

**CITY OF MASON
COUNCIL MEETING
April 21, 2008**

Mayor Grossmann called the meeting to order at 7:10 p.m. Pastor Jerry Pelfrey opened the meeting with prayer. Those in attendance recited the pledge of allegiance.

ATTENDANCE

The following members of Council were present: Victor Kidd, Christine Shimrock, Don Prince, Tony Bradburn, Todd Wurzbacher, Pete Beck, and Tom Grossmann.

APPROVAL OF MINUTES

A motion to approve the minutes of the March 11, 2008 council meeting was made by Vice Mayor Beck, seconded by Councilmember Kidd. VOTE: ALL YEAS

SWEARING IN OF POLICE OFFICER STEPHANIE DEBOLT

Mayor Grossmann swore in the new Mason Police Officer Stephanie DeBolt for service in the Mason Police Department.

PRESENTATION BY MARTY HEIDE, WARREN COUNTY REPRESENTATIVE FOR CONGRESSMAN MIKE TURNER

Marti Heide, Congressman Mike Turner's local representative, addressed Council and explained with the economic stimulus package, those on social security who typically don't need to file federal income tax, need to do so this year. She stated they have to file a 1040 A and have until October 15, 2008 to do so. She also stated effective June 1, 2009 citizens will need their passports to go to Canada and Mexico. It is necessary to provide a valid birth certificate and I.D. She also said Congressman Turner's office can help to expedite a passport but an extra fee will be applied. She noted it is possible to get a passport on the spot at the central offices.

PRESENTATION BY JESSAMINE COUNTY, KENTUCKY DELEGATION

Mayor Russ Meyer of Nicholasville addressed Council and thanked them for the time and information they have shared. He explained he represents a city of approximately 30,000 population. He said they have been interested in the success of Mason as it was included as one of the top 100 cities. He introduced Wayne Foster, Economic Development Director and Nancy Stone who represented the Chamber of Commerce. He said they were very impressed in the way Mason treats the public as their customers. He presented the Mayor with a plaque showing their gratitude.

PRESENTATION BY FESTIVALS OF MASON, INC. COMMITTEE

Scot Pease addressed Council and introduced the members of the board for the Festivals of Mason. He stated the Heritage Festival will be in the downtown area on August 23. He announced a challenge from Deerfield Township to the City for the Out House Contest to be held then. He noted specification can be seen on the web site. He also said a car show will return to the Heritage Festival. He announced Christmas in Mason will be held in the downtown area. The Christmas in Lights display received over 14,000 vehicles and received national and international attention. He concluded by providing information on future events. Tom Kaper addressed Council and explained how important corporate sponsorships are to the events and discussed various opportunities. They thanked the City for their support.

RECOGNITION OF VISITORS NONE

EXECUTIVE SESSION

Mayor Grossmann announced Council will be going into executive session for the purpose of discussing Land Acquisition.

Motion to adjourn into executive session for the purpose of Land Acquisition was made by Councilmember Bradburn, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

A motion to reconvene into regular session was made by Councilmember Wurzbacher seconded by Councilmember Bradburn. VOTE: ALL YEAS

RESOLUTION 2008-3 DECLARING THE WEEK OF APRIL 27-MAY 3, 2008 AS NATIONAL VOLUNTEER WEEK

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

Jennifer Heft stated a Volunteer Program was established five years ago. Since its inception, over one thousand volunteers have served the city. She said volunteers have helped to make many city programs successful while reducing expenses. Volunteers have given their time and effort to various programs such as July 3rd, Autumn Fest, Heritage Festival, and RASKALS. In addition, volunteers are currently help to supplement the workload in the Police Department, the Community Center, Engineering and Building as well as in the Parks. She reported Thursday, May 1st, 2008 will be recognized as Volunteer Day in Mason. A ceremony, recognizing those individuals who have volunteered over fifty hours or more to serving the City, will be held from 5:30-7:00 pm., at the Municipal Center.

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

A motion to adopt Resolution 2008-3 was made by Councilmember Bradburn, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

RESOLUTION 2008-4 ARBOR DAY

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

Jennifer Heft stated since 1872, Americans have joined together on Arbor Day to recognize the value of trees and woodlands to human welfare. The Tree Committee of Mason continues to be active in promoting the benefits of trees in the City of Mason and their contribution to the quality of life here. On Thursday, April 24, the City of Mason will again be recognized as a Tree City at a Tree City USA Awards Luncheon in Oakwood.

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

A motion to adopt Resolution 2008-04 was made by Councilmember Prince, seconded by Councilmember Bradburn. VOTE: ALL YEAS

ORDINANCE 2008-26 PROPOSING A RENEWAL LEVY FOR FIRE AND EMERGENCY SERVICES AS SET OUT IN OHIO REVISED CODE SECTION 5705.19 (1) TO BE SUBMITTED TO THE ELECTORS

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

Eric Hansen explained to Council, over the past several years, Fire and EMS professionals, Council Safety Committee and staff have been evaluating the City's Fire operations. Fire and EMS professionals have consistently recommended that the City move to the NFPA standard of six-minute response time – four-minute road time. And in 2007, the City adopted the goal of meeting the National minimum standards of reaching 90% of calls within six minutes of receiving an emergency call.

Other recommendations from several fire consultants included an intense training program with national accreditations, a revision to the fire department's command structure to provide more full time supervision, and reconfiguring the location of fire stations to improve response time. In order to meet these goals, the number of full-time professional fire fighters increased from eight in 1998 to thirty-two in 2007. Eric said in December 2007, Chief Moore, formerly Assistant Fire Chief for the City of Dayton, was hired. Council's Safety Committee has met repeatedly to discuss the continued operations and future direction of the Fire Department. The Committee has agreed that the current 5-mill levy is not sufficient for operations. A simple renewal levy by itself will not be adequate to continue the successful operations of the department. An additional 2-mill levy is needed, to keep pace with ongoing growth, changes in State law, and inflation as well as to meet the National minimum standards of reaching 90% of calls within six minutes of receiving an emergency call.

Recent state law substantially changes the business tangible personal property tax resulting in the

phase-out of the revenue source. The State will reimburse local governments for lost revenue for any existing levy until 2011. The reimbursement will be gradually phased out and eventually eliminated after 2017. Any new levy or replacement levy is not eligible for the reimbursement.

Eric reported a renewal plus additional levy option allows the community to secure the Personal Property Tax reimbursement from the State, minimize the tax burden on the Mason property owner, meet NFPA standards and improve service delivery to the community. The owner of a home valued for tax purposes at \$100,000 will pay \$156 for existing services and \$53 for the additional services to meet the NFPA standard and improve services to a six minute emergency response. That is a total of only \$.10 more a day from what taxpayers were paying in 1999.

He explained in order to have the levy placed on the ballot for the August election, paperwork for the levy must be filed with the Board of Elections 75 days prior to an election. For the August 5th election that would mean the paperwork must be filed in early June. Should no other items be placed on the ballot by other jurisdictions, the City will need to pay costs associated with holding the election

Eric explained Resolution 2008 - 2 is necessary to request information from the Warren County Auditor's Office to confirm that amounts proposed for both levies will not exceed the 10-mill limitation prior to the submission of the levies to the electors of the City.

Councilmember Bradburn reported the Safety Committee has thoroughly studied and reviewed the current status of the fire department and the bottom line is the need for a levy of 5.97 effective millage. He said this would move the fire department to a higher level of service. Councilmember Shimrock complimented Chief Moore on his contribution and leadership for the department. Councilmember Prince stated the Safety Committee has looked at this matter in depth. Eric Hansen explained the current effective millage is 3.97 and the second levy is for 2 mills. He said the funds are not intended for construction of fire stations. He noted staffing fire stations is the more expensive portion.

A motion to adopt Ordinance 2008-26 was made by Councilmember Kidd, seconded by Councilmember Shimrock. VOTE: ALL YEAS

ORDINANCE 2008-27 PROPOSING AN ADDITIONAL LEVY FOR FIRE AND EMERGENCY SERVICES AS SET OUT IN OHIO REVISED CODE SECTION 5705.19 (1) TO BE SUBMITTED TO THE ELECTORS

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

A motion to adopt Ordinance 2008-27 was made by Councilmember Shimrock, seconded by Councilmember Kidd. VOTE: ALL YEAS

Eric Hansen stated the levies should be considered as a package. He said it is actually a savings to the City residents to have the two levies.

ORDINANCE 2008-28 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$8,070,000 OF BONDS BY THE CITY OF MASON, OHIO, FOR MAKING ROAD IMPROVEMENTS AND DECLARING AN EMERGENCY

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

Eric Hansen explained to Council, the next four ordinances deal with the issuance of General Obligation Bonds for the Western Row Road widening project, 2004 Western Row/Snider Road improvement, 2007 Downtown improvements and 2006 Mason Sports Park. He said due to the current economic conditions, current interest rates on City debt and the potential opportunity to obtain a favorable interest rate over the long-term exists if several bond anticipation notes were converted to general obligation bonds. He noted by combining several smaller notes and the construction costs into one single issuance there is a greater potential for a more attractive interest rate, depending on market conditions at the time of issuance.

He said Ordinance 2008 – 28 authorizes the issuance of 20-year general obligation bonds in an amount not-to-exceed \$8.07 million to provide for the construction of the Western Row Widening and the principal balance remaining on the bond anticipation notes that were issued in 2004 for the construction of Western Row/Snider Road Widening. Ordinance 2008 – 29 authorizes the issuance of 20-year general obligation bonds in an amount not-to-exceed \$4.11 million to provide for the principal balance remaining on the bond anticipation notes that were issued in 2007 for the construction of the Downtown Improvements. Ordinance 2008 – 30 authorizes the issuance of 20-year general obligation bonds in an amount not-to-exceed \$5.75 million to provide for the principal balance remaining on the bond anticipation notes that were issued in 2006 for the construction of the Mason Sports Park. Ordinance 2008 – 31 allows the City to consolidate the debt into one issuance in an amount not-to-exceed \$17,935,000 million. Eric stated by combining the project and existing bond anticipation notes into one debt issuance, the City should be able to obtain a more attractive interest rate and reduce issuance costs. The stated amount within the legislation is not to exceed 6%. However, we anticipate the market rate to be under 5% when the bonds are priced. Annual debt service payment on this debt is estimated at approximately \$1.6 million.

A motion to adopt Ordinance 2008-28 was made by Councilmember Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS

ORDINANCE 2008-29 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$4,110,000 OF BONDS BY THE CITY OF MASON, OHIO, FOR THE PURPOSE OF MAKING DOWNTOWN IMPROVEMENTS IN THE CITY, AND DECLARING AN EMERGENCY

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

A motion to adopt Ordinance 2008-29 was made by Councilmember Kidd, seconded by Councilmember Shimrock. VOTE: ALL YEAS

ORDINANCE 2008-30 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$5,755,000 OF BONDS BY THE CITY OF MASON, OHIO, FOR MAKING PARK AND RECREATION IMPROVEMENTS AND DECLARING AN EMERGENCY

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

Mayor Grossmann reported this is a second reading on this legislation.

A motion to adopt Ordinance 2008-30 was made by Councilmember Kidd, seconded by Vice Mayor Beck. VOTE: ALL YEAS

ORDINANCE 2008-31 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$17,935,000 OF BONDS BY THE CITY OF MASON, OHIO, FOR VARIOUS PURPOSES IN THE CITY AND DECLARING AN EMERGENCY

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

Mayor Grossmann reported this is a second reading on this legislation.

A motion to adopt Ordinance 2008-31 was made by Councilmember Prince, seconded by Councilmember Kidd. VOTE: ALL YEAS

ORDINANCE 2008-32 AMENDING THE ZONING CODE AND ZONING MAP OF THE CITY OF MASON, OHIO, TO PROVIDE FOR THE REZONING OF APPROXIMATELY 8.31 ACRES LOCATED AT 6175 HI-TEK COURT FROM I-PUD TO I-1 (SKILLED CARE PHARMACY PROPERTY)

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

Richard Fair explained to Council, Mr. Chris Kuczek representing Skilled Care Pharmacy, Inc is requesting approval of a rezoning for property located at 6175 Hi-Tek Court. The property is 8.31 acres in size and is currently zoned as an Industrial Planned Unit Development. The applicant is requesting to rezone the land to I-1, Light Industrial District.

He explained in 2001, this property was rezoned from I-1, Light Industrial to a Planned Unit Development to allow for the development of 5 buildings totaling 50,000 square feet. The project went through several revisions over the next several years and even made it to the Final PUD stage, but it never materialized.

In 2006, Skilled Care Pharmacy decided to move from their location on Cintas Boulevard to a new facility. To expedite the process, the PUD on this property was revised to accommodate the relocation of their corporate headquarters. During the discussion staff recommended rezoning the property to I-1 in order to better accommodate future expansions. While this rezoning is not a result of a proposed expansion, the applicant decided to pursue I-1 zoning.

Richard said the uses allowed in the I-1 zoning (e.g. manufacturing, warehousing, contractors yards and office) are compatible with the existing properties in this business park. Setback requirements change due to the rezoning as follows: the front setback is reduced from 50 to 25 feet; the side setback is reduced from 20 to 12 feet; and the rear setback is increased from 75 feet to 100 feet. The parking located at the rear of the property will encroach slightly on the new setback, but will be allowed to stay, as it would be considered non-conforming. Any new pavement installation would have to meet current setback requirements.

He reported Planning Commission recommended approval of the rezoning based on the following findings:

1. The land use map for the City of Mason designates this property as Business Park, which is consistent with I-1 zoning.
2. The requested zoning is compatible with the surrounding properties.

Mayor Grossmann opened the public hearing at 9:05 p.m. Mr. Dan Mawer, President of Chelsea Moore Real Estate stated he was here in support of the project and to answer any questions. There were no other comments for or against this proposal. Mayor Grossmann closed the public hearing at 9:09 p.m.

A motion to adopt Ordinance 2008-32 was made by Councilmember Bradburn, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

ORDINANCE 2008-42 AMENDING THE CODIFIED ORDINANCES OF THE CITY OF MASON TO ENACT SECTION 373.12 PROVIDING RULES FOR SKATEBOARDING.

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

Eric Hansen explained to Council this appeared before Council at the last meeting. He stated after further review and discussions, Exhibit A has been changed. He noted if Council wished to adopt this Ordinance, an amendment is required. A general discussion took place among Councilmembers in which several stated they were still uncomfortable with placing a minor misdemeanor offense onto the children that violate this ordinance. After much discussion, it was agreed fines would be imposed instead of misdemeanors. The first offenses would be subject to a \$100 fine, the second offense within one year a \$200 fine and each subsequent offense a \$300 fine.

A motion to amend Ordinance 2008-42 to reflect imposing fines was made by Councilmember Kidd, seconded by Councilmember Wurzbacher. VOTE: 6 YEAS, 1 NAY (Kidd)

A motion to adopt Ordinance 2008-42 as amended was made by Councilmember Bradburn, seconded by Councilmember Kidd. VOTE: 6 YEAS, 1 NAY (Kidd)

Councilmember Kidd stated he still objects because we are making criminals out of kids. He stated the City has not provided a public area for this activity.

Vice Mayor Beck stated any fines collected should go into a fund to build a skate park.

ORDINANCE 2008-46 AUTHORIZING PAYMENT OF \$8,000 TO THE MASON HISTORICAL SOCIETY, A PRIVATE NON-PROFIT ORGANIZATION

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

Jennifer Heft explained to Council, during the 2007 budget process, the Finance Committee developed a policy to guide contributions to such groups. The policy that was recommended limits City contributions to \$8,000 and no more than a third of a group's budget. This is accomplished through a matching program where the City contributes one dollar for every two dollars raised from other sources by the non-profit group. The maximum contribution would remain \$8,000. She said the Mason Historical Society is requesting that they receive the full \$8,000 based on 2008 income.

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

A motion to adopt Ordinance 2008-46 was made by Councilmember Kidd, seconded by Councilmember Shimrock. VOTE: ALL YEAS

ORDINANCE 2008-47 AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MASON PARKS & RECREATION FOUNDATION, INC.

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

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

Vice Mayor Beck suggested the Finance Committee review this matter before Council takes a final action on it.

A motion to table was made by Vice Mayor Beck, seconded by Councilmember Wurzbacher. VOTE: ALL YEAS

ORDINANCE 2008-48 APPROVAL OF A CONDITIONAL USE PERMIT TO ALLOW A CHILD DAYCARE FACILITY ON AN R-1 ZONED PROPERTY LOCATED AT 5188 COX-SMITH ROAD (ENDEAVOR LEARNING CENTER)

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

Eric Hansen stated a public hearing for this legislation will be held on May 12, 2008.

ORDINANCE 2008-49 VACATING APPROXIMATELY .0091 ACRES OF SOUTH WEST STREET AND .0003 ACRES OF THE ALLEY ADJACENT TO THE SAINT SUSANNA CHURCH

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

Richard Fair explained to Council, St. Susanna Parish is requesting the approval of the vacation and an easement plat for part of West Street and the alley adjacent to Fifth Street. In 1958, County Commissioners approved the reduction of the Fifth Street right-of-way from 66 feet to 50 feet. However, this change was not updated on the County maps. Richard said in 1989 and in 2003, easements and vacation plats were approved based on the original 66 foot right-of-way width. It wasn't until recently this error was discovered by the Warren County Map Room. The approval of these plats will correct this clerical error and vacate the remaining 0.0091 acres of West Street and .003 acres of the 16.5 foot wide alley way. He said St. Susanna is the only property owner adjacent to both of these areas and has submitted the required petition.

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

A motion to adopt Ordinance 2008-49 was made by Councilmember Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS

ORDINANCE 2008-50 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MAINLINE ROAD & BRIDGE CONSTRUCTION, INC., IN AN AMOUNT NOT-TO-EXCEED \$6,611,312, FOR THE CONSTRUCTION OF THE WESTERN ROW ROAD IMPROVEMENT PROJECT

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

Richard Fair explained to Council, the purpose of this legislation is to award a construction contract to the lowest and best bidder for construction of Western Row Road Improvement Project. He stated Western Row Road is designated as a minor arterial street on the City's

thoroughfare plan. The new improvement from Cherokee Drive to Tylersville Road will bring Western Row Road up to the City's standard for a minor arterial street. Richard reported in 2005, the City received a grant of \$500,000 from the Ohio Public Works Commission to fund a portion of the construction cost. The City will also use \$1 million in license plate fees from the Warren County Motor Vehicle License Fund for this improvement. The balance of the financing will be provided by the City of Mason through the issuance of General Obligation Bonds. Ordinance 2008-28 authorizes the issuance of bonds to provide funding for this project.

Richard stated LJB consultants have completed the design of this project and are acquiring the additional right of way needed for the right turn only lane from the eastbound Western Row Road to Mason- Montgomery Road. Staff and Wood & Lamping are working on finalizing the acquisition agreement with Mason Christian Village. All other property has been acquired.

He explained Western Row Road will be improved to two lanes in each direction including left-turn lanes alternated with landscaped medians, decorative street lighting, new storm sewers, and curbs and gutters to improve drainage. A bike path will be added on the south side of the road between Cherokee Drive and Mason-Montgomery Road, connecting the existing bike path in front of Western Row Elementary. East of the Mason-Montgomery Road intersection, the new bike path will run on the north side of Western Row Road, between Mason-Montgomery Road and Tylersville Road, to preserve the row of large oak trees on the south side. A sidewalk will be constructed on the north side of Western Row Road between Cherokee Drive and Mason-Montgomery Road. The sidewalk on the south side of Western Row Road between Mason-Montgomery and Tylersville Roads will be added when development on the south side of the road takes place.

He noted the intersection of Western Row Road and Mason-Montgomery Road will be widened to provide a longer left turn lane from eastbound Western Row Road onto southbound Mason-Montgomery Road. Duke Energy has estimated the cost of relocating four (4) electric poles to be around \$60,553. In addition, a right turn only lane will also be provided from eastbound Western Row Road to Mason-Montgomery Road.

Bids were opened on April 8th for the project with seven construction firms submitting bids and the lowest and best bid coming from Mainline Road and Bridge Construction Inc for \$6,611,312.00. Richard stated the Finance Committee did review this project as part of the 2008 budget process and \$6,300,000 was included in the budget adopted by Council. The increase from the budgeted amount is for the addition of the turn lanes, as described above and discussed by Council.

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 2008-50 was made by Councilmember Kidd, seconded by Councilmember Shimrock. VOTE: ALL YEAS

ORDINANCE 2008-51 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT, INCLUDING ALTERNATES 1 AND 2, WITH MT. PLEASANT BLACKTOPPING IN AN AMOUNT NOT-TO-EXCEED \$2,247,205.25, FOR THE 2008 JOINT STREET RESURFACING PROGRAM

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

Richard Fair explained to Council, Ordinance 2008- 51 and 52 authorize a street resurfacing and maintenance contract and a reimbursement agreement with Deerfield Township. Richard stated annually the City pursues a Street Maintenance program to repair and prolong the life of City roadways. Typically, between \$750,000 and \$1,000,000 is budgeted for this annual program. The City has once again pursued a partnership with Deerfield Township for street resurfacing. By increasing contract quantities, both the City and Township benefited from reduced unit bid prices in 2007, despite the continued rise of asphalt prices, which have increased over 54% in the last five years. He said it is estimated the City and Township will realize an 8 - 10% savings as a result of the increased quantities of the joint venture.

Richard further explained Deerfield Township's portion of the total contract is estimated at \$710,000, which will be refunded to the city through monthly progress payments during construction. Deerfield staff will inspect streets within the Township and they will make recommendations back to City staff on payment quantities. Adoption of Ordinance 2008 - 52 authorizes a reimbursement agreement with Deerfield Township for resurfacing and maintenance to streets within Deerfield Township. Ordinance 2008-51 will award a contract to the lowest and best bidder, Mt. Pleasant Blacktopping, for capital investments and repair to the City's streets.

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

A motion to adopt Ordinance 2008-51 was made by Councilmember Prince, seconded by Councilmember Shimrock. VOTE: ALL YEAS

ORDINANCE 2008-52 AUTHORIZING THE CITY MANAGER TO ENTER INTO A REIMBURSEMENT AGREEMENT WITH DEERFIELD TOWNSHIP TRUSTEES FOR THE RESURFACING AND MAINTENANCE OF STREETS LOCATED WITHIN DEERFIELD TOWNSHIP, TO BE COMPLETED WITH THE 2008 JOINT STREET RESURFACING PROGRAM

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

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

A motion to adopt Ordinance 2008-52 was made by Councilmember Wurzbacher, seconded by Councilmember Shimrock. VOTE: ALL YEAS

ORDINANCE 2008-53 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE MAGAZINE DIVISION OF THE "CINCINNATI ENQUIRER" FOR ADVERTISING "FUNFORMASON"

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

Jennifer Heft explained to Council, in 2007, an effort was initiated to reduce costs and increase awareness of the programs offered by the Parks & Recreation Department at the Mason Community Center and other park facilities. As a result of the effort, *Funformason* is now published as a 16-page insert in *OurTown*, which is distributed free to Mason and Deerfield Township families with children. Extra copies of the 16-page insert are printed as a separate mini-magazine and mailed to area households that do not receive *OurTown*. She said in prior years *Funformason* was produced quarterly, but it is now published six times a year to match the *OurTown* production schedule. Also, *Funformason* was previously distributed to all city residents in the *Pulse-Journal* and mailed to all pass holders and program participants outside the city. Now it is placed in all households in the 45040 zip code, bringing it to all households entitled to receive "resident" rates at the Mason Community Center.

Jennifer said to date, staff feels the partnership with *OurTown* magazine has been very successful. The agreement has saved the City an estimated \$16,600 over the year while increasing both the frequency and the circulation of *Funformason*. Staff has noted that the frequency of complaints about delivery has dropped to near zero. She noted the *Cincinnati Enquirer/Our Town* has provided the City with over \$12,600 in additional ad space at no charge to the City. The ads have been in *City Clips*, *Our Town*, the *Community Press*, the Hometown section of the *Enquirer*, and on the *Enquirer's* ConnectMason web site. The City has used these ads to promote either membership passes or the 5-year anniversary open house.

The contract with the Cincinnati Enquirer/OurTown magazine expires with the June/July issue. For the 2008-2009 contract year OurTown has proposed the same distribution as last year. This proposal is for \$70,224, a 3.5% increase over last year to cover the increasing cost of postage. This works out to \$11,704 per issue, or 43.3 cents per copy. Jennifer stated the proposal has been discussed with Council's Community Center Committee and adoption is recommended.

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

A motion to adopt Ordinance 2008-53 was made by Councilmember Bradburn, seconded by Councilmember Kidd. VOTE: ALL YEAS

ORDINANCE 2008-54 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JACK DOHENY, IN AN AMOUNT NOT-TO-EXCEED \$46,000, FOR THE PURCHASE OF ONE (1) ARIES INDUSTRIES TRAILER MOUNTED LATERAL INSPECTION CAMERA SYSTEM.

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

Jennifer Heft explained to Council, in 2007, the City purchased a TV Rig Trailer and Equipment for inspecting sewer lines. Over 52,511 feet of sewer lines have already been inspected since the purchase of the TV rig. The proposed purchase of a lateral inspection camera will facilitate full inspection of all city sewer lines within the right-of- way and easements.

She stated the preventative maintenance program that was developed last year has resulted in the possible elimination of at least five claims due to blockage in a sewer line. This equipment will also be a resource for the Engineering and Building Department as the existing equipment has been used for videoing the storm water system located in Downtown and North Heights areas. Approximately 5% of the storm water system has been inspected. Staff anticipates that the entire storm water system will be completely televised within 5-6 years. Jennifer reported the camera would be purchased as part of the City's State Purchasing and competitive pricing programs. The Finance and Equipment Committees reviewed the Lateral Inspection Camera and recommended it for inclusion in the 2008 Budget.

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

A motion to adopt Ordinance 2008-54 was made by Councilmember Prince, seconded by Councilmember Kidd. VOTE: ALL YEAS

CITY MANAGER'S REPORT

Eric Hansen reported on the following items:

- ▶ The 15th Citizens Police Academy class will graduate on Thursday, April 24 at 6:30 p.m. at the Great Wolf Lodge. The evening will include a ceremony and hors d'oeuvres and a cash bar.
- ▶ The 12th annual National Day of Prayer Breakfast will be held on Thursday, May 1 from 7:00 a.m. to 8:30 a.m. at the Otterbein Lebanon Retirement Community Chapel, 585 N. State Route 741, in Lebanon.
- ▶ The City of Mason's 5th annual Volunteer Appreciation Reception will be held on Thursday, May 1 from 5:30 to 7:30 p.m. in the Mason Municipal Center Atrium. We will honor those volunteers who have given 50 hours or more of service to the City. Light hors d'oeuvres and punch will be served, with the recognition program beginning at 6:00 p.m.

▶ The NEC Chamber will sponsor its annual Spring Wine Gala Dinner and Auction on Tuesday, May 6 at The Manor House. A motion is in order if Council wishes to authorize attendance by Councilmembers, City Manager, Assistant City Manager and Economic Development to attend this event on behalf of the City. Councilmember Wurzbacher moved to approve attendance to this event for Council and any staff members that should attend. Vice Mayor Beck seconded the motion. VOTE: 4 YEAS, 2 ABSTAIN (Grossmann, Beck) (Bradburn was absent when vote was taken.)

▶ DARE graduation will be held on Wednesday, May 7 at 7:00 p.m. in the Mason High School Auditorium. The St. Susanna DARE Graduation will take place on Tuesday, May 20 at 9:30 a.m. at the Meyer Center in the old church.

▶ Council and members of the public are invited to attend the 2008 City of Mason Police Department Memorial Service to honor police officers fallen in the line of duty. A ceremony will be held on the front plaza of the Municipal Center on Monday, May 12 at 9:30 a.m. Guest speaker will be Ohio Supreme Court Justice Maureen O'Connor.

▶ A ribbon cutting will be held for Peoples First Savings Bank on May 1, 2008 at noon.

▶ A liquor permit request has been received for 1085 Reading Road for 7-11 Pony Keg. Councilmember Wurzbacher moved to not require a hearing. Councilmember Kidd seconded the motion. VOTE: ALL YEAS

▶ A liquor permit request has been received for 6176 Tylersville Road for Basilico Organic. A motion to not require a hearing was made by Vice Mayor Beck, seconded by Councilmember Kidd. VOTE: ALL YEAS

▶ Due to the Memorial Day Holiday, May 12 is the next and only regular meeting scheduled during May. A summer schedule had been anticipated with regular full Council meetings only on the second Monday of June, July and August; while leaving the third Monday open for possible work sessions or committee meetings.

COMMITTEE REPORTS None

OLD AND NEW BUSINESS

Vice Mayor Beck stated a Prayer Ceremony will be held at the Mason Veteran's Memorial on May 1 at 12:00. He also stated he attended a series offered by the Conservatory of Music at UC involving a Mason resident.

Mayor Grossmann commented on the opening of the Sports Park and the State of the City Address. He thanked staff for their efforts to make these events a success.

RECOGNITION OF VISITORS None

EXECUTIVE SESSION: PERSONNEL AND LAND ACQUISITION

A motion to adjourn into executive session for the purpose of discussing personnel and land acquisition was made by Councilmember Kidd, seconded by Vice Mayor Beck. VOTE: ALL YEAS

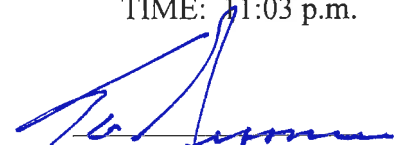
A motion to reconvene into regular session was made by Councilmember Wurzbacher, seconded by Vice Mayor Beck. VOTE: ALL YEAS

ADJOURN

A motion to adjourn was made by Councilmember Bradburn, seconded by Vice Mayor Beck
VOTE: ALL YEAS

TIME: 11:03 p.m.


Clerk of Council


Mayor