosback of 6376 Butler Warren Road addressed Council and asked about the status of the widening of Butler Warren Road. He stated he is concerned over loosing his frontage and those of his neighbors. He stated they are elderly people and have will have no place to go. Councilmember McCurley stated the Southwest Warren County Task Force recommended the road widening and placed it as a high priority. Richard Fair stated the City does not have it marked as a high priority. He also said only about 50% of the road is in the city. He said three jurisdictions are involved, Butler County, Warren County and Mason. He expects Butler County will be the lead on any road improvement. Mr. Bosback asked to be kept informed when the final report is issued.

Perry Schwartz of 6309 Tartan Fields Lane addressed Council and asked about the Behavior Health Clinic he has read about in the newspaper. He stated he hope the City waits to approve any incentives for this project. We should get closer to the 2006 budget before we commit any resources.

Linda Roemer of Avalon Farms addressed Council and asked about the pond in her subdivision. She asked if the guidelines were adopted after it was accepted, does it have

to comply. Richard Fair stated the retention basin is losing water and will not be grandfathered and must comply with guidelines. He said it does not have to hold 8 feet of water. She stated the current condition of the pond is negatively affecting their property values. She said Council has the authority to act on this and if they do not, it will fall on the Homeowners Association when it is turned over to them. She stated she has pictures of hundreds of mosquitoes on her windows. She also said the frogs in the area were killed due to the chemicals that were dumped into the pond. She noted it was marketed as a lake but it is really a retention pond. Richard Fair stated a retention pond retains water all the time. This pond does hold water and it does leak. He also said it is not fed by a spring. It functions as a retention basin as shown on the drawing. Ken Schneider stated there is nothing the City can do to make it a lake. He said the developer is required to comply with the standards as it was shown on the drawing at the time of construction. He also said the homeowners could oppose it based on the way the property was marketed. Richard Fair said the City still has the performance bond on the project and the silt needs to be cleaned out. He said that will be included on the punch list. He added if it is a safety issue the City could require them to rip/rap the pond but cannot make them fix the leak. Linda stated more chemicals will be needed in the future and that may affect the farmers.

ORDINANCE 2005-69 AMENDING THE ZONING CODE AND ZONING MAP OF THE CITY OF MASON, OHIO, TO PROVIDE FOR THE REZONING OF APPROXIMATELY 1.577 ACRES FROM R-1 RESIDENTIAL TO BUSINESS PUD, 1.544 ACRES FROM HT-1 TO BUSINESS PUD WITH APPROVAL OF THE CONCEPT PLANNED UNIT DEVELOPMENT PLAN FOR WHITE BLOSSOM PUD EXPANSION (WALGREENS); AND TO PROVIDE FOR THE REZONING OF APPROXIMATELY 1.688 ACRES FROM R-1 RESIDENTIAL TO HT-1

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

Scot Lahrmer stated the applicant is requesting this item be tabled until the September 26, 2005 meeting. Councilmember Kidd moved to table the legislation, seconded by Councilmember McCurley. VOTE: ALL YEAS

ORDINANCE 2005-83 AMENDING THE ZONING CODE AND ZONING MAP OF THE CITY OF MASON, OHIO, TO PROVIDE FOR THE REZONING OF APPROXIMATELY 96.92 ACRES LOCATED AT 3174 MASON-MONTGOMERY ROAD FROM R-1 TO R-2 (MASON BOARD OF EDUCATION)

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

Richard Fair explained to Council this legislation came before Council at the July 25 meeting and at that time it was defeated at vote of 4 to 2. Since that time, Council has

requested this legislation return to Council. The School Board would like to rezone this property from R-1 to R-2. Mayor Beck opened the public hearing at 7:55 p.m.

Kevin Wise, President of the Mason School Board, addressed Council and requested the rezoning of a smaller parcel of property than originally requested. He said it includes approximately 66 acres not the original 96 acres. He stated the School board relies greatly on forecasts to provide an adequate education for the students in the system. He stated he does not believe the School Board should hold onto property they do not need. He said he believes the funds should be utilized to best assist the residents and hold taxes down. He also stated they have taken into account the residential property in their forecasts. What they have not included is the industrial or commercially zoned property. That is why in the past they have opposed rezoning of that property.

Joe Ball 2091 Winding Creek addressed Council and spoke in opposition of the rezoning request. He cited additional traffic and overcrowding as the reasons it should not be rezoned.

Todd Clifford of 4636 Sara Drive addressed Council and asked what the positives and negative points are for granting this rezoning. Richard Fair stated the land use plan shows this area as low-density housing. He said R-2 complies with this plan. He also said R-2 is compatible with the surrounding properties. Mayor Beck stated the negative would be additional increase in traffic. Mr. Clifford then read from what he referred to as a series of letters from Great Traditions that stated they would be willing to close on the property at the current zoning of R-1. He presented the letters to the Law Director and stated while Great Traditions has received the contract to develop this property, others are willing to buy it at the R-1 zoning. Councilmember Grossmann asked what Mr. Clifford's personal interest was in this property. Mr. Clifford stated he would like to buy the property as R-1. Kevin Wise stated the School Board received no offers to purchase the land at R-1 but did receive two offers to purchase at R-2 zoning. He said they accepted the best of the offers received. Kevin Wise stated not rezoning the property to R-2 could jeopardize the contract. Ken Schneider stated traffic by law cannot be a sole basis for denying a rezoning. Councilmember Bradburn asked for clarification between R-1 and R-2. Richard Fair said R-1 is limited to 40,000 square feet in size and R-2 is limited to 20,000 square feet. Jim Sullivan, Vice President of Great Traditions located on Alliance Road in Blue Ash, Ohio addressed Council and stated 1.3 units per acre is planned for 61 acres while Chestnut Hill is 1.4 units per acre. Linda Roemer addressed Council and stated she is opposed to the rezoning. Todd Clifford stated he has an interest in the land but it is currently subject to litigation. He added if it is available he would be interested in buying it. Marty Fussner of 3159 Mason Montgomery Road said she is located across the street from the property being discussed. She said she has lived there for 30 years. She said there have been no improvements since this area was farmland. She asked Council to consider the safety hazards and the road improvements needed. Rob Middleton of 3264 Mason Montgomery Road addressed Council and asked what has changed since the last time Council reviewed this project and denied it. Mayor Beck stated this request is for less acreage to be rezoned. Councilmember Grossmann stated Council cannot control the speed but can work with the County to reduce the limit.

Richard Fair stated the current speed is 55 mph outside the City and 35 mph inside the City with a 45 mph posted by the County in one area. He said he has contacted Neil Tunison on this matter and he said a speed study was submitted to ODOT and it was determined it would not meet the requirement to reduce the speed. Councilmember McCurley asked if the City could post a 35 mph speed limit sign. Richard Fair replied yes. Mayor Beck closed the public hearing at 8:55 p.m. Councilmember Osborne stated this proposal has one third less acreage and he feels the difference between R-1 and R-2 is not huge. Councilmember McCurley suggested the City look at improving the road in this area.

A motion to adopt Ordinance 2005-83 was made by Councilmember McCurley, seconded by Councilmember Grossmann. VOTE: 4 YEAS, 2 NAYS (Bradburn, Beck)

ORDINANCE 2005-107 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH OHIO EMERGENCY MANAGEMENT AGENCY TO PROVIDE INTERSTATE MUTUAL AID THROUGH THE "EMERGENCY MANAGEMENT ASSISTANCE COMPACT" AND DECLARING AN EMERGENCY

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

Eric Hansen explained to Council in the wake of the devastation caused by Hurricane Katrina, the State of Ohio has been asked to utilize the Emergency Management Assistance Compact (EMAC.) He stated EMAC is an interstate mutual aid agreement that most states, including Ohio, belong to allowing them to assist each other in times of disaster. City officials are in regular communication with emergency officials on the county, regional, and state level and this legislation allows the City to respond to any forthcoming requests received through the Ohio Emergency Management Agency.

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

A motion to adopt Ordinance 2005-107 was made by Councilmember McCurley, seconded by Councilmember Grossmann. VOTE: ALL YEAS

ORDINANCE 2005-108 AUTHORIZING AN INCENTIVE GRANT AGREEMENT WITH HEALTH ALLIANCE OF GREATER CINCINNATI IN AN AMOUNT NOT TO EXCEED \$500,000.

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

Scot stated this ordinance is being tabled until the September 26, 2005 meeting.

A motion to table Ordinance 2005-108 was made by Councilmember McCurley, seconded by Councilmember Grossmann. VOTE: ALL YEAS

Councilmember Grossmann asked if two items could be moved up in the agenda as he has to leave early and he would like to report on them. No one had any objections so Ordinance 2005-113 and 2005-114 were addressed.

ORDINANCE 2005-113 AMENDING ORDINANCE NO. 2005-102 ESTABLISHING THE POSITIONS AND RATES OF COMPENSATION FOR EMPLOYEES OF THE MASON MUNICIPAL COURT AND DECLARING AN EMERGENCY

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

Eric Hansen explained to Council the Mason Municipal Court has submitted personnel forms to staff two new positions beyond those authorized by Ordinance 2005-102 on August 22, 2005. He said the positions were staffed on August 22nd and August 29th and processing payroll for them is awaiting Council authorization. He said Clerk of Court Bill Scherpenberg submitted the memo explaining the need for the additional personnel. Eric also stated Ordinance 2005-113 allows staff to comply with Court's request by authorizing the position of "Chief Community Control Sanctions Officer/Intergovernmental Liaison Officer." The position would receive an annual salary of \$60,000. Half of that salary would be paid from the Probation Services Fund and the other half would be paid out of the Court's Special Projects Fund. Both funds are at the discretion of Court to utilize and, according to the proposed legislation, would not be the responsibility of the City's General Fund. Ordinance 2005-113 also creates the new position of "Head of Probation" at an annual salary of \$41,000. This entire amount would be paid out of the Probation Services Fund and, therefore, would also not impact the General Fund. According to the Ohio Revised Code, the level of compensation for both of these positions is at Council's discretion.

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

Councilmember Grossmann stated the Court Liaison Committee met on this matter and agree to approve these positions. Councilmember Kidd stated this is the first time he has seen the memo from the Clerk of Court and after reading the first paragraph, he sees it is inaccurate. He explained he met with the Judge and jointly constructed a letter, which the Judge reviewed and then sent to the Supreme Court. Councilmember Grossmann stated no city funds are required for these positions. Councilmember Kidd stated if the special funds are depleted, then the City would have to use the General Fund to pay them. It was clarified the City could terminate the positions if that situation existed.

Brian Grismer of 6392 Willow Lane was introduced to Council as the new Intergovernmental Liaison Officer.

A motion to adopt Ordinance 2005-113 was made by Councilmember Grossmann, seconded by Councilmember Kidd. VOTE: 4 YEAS, 1 ABSTAIN (Bradburn)

ORDINANCE 2005-114 DIRECTING THE MASON POLICE DEPARTMENT, UNDER THE DIRECTION OF THE CHIEF OF POLICE, TO UNDERTAKE REponsibility FOR THE SECURITY OF MASON MUNICIPAL COURT AND DECLARING AN EMERGENCY

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

Eric Hansen explained to Council this summer Sam Cicchino, the Security Services Manager for the Ohio Supreme Court, has been meeting with Chief Ferrell and Judge Parker as well as other City staff to address how responsibility for Mason Municipal Court's security should be properly handled. Mr. Cicchino has concluded that according to state statute the City, specifically the Chief of Police, is directly responsible for providing security to all Court areas outside of the actual courtroom itself and the judge's chambers. Eric stated this represents a departure from Court's current practice of internally addressing security and prisoner transportation. Mr. Cicchino has encouraged Mason Municipal Court to accept his analysis and the City's legal counsel has affirmed his conclusions. Eric stated the Court Liaison Committee has reviewed this and recommend approval.

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

Councilmember Bradburn asked if these positions will be a fulltime civil service positions and would they be open to the public to apply. Eric stated those details are still being worked out. Councilmember Grossmann stated we are just complying with the directions from the Supreme Court Committee reviewing the Court.

A motion to adopt Ordinance 2005-114 was made by Councilmember McCurley, seconded by Councilmember Bradburn. VOTE: ALL YEAS

Councilmember Grossman excused himself from the meeting.

ORDINANCE 2005-109 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SEITS BUILDERS, INC., FOR \$200,000.00, FOR CONSTRUCTION OF A SALT DOME FACILITY ON MASON-MORROW-MILGROVE ROAD

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

Scot Lahrmer stated the City currently does not have a dry place to store salt for the snow and ice season. The City has been in need of a salt storage facility for many years. Scot said Lack of adequate storage results in loss of salt, lots of additional overtime labor hours, excess downtime for repair on salt equipment, and the potential to run out of salt during a snow or ice emergency. All of these factors add greatly every year to the cost of ice and snow removal and reflect poorly on the City. A new salt storage facility will improve the City's ability to respond to snowfall on roadways by keeping the salt dry, accessible, and reducing waste. In the fall of 2003 the City's old salt shed collapsed under its own weight and was pulled down. The City does not now have any covered salt storage facility and tarps are used to cover the salt. The salt that is stored outside is not an acceptable practice according to the EPA.

Scot further explained staff was asked to prepare a site plan for a salt storage facility in lieu of hiring a consultant during the 2003 Budget process. The plan and cost estimate were prepared and submitted to the Public Works Committee in the fall of 2003. This plan also allowed for space for a new Public Works Garage sometime in the future adjacent to the salt storage facility. After review it was determined the City-owned Biehle property on Mason-Morrow-Millgrove Road, adjacent to Carter Manufacturing, appears to be the best location for the Public Works Facility.

The Public Works Committee concurred that the City should move forward with the salt storage facility on the former Biehle property, on the west side of Mason-Morrow-Millgrove Road. Scot stated bids for the salt barn were opened on August 24 with one bid received from Seitz Builders in the amount of \$200,000. The 2005 Budget included \$195,000 for construction of a dome salt storage facility. Staff, trying to minimize the investment necessary, pursued a facility 82 feet in diameter with the capacity to store 3,366 tons of salt. Two alternate bids were obtained for construction of a larger salt dome. A 90-foot dome with the capacity to store 4,953 tons of salt is \$240,000 and a 100-foot dome with the capacity to store 6,216 tons is \$250,000 respectively. While a larger dome offers more flexibility and the additional storage gained, relative to the additional cost is a wise investment; staff is mindful of adding costs and is anticipating the eventual need for a second salt storage facility in the southern portion of the City. Scot concluded by stating in order to have the salt storage building operational by the end of this year, Public Works began site preparation for the salt building on August 25th and the site plan was approved at Planning Commission on September 6.

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

Councilmember Bradburn stated going to the 100 foot dome is a better use of City funds.

A motion to amend the ordinance to reflect the purchase of a 100 foot dome for \$250,000 was made by Councilmember Bradburn, seconded by Councilmember Kidd. VOTE: ALL YEAS.

A motion to adopt Ordinance 2005-109 as amended was made by Councilmember Kidd, seconded by Councilmember Osborne. VOTE: ALL YEAS

ORDINANCE 2005-110 ACCEPTING A BID AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH WOOLPERT INC. FOR THE MASON SPORTS PARK AND MEMORIAL PARK PROJECT

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

Scot Lahrmer explained to Council through its comprehensive planning process, the City of Mason described the need to expand its park system and a strategy for adding needed parkland and facilities. The process led to the acquisition of over 260 acres of parkland, more than doubling the City's park property. In 2004, Mason retained Woolpert to help master plan eight park sites, including the Biehle Property (Mason Sports Park) and Mason-Montgomery Road Property (Memorial Park). Scot stated Council and the Park Board recommended the Mason Park Master Plan at a work session in September 2004. The top two park priorities of the Plan are the Biehle and the Mason-Montgomery Road property. Since the emphasis is on athletic fields at the Biehle property location, the Park Board recommended that the name of the park be called Mason Sports Park. It was also felt that the Mason-Montgomery Road property would be a perfect site to meet the continuing demand for tree and bench memorials, given its close proximity to the Veterans Memorial, so the Park Board recommended that this future park be called Memorial Park.

Scot further explained the 54-acre Mason Sports Park will provide badly needed youth baseball fields. Based on actual participation numbers for the past six years, youth baseball in Mason will continue to experience a field shortage. The projected field shortage for 2006 will be at least four fields, which includes the two additional fields that Deerfield Township contributed in 2005. Soccer and football fields are also programs continuing to experience shortages with the continued demands. The construction cost opinion for the Mason Sports Park, adjusted for the RFP program is about \$4,990,000, and the construction cost opinion for Memorial Park is about \$1,140,000.

Scot stated staff proposes in the RFP to design both parks concurrently. There will be significant efficiencies in designing them in parallel. Meetings can be combined, and many basic details and specifications can be common. There will be savings in both consultant fees and City staff time. It is also suggested to bid the two parks concurrently, as separate bid packages, so that one contractor may bid on both or just one.

Scot reported four proposals were submitted and it was determined that Woolpert had the most detailed scope and understanding of the project. They came in with a few unique design characteristics including designing the ball field fences in the configuration of famous classic major league parks. Woolpert has a good track record with the City of Mason and submitted the lowest cost at \$410,200 with a plan specific to the scope of services outlined in the City's Request for Proposals. Staff is recommending City Council

approve a not-to-exceed price of \$480,000. This should cover inspection and any unforeseen expenses that could occur during the project's ten-month design process and then the additional nine-month construction time frame. It is expected that the final construction drawings be completed by the end of June 2006. Scot said the budget amount allocated for this design project is \$500,000, which was for a project scope of design only and for just the first phase of the Mason Sports Park (no bidding or construction management). Therefore, staff recommends the Woolpert proposal, which includes the bid review and construction management, proceed.

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

A general discussion took place among Councilmembers and it was the consensus that if the bid being reviewed is for \$410,200 than the legislation does not have to approve \$480,000. Richard Fair explained the bid only includes such things as one inspection per week on the project and there will be times during the project when the City will want more frequent inspections. He stated there are always additional expenses that come up with projects this size.

A motion to amend the ordinance to reflect approval of \$420,000 was made by Councilmember Osborne, seconded by Councilmember McCurley. VOTE: ALL YEAS.

A motion to adopt Ordinance 2005-110 was made by Councilmember McCurley, seconded by Councilmember Kidd. VOTE: ALL YEAS

ORDINANCE 2005-111 AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATIONS FOR THE OHIO PUBLIC WORKS COMMISSION, DISTRICT 10, STATE ISSUE 2, GRANT PROGRAM YEAR 20

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

Eric Hansen explained to Council the intent of the Issue 2 Grant program is to assist in financing public infrastructure capital improvements of local governments including roads and bridges, waste water treatment systems, water supply systems, solid waste disposal facilities, storm water and sanitary collection, storage and treatment facilities. Eric stated within the Project Year 20 (2006) pre-application process, Mason Road Widening ranked below the cutoff point for funding. He stated although it is unlikely to receive funding, staff feels it important to submit final application for the project in the event that other projects from the district are not submitted for final application or if the program is not renewed beyond 2006. Staff has also submitted a second pre-application in project year 21 (2007) for this project

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

A motion to adopt Ordinance 2005-111 was made by Councilmember Osborne, seconded by Councilmember Kidd. VOTE: ALL YEAS

Mayor Beck asked how long it will be before the Snider Road extension is complete. Richard Fair stated will be approximately 2 months.

ORDINANCE 2005-112 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE ART COMPANY FOR THE SCULPTURE AND INSTALLATION OF THE TREES OF MASON FOR THE MASON MUNICIPAL CENTER'S MAYOR'S WALL AND DECLARING AN EMERGENCY

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

Scot Lahrmer explained to Council part of the vision the Council Building Committee had throughout the design and construction of the new Municipal Center was for it to be a focal point for the community. He said staff worked with The Art Company and Debbie Fredette to focus on historical photos and local artists to include in the interior of the building. The Building Committee left a large white wall inside the atrium open anticipating future art or memorial displays.

Vice-Mayor Pelfrey, with the Council Building Committee, has worked over the past several months with the Art Company and local artist, Victoria Jensen, to propose a three-dimensional sculpture be located on this wall directly inside the entrance to the Municipal Center. This proposed three-dimensional sculpture would include leaves representative of trees located in the City of Mason along with pinecones, a butterfly, and other various insects. In addition to the sculpture, peripheral materials such as a coloring page for children are planned for this project. The attached proposal projects the cost to be \$15,684 and it has been requested to add \$1,816 for additional leaves if needed. The objective is for the sculpture to be completed and installed in November. Ordinance 2005-112 will authorize a contract in the amount of \$17,500 for the sculpture and installation and is recommended by the Building Committee of Council. Scot explained an emergency clause has been included on the ordinance since it will take two months to complete and the project needs to be completed before November 30.

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

A general discussion took place among Council in which concern was voiced over the cost of the sculpture. Councilmember McCurley noted the Building Committee of Council has not voted on this and he stated he would like to see local artists used since residents have addressed Council for the creation of the Mason Arts Council. Councilmember Kidd stated he is not opposed to this effort but he would like to see a visual of what it looks like. Councilmember Osborne said he is concerned about the cost and the subject matter being appropriate for the municipal building. Debbie Fredette

addressed Council as the artist's representative and provided more detail on the planned artwork. She passed around samples of the material that would be used. Kevin Jones Chair of the Tree Committee spoke in favor of the project as an educational tool for the residents of Mason. Scot Lahrmer noted the words "Mayors Wall" should be removed from the title and text of the ordinance.

A motion to table was made by Councilmember Kidd, seconded by Councilmember Bradburn. VOTE: 3 YEAS, 2 NAYS (Osborne, McCurley) The motion failed due to the lack of receiving four required votes.

A motion to adopt Ordinance 2005-112 was made by Councilmember Osborne, seconded by Councilmember McCurley. VOTE: 4 NAYS, 1 YEA (Beck)

Scot explained it is necessary for Council to pass a motion authorizing the purchase of a plaque to honor former Mayors of the City of Mason at a cost of \$5,350. Scot reported Vice-Mayor Pelfrey has been working with Kim Moscarino, with ASI Modulex, in the design of this plaque. The 37" by 40" recognition plaque will include an individual plaque with the name of each former Mayor appearing in raised silver tone letters with a black background applied to a large background piece. The plaque will be located on the wall, to the right, just inside of the entrance to the Municipal Center.

A motion to approve the expense of \$5,350 for the Mayor's Wall was made by Councilmember Kidd, seconded by Councilmember McCurley. VOTE: ALL YEAS

RESOLUTION 2005-14 RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

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

Scot Lahrmer explained to Council the Warren County Budget Commission certified the tax rates to the City of Mason. The City of Mason is required to accept the rates, through the adoption of a resolution that is then certified to the County Auditor.

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

A motion to adopt Resolution 2005-14 was made by Councilmember Osborne, seconded by Councilmember McCurley. VOTE: ALL YEAS

CITY MANAGER'S REPORT

A Council work session is scheduled for Monday, September 19 at 6:00 p.m. The meeting will be held at the Mason Municipal Center and will include dinner.

A request for a Liquor License at 711 Reading Road had been received. Councilmember Bradburn moved to not require a hearing. Councilmember McCurley seconded the motion. VOTE: ALL YEAS

COMMITTEE REPORTS

Councilmember McCurley reported on the status of the JEDD Agreement with Liberty Township. He stated it is progressing and the parties are finalizing the details.

COUNCIL OLD AND NEW BUSINESS

Mayor Beck reported on the anniversary of Blinds Plus and "Meet the Mayor" scheduled through the Chamber.

RECOGNITION OF VISITORS None

ADJOURN

Councilmember Bradburn moved to adjourn, seconded by Councilmember Kidd.
VOTE: ALL YEAS
TIME: 10:31 p.m.



Clerk of Council



Mayor