

**CITY OF MASON
COUNCIL MEETING
MARCH 27, 2000**

The meeting was called to order by Mayor McCurley at 7:07 p.m.

ROLL CALL

The following members of Council were present: Jim Fox, Dick Staten, Tom Muennich, Betty Davis, Charlene Pelfrey, Peter Beck and John McCurley.

APPROVAL OF MINUTES: MARCH 13, 2000

A motion to approve the minutes from the March 13, 2000 meeting was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

RECOGNITION OF VOLUNTEERS IN THE PARKS (VIPs)

Paul Walsh addressed Council to recognize the Volunteers in the Park that assist with many of their programs. The Mason Community Players were recognized for their efforts with the Haunted Hay Ride. Several individual volunteers were recognized with either a gold or silver award for their hours of service.

RECOGNITION OF VISITORS

Mr. Bill Liedhegner of 626 Lindemann Lane addressed Council to recognize the wonderful job the Lady Comets did in bringing home the State Title in Division 1 basketball.

RESOLUTION - 2000-3 – COMMENDING THE 1999-20000 MASON LADY COMETS BASKETBALL TEAM

The Resolution was read in full by Mayor McCurley.

A motion to suspend the rule was made by Councilmember Davis, seconded by Councilmember Staten. VOTE: ALL YEAS

All of Council presented the Resolution to the team representative, Beth Jones. Mayor McCurley stated signs would be installed at the entrances to the City recognizing their victory and a green stripe will be painted on US 42 in the downtown to further celebrate the victory of the Comets.

A motion to adopt was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS

RESOLUTION 2000-4 –TO INFORM THE GENERAL ASSEMBLY OF THE CITY OF MASON’S POSITION RELATIVE TO PASSAGE OF PROPOSED ANNEXATION REFORM MEASURES

The Resolution was read in full by the Law Director, Ken Schneider.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Pelfrey. VOTE: ALL YEAS.

A general discussion followed with Council stating the City supports property owners continuing to have the right to decide the fate of their property.

A motion to adopt was made by Councilmember Davis, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

ORDINANCE 2000-30 - 2nd READING AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CVD DATA SERVICES FOR COMPUTER CONSULTING FOR THE CITY OF MASON COMPUTER SYSTEM

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

Eric Hansen stated this legislation was introduced at the March 13th meeting. The term of the contract can be voided within thirty days upon submission of a written notice by either party. The compensation negotiated is a discounted rate compared to the current rate being paid to the contractor. The contract is not to exceed \$55,000 for a one year period. It was suggested this become a city employee position in the future.

A motion to adopt was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

ORDINANCE 2000-33 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ROZZI’S FAMOUS FIREWORKS TO PROVIDE A FIREWORKS DISPLAY DURING THE CITY OF MASON’S FOURTH OF JULY CELEBRATION

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

Scot Lahrmer stated this \$20,000 contract is for the purpose of providing a fireworks display that lasts approximately 20 minutes. The City provided this for the first time last year and it was a popular event for our residents. The proposal is to continue to provide fireworks for the July 4th celebration this year.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember

Davis. VOTE: ALL YEAS.

A motion to adopt was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-34 - DELEGATING AUTHORITY TO MAKE DECLARATIONS OF OFFICIAL INTENT AND ALLOCATION WITH RESPECT TO REIMBURSEMENTS OF TEMPORARY ADVANCES MADE FOR CAPITAL EXPENDITURES FOR THE CITY WATER SYSTEM TO BE MADE FROM SUBSEQUENT BORROWINGS DURING 2000.

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

Scot Lahrmer stated this legislation complies with the Treasury Regulations of the IRS. It is a housekeeping item that will allow the City to be reimbursed for expenses incurred associated with the water and wastewater system projects.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS.

A motion to adopt was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2000-35 - ACCEPTING THE PUBLIC IMPROVEMENTS FOR BIRCHWOOD FARMS, SECTION 10, AND RELEASING THE PERFORMANCE BOND

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

Richard Fair stated the Birchwood Farm subdivision is located on the south side of Mason Road, east of Snider Road and contains 243 lots. Section 10 is the last section to be accepted. It consists of the southern portion of Wheatmore Court and Rockgarden Court. It has been inspected by the Public Utilities, Public Works and Engineering Departments. Staff recommends approval of this legislation.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS.

A motion to adopt was made by Councilmember Davis, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

ORDINANCE 2000-36 - AUTHORIZING THE CITY MANAGER TO AMEND THE EXISTING LEASE WITH SPRINTCOM, INC. FOR THE INSTALLATION OF ADDITIONAL TELECOMMUNICATIONS EQUIPMENT ON THE SNIDER ROAD WATER TOWER

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

Scot Lahrmer stated SprintCom PCS strengthened their coverage in the Snider Road/US 42 area. It was their desire not to construct a tower for this purpose. The City owned water tower was adequate to hold the necessary equipment to accomplish their goals. With this attachment, SprintCom will pay the City a total monthly rent of \$1,794.

Council stated this is a perfect situation that benefits the City both ascetically and financially.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS.

A motion to adopt was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

ORDINANCE 2000-37 - AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MICHAEL SCHUSTER & ASSOCIATES (MSA)/PHILLIP SWEGER ASSOCIATES (PSA) FOR ARCHITECTURAL DESIGN SERVICES NECESSARY FOR A NEW MUNICIPAL FACILITY ON THE FORMER WESTERKAMM PROPERTY

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

Scot Lahrmer stated the Construction Process Team (CP) has worked with MSA to finalize the Space Needs Analysis. In January, the CP Team distributed an RFP for architectural services to begin the design phase of the project. The list was narrowed down to two firms. Site visits were made, references were checked and as a result the CP Team is recommending the Partnership of MSA/PSA as the City's architect for the design of a new municipal facility. The contract for this work would not exceed \$1,051,000. The CP Team is recommending the construction manager be hired separately and those duties not be included with this contract. It is expected the ground breaking for this facility will be in the spring or summer of 2001. The Building Committee of Council has reviewed this proposal and is recommending approval.

A motion to suspend the rule was made by Councilmember Pelfrey, seconded by Councilmember Davis. VOTE: ALL YEAS.

A motion to adopt was made by Councilmember Davis, seconded by Vice Mayor Fox: VOTE: ALL YEAS.

ORDINANCE 2000-38-AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CHARLIE AND BONNIE LAWSON AND ACCEPTANCE OF AND EASEMENT FOR MUNICIPAL PURPOSES

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

Scot Lahrmer stated a sewer easement agreement has been negotiated with Charlie Lawson who owns property on US 42, north of Donna Jean Boulevard. The City needs to install a sanitary trunk sewer running along Muddy Creek between Donna Jean Boulevard and Tylersville Road. In exchange for an easement to accommodate the installation of the sewer line, the City will provide four utility taps.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Staten. VOTE: ALL YEAS

A motion to adopt was made by Councilmember Muennich, seconded by Vice Mayor Fox: VOTE: ALL YEAS

ORDINANCE 2000-39- AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT UNDER THE ENTERPRISE ZONE PROVISIONS OF THE OHIO REVISED CODE WITH MITSUBISHI ELECTRIC

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

Scot Lahrmer stated Mitsubishi Electric is considering an expansion at either its Mason or Maysville, Kentucky sites. The Economic Development Office began working with the firm to secure the project early this year. The company must expand its manufacturing capacity and is planning to construct up to an 82,750 sq.ft. addition to house \$24 million in new machinery, equipment and inventory. The firm has applied for a tax incentive on real and personal property under the provisions of the State of Ohio Enterprise Zone Program for which Warren County is the final approving authority. Staff recommends approval of this legislation.

A motion to suspend the rule was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS

A motion to adopt was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS

COMMUNITY REINVESTMENT AREA #4: TEKMAR

Councilmember Staten excused himself from addressing this item due to a potential conflict of interest. Kimm Coyner, Economic Development Coordinator, addressed Council and stated the City has an opportunity to recruit a high tech company interested in relocating from a leased facility in Sharonville. Tekmar, a division of Emerson Electric, assembles and tests laboratory equipment with 108 employees and an annual payroll of \$4.94M. The company plans to add 25 new employees over

the next ten years and to increase sales from 25 to 40 million dollars. To secure the company, the City may grant an abatement of taxes due on the value of the new facility for a fifteen year period. The Economic Development Committee recommends a motion to abate 100% of the real property improvements for a maximum of 15 years under the Community Reinvestment Area Program. The abatement is contingent upon an annual compensation payment of \$6,250 to the Mason City School District. Cyndy Reed, the Chief Financial Officer addressed Council and stated Mason's business friendly climate is very desirable and with this abatement, she could easily recommend selecting the Mason location.

A motion to approve this abatement contingent upon reviewing the firm's annual performance and tying the terms of the abatement to performance measures and upon making annual payments to the schools was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS. (6 VOTES)

CITY MANAGER'S REPORT

- ◆ The Neighborhood Watch meeting will be held on April 3, 2000 at the Mason Intermediate School. This program is sponsored by the Mason Police Department and will be held from 7-9:00 p.m.

- ◆ The 1999 property valuations for political jurisdictions in Warren County have been released. Mason's valuation is \$560,852,567, which represents an increase of 16% from 1998's valuation. Mason continues to be the highest in the county.

COUNCIL OLD AND NEW BUSINESS

A committee was established to meet with Time Warner to discuss issues they find important as they relate to the City of Mason. Those serving on this committee will be Tom Muennich, Betty Davis and Dick Staten.

The Engineering Department is reviewing the infringement issue in Bethany Road to determine if the City's facilities are in jeopardy.

It was suggested Staff write a letter to Ben Dotson, Clerk of the Deerfield Township, wishing him well on his retirement. It was also suggested a letter welcoming the new clerk, Christine Spiekerman should be sent.

It was suggested Council suggest a special day for a joint event to be held involving the employees, staff and families of Deerfield Township and the City of Mason so the relationship can be improved in a fun, social environment. A committee was formed to pursue this event. Those serving on this committee are as follows: Charlene Pelfrey, Jim Fox and Peter Beck.

A general discussion followed on the status of the pre-annexation agreements. Ken Schneider

explained who had been contacted and the opposition the Township Trustees are presenting on this effort.

AUDIENCE COMMENTS

None

EXECUTIVE SESSION: PERSONNEL AND LITIGATION

A motion to adjourn into executive session was made by Councilmember Muennich, seconded by Vice Mayor Fox. VOTE: ALL YEAS.

A motion to reconvene into regular session was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS.

A motion to add Ordinance 2000-40 to the agenda was made by Councilmember Davis, seconded by Councilmember Muennich. VOTE: ALL YEAS

ORDINANCE 2000-40 AUHTORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MR. GENE HONERLAW FOR THE PURPOSE OF PURCHASING ALL FARMING RIGHTS ON THE WESTERKAMM PROPERTY

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


A motion to suspend the rule was made by Councilmember Muennich, seconded by Councilmember Davis. VOTE: ALL YEAS

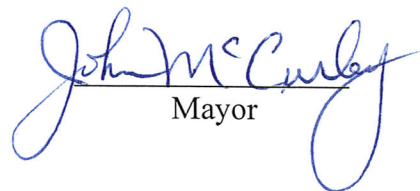
A motion to adopt Ordinance 2000-40 was made by Councilmember Muennich, seconded by Councilmember Fox. VOTE: ALL YEAS

ADJOURN

A motion to adjourn was made by Councilmember Davis, seconded by Councilmember Muennich.
VOTE: ALL YEAS

TIME: 10:02 p.m.


Clerk of Council


Mayor