

**CITY OF MASON
SPECIAL COUNCIL MEETING
SEPTEMBER 3, 2015**

The meeting was called to order at 5:05 p.m. All those present recited the Pledge of Allegiance.

ATTENDANCE

The following members of Council were present: Victor Kidd, Barbara Spaeth, Jim Fox, Charlene Pelfrey, Don Prince, and David Nichols.

APPROVAL OF MINUTES

A motion to approve the August 10, 2015 Council Meeting Minutes was made by Vice Mayor Kidd, seconded by Councilmember Spaeth. VOTE: 5 YEAS, 1 ABSTAIN (Kidd).

CITY MANAGER'S REPORT

Lou Eves Municipal Pool will be open Labor Day weekend from noon to 8:00 p.m.

The AVP Pro Beach Volleyball 2015 Tour returns to the Lindner Family Tennis Center over Labor Day weekend. Tickets are available in Symbiosis at the Community Center or online.

City offices will be closed on Monday, September 7 in observance of the Labor Day holiday. The Community Center will have normal operating hours over the weekend. On Labor Day, the Community Center will be open from 6:00 a.m. to noon with limited services – fitness floor, gymnasium, and indoor walking track.

There will be limited City services/access during normal work hours 8:00 a.m. to 4:30 p.m. on Friday, September 18, due to staffing the Bicentennial Birthday Party. City employees in all departments will be flexing regular work hours on Friday to help with the event Friday evening and Saturday.

American Spirit Education Alliance will hold the 5th annual Patriot Fair on Saturday, September 26 at the Mason Municipal Center and surrounding grounds. The Patriot Fair is primarily designed as an educational function, bringing to life the early history of the United States of America through drama and re-enactment. There will be numerous displays and exhibits throughout the day.

With conclusion of business of the September 3rd meeting, the only remaining item for the September 14th meeting is Ordinance 2015-89 Public Hearing on various amendments to the Zoning Code not related to any particular piece of property. If council would like to continue that hearing to the September 28th meeting and cancel the September 14th meeting, a motion is in order.

A motion to continue the Public Hearing for Ordinance 2015-89 to the September 28, 2015 Council Meeting and cancel the September 14, 2015 Council Meeting was made by Vice Mayor Kidd, seconded by Councilmember Fox. VOTE: 4 YEAS, 2 NAYS (Pelfrey, Prince).

A motion to not request a hearing for a D1 liquor permit for Troy's Café at 322 Reading Road was made by Councilmember Spaeth, seconded by Vice Mayor Kidd. VOTE: ALL YEAS.

COMMITTEE REPORTS

Councilmember Pelfrey discussed the upcoming Bicentennial Birthday Party and Parade. She stated that the parade starts at the Plaza and ends at the High School. Council needs help from friends, family, and volunteers to distribute materials to the crowd along the parade route. She discussed Council's parade entry and Council attire at the parade. Councilmember Pelfrey stated that on Saturday night, before REO Speedwagon takes the stage, all Councilmembers will be on stage at 7:30 p.m. to recognize the four major sponsors of the Bicentennial during the check presentations to Common Ground. At this time, buckets will be passed through the crowd to collect additional contributions for Common Ground. All contributions collected will be totaled and announced before the end of the night. She discussed activities planned for the Bicentennial Party on Saturday afternoon.

RESOLUTION 2015-11 ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

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

Eric Hansen stated that in compliance with the Ohio Revised Code, the need to accept the City's property tax rates as determined by the Warren County Budget Commission is required. The rate for the safety fund as authorized by the 2012 charter amendment continues to be 4.40 mills which is lower than the 5-mill tax rate needed for previous fire levies. Approval of the resolution is needed for the property rates to be effective for the 2016 property tax collection year.

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

During Council discussion, Eric clarified that this resolution is just for property tax as required by the State of Ohio. Separate action by Council would be required to adjust the Safety Services income tax rate.

A motion to adopt Resolution 2015-11 was made by Vice Mayor Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS.

RESOLUTION 2015-12 DESIGNATING DEPOSITORIES FOR ACTIVE AND INTERIM DEPOSITS

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

Eric Hansen stated that in 2013, to ensure compliance with the Ohio Revised Code and other relevant ordinances, the City requested applications from eligible institutions for active and interim deposits of City funds. Council then authorized Resolution 2013-13 to designate the financial institutions that applied as depositories for City active and interim deposits. Since that

time, Court made the request to use Peoples First Savings Bank for court's bank accounts. Court deposits at Peoples First Savings Bank are expected to be within the \$250,000 FDIC limit. In order add Peoples to the list, Council would need to re-designate the financial institutions authorized to be a depository of public monies. Resolution 2015 – 12 adds Peoples First Savings Bank and re-designates Fifth Third Bank, First Financial Bank, Keybank, PNC Bank, Wesbanco, and U.S. Bank to be eligible for the City's depository for active and interim deposits.

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

A motion to adopt Resolution 2015-12 was made by Councilmember Spaeth, seconded by Vice Mayor Kidd. VOTE: ALL YEAS.

ORDINANCE 2015-77 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$6,000,000 OF BONDS BY THE CITY OF MASON, OHIO, TO PERMANENTLY FINANCE NOTES PREVIOUSLY ISSUED FOR BUILDING ACQUISITION AND IMPROVEMENTS IN THE CITY

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

Eric Hansen discussed Ordinance 2015-77, Ordinance 2015-78, Ordinance 2015-79, and Ordinance 2015-80 together. He explained that these ordinances are not for the issuance of entirely new debt, but are consolidation or refinancing of debt already in the City's debt schedule. The City's Aaa rating from Moody's should result in the lowest interest rate possible. Eric stated that Ordinance 2015-77 is the new issuance of debt for the Mason Service Center. Ordinance 2014-88 authorized the City to issue \$6 million Bond Anticipation Notes (BANs) for the Service Center, which mature in December 2015 and will be paid by issuing long-term bonds authorized by this ordinance. Eric stated that Ordinance 2015-78 is for the Western Row Road Interchange. The City is providing \$3 million in funding for this \$35 million project. Ordinance 2015-78 authorizes issuance of long-term bonds for the City's share of this project. Eric stated that Ordinance 2015-79 allow the above issuances to be consolidated into a single issue for greater cost savings. Eric stated that Ordinance 2015-80 consolidates previous issuances of debt and allows the City to issue long-term bonds to achieve better interest rates and more attractive financing. Eric explained that by consolidating debt, the City continues a very aggressive pay-down and it is anticipated that outstanding debt will be at or below \$70 million in 2016. The City's peak debt was at \$100 million in 2009. He explained that this is not all tax supported, but is supported by utilities and self-sustaining items such as leases at the Community Center and TIF financing for commercial projects.

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

A motion to adopt Ordinance 2015-77 was made by Councilmember Fox, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE 2015-78 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$3,000,000 OF BONDS BY THE CITY OF MASON, OHIO, FOR ROAD IMPROVEMENTS IN THE CITY

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

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

A motion to adopt Ordinance 2015-78 was made by Vice Mayor Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS.

ORDINANCE 2015-79 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$9,000,000 OF BONDS BY THE CITY OF MASON, OHIO, FOR VARIOUS PURPOSES IN THE CITY

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

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

A motion to adopt Ordinance 2015-79 was made by Vice Mayor Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS.

ORDINANCE 2015-80 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$9,750,000 OF REFUNDING BONDS BY THE CITY OF MASON, OHIO, TO REFUND SERIES 2008 BONDS ISSUED FOR VARIOUS PURPOSES IN THE CITY

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

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

A motion to adopt Ordinance 2015-80 was made by Councilmember Pelfrey, seconded by Councilmember Fox. VOTE: ALL YEAS.

ORDINANCE 2015-90 FIRST READING: AMEND THE CODE OF ORDINANCES OF THE CITY OF MASON TO AMEND IN PART ZONING CODE CHAPTERS 1137, 1161, 1181, (ZONING CODE AMENDMENTS)

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

Eric Hansen announced that the second reading and Public Hearing will be held on October 12th.

EXECUTIVE SESSION: LAND ACQUISITION; EMPLOYMENT/COMPENSATION OF PUBLIC EMPLOYEES

A motion to adjourn into Executive Session for the purpose of discussing land acquisition, employment/compensation of public employees, and to amend the agenda to include in Executive Session discussion regarding the appointment of a public official was made by Vice Mayor Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS. TIME: 5:35 p.m.

A motion to reconvene into Regular Session was made by Vice Mayor Kidd, seconded by Councilmember Pelfrey. VOTE: ALL YEAS. TIME: 11:28 p.m.

A motion to add Ordinances 2015-91 and 2015-92 to the agenda was made by Councilmember Prince, seconded by Vice Mayor Kidd. VOTE: ALL YEAS.

ORDINANCE 2015-91 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ANNEXATION AGREEMENT WITH UNION TOWNSHIP FOR THE ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF MASON AND DECLARING AN EMERGENCY

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

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

A motion to adopt Ordinance 2015-91 was made by Councilmember Prince, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ORDINANCE 2015-92 AUTHORIZING THE CITY MANAGER TO ENTER INTO A REIMBURSEMENT AGREEMENT WITH TERRA FIRMA DD, LLC OR ASSOCIATED ENTITY RELATED TO THE ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF MASON AND DECLARING AN EMERGENCY

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

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

A motion to adopt Ordinance 2015-92 was made by Vice Mayor Kidd, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

COUNCILMEMBER APPOINTMENT

A motion to open the floor to nominations for an appointment to Mason City Council was made by Councilmember Pelfrey, seconded by Councilmember Prince. VOTE: ALL YEAS.

Councilmember Pelfrey nominated Joshua Styrcula. Councilmember Prince nominated TJ Honerlaw. Vice Mayor Kidd nominated Ashley Chance.

A motion to close nominations was made by Councilmember Prince, seconded by Councilmember Fox. VOTE: ALL YEAS.

ROLL CALL: 3 VOTES for Ashley Chance (Kidd, Spaeth, Nichols); 2 VOTES for Joshua Styracula (Pelfrey, Prince); 1 VOTE for TJ Honerlaw (Fox).

Councilmember Prince moved to reopen nominations for an appointment to Mason City Council, seconded by Councilmember Spaeth. VOTE: 5 YEAS, 1 NAY (Kidd).

Councilmember Pelfrey nominated TJ Honerlaw. Vice Mayor Kidd nominated Ashley Chance.

A motion to close nominations was made by Councilmember Prince, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

ROLL CALL: 3 VOTES for TJ Honerlaw (Prince, Fox, Pelfrey); 3 VOTES for Ashley Chance (Nichols, Kidd, Spaeth).

Councilmember Fox moved to reopen nominations for the appointment to Mason City Council, seconded by Councilmember Prince. VOTE: ALL YEAS.

Vice Mayor Kidd nominated Ashley Chance. Councilmember Prince nominated TJ Honerlaw.


A motion to close nominations was made by Vice Mayor Kidd, seconded by Councilmember Prince. VOTE: ALL YEAS.

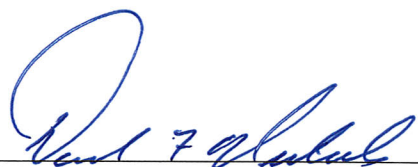
ROLL CALL: 4 VOTES for Ashley Chance (Nichols, Kidd, Spaeth, Fox); 2 VOTES for TJ Honerlaw (Pelfrey, Prince).

Upon conclusion of the vote, it was determined that Ashley Chance was appointed to Mason City Council.

ADJOURN

A motion to adjourn was made by Councilmember Fox, seconded by Councilmember Spaeth. VOTE: ALL YEAS. TIME: 11:35 p.m.


Clerk of Council


Mayor