

**CITY OF MASON
COUNCIL MEETING
JULY 10, 2006**

Mayor Peltrey called the meeting to order at 7:05 p.m. Pastor Rick Huff opened the meeting with a prayer which was followed by 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 Char Peltrey.

APPROVAL OF MINUTES

A motion to approve the minutes of the June 26, 2006 Council meeting was made by Councilmember Kidd, seconded by Councilmember Wurzbacher. VOTE: 6 YEAS, 1 ABSTAIN (Osborne)

A motion to approve the minutes of the June 29, 2006 Worksession was made by Councilmember Kidd, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

RECOGNITION OF AMERICAN LEGION AWARDS

Gordon Burrows representing American Legion Post 194 addressed Council and explained the three categories in which awards were given. George Monroe, former District Commander of the American Legion, introduced the following winners: Scott Doughman, Karen Manning and Mark Gerano. He said it is very unusual for all three to be from one area.

RECOGNITION OF RESIDENT MARTI SUMRALL

Marti Sumrall addressed Council and said she was cleaning up the creek in her area and was surprised at what she found. She suggested we have a "Pick Up Litter Day" to keep our community clean. Mayor Peltrey thanked her for coming and suggested when she returns to school she make the suggestion to other students. Mayor Peltrey also offered to set up a meeting with the departments that pick up litter in the City so Marti can hear from them the efforts they make to control litter.

SWEAR IN POLICE OFFICER MICHAEL BISHOP

Mayor Peltrey swore in Officer Michael Bishop. Chief Ferrell provided background information on his education and his family members were recognized.

RECOGNITION OF VISITORS

Eric Hansen explained to Council the purpose of this legislation is to support the Police Department in filing a grant application with the State of Ohio Attorney General's office to obtain funds to support the DARE program. He added since the program's inception, the City Councilmember Kline. VOTE: ALL YEAS
A motion to read by title only was made by Councilmember Wurzbacher, seconded by

RESOLUTION 2006-09 AUTHORIZING THE CITY MANAGER TO FILE A DRUG ABUSE RESISTANCE EDUCATION (DARE) GRANTS PROGRAM APPLICATION AND TO ENTER INTO AN AGREEMENT WITH THE OHIO ATTORNEY GENERAL, JIM PETRO, TO CONTINUE A DARE PROGRAM.

A motion to adopt Resolution 2006-08 was made by Councilmember Osborne, seconded by Councilmember Kline. VOTE: ALL YEAS
Mayor Peltrey opened the public hearing at 8:15 p.m. Hearing no comments either for or against this legislation, Mayor Peltrey closed the public hearing at 8:16 p.m.

Eric Hansen explained to Council this budget is required by the State of Ohio to justify receipt of local government monies. It must be adopted prior to July 20 of each year. The tax budget must show the City's need for funding of next year's projects.
A motion to read by title only was made by Councilmember Osborne, seconded by Councilmember Bradburn. VOTE: ALL YEAS

RESOLUTION 2006-08 ADOPTING THE BUDGET FOR THE YEAR JANUARY 1, 2007 THROUGH DECEMBER 31, 2007

Councilmember Bradburn said the upper lake is silted in but the lower lake is not. He also said Drees has visited the site. Richard Fair said Drees has agreed to bring the basin up to the design standard. Richard also stated retention basins have three components for upkeep. Those are mechanical, biological and chemical. He said dredging would help. He also said aeration would help but that is not a requirement. Richard noted part of the problem is the developer sells the property as a "lake" but on the plans it is a retention basin. Mayor Peltrey said the matter of changing the City's codes will be taken up by the Utility Committee. She also said Richard Fair will keep the property owners informed of the status with Drees.

Mr. Don Dominic of 3706 Woodburne Drive addressed Council and requested they protect future residents from this problem by passing stricter codes such as St. Johns in Florida, Chapel Hill and Dayton, Ohio.
Jay Blumberg from the Oaks of Crooked Tree subdivision addressed Council and discussed the lake that is being improperly maintained at the rear of his property. He stated there are good examples of retention basins in the Parkside and Waters Edge subdivisions. He said they must address problems but they first must get this retention basin to the point it was originally designed. He also said they need a timetable and an action plan.

has been successful in securing a total of over \$200,000 to support this program. The passage of this ordinance will formally support the application of the 2006 DARE grant and continuation of the DARE program in the Mason City Schools.

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 Resolution 2006-09 was made by Councilmember Kline, seconded by Councilmember Kidd. VOTE: ALL YEAS

ORDINANCE 2006-78 APPROVAL OF THE BETHANY ROAD SANITARY SEWER EASEMENT

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

Richard Fair explained to Council, the owner of Robert Lucke Homes Inc. is requesting approval of the easement plat needed for the sanitary sewer extension which runs westward from the Windemere Subdivision Section 4 across the two adjacent lots. He said this plat would record the sanitary easement necessary for this newly installed extension. Richard added a dedication plat for the right of way along this section of Bethany Road is also being prepared and will be presented to Council at a later date. Planning Commission and staff recommend approval of the sanitary sewer easement plat.

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 2006-78 was made by Councilmember Kidd, seconded by Councilmember Kline. VOTE: ALL YEAS

CITY MANAGER'S REPORT

Eric Hansen reported on the following items:

◆ Mayor Peltrey and Downtown/Small Business Coordinator Paige Rothstein participated in a half-hour show on the downtown revitalization effort for ICRC's Community Report. The show was taped and will be broadcast during the week of July 24th at the following times: Monday 8:00 PM Channel 4, Tuesday 10:30 AM Channel 4, Wednesday 6:00 PM Channel 24, Thursday 9:30 AM Channel 4, Saturday 6:00 PM Channel 18, and Sunday 3:00 PM Channel 18.

◆ Red, Rhythm & Boom, held on July 3 at Corwin Nixon Park was an enormous success with record attendance estimated in excess of 20,000. The popular rock group, Styx, performed their hits from the 70's and 80's. Activities for children in the Kids Zone were also popular with record attendance. The festivities concluded with fireworks. Staff has received a great deal of feedback from those in attendance and is using these comments to begin pre-planning next year's event.

Councilmember Kline thanked Richard Fair for the information he supplied on the property maintenance issue. Mayor Peltrey stated she felt the matter should be referred to the Utility

COUNCIL OLD AND NEW BUSINESS

Councilmember Kline reported the Downtown Committee met prior to the June 29, 2006 Council meeting. He reported they decided to attempt to bid out the water portions of the project. He added he should have an update by the next meeting. Councilmember Bradburn clarified that Cincinnati Water Works is going to pay for that. Councilmember Kline replied that was correct. Richard Fair stated the water main work should be in the ground by the time school starts.

Councilmember Bradburn reported on the Warren County Municipal League meeting, which provided an overview of the county park system. Mayor Peltrey noted Councilmember Bradburn is the new President of that organization.

A motion to adopt Ordinance 2006-79 as amended 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 Kidd. VOTE: ALL YEAS

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

ORDINANCE 2006-79 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE MERCER GROUP, INC. FOR PROFESSIONAL HIRING SEARCH SERVICES AND DECLARING AN EMERGENCY

Councilmember Osborne reported the Employee Relations Committee has interviewed three firms to handle the City Manager search. He stated the Committee collectively recommends the hiring of the Mercer Group due to their experience and competitive price. He said the President; Jim Mercer will be personally conducting the search. He suggested we add Ordinance 2006-79 to the agenda for passage awarding a contract to the Mercer Group. Councilmember Bradburn moved to amend the ordinance to include declaring an emergency. Councilmember Osborne seconded that motion.

COMMITTEE REPORTS

◆ A liquor permit request has been received from Aponte Pizzeria & Family Restaurant. Councilmember Bradburn moved to not require a hearing. Councilmember Kidd seconded the motion. VOTE: ALL YEAS

◆ The July issue of Mason Matters should be delivered to Mason residents via the Pulse-Journal on Thursday, July 13.

Chouhury N. Prady
Mayor

[Signature]
Clerk of Council

A motion to adjourn was made by Councilmember Wurzbacher, seconded by Councilmember Osborne. VOTE: ALL YEAS
TIME: 9:50 p.m.

ADJOURN

A motion to reconvene into regular session was made by Councilmember Kline, seconded by Councilmember Osborne. VOTE: ALL YEAS
Mayor Peltrey said she is adding personnel to the subjects to discuss in executive session. Councilmember Kidd moved to adjourn into executive session for the purpose of discussing land acquisition and personnel. Councilmember Bradburn seconded the motion. VOTE: ALL YEAS

EXECUTIVE SESSION

RECOGNITION OF VISITORS None

Mayor Peltrey reported the Mayors' Wall will be in place in approximately 2 months. She said a reception will be held with past Mayors and their families being invited. She noted the Historical Society has participated with this project.
Councilmember Bradburn suggested the City consider another major concert such as the Red Rhythm and Boom since it was a huge success.

Forbes stated he is working on it daily.
Councilmember Kline requested all Councilmembers receive copies of the surveyors map on the purchase of the Grizzly golf course. He asked for an update on the status of that issue. Jeff
Committee for review. Councilmember Bradburn suggested a new committee be established for Rules and Laws. He stated that committee would be responsible for reviewing such matters that affect the City's code. Mayor Peltrey said she would like time to consider that suggestion.