

**CITY OF MASON
COUNCIL MEETING
APRIL 24, 2006**

Mayor Pelfrey called the meeting to order at 7:05 p.m. Those in attendance recited the pledge of allegiance.

ATTENDANCE

The following members of Council were present: Victor Kidd, Steve Osborne, Tony Bradburn, Matt Kline, Todd Wurzbacher, Tom Grossmann and Charlene Pelfrey.

APPROVAL OF MINUTES

A motion to approve the minutes of the April 10, 2006 Council meeting was made by Councilmember Kline, seconded by Councilmember Kidd. VOTE: 6 YEAS, 1 ABSTAIN (Osborne)

PRESENTATION BY CITY OF MASON TREE COMMITTEE

Kevin Jones, Co Chair of the Mason Tree Committee, reported the City has received the Tree City USA award for the seventh consecutive year. He introduced the committee members present and presented the Mayor with the Tree City USA flag. He thanked Council for their support.

PROCLAMATION IN RECOGNITION OF LAW DAY

Mayor Pelfrey read the proclamation and presented it to the Court's representative Brian Grissner.

RECOGNITION OF VISITORS

Rick Inskeep of Butler Warren Road addressed Council and discussed the tax abatement issue he had discussed at the April 10, 2006 meeting. He cited various reports and studies that support his view that the amount of tax being given to the schools is not adequate to the agreements granted. He provided a spreadsheet that was his source for the dollars quoted in his presentation. He said the City of Blue Ash's charter states a 1% income tax. He quoted what several other communities levy on incomes tax. He stated dissatisfaction over the press coverage of his last presentation at the April 10, 2006 meeting. He said Council should look into this matter and start reevaluating the entire process. Mayor Pelfrey thanked him for his interest and information and reported the matter is being reviewed.

Gene Nell of 607 Bunker Lane addressed Council and asked about the storm sewer project that is affecting his property. He clarified that Kathy Dorman is the person to speak with about this matter. He said he has concerns over the information supplied to him by FSM. He said he does not feel the plan is going to work. He noted the matter needs to be discussed at length and would

like to set up a meeting with the Engineering Department. He expressed concern over expenditure of city money on private property. Richard Fair explained the residents have requested the improvements in this area for several years. He said this project includes an area larger than Mr. Nell's property. He stated Kathy Dorman has been meeting with the Homeowners Association and they are aware of all the details. Richard noted this project will help the storm water situation in this area and if Mr. Nell doesn't grant the necessary easement, the project won't be done. Ken Schneider explained this project is a benefit for public use and therefore funds can be spent on private property Richard Fair stated he would call Mr. Nell and set up a meeting with Kathy Dorman and an engineer from FSM to discuss the matter.

**RESOLUTION 2006-02 DECLARING THE WEEK OF APRIL 23 –28, 2006
AS NATIONAL VOLUNTEER WEEK**

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

Eric Hansen explained to Council over three years ago, the City initiated a volunteer program to provide opportunities for willing individuals to give back to the community as well as assist City of Mason staff with current projects and issues. The result is a very active program that draws upon the services of hundreds of volunteers to provide thousands of hours of service to the City of Mason. Some volunteers serve a few times a year or for a specific event and others have established routine assignments that exceed 20 hours each week. Eric stated at a value of \$10 per hour, the value of the above volunteer services is nearly \$500,000 a year and in many instances has delayed the need to increase City staffing. The City will be recognizing those volunteers who have given 50 hours or more of service with a reception on Wednesday, April 26 beginning at 5:30 p.m. in the Municipal Center atrium.

A motion to adopt was made by Councilmember Kidd, seconded by Councilmember Bradburn. VOTE: ALL YEAS

**ORDINANCE 2006-50 APPROVAL OF THE FINAL PLAT FOR ANCHOR
SOCIALVILLE SUBDIVISION**

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

Richard Fair explained to Council Mr. Jonathan Woche of McBride Dale Clarion is requesting approval of the Anchor Socialville Subdivision final plat for a proposed Walgreens building on a 2.7 acre Business PUD. The site is located at the southeast corner of the Mason-Montgomery and Socialville-Fosters Road intersection. He stated the proposed building is 14,560 square feet in size with approximately 20% green space located along the north property line. This plat will dedicate the right-of-way required by the City of Mason Thoroughfare Plan and the additional right-of-way requested by Council. Richard added Planning Commission recommends approval of this final plat.

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

Councilmember Wurzbacher asked Richard Fair if there is adequate room for the bike path in this area. Richard replied yes.

A motion to adopt Ordinance 2006-50 was made by Councilmember Bradburn, seconded by Vice Mayor Grossmann. VOTE: ALL YEAS

ORDINANCE 2006-51 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BARRETT PAVING MATERIALS, INC. FOR THE 2006 STREET MAINTENANCE AND RESURFACING PROGRAM

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

Richard Fair explained to Council Ordinances 2006-51 and 52 are related to the same issue. He said they concern authorizing a contract with Barrett Paving for various street maintenance and resurfacing and authorizing a reimbursement agreement with the Warren County Commissioners for resurfacing the county's portion of Columbia Road as a part of the 2006 Street Maintenance and Resurfacing Program. Richard stated two bids were received with the lowest and best bid being from Barrett Paving for \$1,013,362.83. Richard stated Barrett Paving Materials, Inc. performed the 2001, 2003, and 2004 Street Maintenance and resurfacing programs, as well as many other projects for the City of Mason with excellent results.

Richard stated Ordinance 2006-52 covers the County's portion of Columbia Road, which is included in our project but will be reimbursed when the job is complete.

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

A motion to adopt Ordinance 2006-51 was made by Councilmember Kline, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

ORDINANCE 2006-52 AUTHORIZING THE CITY MANAGER TO ENTER INTO A REIMBURSEMENT AGREEMENT WITH WARREN COUNTY COMMISSIONERS FOR THE RESURFACING OF WARREN COUNTY'S PORTION OF COLUMBIA ROAD, TO BE COMPLETED WITH THE 2006 STREET MAINTENANCE AND RESURFACING PROGRAM

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

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

A motion to adopt Ordinance 2006-52 was made by Councilmember Kline, seconded by Vice Mayor Grossmann. VOTE: ALL YEAS

ORDINANCE 2006-53 APPROVAL OF A REVISED CONCEPT PLANNED UNIT DEVELOPMENT PLAN LOCATED BETWEEN STATE ROUTE 741 AND COX-SMITH ROAD (GLIMCHER)

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

Scot Lahrmer stated the public hearing for this legislations will be held on May 22, 2006 at approximately 7:05 p.m.

CITY MANAGER'S REPORT

Scot Lahrmer reported on the following topics:

◆ Socialville-Fosters Road will close between White Blossom and Duke Boulevards on Wednesday, April 26, for approximately 90 days. When this closure reopens, Socialville-Fosters will be closed between Duke Boulevard and Golden Meadow Drive for phase 2 of the project. The detours are part of a joint project by the City of Mason and Warren County to improve Socialville-Fosters Road from Mason-Montgomery Road to Innovation Way. The entire project is expected to take 6 to 8 months to complete.

◆ Mason Police Department's re-accreditation on-site assessment will take place from April 29 through May 3. A team of assessors from the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA) will conduct team meetings and ride-alongs on Saturday and tour facilities and review equipment and procedures on Sunday. Following a file review and panel reviews, the assessors will conduct a public hearing at 6:00 p.m. on Monday, May 1 in the Mason Municipal Center's Community Room. Reviews continue on Tuesday and close by late Wednesday morning. The teams of assessors examine all aspects of the City of Mason Police Department's policy and procedures, management, operations, and support services.

COMMITTEE REPORTS

Councilmember Kline reported the Downtown Mason Committee had a meeting scheduled for April 27 and that meeting has been cancelled. He said it is rescheduled for May 9, 2006 at approximately 7:00 p.m.

Vice Mayor Grossmann stated he would like a meeting scheduled for the Finance Committee to review the tax abatement matter. He asked Scot to be verifying all of the information is collected and accurate. He said a meeting has been planned with the Mason Schools and one will be planned with Kings in the future. He requested Mr. Inskeep be present a the meeting so he can be made aware if his information is not accurate. Councilmember Kidd said he would also like to be included in that meeting. Vice Mayor Grossmann asked Scot to notify Councilmember Kidd personally of the meeting time and date. Councilmember Bradburn stated at the next

Finance Committee meeting he would like to discuss a city admission tax and the undergrounding of utilities on Western Row Road.

COUNCIL OLD AND NEW BUSINESS

Mayor Pelfrey stated she has two nominations for appointment on the Tax Board of Review, Anita Zoutendam and Larry Mitchell. Councilmember Kidd moved to approve those appointments, seconded by Councilmember Kline. VOTE: ALL YEAS

Mayor Pelfrey asked about the status of the Snider Road extension. Richard Fair stated the developer is responsible for painting and striping the road. He is also responsible for the signal operation. He reported they said they will do it this week and should be open by Friday. He added the occupancy permit for the restaurant cannot be issued until the road is done.

Mayor Pelfrey said she noticed there is a lot of pedestrian traffic on the road between the parking lot at the school and the ball fields. She requested a crosswalk be installed in that area as soon as possible to make it safer.

Councilmember Bradburn reported Richard Fair has supplied him with information on the traffic signal monitoring issue. He said he will be reporting on it more in the future.

Councilmember Kidd said he has received calls and questions regarding the status of the contract for the City Manager. He stated he wants to assure the public of his position. He completely supports the fine job the City Manager has done for Mason and he appreciates his loyalty by serving this city for 16 years.

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 Bradburn, seconded by Councilmember Kidd. VOTE: ALL YEAS

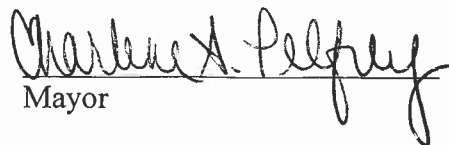
A motion to reconvene into regular session was made by Vice Mayor Grossmann, seconded by Councilmember Bradburn. VOTE: ALL YEAS

ADJOURN

A motion to adjourn was made by Councilmember Kidd, seconded by Councilmember Bradburn. VOTE: ALL YEAS

TIME: 10:22 p.m.


Clerk of Council


Mayor