

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

CITY COUNCIL WORK SESSION

THURSDAY, APRIL 20, 2023

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
Jack Hanson, Ward 3
Jim Chmiel, Ward 4

CITY STAFF

Chris Pozzuto, City Manager
Greg Shackelford, Assistant City Manager
Gerald McDonald, 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, April 20, 2023 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

ITEM 2. ATTENDANCE. Council: Mr. Chmiel and Ms. Ridd were absent. Staff: Mr. Pozzuto, Mr. Shackelford, Mr. McDonald and Ms. Martin were present. Police Chief Jeff Kruithoff was also present.

Mayor Agenbroad noted that a motion would be in order at tonight's Regular Meeting to excuse Mr. Chmiel and Ms. Ridd.

ITEM 3. LEGISLATIVE AGENDA. – Review legislative items slated for April 20.

1) EMERGENCY ORDINANCE: FIRST READING. AN ORDINANCE APPROVING THE RECORD PLAN FOR THE MANOR SECTION THREE-A AT SETTLERS WALK SUBDIVISION AND DECLARING AN EMERGENCY.

Staff recommended waiving the second and third readings of Legislation Item 1. All requirements have been met for this record plan and no roads or right-of-way is being dedicated.

Council will consider a motion to suspend the rules and waive the second and third readings of this ordinance at tonight's Regular Meeting.

ITEM 4. CITY MANAGER. – Issues/Reports.

Mr. Pozzuto reported on the following items:

Kacie Jane Park Opening Day: *The splash pad at Kacie Jane Park will be opening on May 25, which has been advertised to the public.*

Wright Station Upgrades: *The work at Wright Station in the central park area should be finished around April 24.*

Sharts Road Annexation Timeline: *Mr. McDonald created a time line for the annexation on Sharts Road (Associate Construction residential development). The plans are currently under review by the Planning Commission. A motion will be in order at tonight's meeting to set a Public Hearing on June 1 concerning the rezoning of the property. The first reading of the ordinance to rezone the property will also take place on June 1. On June 2, 2023, Ms. Martin will send notices to Franklin Township and Clearcreek Township of Council's intent to pass 503-annexation legislation to remove the property from Franklin Township and add it to Clearcreek Township. On June 15, Council will hear the second reading of the ordinance to rezone the property, a resolution approving the annexation, a resolution authorizing the 503 petition, and a resolution approving the purchase of property for park use from Associate Construction. Essentially, the City will be annexing the property into the City and purchasing a portion of the property to extend Clearcreek Park. The City is to compensate Franklin Township for removing the property from the township and worked out an agreement with the developer to have them pay \$100,000 to the township while the City will pay Associate \$66,000 to purchase the property. The entire approval process should be completed by August.*

Juneteenth Event (request to permit alcohol): *The Juneteenth Jubilee will be held on Saturday, June 17. The event committee has submitted a written request to be able to serve alcohol at the event.*

Ms. Iverson confirmed that this is the third year of that event.

Mr. Pozzuto commented that he does not have an opinion either way; it is Council's decision. Mr. Pozzuto further commented that they requested permission to serve alcohol the first year and he denied their request asking them to see how the event grows and that he would be happy to ask Council where it goes from there. The City has not allowed any other group to serve alcohol; the only alcohol permitted is for City events.

Mr. Harding pointed out that alcohol is served during ARTfest.

Mayor Agenbroad commented that ARTfest takes place in the DORA (Designated Outdoor Refreshment Area). Mayor Agenbroad further commented that he is opposed to allowing the event to serve alcohol because if you allow one group you have to allow everybody else. Mayor Agenbroad also commented that the summer concert series is a City-sponsored event and the proceeds of the alcohol sales goes to the PeeWee Football Program and the City does not receive any proceeds other than what goes back into the community. Mayor Agenbroad reiterated that he thinks it would be a bad precedent set.

Ms. Iverson commented that serving alcohol adds to staffing for the event and she would say no too.

Mr. Pozzuto commented that he explained to the committee that if they were permitted to serve alcohol, it would be under strict parameters such as hiring a police officer to be there throughout the event, etc., just like the parameters the City follows for the summer concerts.

Ms. Iverson suggested that now that the DORA is in place they could provide alcohol downtown when they have the Underground Railroad tours during the event.

Mayor Agenbroad commented that if they want to make alcohol available, they can do it in the downtown area, not in the park.

Mr. Harding commented that he personally does not have a problem with them serving alcohol. The committee asked if Pee Wee Football would help, but they do not have the time or volunteer resources to help with that event. Mr. Harding suggested that they contact the basketball organization for help. The committee also asked Mr. Harding what the procedures were and he gave them the procedures, which include obtaining permits, proper fencing, contacting the division of liquor control, etc. Mr. Harding commented that he understands that it looks like a precedent, but it is a totally different, unique event compared to a private citizen having an event at North Park.

Mayor Agenbroad commented that he is opposed to allowing alcohol for one organization or group and not allowing it for all of them. Mayor Agenbroad further commented that he thinks it is a bad precedent for events in our parks and does not think it is a good thing for City.

Ms. Iverson commented that she thinks Council simply has to decide if we allow it or not for any events.

Mr. Harding asked if the very first year of the BBQ Fest was run by the City.

Mr. Pozzuto replied yes. Mr. Pozzuto reiterated that alcohol has only been permitted for City events.

Mr. Brunner commented that when he was organizing fundraisers for the schools, his request to serve alcohol was turned down, and all of that money went to the schools. That event would actually be in the DORA right now based on where they wanted to do it. Mr. Brunner commented that he is struggling with this request because it is for a good cause.

Mayor Agenbroad commented that they have an option; they can use the DORA as a backup plan.

Mr. Pozzuto commented that this is the only reason the City allowed ARTfest to serve alcohol, because it was in the DORA.

Mr. Brunner commented that it was very difficult when they were running Cook Family Fun Day to run the event in two different locations, so that is an issue the committee will have to deal with.

Ms. Iverson pointed out that Juneteenth has already been running their event in multiple locations and it is already their precedent with the event.

Mr. Pozzuto commented that they are using four locations for the event.

Ms. Iverson commented that they should not decide whether to permit alcohol based on the event.

Mayor Agenbroad commented that it is not a City event.

Mr. Pozzuto agreed with Ms. Iverson that the question is whether Council wants to permit alcohol for every group or none.

Mayor Agenbroad asked if it was the consensus of Council to direct Mr. Pozzuto to let the committee know that alcohol will not be allowed at the park, but if they want to use part of the DORA area that is fine.

There were no objections expressed by Council and no further discussion regarding this issue.

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

Calendar Updates: Drug Take Back Day will take place on Saturday, April 22, 10:00 AM-2:00 PM at the City Building. The City's Arbor Day Ceremony will be held on Friday April 28 at 9:00 AM at Miracle Field. In addition, the next City Council Work Session will be held on Thursday, May 4 at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

ITEM 6. CITY COUNCIL. – Issues/Reports.

Mr. Brunner – No reports.

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

Mr. Hanson – Mr. Hanson will present the annual Arbor Day Proclamation at tonight's Regular Meeting under Presentations.

Deputy Mayor Harding – No reports.

Mayor Agenbroad – The Memorial Day Committee is meeting this Saturday, April 22 at 9:00 AM at the fire station on S. Main Street.

Mayor Agenbroad noted that the vote on the March 16 minutes at the last meeting failed because only a quorum of members was present and one member abstained from the vote. Mayor Agenbroad explained that under parliamentary procedure, a member can vote on the minutes regardless of whether they are absent from the meeting of which minutes are being voted on. The members have an obligation to approve the minutes of their governing body. Mayor Agenbroad commented that if a member objects to something in the minutes they have the option to abstain, but other than that, we need to keep the legislative process going.

Mayor Agenbroad will call for another vote on the March 16 Council Meeting Minutes in order to properly approve the minutes at tonight's Regular Meeting.

At this time, Mayor Agenbroad recognized Scott Marshall, Springboro School District Communications Coordinator. Mayor Agenbroad asked if Mr. Marshall would comment on the Purple Star recognition by the State of Ohio for Springboro Junior High.

Mr. Marshall commented that the state announced that Springboro Intermediate School has been designated as a Purple Star School, and it is the last school in the district to be recognized. Now, all six schools in the district have received the Purple Star designation from the state.

The Purple Star designation means having things in place at the school that support military families such as families coming into the district that may have moved several times or even students that may have a parent deployed during the school year. The school provides ways to welcome them into the district and offers support to military families. The Purple Star designation is a three-year designation and requires the school to apply for renewal. Springboro High School and Clearcreek Elementary were both up for renewal and have been renewed.

At the school board meeting on Wednesday, the board will recognize Springboro Intermediate School for receiving this designation and present a plaque to Principal Brooke Coulter.

Mayor Agenbroad thanked Mr. Marshall for attending the meeting and for his comments on the Purple Star School designation.

ITEM 7. ADJOURNMENT. *With no further discussion, Mayor Agenbroad adjourned the Thursday, April 20, 2023 City Council Work Session at approximately 6:15 PM.*

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

CITY COUNCIL REGULAR MEETING

THURSDAY, APRIL 20, 2023

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
Jack Hanson, Ward 3
Jim Chmiel, Ward 4

CITY STAFF

Chris Pozzuto, City Manager
Greg Shackelford, Assistant City Manager
Gerald McDonald, Law Director
Lori Martin, Clerk of Council

ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting of Thursday, April 20, 2023 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.

Invocation by Mayor John Agenbroad.

ITEM 3. ROLL CALL. Agenbroad, Present; Brunner, Present; Chmiel, Absent; Hanson, Present; Harding, Present; Iverson, Present; Ridd, Absent. Staff: Mr. Pozzuto, Mr. Shackelford, Mr. McDonald and Ms. Martin were present. Police Chief Jeff Kruithoff was also present.

Mayor Agenbroad called for a motion to excuse Council Members Jim Chmiel and Janie Ridd.

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

No discussion.

VOTE: Agenbroad, Yes; Hanson, Yes; Harding, Yes; Brunner, Yes; Iverson, Yes. [5-0]

ITEM 4. APPROVAL OF MINUTES: THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF MARCH 16, 2023.

As discussed during the Work Session, the vote on the March 16 City Council Meeting Minutes at the April 6 meeting failed because only a quorum of members were present and one member abstained from the vote.

Mayor Agenbroad presented the minutes for additions/corrections. No additions/corrections.

Mr. Harding motioned. Mr. Brunner seconded the motion.

No discussion.

VOTE: Iverson, Yes; Agenbroad, Yes; Hanson, Yes; Harding, Yes; Brunner, Yes. [5-0]

ITEM 5. PRESENTATIONS: - NEWLY APPOINTED POLICE CHIEF DAN BENTLEY TOOK THE OATH OF OFFICE AND WAS SWORN IN TO SERVE THE CITY OF SPRINGBORO POLICE DEPARTMENT AS CHIEF OF POLICE.

Police Chief Jeff Kruithoff introduced newly appointed Police Chief Dan Bentley and presented his c. vitae including his military background, education, training, professional experience in law enforcement, including his 25 years of service with the Springboro Police Department, and other special appointments, awards and recognitions. Lieutenant Bentley has served the Springboro Police Department as a police officer, sergeant and lieutenant. Lieutenant Bentley is also a longtime resident of Springboro.

Lieutenant Bentley was joined by his wife, Tracie, and daughter, Brianna, parents, Tom and Sharon, sister, Lisa, aunt, Patty and other family members and friends as well as members of the Springboro Police Department, Clearcreek Fire Department and other area law enforcement agencies.

Chief Kruithoff asked Lieutenant Bentley to step forward to take the Oath of Office and be sworn in as Police Chief under the provisions of the Ohio Revised Code to continue serving the City of Springboro Police Department.

Mayor Agenbroad administered the Oath of Office and Lieutenant Bentley was sworn in as the City of Springboro Police Chief. Mayor Agenbroad congratulated Lieutenant Bentley on his promotion to Chief. Tracie Bentley pinned Chief Bentley's badge to his uniform.

Mayor Agenbroad and City Council stood to congratulate Chief Bentley with a handshake to conclude the ceremony.

- 2023 ARBOR DAY PROCLAMATION

Council Member Jack Hanson read the annual Arbor Day Proclamation, which will be presented at the City's upcoming Arbor Day Ceremony on Friday, April 28 at 9:00 AM at Springboro Miracle Field in front of Springboro High School. Two new trees (Black Gum & Frontier Elm) will be planted at the field in celebration of National Arbor Day.

ITEM 6. LEGISLATION: City Council held a Work Session at 6:00 PM tonight for approximately 15 minutes to discuss the following legislative items as well as other City business.

1) ORDINANCE O-23-4: FIRST READING. AN ORDINANCE APPROVING THE RECORD PLAN FOR THE MANOR SECTION THREE-A AT SETTLERS WALK SUBDIVISION AND DECLARING AN EMERGENCY, was read by the Clerk of Council. Mr. Pozzuto's comments are summarized as follows:

This is the first reading of an ordinance approving the record plan for The Manor Section Three-A at Settlers Walk Subdivision. This record plan is located at 190 Trevor Lane (lot 67) in the Settlers Walk Subdivision. The lot lines of lot 67 are being replatted to create a larger lot by adjusting the lot lines of two adjacent open space lots with the total acreage being approximately 9.76 acres. There are no new roads or right-of-way being dedicated.

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

As discussed at tonight's Work Session, Mayor Agenbroad called for a motion to suspend the rules and waive the second and third readings of Legislative Item 1, an Emergency Ordinance.

Ms. Iverson motioned. Mr. Hanson seconded the motion.

No discussion.

VOTE: Harding, Yes; Brunner, Yes; Iverson, Yes; Agenbroad, Yes; Hanson, Yes. [5-0]

Mayor Agenbroad called for a motion to adopt Ordinance O-23-4.

Mr. Harding motioned. Mr. Hanson seconded the motion.

No discussion.

VOTE: Harding, Yes; Brunner, Yes; Iverson, Yes; Agenbroad, Yes; Hanson, Yes. [5-0]

ITEM 7. REPORTS: Mayor's Report – Drug Take Back Day will take place tomorrow, April 22, 10:00 AM-2:00 PM at the City Building. The City's Arbor Day Ceremony will be held on Friday April 28 at 9:00 AM at Miracle Field. In addition, the next City Council Work Session will be held on Thursday, May 4 at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

In addition, Mayor Agenbroad announced that the Memorial Day Committee will meet this Saturday, April 22 at 9:00 AM at the Fire Station at 925 S. Main Street. The Memorial Day Parade will take place on Monday, May 29 at 2:00 PM on S. Main Street and proceed to Wade Field for the ceremony followed by refreshments.

City Manager's Report –

Mr. Pozzuto reported on the following items:

Kacie Jane Park Opening Day: The splash pad at Kacie Jane Park will be opening on May 25.

Committee Reports –

Mr. Brunner – Mr. Brunner thanked Police Chief Kruithoff for what he has done for the City and for other cities experiencing a crisis or disaster by providing assistance during those difficult times. Mr. Brunner added that he appreciates the professional demeanor that Chief Kruithoff has brought to this city as the Police Chief.

Ms. Iverson – Ms. Iverson echoed Mr. Brunner's comments and stated that it has been an honor to know Chief Kruithoff and she looks forward to hearing about his plans during his retirement.

Mr. Hanson – Mr. Hanson thanked Chief Kruithoff for his service and long, distinguished career in law enforcement, and wished him an enjoyable retirement.

Deputy Mayor Harding – Deputy Mayor Harding echoed the previous Council comments and stated that he thinks the culture Chief Kruithoff brought to the City's police department is great and that is evident by Lieutenant Bentley being able to continue the culture Chief Kruithoff created here.

At this time, Mayor Agenbroad commented the he had the honor of swearing in Chief Kruithoff 20 plus years ago. Mayor Agenbroad further commented that Chief Kruithoff came at a time when the department really needed leadership, had a cold case pending, and many other problems, and he has taken this police force into the 21st century in every way shape and form, and we will thank Chief Kruithoff forever for it and wish him a wonderful retirement.

ITEM 8. OTHER BUSINESS. Mayor Agenbroad called for the following motions:

A MOTION TO SET A PUBLIC HEARING ON THURSDAY, JUNE 1, 2023 AT 7:00 P.M. IN COUNCIL CHAMBERS AT THE SPRINGBORO MUNICIPAL BUILDING, 320 W. CENTRAL AVENUE, SPRINGBORO 45066 REGARDING A REQUEST TO REZONE APPROXIMATELY 42.08 ACRES OF LAND LOCATED AT 7878-7914 SHARTS ROAD TO R-2, LOW-DENSITY RESIDENTIAL DISTRICT (SINGLE-FAMILY).

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

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

No discussion.

VOTE: Brunner, Yes; Iverson, Yes; Agenbroad, Yes; Hanson, Yes; Harding, Yes. [5-0]

A MOTION TO ACCEPT THE RESIGNATION OF POLICE CHIEF JEFF KRUITHOFF, WHO IS RETIRING FROM THE CITY OF SPRINGBORO EFFECTIVE APRIL 21, 2023, WITH A VOTE OF THANKS.

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

Mr. Brunner motioned. Ms. Iverson seconded the motion.

No discussion.

VOTE: Agenbroad, Yes; Hanson, Yes; Harding, Yes; Brunner, Yes; Iverson, Yes. [5-0]

ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS. No final Council or Manager Comments.

ITEM 10. GUEST COMMENTS. Mayor Agenbroad invited any guests that wished to be heard to approach the podium, state their name and address for the record, and make their comments accordingly.

1) Jerry Ferris, 110 Allspice Court, Springboro – Mr. Ferris generally commented as follows:

Mr. Ferris congratulated Chief Kruithoff for all he has done for this community and stated that he has been a great General as Police Chief of Springboro, Ohio. Mr. Ferris commented that he applauds all of the work that Chief Kruithoff has done and he has seen many good things that have come out since he has been chief. Mr. Ferris commented that he has been in Springboro for 44 years and has watched things change. He loves this community and it is evident by all of the people here how much they respect Chief Kruithoff and love his guidance of the police officers and first responders. Mr. Ferris further commented that all of us want to say thank you with a vote of confidence as Chief Kruithoff moves on to his next segment in life

and he hopes everything turns out perfect for him because he made it perfect for us. Thank you for the opportunity to comment.

Mayor Agenbroad thanked Mr. Ferris for his comments.

Mayor Agenbroad invited any other guests that wished to be heard to approach the podium, state their name and address for the record, and make their comments accordingly.

No other guests came forward.

ITEM 11. EXECUTIVE SESSION. No Executive Session.


ITEM 12. ADJOURNMENT. With no further business, Mayor Agenbroad called for a motion to adjourn the Thursday, April 20, 2023 Springboro City Council Regular Meeting at approximately 7:25 PM.

Mr. Harding motioned. Mr. Brunner seconded the motion.

No discussion.

VOTE: Iverson, Yes; Agenbroad, Yes; Hanson, Yes; Harding, Yes; Brunner, Yes. [5-0]

—MEETING ADJOURNED—



John H. Agenbroad, Mayor

John H. Agenbroad

Presiding Officer



Lori A. Martin, Clerk of Council