

**CITY OF MASON
COUNCIL MEETING
APRIL 28, 2014**

The meeting was called to order at 7:06 p.m. Pastor Mark Stecher opened the meeting in prayer. All those present recited the Pledge of Allegiance. Vocalist Madison Kilgore sang "America, the Beautiful."

ATTENDANCE

The following members of Council were present: Victor Kidd, Barbara Spaeth, Rich Cox, Tom Grossmann, Don Prince, and David Nichols. Charlene Pelfrey was absent.

RECOGNITION OF CANDIDATES FOR COUNTY OFFICES

Eric Hansen explained the order of candidates and format of the forum. He stated that recording of the forum will broadcast on ICRC television. As directed by Mayor Nichols, the candidates introduced themselves and their campaign in the following order:

Shannon Jones	Tom Ariss
Kelly Kohls	Tom Grossmann
Mary Jo Kubicki (absent)	Staci Morris
Pete Beck	Matt Nolan
Paul Zeltwanger	Robert Peeler
	Andrew Sievers

Mayor Nichols thanked the candidates for their willingness to serve and wished them all good luck.

RECESS

The meeting was called to order after the recess at 8:25 p.m.

APPROVAL OF MINUTES

A motion to approve the April 14, 2014 Work Session Minutes was made by Councilmember Prince, seconded by Councilmember Cox. VOTE: ALL YEAS.

A motion to approve the April 14, 2014 Council Meeting Minutes was made by Vice Mayor Kidd, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

CITY MANAGER'S REPORT

The WCML dinner meeting was held on Saturday, April 26th.

Sinclair Community College in Mason will offer a free program on April 29th at the Community Center to discuss college opportunities. A discussion about high school credit courses, the college application and financial aid process, and other college related topics will be followed by a question and answer session.

The 18th Annual Warren County Prayer Breakfast will take place on Thursday, May 1 at Cornerstone Church of God.

May 15 is the last day to submit photos for the 2015 calendar. For more information, including an entry form, visit the City website. The cost of the calendar is supported by sponsorship ads from area merchants and service providers. Orders are now being accepted for ads in the 2015 calendar.

The City is sponsoring the Mason Challenger League on Saturday, May 17 from 6:00 p.m. – 7:30 p.m. at the Mason Sport Park, Field 4. The Challenger League gives young athletes with physical and developmental challenges the opportunity to participate in Little League Baseball.

Registrations are now being taken for the 5K Run, Roll & Sun race to be held on Sunday, June 1.

A motion to not request a hearing for a D5I liquor permit for Court 4 Sports at 854 Reading Road was made by Councilmember Cox, seconded by Vice Mayor Kidd. VOTE: ALL YEAS.

A motion to not request a hearing for a D1 liquor permit for Court 4 Sports at 854 Reading Road was made by Councilmember Cox, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

A motion to not request a hearing for a D2 D3 liquor permit for Court 4 Sports at 854 Reading Road was made by Councilmember Cox, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

COMMITTEE REPORTS - none

RECOGNITION OF VISITORS

Marsha Haberer, candidate for Republican State Central Committee, 7th District introduced herself and expressed her commitment to conservative values.

Mike Anthony of 3778 Riverside Drive and Carmelle HOA Board Member introduced three board members in attendance from the five-member Board of Directors. He discussed the critical need to extend Stone Ridge Drive to SR-741. He explained that last year Carmelle representatives attended the July Council Meeting, met with the Safety Committee of Council and continue communicating with City leaders and staff. Recently the Carmelle HOA Board met with developers Steve Bosse and Jill Prior of Rhein Interests, Inc. During discussion, developers stated that they have no intention of putting in the Stone Ridge Road extension and suggested that the Board write a letter demanding that the City finish the street. In 2014, with the addition of close to 25 homes built in the Reserves of Carmelle, commuters from almost 200 residences exit these neighborhoods. Mr. Anthony raised the additional concern that similar to the problem accessing SR-741, the road the developer uses to access Mason-Morrow-Millgrove Road crosses property not owned by the developer.

Rich Hildebrand of 4523 Brookshire Court and President of Carmelle HOA stated that he is here tonight representing 162 current Carmelle homeowners. He explained that the present exit from

the neighborhood is a left-hand turn uphill in a 50 mph zone and stated that it is not a question of *if* someone will be seriously injured at this dangerous intersection but a question of *when*. Mr. Hildebrand stated that the stub road at Stone Ridge and planning documentation clearly show the intent to build that road through to SR-741. Documentation provided to every Carmelle homeowner by Rhein shows the intent to put that road in and every homeowner bought believing that the road would be built. He stated that the temporary road built to Mason-Morrow-Millgrove Road is a gravel road built for construction traffic and gives no relief to homeowners.

Council discussed the complexities of this issue and expressed commitment in finding resolution. Eric Hansen explained that the City relatively recently succeeded in purchasing the property to improve the position for completing the intersection. Council voiced concern with approving future building permits in this area until safe access is provided.

RESOLUTION 2014-7 PROCLAIMING THE WEEK OF MAY 12-16, 2014 AS CLEAN WATER WEEK

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

Richard Fair addressed Council and stated that Clean Water Week is an opportunity to recognize the contributions of the City's Public Utilities Department and to demonstrate Mason's concern for the environment. The department operates the Water Reclamation Plant (WRP) with only three operators, maintains 9 lift stations, over 200 miles of sewer lines and over 3,000 sanitary manholes. Richard explained that in 2010, oversight for the storm water management system was incorporated into the operations of the Public Utilities Department. This additional oversight includes operating and maintaining over 120 miles of storm lines, 1,017 storm manholes and close to 5,000 catch basins. Beginning with passage of the Federal Clean Water Act in 1972, governments at the federal, state, and local levels have been committed to an ongoing effort to improve the quality of water throughout the United States. Richard stated that the City of Mason continues to be very active in promoting the benefits of clean water and its contribution to the quality of life here. The City of Mason's recognition of Clean Water Week continues this tradition.

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

Councilmember Spaeth said that when she toured the City's lift stations she was very impressed with the system and staff.

A motion to adopt Resolution 2014-7 was made by Councilmember Grossmann, seconded by Councilmember Cox. VOTE: ALL YEAS.

RESOLUTION 2014-8 PROCLAIMING THE WEEK OF MAY 18-24, 2014 AS EMERGENCY MEDICAL SERVICES WEEK

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

Jennifer Heft stated that Mason Fire Department, formed in 1998, continues to grow and improve under the leadership of Chief Moore. She stated that National Emergency Medical Services Week will be celebrated May 18-24, 2014. The American College of Emergency Physicians was instrumental in establishing EMS Week in 1974, recognizing the contribution emergency medical service agencies make to the quality of life. Jennifer stated that last year the City's emergency medical staff responded to over 2400 emergency medical calls, for an average of more than 6 runs per day. In addition to emergency response these crews respond to fire calls, false alarms, provide educational and promotional opportunities for safety awareness, fire prevention and CPR training. This year's theme for National Emergency Medical Services Week is "EMS: Dedicated for Life." She said that the City will host a lunch for all emergency personnel to thank them for all that they do for Mason residents and businesses.

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

A motion to adopt Resolution 2014-8 was made by Councilmember Prince, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

RESOLUTION 2014-9 DECLARING MAY 2014 AS BUILDING SAFETY MONTH

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

Richard Fair addressed Council and stated that Building Safety Month is an annual event recognizing efforts made by building officials nationally to maintain a safe, healthy, and accessible environment by administering the building codes and standards. This year the theme is "Building Safety: Maximizing Resilience, Minimizing Risks", drawing attention to the need for worldwide increased uniformity in codes and standards. Code officials believe that major storm damage could be minimized with compliance to building codes and standards. Richard stated that Mason Building Department provides consultation and advice with building projects and offers, at no cost, valuable informational sheets available to residents. This information provides building specifications that can be used during the planning process when adding improvements to their home such as decks, basement finishes, swimming pool, electrical components and fencing. He said that the annual regional event hosted by SWOBOA will take place in Cincinnati on May 8 on Fountain Square where members will answer questions and pass out flyers with code information and safety tips to increase safe construction and building safety awareness.

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

Councilmember Cox complimented Mason Building Inspectors as friendly and professional.

A motion to adopt Resolution 2014-9 was made by Councilmember Cox, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

ORDINANCE 2014-26 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH AERO-MARK, INC. IN THE AMOUNT OF \$58,935.79, FOR THE STRIPING OF VARIOUS STREETS IN THE CITY

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

Richard Fair stated that bids were opened on April 22 for the 2014 Street Striping Program with two bids received. The lowest bidder, Aero-Mark, Inc., a large striping company in the Cleveland area, has recently opened a Cincinnati location. City staff has worked on other projects with Aero-Mark staff working at the Cincinnati location. Richard stated that the 2014 Budget included \$60,000 for this program and the low bid was \$58,935.

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 2014-26 was made by Councilmember Cox, seconded by Councilmember Prince. VOTE: ALL YEAS.

ORDINANCE 2014-27 AUTHORIZING THE CITY MANAGER TO EXECUTE A FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES MUTUAL AID AGREEMENT

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

Eric Hansen explained that the City relies on mutual aid agreements to lend assistance between jurisdictions. The City also utilizes a “soft billing” approach to assess insurance reimbursement for when City crews transport patients to help offset a portion of these expenses. This billing approach has a hardship provision where if someone does not have insurance and is not able to pay, the bill is not sent into collections. Eric explained that in 2007, Council authorized the City Manager to enter into a Memorandum of Understanding with Deerfield Township for EMS mutual aid and EMS insurance billing for mutual aid calls. The Memorandum of Understanding allows the City and Township to bill for services provided under the agreement. Eric explained that Ordinance 2014 – 27 would amend the Mutual Aid Agreement with Warren County to allow EMS billing anywhere in Warren County.

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

A motion to adopt Ordinance 2014-27 was made by Councilmember Grossmann, seconded by Councilmember Prince. VOTE: ALL YEAS.

OLD AND NEW BUSINESS

Councilmember Cox announced that High School Kiwanis Key Club members have plans to clean along one mile of Muddy Creek for the second consecutive year during Clean Water Week.

Councilmember Prince distributed Festivals of Mason (FOM) requested records to Finance Committee members and stated that approving FOM financing is time critical. FOM cannot pay bills or hold acts and performers for the Heritage Festival until funding is approved. Expedited action is requested.

Councilmember Grossmann thanked the City for the Candidate Forum tonight. He felt that the forum is helpful to voters by providing information and is a great public service.

A motion to add Ordinance 2014-28 to the agenda was made by Vice Mayor Kidd, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

ORDINANCE 2014-28 AUTHORIZING THE CITY MANAGER TO ESTABLISH THE VOLUNTEER POSITION OF COMMUNITY OUTREACH DIRECTOR

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

Eric Hansen explained that the Community Outreach Director would not be a paid position. The Outreach Director would assist the City help civic groups that organize events in the City and identify overlap with City of Mason objectives. This volunteer position would help build and support these events.

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 2014-28 was made by Vice Mayor Kidd, seconded by Councilmember Spaeth. VOTE: 5 YEAS, 1 NAY (Prince).

RECOGNITION OF VISITORS - none

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

A motion to adjourn into Executive Session for the purpose of discussing property acquisition; employment/compensation of public employees was made by Vice Mayor Kidd, seconded by Councilmember Cox. VOTE: ALL YEAS. TIME: 9:43 p.m.

A motion to reconvene into Regular Session was made by Vice Mayor Kidd, seconded by Councilmember Cox. VOTE: ALL YEAS. TIME: 11:00 p.m.

A motion to add Ordinance 2014-29 and Ordinance 2014- 30 to the agenda was made by Vice Mayor Kidd, seconded by Councilmember Cox. VOTE: ALL YEAS.

ORDINANCE 2014-29 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR SALE AND PURCHASE WITH ATRICURE, INC., AUTHORIZING CERTAIN ECONOMIC DEVELOPMENT INCENTIVES, AND DECLARING AN EMERGENCY

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

A motion to adopt Ordinance 2014-29 was made by Vice Mayor Kidd, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

A motion to approve a CRA Agreement to provide an abatement under the Community Reinvestment Area Program – 100% of real property improvements for a period of 10-years on the value of the new building improvements, as authorized by the State of Ohio Community Reinvestment Area Program and contingent upon the company making an annual compensation payment to the Kings Local School District for the term of the abatement period was made by Councilmember Cox, seconded by Vice Mayor Kidd. VOTE: ALL YEAS.

ORDINANCE 2014-30 AUTHORIZING THE PROVISION OF SANITARY SEWER SERVICE TO PROPERTY OUTSIDE THE CORPORATE LIMITS OF THE CITY OF MASON (TODOROV PROPERTY)

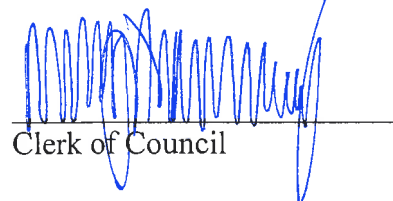
A motion to read by title only was made by Councilmember Cox, seconded by Vice Mayor Kidd. VOTE: ALL YEAS.

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 2014-30 was made by Councilmember Cox, seconded by Councilmember Spaeth. VOTE: ALL YEAS.

ADJOURN

A motion to adjourn was made by Councilmember Cox, seconded by Councilmember Spaeth. VOTE: ALL YEAS. TIME: 11:05 p.m.


Clerk of Council


Mayor