

CITY OF SPRINGBORO  
320 W. CENTRAL AVENUE, SPRINGBORO, OH

**CITY COUNCIL WORK SESSION**

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THURSDAY, NOVEMBER 5, 2009

6:00 PM

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**COUNCIL**

**John Agenbroad, Mayor**

**Jim Chmiel, Deputy Mayor**  
**Marie Belpulsi**  
**Sheila Lairson**

**Scott Anderson**  
**Tom LaDu**  
**John D. Parise**

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**CITY STAFF**

**Chris Thompson, City Manager**

**Chris Pozzuto, Assistant City Manager**

**David Montgomery, Acting Law Director**  
**Lori Martin, Clerk of Council**

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**ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, November 5, 2009 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Ave., Springboro, Ohio.

**ITEM 2. ATTENDANCE. CITY COUNCIL:** All present. David Montgomery served as Law Director in Alan Schaeffer's absence.

**ITEM 3. LEGISLATIVE AGENDA.** – One legislative agenda item was reviewed for the November 5, 2009 City Council Regular Meeting.

- 1) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE A JUSTICE ASSISTANCE GRANT FOR LAW ENFORCEMENT (JAG LE), AND TO ENTER INTO AN AGREEMENT WITH OHIO ATTORNEY GENERAL, RICHARD CORDRAY, TO PURCHASE AN INKLESS FINGERPRINT SYSTEM FOR THE POLICE DEPARTMENT.

No discussion.

**ITEM 5. CITY MANAGER.** – **Issues/Reports.**

**Economic Development:** Ms. Thompson commented that there has been some interest expressed by companies to locate in Springboro. One in particular is interested in the area of the newly paved portion of Edwards Drive. Ms. Thompson commented that the improvements to the roadway have sparked some interest, and when she knows more she will update Council.

**2010 Budget:** Ms. Thompson announced that the 2010 Proposed Budget is being finalized and will be delivered to Council Members over the weekend in preparation for the budget presentation on Tuesday, November 17. Ms. Thompson noted that in addition to the annual budget message, which serves as an administrative overview of revenues and expenditures for the coming year, is a short one-page memo that reflects some of the cost saving measures that have been put in place in response to projected revenue reductions next year. Ms. Thompson pointed out however that the City is projecting a higher balance at the end of 2010 by approximately \$2M over 2009, which is in part due to staff efforts to reduce expenditures, but mostly due to curbing capital improvements. Ms. Thompson further commented that budget preparation has been staff's primary focus over the last few weeks.

**New City Building:** Ms. Thompson commented that staff continues to work with the contractor to resolve outstanding issues with the City Building e.g. correcting the HVAC system, etc. She further commented that staff meets every Friday morning to address all outstanding issues with the contractor.

**Austin Interchange Project:** Ms. Thompson commented that recent discussions have indicated that they are trying to open the east/west Austin Pike portion of the project in December, which would not include the ramps.

Mr. Chmiel asked if they would open the continuous flow intersection when the ramps to the interchange opened? Ms. Thompson replied yes, that is the plan, but she hopes the signalization is in place when the intersection is opened.

**I-75/SR73 Project:** Ms. Thompson also commented that she is meeting with Don Spang (Miami Valley Regional Planning Commission), Franklin City Manager Jim Lukas, Traffic Engineer Scott Knebel (LJB), and Public Works Director Barry Conway on November 12 to discuss the funding that will be left on the table from the I-73/SR73 Project and whether the City will be able to use the money toward the future north bound ramp, more specifically to purchase the BP property to accommodate the ramp. Ms. Thompson explained that there is over \$1M left on the table from interchange project, and the City would like to use it before it is no longer available.

**Cox Property, 2321 Pennyroyal Road:** Ms. Thompson commented that she has been working on efforts to secure a Clean Ohio Grant to purchase and develop part of the property as a passive park. Some issues were resolved today with respect to an appraisal and survey, which are required. Ms. Thompson spoke with Sarah Hippensteel, who wrote the City's Clean Ohio Grant for E. Milo Beck Park, and Ms. Hippensteel is more than willing to revisit and review the Cox Property proposal for the City, which she thinks is a great project. Ms. Hippensteel has been in touch with David McElroy of the Warren County Soil and Conservation District, who also indicated that it is a quality project; however, Mr. McElroy sits on the Clean Ohio Decision Board and would not be able to analyze the project any further. If Council decides to go forward with the project after getting an idea of what it would cost, the validity of the project as a Clean Ohio grant proposal is very encouraging. The property is a 33-acre parcel; 28 acres would be used for the Clean Ohio Grant and five acres include the house, garage, and barn. According to Ms. Hippensteel, structures could be included in the Clean Ohio Grant, but would be subject to numerous Clean Ohio deed restrictions, and would restrict the City's ability to best utilize any of the property e.g. for a community garden or any other enterprise. Under the deed restrictions, the owner could not even farm the property. For the purposes of the grant, the five acres, which comprise the house and accessory structures, would not be included in the grant proposal. In addition, there is a parcel owned by the Hunter Springs HOA. Staff is also trying to determine what is needed to acquire the conservation easement through the East Farm to connect to the other parks. Ms. Thompson finally commented that Attorney John Chambers is working with the property owner to determine what the five acres would cost to purchase.

Ms. Lairson commented that if the City could make those connections through the property that would also help the bike path project by creating a bypass to SR741 for bikers and would connect all of those parks to North park, which would be a wonderful. Ms. Thompson commented that, according to Ms. Hippensteel, the City must call it a pedestrian walkway, not a bike path.

**Community Room:** Ms. Thompson commented that last week the City hosted a Lexipol Informational Meeting with approximately 50 law enforcement officials in attendance. Both the Community Room and Council Chambers were used during the meeting, and the event went very well. Ms. Thompson also mentioned that the City is hosting a Leadership Dayton session and mock Council meeting for their membership on January 11, 2010, and again, both rooms will be used for the event. Ms. Thompson added that she, Mr. Pozzuto, and Ms. Martin will be meeting in the near future regarding policies and procedures for public use of the Community Room.

**Executive Session:** Ms. Thompson requested an Executive Session, following the Work Session discussion, to discuss the purchase of property.

**At this time, Ms. Belpulsi motioned to enter Executive Session under R.C.121.22(G), following the Work Session discussion, to discuss the purchase of property. Mr. Anderson seconded the motion.**

No discussion.

**VOTE: Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes; Lairson, Yes; Anderson; Yes. [7-0]**

**Business Retention Effort:** Mr. Pozzuto announced that the City continues its retention efforts and will host a seminar in the Community Room next Thursday, November 12 featuring "Advertising and Marketing on a Shoestring Budget" for local businesses. The entire Springboro business community was invited. Mr. Pozzuto explained that in the current economy, the City wants to help local businesses get the word and advertise. The guest speaker, Tim Hull, President of TDH Marketing, agreed to give the presentation for free and share his expertise. Mr. Pozzuto added that Mr. Hull has been around the world and has businesses in six different countries including the U.S. Mr. Pozzuto has received 40 RSVPs to date; registration is limited to the first 50. Mr. Pozzuto further added that if more than fifty are interested in attending, the City may offer the seminar again in the future.

**ITEM 6. CLERK OF COUNCIL. – Issues/Reports.**

**Calendar Update:** The Planning Commission meetings for November have been condensed to Wednesday, November 18 beginning with the Work Session at 6:30 PM followed by the Regular Meeting at 7:00 PM. City Council will conduct a Special Meeting on Tuesday, November 17 at 5:00 PM in Council Chambers to review and discuss the 2010 City Budget. The Christmas in Springboro Festival will be held on November 20, 20, and 22. Preparations for parade transportation for Council have been made and further details will be forwarded. The Thanksgiving Holiday will be observed Thursday, November 26 and Friday, November 27; whereby, the City offices will be closed. The Annual Volunteer Appreciation Event and Holiday Open House will be held on Friday, December 11 beginning at 6:00 PM at Heatherwoode.

In addition, Ms. Martin announced that she would be on vacation leave Friday, November 20-Friday, November 27.

**Citizen Committee Appointments for 2010:** Ms. Martin announced that committee seats for terms that expire at the end of 2009 have been posted and advertised in the local newspaper, the City's newsletter, and on the City's website. Incumbent committee members have been notified that their terms expire in December. The deadline for new applicants is November 30, 2009. Following the deadline, Ms. Martin will compile all applications for Council's review and consideration during the discussion of the 2010 committee appointments.

Ms. Lairson commented that the advertisement for committee seats was posted in the Chamber of Commerce newsletter, as well.

**ITEM 6. CITY COUNCIL. –Issues/Reports.**

**Mr. LaDu** – No issues/reports.

**Mr. Parise** – No issues/reports.

**Ms. Lairson** – No issues/reports.

**Mr. Anderson** – No issues/reports.

**Ms. Belpulsi** – Mr. Chmiel will present a Planning Commission report at tonight's Regular Meeting under Reports.

**Mr. Chmiel** – No issues/reports.

**Mayor Agenbroad** – Mayor Agenbroad noted that Sergeant Don Wilson would be making a DARE presentation at tonight's Regular Meeting under Presentations. Also, Mayor Agenbroad commented that, as of now, there is no business slated for the December 3 Council Meeting. Mayor Agenbroad suggested that if nothing is proposed for the December 3 Agenda, Council might want to consider canceling the meeting. There were no objections to cancelling the December 3 meeting if no business comes forward. Council will revisit the meeting schedule at the November 19 Council Work Session.

At this time, Mayor Agenbroad asked if there was any further discussion.

Mr. LaDu inquired regarding a Sheriff's Sale for properties in the Springs Subdivision and what affect it would have on the City. Ms. Thompson commented that at this point it would have no affect on the City; however, depending on what

*happens, she would anticipate that the developer might ask for a change to the General Plan. Ms. Thompson added that the entire plan for the Springs Subdivision was approved by the Planning Commission, but no one has contacted the City yet regarding any changes to the plan.*

*Mayor Agenbroad also commented on the quality of the City's quarterly newsletter stating that it is by far a great newsletter. He added that compliments have been made by members of the Mayors and Managers Association regarding the City's newsletter.*

*In reference to Legislative Agenda Item 1, Mr. Anderson asked if the City would still purchase the inkless fingerprint system regardless of whether the City received the grant? Ms. Thompson explained that staff has not discussed that possibility assuming that the City would receive the grant. She further explained that funds for the inkless fingerprint system were not requested in the 2010 budget; therefore, the answer is no, the City would not purchase the system without the grant.*

*Mr. Anderson commented that the inkless fingerprint system would be a great piece of equipment for the City to have. In response, Ms. Thompson commented that it could certainly be brought up during the upcoming budget discussion, and the Police Chief could adjust the department's budget accordingly. Ms. Thompson added that the State funding for this equipment is available and the City was encouraged to apply for the grant; therefore, the City will most likely receive the grant.*

***Executive Session: At approximately 6:21 PM, City Council entered Executive Session to discuss the purchase of property.***

***With no objections, City Council exited Executive Session at approximately 6:43 PM, whereby no votes were taken.***

**ITEM 7. ADJOURNMENT.** *With no further discussion, Mayor Agenbroad adjourned the November 5, 2009 City Council Work Session at approximately 6:43 PM.*

CITY OF SPRINGBORO  
320 W. CENTRAL AVENUE, SPRINGBORO, OH

**CITY COUNCIL REGULAR MEETING**

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THURSDAY, NOVEMBER 5, 2009

7:00 PM

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COUNCIL

John Agenbroad, Mayor

Jim Chmiel, Deputy Mayor  
Marie Belpulsi  
Sheila Lairson

Scott Anderson  
Tom LaDu  
John D. Parise

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CITY STAFF

Chris Thompson, City Manager

Chris Pozzuto, Assistant City Manager

David Montgomery, Acting Law Director  
Lori Martin, Clerk of Council

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**ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting to order on Thursday, November 5, 2009 at 7:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

**ITEM 2. PLEDGE OF ALLEGIANCE.** Mayor Agenbroad led the Pledge of Allegiance.

**ITEM 3. ROLL CALL.** Agenbroad, Present; Anderson, Present; Belpulsi, Present; Chmiel, Present; LaDu, Present; Lairson, Present; Parise, Present.

**ITEM 4. APPROVAL OF MINUTES:** THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF OCTOBER 1, 2009 AND THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF OCTOBER 15, 2009.

**Ms. Belpulsi motioned to approve the minutes of the October 1, 2009 City Council Work Session and Regular Meeting and the minutes of the City County Work Session and Regular Meeting of October 15, 2009 as submitted by the Clerk of Council. Mr. Chmiel seconded the motion.**

No corrections.

**VOTE: Parise, Yes; LaDu, Yes; Lairson; Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes. [7-0]**

**ITEM 5. PRESENTATIONS:** DARE PROGRAM PRESENTATION –DARE CLASS OF 2009. Mayor Agenbroad introduced Sergeant Don Wilson.

Sergeant Wilson briefly introduced Springboro Junior High School Assistant Principal Jeff Madden. Sgt. Wilson began the presentation by commenting that some of the DARE students made a presentation to the Springboro Board of Education a few weeks ago and it was an extremely nice and it would be nice to get DARE back into the spotlight because the City spends a lot of time on this program, which has been ongoing since 1992. Sgt.

Wilson also commented that 7,000 students have participated in the program at the Junior High level and up to 14,000 students including the second and fourth grades have been exposed to DARE since 1992. The program is in its seventeenth year, and Sgt. Wilson has heard nothing but positive comments from parents. Mr. Madden commented that Sgt. Wilson is a great School Resource Officer and as a DARE Officer he forms lasting relationships as a mentor to the students, who respect him, and he bridges a gap between parents, the community, and the schools. Sgt. Wilson introduced Diane Howard as one of the DARE team leaders for Team 7C. Sgt. Wilson explained that there are three team leaders and without the support of the team, the DARE program would not be possible. Sgt. Wilson introduced DARE students Andrew Geisel, Charlie Harover, and Brandon O'Malley. Each student read a personal statement about their experience with the DARE program and how the program has influenced each of them. Sgt. Wilson explained that besides attending class all students are required to write an essay. Sgt. Wilson introduced Brandon O'Malley, who shared the essay he wrote for the DARE graduation.

Sgt. Wilson explained that the whole idea and the learning process of the DARE program is well thought out and his guide for success is what the students write about their experiences in the program, and the students have gotten the message loud and clear. Sgt. Wilson explained that this resource continues through High School and encourages everyone (parents, teachers, etc.) to work together to keep the students on the right path all the way to adulthood. Again, Sgt. Wilson stated that he wanted to bring the DARE program before Council and let everyone know how the program works and that it continues to be successful.

Mayor Agenbroad commented that Council appreciates the three young men attending the meeting this evening and thanked them for sharing their work. Mayor Agenbroad also commended and thanked Sgt. Wilson for the great job he does with the DARE program.

**ITEM 6. LEGISLATION:** City Council held a Work Session at 6:00 PM tonight for approximately 21 minutes to discuss the following legislation as well as other City matters. During the Work Session, City Council entered Executive Session for 22 minutes to discuss the purchase of property, whereby no votes were taken.

- 1) **RESOLUTION R-09-63:** "RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE A JUSTICE ASSISTANCE GRANT FOR LAW ENFORCEMENT (JAG LE), AND TO ENTER INTO AN AGREEMENT WITH OHIO ATTORNEY GENERAL, RICHARD CORDRAY, TO PURCHASE AN INKLESS FINGERPRINT SYSTEM FOR THE POLICE DEPARTMENT," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This resolution authorizes the City Manager to file a justice assistance grant for law enforcement (JAG LE) application to purchase an inkless fingerprint system for the Police Department. This grant serves as an opportunity for the Springboro Police Department to seek funds from the Ohio Department of Justice to purchase an inkless fingerprint system. This is a one-time grant that would allow the City to replace a very outdated and inaccurate ink rolled system currently being used by the department and to modernize that system. The new system would allow police officers to process prisoners more quickly and efficiently and improve safety by reducing the time a prisoner is unsecured when taking their fingerprints. The cost of the system is \$25,000; the requested grant amount from the State is \$15,000, which is the maximum amount that can be requested. The City would then be required to match the 10%, which would be covered within the \$10,000 cost to City for the equipment. Staff requests that Council authorize the City to file the grant application for the inkless fingerprint system.

Mayor Agenbroad presented the item for questions/comments. No questions/comments of Council.

**Mr. LaDu motioned to adopt Resolution R-09-63. Mr. Parise seconded the motion.**

No discussion.

**VOTE: LaDu, Yes; Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes. (7-0)**

**ITEM 7. REPORTS: Mayor's Report** – A City Council Special Meeting "2010 Budget Presentation" will be held on Tuesday, November 17 at 5:00 PM in Council Chambers. The Christmas in Historic Springboro Festival will be held November 20, 21, and 22 with a tree lighting ceremony at 6:45 PM on Friday and Santa's Parade at Noon on Saturday; the festival concludes at 5:00 PM on Sunday. The Thanksgiving Holiday will be observed on November 26 and 27; whereby, the City Offices will be closed. The next City Council Work Session will be held on Thursday, November 19, 2009 at 6:00 PM followed by the City Council Regular Meeting at 7:00 PM in Council Chambers. Also, the Finance Committee will meet on November 19 at 5:30 PM in Council Chambers.

**City Manager's Report** – No report.

**Committee Reports** –

**Mr. LaDu** – No report.

**Mr. Parise** – No report.

**Ms. Lairson – Tree Authority** – The Tree Authority plans to pass out tree saplings and have a drawing for some larger pine trees at the Christmas Festival again this year.

**Mr. Anderson** – No report.

**Ms. Belpulsi – Planning Commission** – The Planning Commission met on October 28 to take action on the following items: Revision to Approved Record Plan – Settlers Walk PUD, Planned Unit Development, The Cove, Section Two [APPROVED]; Revision to Approved Record Plan – Settlers Walk PUD, Planned Unit Development, The Cove, Section Three [APPROVED]; Rezoning – Lytle-Five Point Road, O-R, Office-Residential District to PUD-B, Planned Unit Development-Business [APPROVED]. The Planning Commission has recommended that Council set a Public Hearing for this proposed rezoning. Due to the Thanksgiving Holiday, the Planning Commission meeting schedule for November has been condensed to Wednesday, November 18 beginning with the Work Session at 6:30 PM followed by the Regular Meeting at 7:00 PM in Council Chambers. There will be no other Planning Commission meetings in November.

**Mr. Chmiel** – No report.

**ITEM 8. OTHER BUSINESS.** Based on the Planning Commission's recommendation, Mayor Agenbroad asked for a motion to proceed with a Public Hearing on Thursday, December 17, 2009 beginning at 7:00 PM in Council Chambers for the following request:

TO REZONE APPROXIMATELY 6.29 ACRES OF LAND LOCATED ON THE SOUTH SIDE OF LYTLE-FIVE POINTS ROAD, SITUATED APPROXIMATELY 500 FEET EAST OF THE INTERSECTION OF NORTH MAIN STREET (SR 741) AND LYTLE-FIVE POINTS ROAD FROM O-R, OFFICE-RESIDENTIAL DISTRICT, TO PUD-B, PLANNED UNIT DEVELOPMENT-BUSINESS.

**Mr. LaDu motioned to set a public hearing on Thursday, December 17, 2009 at 7:00 PM in Council Chambers for the above stated request to rezone certain property in the City. Ms. Belpulsi seconded the motion.**

No discussion.

**VOTE: Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes; Lairson, Yes, Anderson, Yes; Belpulsi, Yes. [7-0]**

**ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS.** Mayor Agenbroad announced that there would be a Veterans Lunch at Springboro High School on November 10 at Noon, and on Veterans Day, November 11, a

The CITY of SPRINGBORO Ohio CITY COUNCIL MINUTES · NOVEMBER 5, 2009

Veterans Breakfast will be hosted at the Warren County Career Center at 8:00 AM. Both events are free to Veterans. Mayor Agenbroad asked that everyone keep veterans and their families in their hearts and prayers.

**ITEM 10. GUEST COMMENTS.** No Guest comments.

**ITEM 11. EXECUTIVE SESSION.** No Executive Session.

**ITEM 12. ADJOURNMENT.** Mayor Agenbroad thanked the MVCC for tonight's telecast and scheduled rebroadcasts of this Springboro City Council Meeting.

**Ms. Belpulsi motioned to adjourn the meeting; whereby, the Thursday, November 5, 2009 Springboro City Council Regular Meeting was adjourned at approximately 7:25 PM. Mr. LaDu seconded the motion.**

**VOTE: Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes. [7-0]**

—MEETING ADJOURNED—

John H. Agenbroad

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John H. Agenbroad, Mayor

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Presiding Officer

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Lori A. Martin, Clerk of Council

