

RECOGNITION OF VISITORS

Intermediate schools read their winning essays. Officer Van Wagner introduced the winners of the DARE Essay Contest. Pahlul Hanjra, Thomas Carter, Tyler Kratzer and Christopher Hecht representing St. Susanna and Mason

RECOGNITION OF DARE ESSAY CONTEST WINNERS

Jennifer Trepal introduced Vickie Sceifers who originally was a volunteer for the City of Mason assisting with the creation of a DVD on the Community Center. Her film was submitted in a competition and won 1ST Place in the Nonprofessional Category. The film was shown to those present.

RECOGNITION OF VICKIE SCEIFERS, CABLE ACCESS AWARD WINNER

Matt Kline provided background information on the State Cup Soccer Competition and recognized three finalist teams. The coaches of each team introduced the players.

SOCCKER CLUB

RECOGNITION OF STATE CUP CHAMPIONS FROM THE WARREN COUNTY

A motion to approve the minutes of the May 22, 2006 Council meeting was made by Councilmember Kidd, seconded by Councilmember Kline. VOTE: 6 YEAS, 1 ABSTAIN (Bradburn)

A motion to approve the minutes of the May 22, 2006 Worksession was made by Councilmember Kline, seconded by Councilmember Kidd. VOTE: 4 YEAS, 2 ABSTAIN (Osborne, Bradburn)

APPROVAL OF MINUTES

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

ATTENDANCE

Vice Mayor Tom Grossmann called the meeting to order at 7:07 p.m. Pastor Moll opened the meeting with a prayer which was followed by those present reciting the pledge of allegiance.

Kurt Seiler explained to Council that Shawna Rosemond with Grand Communities, Ltd., is requesting the approval of The Landing at Oakwood Lakes, Section 2, Block C record plat. He said Fischer Homes is completing the remaining area of Oakwood Lakes that was previously owned by Erpenbeck Homes. Section 2, Block C is located south of The Landing of Oakwood

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

ORDINANCE 2006-63 APPROVAL OF THE FINAL PLAT FOR THE LANDING AT OAKWOOD LAKES SECTION 2C

A motion to adopt Ordinance 2006-62 was made by Councilmember Kidd, seconded by Councilmember Wurzbacher. VOTE: 5 YEAS (Osborne was absent)

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

Kurt Seiler explained to Council according to the Tyler's Crossing PUD Covenants and Restrictions the property developer, Cincinnati United Contractors, Inc., has the right to convey to the City approximately 5.37 acres of property. The Tyler's Crossing Subdivision is located at the northwest corner of US 42 and Tyler's Road. Lot #7 is located at the north end of Tyler's Crossing, south of Mason Meadows Subdivision and north of Brazenhead. The lot was set-aside as the open space for the PUD and approximately 15% of the south property line is flood plain. Access to the property is from the south end of Westline Drive in the Mason Meadows Subdivision. Kurt explained lot #7 cannot be built upon because it meets the open space requirements for the PUD. However, the lot can be used as open space, bike path, or park and may enhance our plans to extend a bikepath to Meadows Park and the future Gould Park. He said additionally the flood plain in this area will become city property whereby we can maintain the flood plain as needed.

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

ORDINANCE 2006-62 AUTHORIZING THE CITY MANAGER TO ACCEPT THE CONVEYANCE OF LOT 7 TYLER'SVILLE CROSSING SUBDIVISION

Wendy Sheets of 5736 Running Fox Lane addressed Council representing Mason in Bloom. She thanked Council for their past support and she said this Saturday is "Art in the Garden" which highlights 10 local gardens. Tickets are \$10 and are sold at the library.

Rick Inskip of Butler Warren Road addressed Council and stated he felt it was necessary to make a public statement to address the rumors and accusations floating around in the community towards his family. He stated his frustration with the current council in regards to this matter. Vice Mayor Grossmann thanked him for his comments and encouraged him to address Council in the future.

A motion to suspend the rule and allow for adoption after the first reading was made by

improve are Villagetfield Drive/Tylersville Road and Cintas Boulevard/Western Row Road.
○ Two separate intersection projects to improve adding turn lanes and modify current traffic signals and eliminating the need for split phase operation. The intersections to

- Intersections
- **Split Phase Signal Elimination Project:** Villagetfield Drive and Cintas Boulevard sidewalk, curb, and gutter.
- Widening 5,400 feet of existing two lanes to three and five lanes with a bike path,
- **Bethany Road Improvement Project:** from SR 741 to Mason-Montgomery Road sidewalk, curb, and gutter.
- Widening 7,400 feet of the existing two lanes to five lanes with a bike path,
- **SR 741 Improvement Project:** from Parkside Drive to Bethany Road.

scoring portion of the program:
projects as timely, high priority for the City, and most likely to succeed in the competitive widening of Mason Road, which is currently under design. Staff has identified the following respectively). For 2006 the City was recommended for approximately \$776,995 in funds for the Road and Western Row Road Widening Projects in 2005 (\$411,000, \$267,326, and \$500,000 were awarded Issue 2 funds, which include Bethany Road in 2004 and the Mason-Montgomery completed last year, received \$139,608 in Issue 2 funds. Three projects currently under design which is currently under construction. The US 42 and Hanover Intersection Improvement received \$500,596 in Issue 2 funds toward the Socialville-Fosters Road Improvement Project, recently, the City has enjoyed tremendous success in our grant applications. In 2003 the City assist in financing public infrastructure capital improvements of local governments. He said Eric Hansen explained to Council the intent of the Issue 1 (formerly Issue 2) Grant program is to

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

ORDINANCE 2006-64 AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATIONS FOR AN OHIO PUBLIC WORKS COMMISSION, DISTRICT 10 STATE ISSUE 1 GRANT FOR PROJECTS SUBMITTED FOR PROGRAM YEAR 23

Councilmember Wurzbacher. VOTE: ALL YEAS
A motion to adopt Ordinance 2006-63 was made by Councilmember Kline, seconded by

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

of a performance bond and subdividers contract
added Planning Commission recommends approval of the final plat contingent on the submission of the submission
Lakes, Section One, east of the Western Row Golf Course and is the last section of the subdivision. Seven (7) multi-family buildings are proposed on approximately 14.5 acres. Kurt

Councilmember Kidd, seconded by Councilmember Kline. VOTE: ALL YEAS
A motion to adopt Ordinance 2006-64 was made by Councilmember Kidd, seconded by Councilmember Kline. VOTE: ALL YEAS

ORDINANCE 2006-65 AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDERS NOS. 011 AND 012 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND ADAMS ROBINSON ENTERPRISES FOR GENERAL CONSTRUCTION OF THE CITY'S NEW WATER RECLAMATION PLANT

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

Scot Lahmer explained to Council that construction on the New Water Reclamation Plant is now more than 99% complete, and final testing and start-up of equipment underway. He stated the next four ordinances deal with the change orders associated with the project that occur in the course of construction. Scot stated it is now appropriate for the following change orders to be approved:

Contract A (General), C.O. 11, 12	Adams Robinson	2006-65	\$ 7,420
Contract D (Plumbing), C.O. 7	Nelson Stark	2006-66	172
Contract E (Electrical), C.O. 11	ESI	2006-67	48,578
Construction Management, Amend.	Dugan & Meyers	2006-68	<u>236,341</u>
Total			\$292,511

He stated the total of all construction change orders previously approved and the change orders presented above is approximately 2.9% of the total construction contract amount of \$29,247,620. The additional compensation to Dugan & Meyers represents approximately 12.9% of the contract for construction management. The total of all changes is approximately 3.4% of the original GMP. The Construction Manager and the staff of the Public Utilities Department are carefully scrutinizing any potential changes in the field to make sure that they are necessary to the project and that the best possible price has been obtained for the City. In addition, before any changes are considered for approval, they are reviewed by a committee of City personnel representing the Administration, Finance, Engineering & Building, Parks & Recreation, and Public Utilities Departments. The committee meets with the Construction Manager at the jobsite every two weeks. This process has been very successful both in minimizing costs and in identifying opportunities for cost savings. He said as a result, it is anticipated that all changes through completion of the project will be between 3% and 4%, which is well within the normal industry standard of around 5% to 7% for this type and complexity of construction.

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 2006-65 was made by Councilmember Wurzbacher, seconded by Councilmember Kline. VOTE: ALL YEAS

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

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 read by title only was made by Councilmember Wurzbacher, seconded by Councilmember Kidd. VOTE: ALL YEAS

ORDINANCE 2006-68 AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE EXISTING AGREEMENT BETWEEN THE CITY OF MASON AND DUGAN & MEYERS CONSTRUCTION CO., INC. FOR CONSTRUCTION MANAGEMENT OF THE CITY'S NEW WATER RECLAMATION PLANT

A motion to adopt Ordinance 2006-67 was made by Councilmember Wurzbacher, seconded by Councilmember Kline. VOTE: ALL YEAS

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

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

ORDINANCE 2006-67 AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 011 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND ESI, INC., FOR ELECTRICAL CONSTRUCTION OF THE CITY'S NEW WATER RECLAMATION PLANT

A motion to adopt Ordinance 2006-66 was made by Councilmember Kline seconded by Councilmember Wurzbacher. 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 Wurzbacher. VOTE: ALL YEAS

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

ORDINANCE 2006-66 AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 007 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND THE NELSON STARK COMPANY FOR PLUMBING CONSTRUCTION OF THE CITY'S NEW WATER RECLAMATION PLANT

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

ORDINANCE 2006-71 AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$4,500,000 OF NOTES BY THE CITY OF MASON, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF ACQUIRING REAL ESTATE IN THE CITY AND DECLARING AN EMERGENCY.

A motion to adopt Ordinance 2006-70 was made by Councilmember Kidd, seconded by Councilmember Wurzbacher. VOTE: 5 YEAS, 1 NAY (Kline)

half years.
immediately, there will be a trial. He said the discussion on this matter has gone on for two and a property addressed Council and explained Judge Flannery has stated if this is not resolved discussed numerous times when the rezoning was being requested. Mr. Davidson, owner of the being given ample time to provide input. Vice Mayor Grossmann noted this project has been requested by the property owner. Councilmember Kline expressed concern the public was not Councilmember Kline asked why the emergency clause is necessary. Ken Schneider stated it is

A motion to suspend the rule and allow for adoption after the first reading was made by Councilmember Kidd, seconded by Councilmember Bradburn. VOTE: 5 YEAS, 1 NAY (Kline)

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

ORDINANCE 2006-70 AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT TO PURCHASE 142.3373 ACRES ON STATE ROUTE 741 KNOWN AS WHITE OAK FARMS/DAVIDSON PROPERTY AND DECLARING AN EMERGENCY

A motion to adopt Ordinance 2006-69 was made by Councilmember Wurzbacher, seconded by Councilmember Kidd. VOTE: 5 YEAS, 1 ABSTAIN (Bradburn)

Department.
He said Chief Ferrell is in agreement with this proposal and it will be handled by the Police Vice Mayor Grossmann reported the Court Liaison Committee has met and discussed this matter.

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

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

ORDINANCE 2006-69 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH RICHART AUTOMOTIVE FOR THE PURCHASE OF ONE (1) 2006 FORD F350 12 PASSENGER VAN

RECOGNITION OF VISITORS

Councilmember Wurzbacher recognized the election of Tom Grossmann to Chair the Warren County Republican party.
Councilmember Osborne reported the Mason Veterans Committee has responded to the request for information on the finances. He stated a check has been paid to the City for \$187,000. The Committee retained \$5,000 and there is \$86,000 in outstanding pledges. He thanked Betty Davis, Pat Shay and Pete Beck for providing the information.

COUNCIL OLD AND NEW BUSINESS

Councilmember Wurzbacher reported the Economic Development Committee is rescheduling their meeting.
Councilmember Kline reported the Downtown Committee and Steering Committee met and the results were very positive. He said the bid opening is scheduled for June 20, 2006 on the burying of utilities in the area. He added there is no need for the worksession planned for June 19 but it may need to be rescheduled for June 29, 2006.

COMMITTEE REPORTS

◆ City offices will be closed on Tuesday, July 4, in observance of the Fourth of July holiday.
◆ The Police Department will host a neighborhood outing at Four Seasons Apartments on Saturday, June 24 from 10 until 3:30 p.m. This is the second outing hosted at Four Seasons and is aimed at connecting with the residents.

◆ Red, Rhythm & Boom will be celebrated on Monday, July 3, at Corwin Nixon Park from 6:00 to 10:30 p.m. At 7:00 p.m. the Mason Idol winners be presented, followed by our feature act, "Styx Live" at 8:00 p.m.. There will also be face painting, wall climbing, magic shows, food, and many other tree activities from 6:00 p.m. until dark. The fun concludes with fireworks at 10:00 p.m. Parking will be available at Pine Hill Lakes Park, Heritage Oak Park, Corwin M. Nixon Park, Mason Intermediate School, and Mason Middle School. The Lou Eves Pool will be closed on July 3, 2006.

CITY MANAGER'S REPORT

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 2006-71 was made by Councilmember Wurzbacher, seconded by Councilmember Kidd. VOTE: ALL YEAS

Charles A. Beckley
Mayor

[Signature]
Clerk of Council

A motion to adjourn was made by Councilmember Bradburn, seconded by Councilmember Kime. VOTE: ALL YEAS
TIME: 10:10 p.m.

ADJOURN

Ken Schneider stated this is a first reading for this legislation. The second is scheduled for the next regular Council meeting.
A motion to read by title only was made by Councilmember Bradburn, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

EMERGENCY

ORDINANCE 2006-72 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT OF PURCHASE AND SALE FOR THE PURCHASE OF THE GOLF CENTER AT KINGS ISLAND FROM GRIZZLY GOLF CENTER, INC., FOR \$9,000,000.00, INCLUDING APPROXIMATELY 209 ACRES AND ALL FACILITIES, AND DECLARING AN

Vice Mayor Grossmann stated Ordinance 2006-72 will be added to the agenda.
A motion to reconvene into regular session was made by Councilmember Osborne, seconded by Councilmember Bradburn. VOTE: ALL YEAS

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

EXECUTIVE SESSION

Perry Schwartz of Tartan Fields Lane addressed Council and said he had read an article that stated the City was going to buy the Kings Island Golf Course. He asked if it is true and would it remain a golf course. Vice Mayor Grossmann stated Council is currently dealing with this matter.
Mary Shields of 5635 Lakeview Drive addressed Council and stated the public park on their street for the Red Rhythm and Boom celebration. She said it is dangerous and requested additional signs be placed in the area. Scot Lahrmmer stated that would be taken care of before the event.