

**CITY OF MASON
COUNCIL MEETING
JANUARY 14, 2002**

The meeting was called to order by Mayor McCurley at 7:03 p.m.

RECOGNITION OF CHAPLAIN'S PROGRAM

Mayor McCurley introduced Councilmember Pelfrey and Chief Ferrell who explained facts regarding the City's Chaplain Program. She said a Chaplain is on duty 24 hours a day 7 days a week for assistance in the event of a tragedy. Pam Eickenhorst from the Fire Department, Officers Downey and Officer Collin introduced the Chaplains present and spoke in favor of the program and how beneficial it has been to the Police and Fire Departments. Chief Ferrell stated the State Highway Patrol have requested the assistance of the City's Chaplain Program. Mayor McCurley added the City would begin the first Council meeting of the month with a prayer if a Chaplain is available. A prayer was led by Chaplain Jeff Perkins.

ATTENDANCE

The following members of Council were present: Jim Fox, Dick Staten, Victor Kidd, Tom Grossmann, Peter Beck, Charlene Pelfrey and John McCurley.

APPROVAL OF MINUTES

A motion to approve the minutes of the December 10, 2001 Council meeting was made by Vice Mayor Fox, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

A motion to approve the minutes of the December 17, 2001 Council Worksession was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: 6 YEAS, 1 ABSTAIN (Pelfrey)

RECOGNITION OF VISITORS

John Harris from the Mason Landen King Chamber of Commerce addressed Council and stated there would be a Business After Hours held at Bodymasters on January 15, 2002. He also mentioned the Legislative Event the Chamber is holding on January 23, 2002 at the Golf Center.

ORDINANCE 2001-205 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CONTRACT INTERIORS, INC. FOR THE PURCHASE OF FURNITURE FOR THE NEW MUNICIPAL FACILITY, INCLUDING THE COURT FACILITIES

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

Eric Hansen explained to Council the contract for the furniture expense has been reviewed and has actually decreased \$200,000. He stated this is \$40,000 below state bid. He asked the legislation be amended to reflect a new amount of \$771,000. Councilmember Beck asked if local businesses had been considered for this purchase. Mayor McCurley stated this contract and procedure has been reviewed very carefully by Council's Building Committee and they are very satisfied. He explained the State Bid process done originally was challenged and thoroughly reviewed. Mayor McCurley added the City has obtained an attractive price, which includes an additional \$40,000 savings off the state bid. Vice Mayor Fox pointed out this price includes installation, which could result in even greater savings. Councilmember Staten stated he wanted to see individual pieces listed not just a lump sum figure. He has been provided that information and is satisfied with the selection the Furniture Committee made when they reviewed the manufacturers and chose Knoll Furniture. He feels the City is getting the best deal. Councilmember Grossmann asked if the City attempted to find other vendors that can beat the state bid. Eric Hansen responded Contract Interiors is the only local supplier of that particular manufacturer. John Harris of the Mason Landen Kings Chamber of Commerce addressed Council and stated none of the local vendors had a shot at this job prior to the decision to go with Knoll Furniture. He said the City's architect chose the vendors to review. He asked Council to take a good look at this contract because it could be a way to save money. Councilmember Staten asked if the local vendors could supply Knoll Furniture. The reply was no. Rolf Wardner of Corporate Express located in Sharonville, addressed Council and stated details were not made available to his firm so they could submit a bid. Steve Dillion with Atlas Business Interiors stated jobs of this size should always be negotiated. He said State bid is usually for small jobs. Kathy Thiebold of MSA addressed Council and stated the Furniture Committee selected Knoll Furniture and she stated many vendors were evaluated by this committee. Kevin McKirnun of Contract Interiors addressed Council and stated the reason the bid was reduced by \$40,000 was due to the creation on an itemized list. He explained it was the final details that resulted in the lower price. He also stated the state bid is not just for small jobs; in fact the savings grow with the size of the order. Eric Hansen stated the City's process for selection very closely mirrored Warren County's process for their new building. Councilmember Kidd stated he felt this was a sound decision by Administration but somewhat awkward to defend and perhaps we can learn from this. Mayor McCurley stated the City has placed faith in others who served on the Furniture Committee to review, evaluate and select. He thanked John Harris for representing the Chamber.

A motion to amend the Ordinance to reflect the amount of \$771,000 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

A motion to adopt Ordinance 2001-205 was made by Councilmember Pelfrey, seconded by Councilmember Staten. VOTE: 6 YEAS, 1 NAY (Beck)

ORDINANCE 2002-01 ACCEPTING ANNEXATION ON APPLICATION OF THE OWNER OF CERTAIN PROPERTY CONTAINING 2.864 ACRES LOCATED IN DEERFIELD TOWNSHIP TO THE CITY OF MASON, OHIO

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

Scot Lahrmer stated this property is owned by Joe and Sally Hermann and is located on Mason-Montgomery Road north of Sentinel Oak Drive. The property contains 2.8 acres and the annexation was officially approved by the County Commissioners on October 2, 2001. He stated the final step to complete this annexation process is for the City to accept the annexation by passing this legislation.

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

A motion to adopt Ordinance 2002-01 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2002-02 ACCEPTING ANNEXATION ON APPLICATION OF THE OWNER OF CERTAIN PROPERTY CONTAINING 2.742 ACRES LOCATED IN DEERFIELD TOWNSHIP TO THE CITY OF MASON, OHIO

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

Scot Lahrmer stated this property is owned by Mark and Kim Schappacher and is located on Mason-Montgomery Road adjacent to the Mason City School's property. The property contains 2.7 acres the annexation was officially approved by the County Commissioners on October 2, 2001. He stated, as in the previous ordinance, the final necessary step is for the City to accept the annexation by passing this legislation.

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

A motion to adopt Ordinance 2002-02 was made by Vice Mayor Fox, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

ORDINANCE 2002-03 APPROVING THE REPLAT OF ARBOR CREEK, SECTIONS 1, 2 AND 3, LOTS 64-87, 104, 146, AND 149-152

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

Richard Fair explained to Council the developer is requesting approval of a replat for Arbor Creek Sections 1, 2 & 3. He stated the applicant is proposing to reduce the front

yard setback on lots 64-87, 104, 149-152 and lot 146 from 50 feet to 40 feet. He added the applicant desires to allow for the placement of larger homes with side entry garages. Planning Commission and staff recommend approval of the replat. Councilmember Beck asked if the neighbors had been consulted about the reduced setback request. Richard Fair stated there are two homes, which will result in gaining larger rear yards. The remainder of the property is vacant at this time.

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

A motion to adopt Ordinance 2002-03 was made by Vice Mayor Fox, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2002-04 APPROVAL OF THE FINAL PLAT OF WHISPERING SPRINGS SUBDIVISION, SECTION 2, PHASE A

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

Richard Fair explained to Council the final plat for Section 2, Phase A of Whispering Springs subdivision is located on the south side of Mason Road just west of the Sunset Ridge subdivision. It contains 7 single-family lots, 4 open space lots and 0.84 acres of right-of-way. He stated this is zoned R-PUD and is consistent with the final PUD plan approved by Planning Commission. He stated Planning Commission recommends approval contingent on the following four items:

1. Revise the drainage easement on lot 42 to be a private drainage easement as shown in detail "A".
2. Add private drainage easement (P.D.E.) to the legend on sheet 2.
3. Provide a table indicating the side setbacks on sheet 2 and show the rear yard setbacks in plan view.
4. Submit a subdivider's contract and performance bond for this section.

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

A motion to adopt Ordinance 2002-04 was made by Councilmember Beck, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2002-05 AMENDING THE ZONING CODE AND ZONING MAP OF THE CITY OF MASON, OHIO, TO PROVIDE FOR THE REZONING OF APPROXIMATELY 22.5 ACRES FROM R-1 TO RESIDENTIAL PUD AND APPROVAL OF THE CONCEPT PLANNED UNIT DEVELOPMENT FOR THE ARAUJO PROPERTY

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

Mayor McCurley set the public hearing for this legislation for February 11, 2002.

ORDINANCE 2002-06 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH AQUATIC RESOURCES & MANAGEMENT, INC. FOR OPERATION AND MANAGEMENT OF THE LOU EVES MUNICIPAL SWIMMING POOL

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

Scot Lahrme r stated the purpose of this legislation is to provide a professional managed aquatic facility for the community. He stated Aquatic Resources and Management Inc. has operated the pool since 1995. They have agreed to continue to manage it this year with the proposed contract for a one-year term, which pays them \$241,000. This amount is a break-even point for their 2001 operating expenses minus utilities and ID processing. The City will pay for all utility costs and the Aquatic Resources Management Inc. will keep all proceeds from the sales of concessions. Scot added the contract amount will be paid in installments beginning with 30% in April, 10% for May and June with the balance paid at the end of the season when financials are presented. The Park Board and Staff are recommending adoption of this legislation as it allows the City the option of exploring different arrangements when the Community Center comes on line. Mayor McCurley asked if any other companies had been considered. Vice Mayor Fox responded yes but this firm was offering the best deal.

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

A motion to adopt Ordinance 2002-06 was made by Vice Mayor Fox, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2002-07 AUTHORIZING THE CITY MANAGER TO GRANT A RIGHT-OF-WAY AND EASEMENTS FOR THE RELOCATION OF TELECOMMUNICATION LINES TO UNITED TELEPHONE COMPANY OF OHIO AND SPRINT COMMUNICATIONS COMPANY L.P. ALONG THE WEST PROPERTY LINE OF FIRE STATION #51

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

Richard Fair explained to Council this legislation will allow Sprint to relocate their lines, which were affected by the Mason-Montgomery Road Improvement Project. He stated the lines will be removed from overhead to underground for the 3 buildings on the north side of Main Street, just west of Mason-Montgomery Road. This legislation grants them the necessary easements to accomplish this work.

Debbie Speed of Crooked Drive addressed Council and asked if residential customers will get the option of receiving telephone service from Cincinnati Bell. She stated she now has Sprint and is very dissatisfied with it. Mayor McCurley responded Cincinnati Bell is offering service to some business customers in the City of Mason and it is anticipated they will expand their service to residential customers in the future.

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

A motion to adopt Ordinance 2002-07 was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

ORDINANCE 2002-08 REPEALING ORDINANCE NO. 2001-217 OF THE CITY OF MASON, OHIO REGARDING APPROVAL OF THE FINAL PLAT OF WEATHERSTONE SUBDIVISION, SECTION 4, PHASE A AND DECLARING AN EMERGENCY

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

Richard Fair explained to Council the developer of the Weatherstone Subdivision, Sections A used a contractor to install the pavement. The City's inspector notified the contractor and the developer the paving did not pass inspection. The contractor ignored the notice and applied the second layer of pavement without any inspection. Richard stated the performance bond included as part of Ordinance 2001-217 does not cover the base course of asphalt or the curb and gutter. Engineering is concerned the asphalt will fail and the bond amount will not be sufficient to cover the cost needed to make the repairs. He stated for this reason, staff is requesting Ordinance 2001-217 be repealed.

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

A motion to adopt Ordinance 2002-08 was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

ORDINANCE 2002-09 AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT IN THE AMOUNT OF \$8,000.00 FROM THE GOVERNOR'S HIGHWAY SAFETY OFFICE FOR PERFORMING AN INTERSECTION SAFETY ANALYSES FOR THE INTERSECTIONS OF WESTERN ROW ROAD/KINGS ISLAND DRIVE AND WESTERN ROW ROAD/MASON MONTGOMERY ROAD

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

Richard Fair explained the next two ordinances are related in they both deal with intersections located within the City of Mason that have been designated as high accident areas. Because of this designation, grant funds have been sought and awarded for \$4,000 per intersection to conduct traffic safety studies. The two intersections are Mason-Montgomery Road/Western Row road and Kings Island Drive/Western row Road. Richard added Ordinance 2002-09 accepts the \$8,000 grants from the Governor's Highway Safety Office and Ordinance 2002-10 awards a contract to TEC Engineering to perform the work, which will involve a safety analysis for each intersection. This contract is for a not to exceed amount of \$8,000.

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

A motion to adopt Ordinance 2002-09 was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

ORDINANCE 2002-10 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TEC ENGINEERING, INC. FOR ENGINEERING DESIGN SERVICES TO PERFORM A SAFETY ANALYSIS FOR THE INTERSECTIONS OF WESTERN ROW ROAD/KINGS ISLAND DRIVE AND WESTERN ROW ROAD/MASON-MONTGOMERY ROAD

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

Councilmember Beck asked when they will begin this work. Richard Fair stated they must be finished by September in order to receive payment.

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

A motion to adopt Ordinance 2002-10 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2002-11 AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER IN THE AMOUNT OF \$40,000.00 TO INCREASE THE CONTRACT OF TES TECH FOR THE MASON-MONTGOMERY ROAD IMPROVEMENT PROJECT

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

Scot Lahrmer explained to Council in order for Mason-Montgomery Road to open in time, it was necessary for Sunesis to work 10-12 hour days. He stated the City hired Tes Tech to inspect this work and as a result they also experienced overtime. Over 1,700 hours including 600 overtime hours have been spent on inspecting this job. It is

estimated this change order of \$40,000 will be sufficient to cover the current overrun of expenditures as well as the remaining work.

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

A motion to adopt Ordinance 2002-11 was made by Vice Mayor Fox, seconded by Councilmember Staten. VOTE: ALL YEAS

ORDINANCE 2002-12 AUTHORIZING THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF DEVELOPMENT

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

Scot Lahrmer stated Ordinance 2002-12 requests Council's approval to enter into a Grant Agreement with the State of Ohio to accept \$200,000 and Ordinance 2002-13 requests Council's approval to enter into a Development Agreement with Lenscrafters authorizing the reimbursement of the \$200,000 for the roadway improvement. He explained this arrangement was part of the agreements that led to the City attracting Lenscrafters Corporate Headquarters. The funds are available through the State of Ohio 629 Roadwork Development Fund for the purpose of fostering economic development growth and the creation of jobs in the state. Lenscrafters will use the funds to widen approximately 1900 feet of roadway at the intersection of Western Row Road and Tylersville Road.

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

A motion to adopt Ordinance 2002-12 was made by Vice Mayor Fox, seconded by Councilmember Kidd. VOTE: ALL YEAS

ORDINANCE 2002-13 AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AGREEMENT WITH LENSRAFTERS, INC.

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

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

A motion to adopt Ordinance 2002-13 was made by Councilmember Pelfrey, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2002-14 REPEALING ORDINANCE 2001-186 PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$725,000 OF TAX INCREMENT FINANCING REVENUE BONDS (MASON ENTERPIRSE PARK PROJECT) OF THE CITY OF MASON, COUNTY OF WARREN, STATE OF OHIO, UNDER SECTION 5709.40 ET SEQ. OF THE OHIO REVISED CODE FOR THE PURPOSE OF PAYING THE COST OF CERTAIN PUBLIC IMPROVEMENT S; AUTHORIZING A PLEDGE OF AND LIEN ON CERTAIN SERVICE PAYMENTS TO SECURE SUCH BONDS; AUTHORIZING A TRUST AGREEMENT SECURING SUCH BONDS; AND AUTHORIZING A SERVICE AGREEMENT SECURING SUCH BONDS, AND DECLARING AN EMERGENCY

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

Scot Lahrmer explained often bonds are sold to outside buyers for the purpose of completing TIF projects. He said the developer/landowner is then required to purchase a letter of credit as protection for the bondholders. In this case, circumstances have changed and White Oak Farm Properties will purchase bonds as an investment and therefore will also be the bondholder. Because the party obligated to make service payments on the debt will also be the party receiving the bond payments, additional security is not necessary. This realizes an interest rate saving and potentially slightly reducing the cost of bond issuance. Scot further explained the original legislation, Ordinance 2001-186, included language requiring a letter of credit. Ordinance 2002-15 omits that language and requests Council's approval to reauthorize the issuance of bonds, enabling the process to move forward without the additional unneeded cost.

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

A motion to adopt Ordinance 2002-14 was made by Vice Mayor Fox, seconded by Councilmember Beck. VOTE: ALL YEAS

ORDINANCE 2002-15 PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$725,000 OF TAX INCREMENT FINANCING REVENUE BONDS (MASON ENTERPIRSE PARK PROJECT) OF THE CITY OF MASON, COUNTY OF WARREN, STATE OF OHIO, UNDER SECTION 5709.40 ET SEQ. OF THE OHIO REVISED CODE FOR THE PURPOSE OF PAYING THE COST OF CERTAIN PUBLIC IMPROVEMENTS; AUTHORIZING A PLEDGE OF AND LIEN ON CERTAIN SERVICE PAYMENTS TO SECURE SUCH BONDS; AND AUTHORIZING A SERVICE AGREEMENT SECURING SUCH BONDS, AND DECLARING AN EMERGENCY.

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

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

A motion to adopt Ordinance 2002-15 was made by Councilmember Pelfrey, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2002-16 AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE OF THE ACREAGE AT 2711 U.S. ROUTE 42 FOR FARMING (CASTLE PROPERTY)

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

Scot Lahrmer explained to Council the following two ordinances deal with leasing the Castle and Biehle properties for the purpose of farming rights. He stated the City has purchased these two properties and will not be utilizing the entire acreage immediately. These ordinances allow for the unused portions to be farmed under contract. He added the legal notices must be posted and bids accepted. These leases will be for a one-year term with annual extensions.

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

A motion to adopt Ordinance 2002-16 was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: ALL YEAS

ORDINANCE 2002-17 AUTHORIZING THE CITY MANAGER TO ENTER INTO LEASE OF THE ACREAGE AT 3200 MASON-MORROW ROAD FOR FARMING (BIEHLE PROPERTY)

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

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

A motion to adopt Ordinance 2002-17 was made by Councilmember Kidd, seconded by Vice Mayor Fox. VOTE: ALL YEAS

EXECUTIVE SESSION FOR POTENTIAL LITIGATION

A motion to go into executive session for the purpose of discussing imminent litigation was made by Councilmember Staten, seconded by Councilmember Kidd. VOTE: 6 YEAS, 1 NAY (Beck)

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

A motion to add Ordinance 2002-18 to the agenda was made by Councilmember Kidd, seconded by Councilmember Grossmann. VOTE: ALL YEAS

ORDINANCE 2002-18 ESTABLISHING THE POSITIONS AND RATES OF COMPENSATION FOR EMPLOYEES OF THE MASON MUNICIPAL COURT AND DECLARING AN EMERGENCY

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

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

A motion to adopt Ordinance 2002-18 was made by Councilmember Pelfrey, seconded by Councilmember Kidd. VOTE: 6 YEAS, 1 ABSTAIN (Beck)

Mayor McCurley stated the City is complying with the requirements of the Ohio Revised Code with the passage of this legislation.

CITY MANAGER'S REPORT

Scot Lahrmer stated the next issue of *Mason Matters* will be delivered to residents by the third week of the month.

A State of the City address will be held on Wednesday, January 23, 2002 at the Manor House. Residents and Businesses are invited with a reception beginning at 3:00 p.m.

COMMITTEE REPORTS

Mayor McCurley stated the Fire Organization Committee has met and is proceeding with the assessment process for the new Fire Chief position. The field has been narrowed down to five candidates. He also stated the Council Committee working on the Community Center Lease has met and is making progress.

COUNCIL OLD AND NEW BUSINESS

Mayor McCurley welcomed a new company to the City, Intelligrated Inc. He stated a ground breaking was held on December 20, 2001.

Three requests for liquor permits were received from the following firms:

1. BP Products at 5591 SR 741 S. A motion to not hold a hearing was made by Vice Mayor Fox, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

2. Legends Family Sports at 846 Reading Road. A motion to not hold a hearing was made by Vice Mayor Fox, seconded by Councilmember Grossmann. VOTE: ALL YEAS It was noted a church is in the vicinity and should be notified. It is the responsibility of the Department of Liquor Control to notify adjacent parties. The City will note this to them with the return permit application.
3. Eve Schell Inc. at 1079 Reading Road. A motion to not hold a hearing was made by Councilmember Staten, seconded by Councilmember Grossmann. VOTE: ALL YEAS

RECOGNITION OF VISITORS --none-

EXECUTIVE SESSION FOR LAND ACQUISITION

A motion to go into executive session for the purpose of discussing land acquisition was made by Councilmember Staten, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

A motion to reconvene into regular session was made by Councilmember Staten, seconded by Councilmember Kidd.

A motion to add Resolution 2002-01 to the agenda was made by Councilmember Staten, seconded by Councilmember Pelfrey. VOTE: ALL YEAS

RESOLUTION 2002-01 AMENDING RESOLUTION NO. 2001-03, DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE PROPERTY FOR THE MASON-MONTGOMERY ROAD WIDENING PROJECT AND DECLARING AN EMERGENCY (REBER AUTO BODY & REPAIR)

A motion to read by title only was made by Councilmember Staten, seconded by Councilmember Pelfrey. VOTE: 6 YEAS, 1 ABSTAIN (Beck)

A motion to suspend the rule and allow for adoption after the first reading was made by Councilmember Staten, seconded by Vice Mayor Fox. VOTE: 6 YEAS, 1 ABSTAIN (Beck)

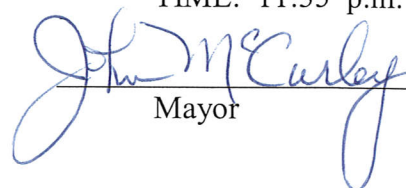
A motion to adopt Resolution 2002-01 was made by Councilmember Kidd, seconded by Vice Mayor Fox. VOTE: 6 YEAS, 1 ABSTAIN (Beck)

ADJOURN

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

TIME: 11:35 p.m.


Clerk of Council


Mayor