

**CITY OF MASON
COUNCIL MEETING
SEPTEMBER 27, 2010**

Mayor Prince called the meeting to order at 7:05 p.m. Noah Zimmerman and members of Boy Scout Troop #875 led all present in reciting the pledge of allegiance.

ATTENDANCE

The following members of Council were present: Michael Gilb, Christine Shimrock, Rich Cox, Tony Bradburn, Charlene Pelfrey, David Nichols, and Don Prince.

APPROVAL OF MINUTES

A motion to approve the minutes of the September 13, 2010 Council Meeting was made by Councilmember Gilb, seconded by Councilmember Pelfrey.

RECOGNITION OF LAURIE MITROFF REGARDING "MAKE A DIFFERENCE DAY"

Laurie Mitroff, coordinator, invited the Council and community to participate in "Make a Difference Day" (nationwide day of service) on Saturday, October 23 at Mason Intermediate School from 9:00 a.m. until noon. This event will support five significant causes and initiatives by recycling old computers and equipment, collecting donations for the Mason Food Pantry, gently used books for Crayons2Computers, cell phones for Soldiers, and monetary donations to "H2O Nigeria". She explained that this event will collect all donations from your car; you will not need to even leave your car.

RECOGNITION OF MEREDITH RAFFEL OF MASON-DEERFIELD ART ALLIANCE

Meredith Raffel, executive director, reported that the Arts Festival is growing. It is estimated that between 2000 and 3000 people attended this year's event which showcased 100 artists. She thanked the City for their support of this event. She has received positive feedback from the community appreciating the festival. The cleanup of the event took approximately three hours and was conducted by volunteers. She also reported that the first Quilt Barn Project will be presented in October at Fleckenstein Park.

RECOGNITION OF VISITORS

Gene Nell of 607 Bunker Lane addressed Council and complimented City staff and Council for the fine job they are doing. He expressed that he is proud to live in the City of Mason.

RESOLUTION 2010-13 DECLARING THE INTENT OF CITY COUNCIL TO DEDICATE CERTAIN PROPERTY FOR THE DEVELOPMENT OF AN ALL-INCLUSIVE PLAYGROUND

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

Eric Hansen explained that the Mason Parks & Recreation Foundation was officially organized in early 2007 as a non-profit 501 (c) 3 organization to raise private funds to enhance Mason parks and recreation programs. To date they have been able to provide nearly \$6,000 in scholarships to less privileged families to participate in programs and services at the Mason Community Center. Their current focus has been development and fundraising for an all-inclusive playground known as Common Ground. The interest for Common Ground started several years ago by local residents and members of the Foundation. Eric added that in the 90's the City acquired a 23-acre parcel on US 42 previously owned by the State of Ohio with the condition that it include a fully accessible playground. City staff has been working with the Foundation the past 18-months to define the most desirable site locations and costs for Common Ground on this property as well as others. While rough estimates for infrastructure vary depending on the site location, the preferred site kept coming back to the US 42 site. He stated that the Foundation, given the current economy, remains enthusiastic and aggressive that they can raise 100% of the funds necessary for the infrastructure, design, and construction of Common Ground. Several funding sources, including grants, have been located but Resolution 2010 – 13 formally designates the property for the development of the all-inclusive playground which is needed before funds can be requested.

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

A motion to adopt Resolution 2010-13 was made by Councilmember Pelfrey, seconded by Vice Mayor Nichols. VOTE: ALL YEAS.

ORDINANCE 2010-107 APPROVING THE 2010 COMPREHENSIVE PLAN OF THE CITY OF MASON, OHIO: FIRST READING

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

The public hearing date was set for October 25, 2010.

ORDINANCE 2010-108 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH KZF FOR DESIGN OF UTILITY RELOCATIONS IN BETHANY ROAD AND DECLARING AN EMERGENCY

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

Richard Fair addressed Council and stated that the Warren County Engineer's Office (WCEO) has designed a major reconstruction of Bethany Road from the west corporation line to Butler-Warren Road. He stated that this reconstruction is scheduled to start in June or July of 2011 and will realign the road, replace the bridge across a tributary of Muddy Creek, and reduce the sight distance problem just west of the Arbor Creek subdivision. A number of utilities in the existing road right-

of-way will need to be relocated due to the reconstruction. Richard noted that the City obtained two proposals for the work to relocate three City sanitary sewer force mains. KZF is the design engineer for the road and provided the lowest proposal for the City work in the amount of \$19,500. KZF will also be doing the relocation work for the County. Their proposal is reasonable and competitive for the engineering services which are involved. The Public Utilities Committee has reviewed this project and is recommending Ordinance 2010 – 108 for adoption. He reported that emergency language is necessary to meet the County's time frame for utility relocations prior to road construction.

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

A motion to adopt Ordinance 2010-108 was made by Vice Mayor Nichols, seconded by Councilmember Cox. VOTE: ALL YEAS.

CITY MANAGER'S REPORT

Eric Hansen reported on the following items:

► Fire Station 51 Dedication and Open House is on Saturday October 9 from 10:00 a.m. until 1:00 p.m. The dedication ceremony will begin at 10:00 a.m. The opening of the new station coincides with the conclusion of National Fire Prevention Week October 3-9. The official theme for this year's National Fire Prevention Week is "Smoke Alarms: A Sound You Can Live With!" The open house will include activities and information to help educate people about the importance of smoke alarms and encourage everyone to take the steps necessary to update and maintain their home smoke alarm protection systems. Guests will also have the opportunity to tour the new station.

► Geeters LLC, 854 Reading Road Unit B: D5I liquor permit application. City Council has the option to request a public hearing or not request a hearing.

A motion to not request a hearing was made by Councilmember Bradburn, seconded by Councilmember Cox. VOTE: ALL YEAS

► Banana Leaf Modern Thai, Inc., 101 E. Main Street, D1, D2 liquor permit application. City Council has the option to request a public hearing or not request a hearing.

A motion to not request a hearing was made by Councilmember Bradburn, seconded by Councilmember Cox. VOTE: ALL YEAS

► Mason City Schools has requested Building Permit fee exemptions on four different projects. The most significant waiver is for the re-roofing of Mason Intermediate School. The building permit fees requested to be waived total \$4354.89. In the past, Council has waived either all or a portion of those fees or has recommended it to Finance Committee for further consideration.

A motion to refer this to Finance Committee was made by Councilmember Bradburn, seconded by Councilmember Cox. Mayor Prince then discussed the unrecoverable 3% of the fees that has been

paid to the State Board of Building Standards. He requested that the Finance Committee take this into consideration. VOTE: ALL YEAS

COMMITTEE REPORTS none

OLD AND NEW BUSINESS none

RECOGNITION OF VISITORS none

EXECUTIVE SESSION: LAND ACQUISITION AND PERSONNEL

Mayor Prince announced that an Executive Session will be held on Personnel as well as Land Acquisition.

A motion to adjourn into Executive Session for the purpose of discussing Personnel and Land Acquisition was made by Councilmember Bradburn, seconded by Councilmember Shimrock.
VOTE: ALL YEAS TIME: 7:46 p.m.

A motion to reconvene into Regular Session was made by Councilmember Bradburn, seconded by Councilmember Cox. VOTE: ALL YEAS. TIME: 9:50 p.m.

ORDINANCE 2010-109 AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE TERMS OF AN ACCESS AGREEMENT WITH TENNIS FOR CHARITY, INC. RELATED TO THE BRUIN GOLF COURSE AND DECLARING AN EMERGENCY

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

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

A motion to adopt Ordinance 2010-109 was made by Councilmember Bradburn, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ADJOURN

A motion to adjourn was made by Vice Mayor Nichols, seconded by Councilmember Gilb. VOTE: ALL YEAS TIME: 9:55 pm


Clerk of Council


Mayor