

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

CITY COUNCIL WORK SESSION

THURSDAY, MARCH 1, 2018

6:00 PM

CITY COUNCIL

John Agenbroad, Mayor
Stephen Harding, Deputy Mayor/At Large
Becky Iverson, At Large
Janie Ridd, Ward 1
Dale Brunner, Ward 2
Carol Moore, Ward 3
Jim Chmiel, Ward 4

CITY STAFF

Chris Pozzuto, City Manager
Greg Shackelford, Assistant City Manager
Alan Schaeffer, Law Director
Lori Martin, Clerk of Council

ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, March 1, 2018 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

ITEM 2. ATTENDANCE. Council: All present. **Staff:** Mr. Pozzuto, Mr. Shackelford, Mr. Schaeffer and Ms. Martin were present.

ITEM 3. LEGISLATIVE AGENDA. – Review legislative items slated for March 1.

- 1) **EMERGENCY ORDINANCE: SECOND READING.** AN ORDINANCE DETERMINING TO PROCEED WITH IMPROVEMENTS TO CERTAIN PROPERTY IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO, AS DESCRIBED IN RESOLUTION NO. R-18-3, AND DECLARING AN EMERGENCY. (2018 SIDEWALK PROGRAM)

No discussion.

ITEM 4. CITY MANAGER. – Issues/Reports.

SR73/SR741 Intersection Improvements Project: All of the lanes have been temporarily striped and are now open at the intersection. The temporary striping does not line up exactly with the traffic signals, but when the final pavement is down the permanent markings will line up correctly. Also, there are some timing issues with the left turn arrows, which will be addressed. People are still getting used to the dual left turn lanes onto north SR741 and cars are still lining up in the right lane because they have not installed the sign showing the dual turns.

Mr. Chmiel asked if there will be dual left turn lanes for cars traveling north on SR741 and turning west onto SR73.

Mr. Pozzuto replied no, it will not be a dual turn lane.

Mr. Chmiel asked if there will be a continuous right turn lane for cars traveling south on SR741 and turning onto westbound SR73.

Mr. Pozzuto replied no, traffic will have to stop at a stop bar just like they do when they are traveling eastbound on SR73 and turning south on SR741; however, it is as close to a continuous turn as possible. Before the intersection improvements, traffic heading eastbound had to stop for cars waiting to go through the intersection because there was no dedicated right turn lane.

Mr. Harding commented that the intersection is dark at night and asked if the street lights will be working soon.

Mr. Pozzuto explained that Duke has not energized the lights at the intersection yet because they have been mainly focused on powering up the traffic signals. Mr. Pozzuto will follow up with Council as soon as he has a definitive answer as to when the light poles will be energized. Mr. Pozzuto anticipates the project will be completed by the end of April or early May. According to the contract, the completion date is June 1, but the contractor is way ahead of schedule. Mr. Pozzuto asked if Council would like to have a dedication ceremony when the project is complete.

Mayor Agenbroad commented that he did not think that a dedication ceremony would be necessary, but the completion of the project should be publicized.

Mr. Harding commented that everything will come together when the City begins to develop the IGA site and suggested possibly having a ground breaking ceremony at that time to show the correlation between the two projects.

In addition, Mr. Pozzuto reported that the City received more than 300 survey responses to the preliminary plan to re-develop the IGA site.

Mayor Agenbroad asked if most of the surveys were favorable.

Mr. Pozzuto replied yes, about 80% of the surveys were favorable. Mr. Pozzuto explained that those that were not favorable answered "no" to the question concerning the overall layout of the development because they do not think there is enough parking. According to the plan, there is parking behind the northern most and western most buildings; the parking spaces are simply hidden by the perspective of the drawing. There is adequate parking for the site including angled parking on the interior road that runs around the park area. Mr. Pozzuto reiterated that people responded that they did not like the overall design because they do not think that they can park there; however, when they responded to the design of the buildings, the favorable responses increased to approximately 95%. Mr. Pozzuto commented that when he prepares the final report of the survey results, he will explain that the plan has adequate parking in response to those concerns. Mr. Pozzuto further commented that the plan does not show some of the possible shared parking opportunities in the area, but he can include that in the final report as well. We know people will drive to this destination and they will have plenty of opportunities to park especially if they consider that a lot of the uses in the development will not be open at the same times. For example, the Performing Arts Center will more likely be open in the evenings; whereas, a coffee shop will be open primarily in the mornings. Mr. Pozzuto finally commented that other than the parking issue people responding to the survey are suggesting uses they would like to see there and one of the more popular suggestions has been a Chick-fil-A.

Ms. Ridd questioned whether a Chick-fil-A would fit at that location because of the amount of traffic it draws.

Mr. Pozzuto explained that the designer has drafted a building into the drawing that would accommodate a restaurant like Chick-fil-A, which looks like it would function pretty well based on the design. Some of the survey respondents asked for a steakhouse, which was also a popular suggestion. Mr. Pozzuto commented however that in the lead-in to the survey he explains that

although the City will try to attract users based on the community's input, we cannot force businesses to locate in this development and he will continue to emphasize that in any future communications with the public concerning the development. In addition, Mr. Pozzuto reminded Council that the public open house concerning the preliminary plan for the IGA site will be held on Tuesday, March 6, 7:00-8:00 PM, in the Community Room. Mr. Pozzuto invited Council Members to stop by if they have the opportunity. Mr. Pozzuto explained that they will have the main drawing on the projector and there will be some pictures of building types from other communities that might fit into the plan to help people better visualize the development.

Ms. Ridd commented that it would be helpful if they could provide an overhead view to show all of the parking.

Mr. Pozzuto answered that he is not sure if they could have that view ready by Tuesday; however, he and the designer will be there to explain aspects of the plan like parking and to answer questions.

Ms. Ridd asked if a rendering of the Performing Arts Center could be displayed at the meeting.

Mr. Pozzuto replied yes; a drawing of the Performing Arts Center will be displayed at the meeting.

Mr. Harding asked if most of the survey responses were from Springboro residents.

Mr. Pozzuto answered that he has not reviewed all of the surveys, but about half of the surveys have been from Springboro residents. Surveys were received from Carlisle, Centerville, Lebanon and a lot from Clearcreek Township residents as well. Mr. Pozzuto explained that when he prepares his final report he will breakdown the responses from residents and non-residents respectively.

Ms. Ridd asked if the City would actually own the Performing Arts Center and if the rest of the buildings would be developer owned.

Mr. Pozzuto answered yes; however, the City may do some land leases where the City owns the land and the developer or user owns the building or we may sell some land to a user if it is more beneficial.

Ms. Ridd confirmed that the City would not own and operate all of the buildings in the development.

Mr. Pozzuto replied no; the City would not serve as the landlord for the entire development.

Mr. Brunner asked if the City would lease space to users in the Performing Arts Center.

Mr. Pozzuto replied yes; the City would own and operate that building as the landlord. Mr. Pozzuto explained that they would rent space to, for example, Play House South through a rental agreement and to the dance studio as well. This would generate some revenue to help offset costs to operate and maintain the building.

Ms. Iverson commented that there are other revenue generating opportunities as well such as offering classes or space to showcase performing arts, etc.

Mr. Pozzuto agreed that there are endless possibilities with respect to uses for the building especially since the City will have control of the building and will be able to use the theater when it is not in use by others.

Ms. Ridd commented that she recently saw a thread on Facebook that local artisans would love to have an area where they could display their artwork or have art fairs.

Mr. Pozzuto commented that the lobby area would be large enough to accommodate those types of activities as well. Mr. Pozzuto further commented that the City wants to do more programming for the community and that is the purpose of having this type of facility.

Ms. Ridd asked if this development would be a TIF (Tax Increment Financing) district.

Mr. Pozzuto answered that a TIF is being considered because it would generate revenue to help pay for the development. Mr. Pozzuto commented that he is working with the Warren County Port Authority to put together some TIF numbers and he will report to Council as more information becomes available.

ITEM 5. CLERK OF COUNCIL. – Issues/Reports.

Calendar Update: The Planning Commission meeting scheduled for Wednesday, March 28 at 6:00 PM in Council Chambers has been rescheduled to Tuesday, March 20. The Bicycle & Pedestrian Advisory Committee meeting scheduled for Monday, March 26 at 6:00 PM at the SPARC and Go, 320 S. Main Street, has been rescheduled to Monday, March 19. The 18th Annual Springboro Chamber Expo, "That Spring Thing," will be held on Saturday, March 17, 10:00 AM-3:00 PM, at Springboro High School. The event is free and open to the public.

ITEM 6. CITY COUNCIL. – Issues/Reports.

Mr. Brunner – Mr. Brunner asked if everything has been worked out with the Miamisburg Schools concerning the Austin development project.

Mr. Pozzuto replied no; there are no updates as of yet.

Ms. Iverson asked if Mr. Pozzuto had any idea when development would begin at Austin.

Mr. Pozzuto answered that the developer, Larry Dillin, is still working through some issues concerning the development and he has not received any updates concerning the timeline.

Ms. Ridd asked when the developer's contingency period will expire.

Mr. Pozzuto replied that although Council has approved the development agreement, the agreement will not be executed until all of the details are finalized. Therefore, a contingency period would not be in effect until the agreement is executed and neither party is obligated in any way. Mr. Pozzuto commented that he believes the contingency period is six months once the agreement is signed. Mr. Pozzuto further commented that he follows up regularly with the developer on the progress of the project, but he has not received any additional information.

Mr. Brunner asked if the developer could possibly provide Council with an update or information concerning the progress of the project.

Mr. Pozzuto replied that he could try to request a more specific update, but, as he mentioned, Mr. Dillin has no obligation to the City at this time as he works through any issues related to the project.

Mayor Agenbroad commented that we have enough projects on our plate right now even if the Austin development does not materialize this year.

Mr. Brunner inquired about the possibility of a BW3s locating on the north side of Austin and asked if the BW3s in Springboro would stay open.

Mr. Pozzuto answered that he heard that the BW3s in West Carrollton and Springboro are being consolidated to a location at Austin.

Mayor Agenbroad confirmed that he had heard the same information concerning BW3s, but hopefully that building will not be empty for long based on its location.

Ms. Ridd – No reports.

Ms. Iverson – Ms. Iverson will present a Planning Commission report at tonight's Regular Meeting under Reports.

Ms. Moore – No reports.

Mr. Chmiel – No reports.

Deputy Mayor Harding – Mr. Harding will present a Miami Valley Communications Council report at tonight's Regular Meeting under Reports.

Mayor Agenbroad – Mayor Agenbroad commented that several Staff and Council Members have indicated that they will be absent from the April 5 Council Meeting due to the school break and there is only one agenda item currently scheduled for April 5. Mayor Agenbroad will revisit the possibility of rescheduling that meeting date at the March 15 Work Session when attendance and the agenda can be confirmed.

Mayor Agenbroad also commented that he recently met with the local seniors group and they inquired about the possibility of a senior center. Mayor Agenbroad asked if the Goddard School location could be a potential site for a senior center.

Mr. Pozzuto commented that the building is owned by another party who leases the building to the Goddard School. Mr. Pozzuto added that he does not know what the owner's future plans are for the property; therefore, he is not sure if it would be possible to acquire or utilize it for a senior center.

Mayor Agenbroad stated that he was simply inquiring about the possibility on behalf of the seniors group. Mayor Agenbroad further stated that if the property is owned or purchased by another developer, then it is a moot issue.

Finally, Mayor Agenbroad commented that the Warren County Sheriff's Office and the Warren County Drug Task Force annual reports will be presented at tonight's Regular Meeting under Presentations.

ITEM 7. ADJOURNMENT. With no further discussion, Mayor Agenbroad adjourned the Thursday, March 1, 2018 City Council Work Session at approximately 6:25 PM.

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

CITY COUNCIL REGULAR MEETING

THURSDAY, MARCH 1, 2018

7:00 PM

CITY COUNCIL

John Agenbroad, Mayor
Stephen Harding, Deputy Mayor/At Large
Becky Iverson, At Large
Janie Ridd, Ward 1
Dale Brunner, Ward 2
Carol Moore, Ward 3
Jim Chmiel, Ward 4

CITY STAFF

Chris Pozzuto, City Manager
Greg Shackelford, Assistant City Manager
Alan Schaeffer, Law Director
Lori Martin, Clerk of Council

- ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting of Thursday, March 1, 2018 to order 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; Brunner, Present; Chmiel, Present; Harding, Present; Iverson, Present; Moore, Present; Ridd, Present. Staff: Mr. Pozzuto, Mr. Shackelford, Mr. Schaeffer and Ms. Martin were present.
- ITEM 4. APPROVAL OF MINUTES:** THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF FEBRUARY 15, 2018 AND RESCHEDULED REGULAR MEETING OF FEBRUARY 1, 2018.
- Mayor Agenbroad presented the minutes for additions/corrections. No additions/corrections.
- Mayor Agenbroad called for a motion to approve the Minutes.**
- Ms. Ridd motioned. Mr. Harding seconded the motion.**
- No discussion.
- VOTE:** Brunner, Yes; Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Chmiel, Abstain; Moore, Yes; Harding, Yes. [6-0-1]
- ITEM 5. PRESENTATIONS:** - SHERIFF LARRY SIMS PRESENTED THE 2017 WARREN COUNTY SHERIFF'S OFFICE ANNUAL REPORT.

Sheriff Sims distributed copies of the 2017 Warren County Sheriff's Office Annual Report and made the following comments: Calls for service countywide increased in 2017 by approximately 3,000 at 69,000 calls. There are various reasons for the increase including the increasing number of overdose

runs, theft calls, etc. Deputy Sheriffs began carrying Narcan a year ago and have administered 70 doses to individuals who overdosed reviving 54 of those people. Just prior to carrying Narcan, there were three law enforcement officers in different agencies across the county who suffered some reaction to drugs at a crime scene, which was an additional catalyst in arming the Deputy Sheriffs with Narcan. A canine retired from the Sheriff's Office in 2017 after eight years of service and has been replaced with a new canine named Maverick, a German Shepherd that is in training and will be on full duty in four to six weeks. The Sheriff's Office has had a lot of success with the canine units over the years not only with drug and property searches and tracking individuals, but also finding individuals with dementia who were lost. In addition, there were three homicides in Warren County last year, which is unusual. All three of the homicides were drug related and have been prosecuted or have charges pending. Finally, the Warren County Jail has been at or over capacity every day for the last couple of years. Prisoners with lesser charges are released to make room for prisoners with higher charges, and they could not do that without the cooperation of the courts. However, the Warren County Commissioners did approve a sales tax increase of .25% that began last month and will run for five years. The sales tax increase is estimated to generate about \$50MM to build a jail and a sheriff's office. They are finalizing a contract with the architect and the first planning meeting is scheduled for March 14. The completion of this project is still about 2.5 years away. Sheriff Sims concluded his comments by offering to answer any questions.

Ms. Ridd referred to the Support Services section of the report and inquired about Webchecks.

Sheriff Sims explained that many people in specialty jobs such as educators, camp counselors, etc. are required to be fingerprinted and have a FBI/BCI check. Many employers require this type of background check.

Mayor Agenbroad asked about the correlation between the rise in criminal cases from 2015 to 2017, and the decrease in felony arrests in 2017 especially with all of the drug related crime.

Sheriff Sims commented that Major Arrasmith would be able to provide more specifics during his presentation, but he explained that the Sheriff's Office has certainly seen a reduction in the timeliness of charges largely due to crime lab issues. They have experienced significant delays in receiving lab results due to the backlog of cases, which is in part causing those numbers to fluctuate.

Mayor Agenbroad thanked Sheriff Sims for attending tonight's meeting and presenting this report.

- MAJOR STEVE ARRASMITH PRESENTED THE 2017 WARREN COUNTY DRUG TASK FORCE ANNUAL REPORT.

Major Arrasmith distributed copies of the 2017 Warren County Drug Task Force Annual Report and made the following comments: Mr. Arrasmith thanked City Council for their support and especially Police Chief Jeff Kruithoff, who is a member of the Policy Board for the Warren County Drug Task Force. They would not have a Springboro Detective assigned to the task force without the City's support. The task force cannot operate without quality, professional detectives and they are very thankful for this support. They are struggling with delays in crime lab results as Sheriff Sims mentioned. There is Heroine/Fentanyl/Carfentanil in just about every kind of drug they submit to the crime lab and they cannot submit a case to the Grand Jury until they have the lab results in order to properly charge someone. Delays receiving crime lab results have significantly impacted their ability to get cases to the grand jury. The task force was a member of the Miami Valley Regional Crime Laboratory for a long time, but because of funding difficulties for the task force the cost was too much for them to continue to using that lab. They are now using the state for crime lab services and they do a fantastic job, but they are inundated. There is no cost to the BCI (Ohio Bureau of Criminal Investigation) Crime Laboratories, but they are processing drug analysis for many agencies across the state and the task force is waiting long periods to receive lab results, which is why the felony arrests number has decreased and the caseload has not. There were 506 cases in 2017, which is a significant caseload and too many to properly look into all of them. The task force has quite a few resources in the county, but they are the only law enforcement unit in Warren County that

investigates drug trafficking activities on a full-time basis. They are a multi-jurisdictional task force with 21 full-time personnel assigned to them from 11 different law enforcement agencies. Those agencies that do not assign a full-time detective or law enforcement personnel are making some sort of contribution to help sustain the task force, but funding remains pretty inconsistent. They operate from grants, and funding varies from year-to-year. They have been receiving a federal grant, but they were told those funds are frozen for 2018. Their state grant remains intact for 2018 and the Warren County Commissioners continue to contribute and significantly support them. The task force covers all of Warren County and the City of Wilmington. Wilmington has been with the task force for a long time in addition to their team of detectives who primarily do undercover work including the Springboro detective assigned to them, who is doing some incredible work. Springboro continues to provide quality personnel to the task force and they are thankful for that support. The task force also has a highway interdiction team from the Ohio State Highway Patrol, which provides four uniformed canine units and two uniformed trooper supervisors; therefore, the highways and roadways in Warren County receive some special attention, which is a great asset. The task force also receives support from the FBI and BCI with agents assigned to them as well. The Ohio National Guard Counterdrug unit provides the task force with an intelligence analyst along with a handful of detectives from the around the county. Heroine/Fentanyl/Carfentanil kept the task force busy throughout 2018. In addition, they saw a pretty significant spike in Methamphetamine halfway through 2017, which continued through 2017. In 2017, enforcement efforts resulted in 171 search warrants and seizure of 71 firearms. The annual report includes summaries of a few of the more significant investigations by the task force in 2017. Investigations continue to take anywhere from a day to a month to a year or more. Major Arrasmith concluded his comments by offering to answer any questions.

Mayor Agenbroad asked Major Arrasmith if there are any states not facing the current drug epidemic.

Major Arrasmith answered no; the drug epidemic is pretty consistent across the country.

Mr. Harding asked if there was a specific age group in Warren County affected such as our youth.

Mayor Arrasmith responded by stating that thankfully they do not have many drug trafficking investigations that involve our youth; it is rare for that to happen. Major Arrasmith explained that the task force has a good partnership with the Warren County Educational Services Center and they are very supportive of prevention education. Occasionally, a juvenile case does come up, but the task force targets drug traffickers and most of their targets are adults. Unfortunately, juveniles are being exposed to drugs now more than ever.

Mr. Brunner asked if the approximate 30% growth in cases from 2016 to 2017 is comparable to what they are seeing around the country.

Major Arrasmith commented that Ohio tends to be in the news a lot as somewhat of a hub for Heroine/Fentanyl due to its geographic location. The I-70 interstate north of Dayton is a corridor for bringing illegal drugs into this area, which spread out from there to different areas across the east coast. Warren County is situated between Dayton and Cincinnati, which presents a daily problem for them. The northern part of the county is primarily fed by drug traffickers from Dayton and the southern part of the county is primarily fed by Cincinnati area traffickers. Major Arrasmith commented that he is thankful that they have so much support from the community to continue operating the Drug Task Force. There is no other law enforcement agency in the county that can investigate drug related crimes every day, and they have to continue with this part of the fight against drug related crime. Education, prevention and treatment are extremely important, but they cannot stop the enforcement component.

Ms. Ridd asked if they have seen any less trafficking in pills due to the recent push to reduce prescription opiates, or is it creating a bigger black market for pills.

Major Arrasmith answered that trafficking in prescription opiates has stabilized. They have seen a definite decrease in doctors' prescribing habits possibly because they are more educated regarding this issue compared to five years ago. Now, there are processes in place for doctors that are

prescribing pain medication such as database systems they can use to check their patients before they write a prescription to make sure that person is not seeing multiple doctors, etc. Major Arrasmith commented that he believes it is helping some, but there still are plenty of prescription drug cases. The task force does have a drug diversion detective, who produces approximately 20% of the task force cases involving prescription drug crimes.

Ms. Iverson commented that we all appreciate the work that the task force does; it is important to keep up that fight. Ms. Iverson extended her thanks for the work the task force does every day and for keeping up the good fight.

Mayor Agenbroad thanked Major Arrasmith for attending tonight's meeting and presenting this report.

ITEM 6. LEGISLATION: City Council held a Work Session at 6:00 PM tonight for approximately 25 minutes to discuss the following legislative items as well as other city business.

1) EMERGENCY ORDINANCE: SECOND READING. "AN ORDINANCE DETERMINING TO PROCEED WITH IMPROVEMENTS TO CERTAIN PROPERTY IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO, AS DESCRIBED IN RESOLUTION NO. R-18-3, AND DECLARING AN EMERGENCY. (2018 SIDEWALK PROGRAM)," was read by the Clerk of Council. Mr. Pozzuto's comments are summarized as follows:

This is the second reading of an ordinance determining to proceed with the 2018 Sidewalk Program. This ordinance allows the City to proceed with the sidewalk repairs. The sidewalk program coincides with the annual street resurfacing program; therefore, concrete repairs will take place on the streets that are scheduled to be repaved this year.

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

No action required at this time.

ITEM 7. REPORTS: Mayor's Report – The 18th Annual Springboro Chamber Expo, "That Spring Thing," will be held on Saturday, March 17, 10:00 AM-3:00 PM, at Springboro High School. The event is free and open to the public. The IGA Plaza Preliminary Plan for Re-Development Community Open House will be held on Tuesday, March 6, 7:00-8:00 PM, in the Community Room. Good Friday will be observed on Friday, March 30; whereby, the City Offices will be closed. The next City Council Work Session will be held on Thursday, March 15, 2018 beginning with the Work Session at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

City Manager's Report – As a reminder to the public, the City will be hosting a Community Open House to view preliminary plans for the re-development of the IGA site on Tuesday, March 6 at 7:00 PM in the Community Room. If you are unable to attend the open house, there is a survey on the City's website at www.ci.springboro.oh.us that the public is encouraged to complete. The City has already received more than 300 responses to the on-line survey, which will be available until the end of the open house on Tuesday, March 6. Staff will compile the information and prepare a report of the survey results to share with City Council and the community.

Mayor Agenbroad thanked Mr. Pozzuto for all of his efforts on this project.

Committee Reports –

Mr. Brunner – No reports.

Ms. Ridd – No reports.

Ms. Iverson – Planning Commission – The Planning Commission met on Wednesday, February 28 at 6:00 PM in Council Chambers and approved a Planning & Zoning Code Text Amendment to the Sign Code. In essence, this amendment will allow businesses to have multiple colors on their signs

specifically electronic messaging signs. This provision is a first amendment issue based on a recent Supreme Court decision. However, the City can still regulate signs in terms of materials, height, etc. The Planning Commission will forward a formal recommendation regarding this text amendment to City Council in the near future.

Ms. Ridd asked if the sign code amendment would primarily affect the historic district.

Ms. Iverson clarified that this sign code amendment would apply to the Town Center Overlay District.

Mr. Harding commented that the Planning Commission received some positive feedback from members of the business community who really appreciated the work that went into this sign code amendment to allow multiple colors.

Mr. Pozzuto commented that this provision was also in response to a request from the business community, and the City has tried to listen and take action through the text amendment.

Ms. Iverson added that this does not permit animation on signs, which can be regulated as a safety issue for drivers.

The March Planning Commission Regular Meeting has been rescheduled from Wednesday, March 28 to Tuesday, March 20 at 6:00 PM in Council Chambers.

Ms. Moore – No reports.

Mr. Chmiel – No reports.

Deputy Mayor Harding – MVCC – The Miami Valley Communications Council met on Wednesday, February 21 at 4:00 PM at the MVCC facility. Mr. Harding reported that, last year, the General Assembly passed H.B.331 allowing telecommunications companies to install small cell towers in municipalities. That provision was found to be unconstitutional in some Ohio courts and the MVCC has been working with the state legislature to create legislation that will satisfy both sides. The proposed legislation was passed by the House in February and is now being proposed to the Senate and hopefully will be passed in March. In the meantime, they are also working with the cities to develop some design guidelines to regulate the appearance and location of the small cell towers.

Mr. Pozzuto commented that the City has been working on legislation pertaining to these small cell towers and City Planner Dan Boron, Development Director Elmer Dudas and City Engineer Chad Dixon have been serving on the MVCC committee. Staff will be bringing legislation forward for approval as soon as the legislation passes through the state legislative process. There will be a 120-day period to prepare and adopt legislation at the local level to regulate the cell towers. Mr. Pozzuto further commented that these cell towers are small units attached to light poles, traffic poles, etc. The proposed legislation will protect the historic district and other areas of the City from the proliferation of these small cell towers.

Ms. Ridd asked if the City would have any say in the location and appearance of these cell towers.

Mr. Pozzuto replied yes, the proposed legislation will contain regulations addressing those issues.

Mr. Harding also reported that the 40 plus mile fiber optic loop construction project is going out to bid in March and construction is anticipated to begin in May. The hope is to complete the fiber optic loop by February of 2019. The MVCC also renewed the CodeRED service that member cities use to alert citizens of emergency situations. In addition, the MVCC approved a resolution to continue refunding 20% of the collected cable franchise fees to member cities; however, AT&T is promoting more Direct TV and moving away from U-Verse resulting in about a 20% drop in MVCC's revenue. The MVCC will re-establish the Strategic Planning and Telecommunications Ad Hoc Committee to determine the future role of the MVCC due to the diminishing franchise fee revenue caused by the decrease in

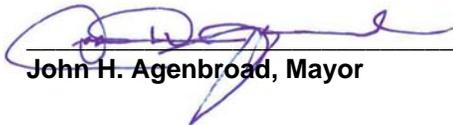
demand for cable television. The committee will help determine what services the MVCC will offer and where the revenue will come from. Finally, the MVCC selected a Lexus-Nexus software package to support the Crime Mapping Project after determining that the software will meet the needs of the TCSU and member agencies and help the member cities share information.

- ITEM 8. OTHER BUSINESS.** No Other Business.
- ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS.** No Final Council or Manager Comments.
- 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.

Mayor Agenbroad called for a motion to adjourn the Thursday, March 1, 2018 Springboro City Council Regular Meeting at approximately 7:30 PM.

Mr. Harding motioned. Ms. Ridd seconded the motion.

VOTE: Iverson, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes; Brunner, Yes; Ridd, Yes. [7-0]



John H. Agenbroad, Mayor

John H. Agenbroad

Presiding Officer

