

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

**CITY COUNCIL WORK SESSION**

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**THURSDAY, MAY 16, 2019**

**6:00 PM**

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**CITY COUNCIL**

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

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**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, May 16, 2019 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.
- ITEM 2. ATTENDANCE. Council:** Ms. Iverson was absent. **Staff:** Mr. Pozzuto, Mr. Shackelford, Mr. Schaeffer 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 Ms. Iverson, due to a family commitment.

At this time, Mr. Pozzuto introduced Melinda Antell, Public Sector Solutions Representative for Waste Management, to share a broad overview of the changes since the China import ban and how it is impacting markets for recyclables.

Ms. Antell introduced Pat Greevy, her colleague from Waste Management, who attended the meeting as well. Ms. Antell introduced herself as the city's liaison for staff questions and concerns related to Waste Management's service. Ms. Antell commented that a lot has happened in recycling markets since the beginning of January 2018. Prior to January 2018, 30% of the world's recyclables were imported by China for processing. Of that 30%, they were taking 50% of all the mixed paper and 50% of all the mixed plastics that were produced. A substantial amount of the United States recyclable material was going to China. On January 1, 2018, China banned the import of mixed paper and mixed plastics. At the same time, China instituted a new low contamination level of 0.5%. To put that into perspective, the average amount of contamination in a ton of recyclables is 25%. Waste Management did a local audit at the Rumpke materials facility in Dayton, which was right at the national average of 22.8% contamination. This means that one out of every four items that you are putting in your recycling bin is not recyclable. It is very difficult to meet this new contamination limit set by China.

Two things have resulted from these changes to China's restrictions on recycling imports from the United States. We now have a huge oversupply of recyclables because 30% of them were going to China, and now we have no place for them to go and will have to find a new domestic market or a new foreign market for them. Any time you have an oversupply, commodity prices go down i.e. people do

not need it and they can be very picky about the quality they are going to buy. The second result is the contamination limits. This lack of markets for recyclables means that they have to be the highest quality possible, which means that processing costs are increasing. In short, commodity prices are falling and processing costs are increasing because the material recovery facility in Dayton has to slow down the lines that are used to sort the recyclables brought to the facility and they might have to install more mechanical equipment and hire more people and all of these factors are increasing processing costs.

Ms. Antell continued by stating that she had two points she wanted to bring to Council's attention. First, Ms. Antell thanked Springboro for its partnership because one of the most important things we can do to keep recycling sustainable economically and for our community is education. Education helps to lower those contamination rates and keep those processing costs from continuing to increase due to the oversupply. Ms. Antell further commented that city staff has been very cooperative and has posted the materials she has given them on the website and mailed them out with the city's recycling calendar and they really appreciate that effort. Education will have a big impact because the cleaner those materials are the more markets we will have locally for that clean material versus a low quality material. The other point is, because the processing costs have gone up, they will want to have a discussion with the city as they move forward in their contract. Processing costs have increased by \$40 since the beginning of last year. What does that mean for Springboro? From where they thought this contract was going to be and what they included in the contract based on all of their projections of where recycling was going to go before China changed their restrictions, they are about \$3.50 per year below in price because of all of the extra processing costs. Because Springboro residents do such a great job of recycling because they recycle 1350 tons out of Springboro last year. Just to say, going forward they want to start having that conversation about trying to find a way to come closer and either get some protection going forward against further processing cost increases or just look at some ways we can work together. They will be looking forward to having that conversation in the future, but they just wanted to make the city is aware of why that would be happening and what the background is behind it. Ms. Antell offered to answer any questions of Council.

There were no questions or comments from Council.

Mayor Agenbroad thanked Ms. Antell for attending the meeting and presenting this information.

**ITEM 3. LEGISLATIVE AGENDA. – Review legislative items slated for May 16.**

- 1) **EMERGENCY ORDINANCE: SECOND READING.** AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF SPRINGBORO, OHIO AND DECLARING AN EMERGENCY.

Staff requested that City Council waive the third reading of this ordinance in order to expedite the code update.

Council will consider a motion to waive the third reading of this ordinance at tonight's Regular Meeting.

- 2) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE AUTHORIZING THE SUPPLEMENTAL APPROPRIATION OF MONIES; THEREBY AMENDING ANNUAL APPROPRIATION ORDINANCE NO. O-19-01 OF THE CITY OF SPRINGBORO, OHIO PASSED BY THE CITY COUNCIL ON DECEMBER 20, 2018 FOR THE YEAR 2019; AND DECLARING AN EMERGENCY.

Mr. Pozzuto commented that this increase in appropriations for 2019 is to cover the cost of a few emergencies and unanticipated expenditures that could not be accounted for in October during the budgeting process. These items include Insurance Expenses for Storm Damage at Heatherwoode Golf Course. Insurance only covered approx. \$12,000 of that damage because the insurance policy for the golf course specifically states that it only pays for trees that actually fall into the course of play i.e. it had to be directly on a fairway or on a green. The cost for

repairs was approx. \$40,000; however, \$12,000 will be covered by insurance. This supplemental appropriation will also cover the cost of Street Light Repairs at \$20,000 to repair/replace some of the black decorative streetlights on N. Main Street. One of those streetlights fell on its own and following an inspection of all of those streetlights, there were six others in close to the same condition. Those streetlights were removed and replaced as soon as possible. This supplemental appropriation will also cover the cost of TIF Reimbursements to the Miamisburg Schools as part of the agreement with Miamisburg, Miami Township and Miamisburg Schools for the Austin Road Interchange. According to the agreement, Springboro is required to reimburse Miamisburg Schools revenue received beyond the typical TIF dollars that might come in for that TIF fund. This money is in the TIF fund, but an additional \$100,000 needs to be appropriated because we did not anticipate making that payment this year. Only \$200,000 was appropriated, but the total \$300,000 is coming due. We want to make sure we make that payment and we are whole with the Miamisburg Schools up to this point. Some payments were withheld while trying to renegotiate the agreement with the schools, which has not been completed, and they will be paid in full based on the current agreement. Lastly, this supplemental appropriation will cover the cost of Kacie Jane Park Improvements at \$50,000, which will pay for some shade structures that were added to the plan. However, the city will be reimbursed for this cost through donations made by the Hausfelds. Again, this supplemental appropriation ordinance covers the cost of unanticipated and emergency expenditures that could not be accounted for in the 2019 annual appropriations ordinance.

Staff requested that Council waive the second and third readings of this ordinance in order to properly appropriate expenditures.

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

- 3) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MONTGOMERY COUNTY AND DANIEL J. KAHMANN, TRUSTEE FOR CITY SANITARY SEWER SERVICE.

No discussion.

- 4) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH DRYDEN BUILDERS, INC. FOR THE MUNICIPAL BUILDING STORAGE EXPANSION PROJECT.

No discussion.

**ITEM 4. CITY MANAGER. – Issues/Reports.**

**Kacie Jane Park Update (intersection of Crosley and Lytle Five Points Roads):** The concrete for the splash pad has been poured. Per the Vortex contract, the concrete must cure for 15 to 30 days before the splash pad surface and components can be installed. There were 44 rains days, which delayed the project schedule, but the splash pad is estimated to open in the late June, early July timeframe. The Hausfelds have been notified of the project delays.

**Hazel Woods Park Update:** The parking lots, half of the walking trail around the perimeter of the park and the drive to the park have been paved.

**SR73 Medians Improvement Project Update:** The medians have been filled with dirt and work will continue on this project with the installation of plant material.

**Touch A Truck Event:** This event was held at North Park last Saturday with more than 1,000 attendees. This event was very well attended and received a lot of positive comments. Mr. Pozzuto thanked the city's Events Coordinator Julie Jandes and Logan McCormick and Ryan Michel from the

Service Department for coordinating the event. He also thanked Maureen Russell-Hodgson for publicizing the event on social media, etc.

At this time, Mr. Shackelford thanked Mr. Pozzuto and City Council for the opportunity to participate in the DC Fly-In again this year. Mr. Shackelford commented that he had the opportunity to be a group leader this time for the Tuesday afternoon breakout sessions. He also had the opportunity to spend some time with a staff member from Congressman Davidson's office to talk about some of the issues and challenges we have in Warren County and to hear about some initiatives there. In addition, we had a breakout session with the Eno Center for Transportation, which is a non-profit think tank that focuses on transportation issues across the United States. Overall, it was a valuable opportunity to learn and share information. In addition, on Thursday, June 6, Hardy Diagnostics will hold a Ribbon Cutting ceremony at 4:00 PM to celebrate their facility expansion. City Council will receive a formal invitation in the near future.

Mayor Agenbroad commented that the Hardy Diagnostics expansion is adding 30 to 40 jobs.

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

**Calendar Updates:** Memorial Day will be observed on Monday, May 27; City Offices will be closed. The Memorial Day Parade will be held on Monday, May 27 and will proceed down S. Main Street to Wade Field. The Bicycle & Pedestrian Advisory Committee Meeting for May will be held on Monday, May 20 at 6:00 PM in the Community Room to continue reviewing the city's the bike/ped plan. No BPAC meeting will be held on May 27 due to the holiday. The next City Council Work Session will be held on Thursday, June 6 at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

**MVCC Formal Lighting Ceremony:** The MVCC will hold a Fiber Lighting Ceremony on Thursday, June 13 at 3:00 PM at the MVCC facility and has invited City Council to participate in this ceremonial celebration of the lighting of the new GATEway Fiber Network (Gigabit Access for Technology and Education) This new fiber network is connecting the cities of Centerville, Kettering, Miamisburg, Moraine, Oakwood, Springboro and West Carrollton. City Council should RSVP through Ms. Martin.

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

**Ms. Ridd** – Ms. Ridd will present an Architectural Review Board report at tonight's Regular Meeting under Reports.

**Mr. Harding** – No reports.

**Ms. Moore** – No reports.

**Mr. Chmiel** – No reports.

**Deputy Mayor Brunner** – Deputy Mayor Brunner will comment on an event he attended at Bishop Fenwick High School at tonight's Regular Meeting under Reports.

**Mayor Agenbroad** – Mayor Agenbroad confirmed that Deputy Mayor Brunner would deliver opening remarks at this year's Memorial Day Parade Service. Line up for the parade begins at 1:30 PM behind the River Valley Credit Union and the parade begins at 2:00 PM. The service immediately follows the parade at 2:30 PM. Mayor Agenbroad also echoed Mr. Shackelford's comments regarding the DC Fly-In, which was a very worthwhile networking opportunity. Warren County was recognized and appreciated by so many people, and Senators Portman and Brown and Congressman Chabot touched upon that in their comments. Mayor Agenbroad also attended a Ribbon Cutting today for Callejo Dental at 55 N. Main Street next to Highland Stag. The dental office is changing ownership, but will temporarily retain the name. There are approximately 18 employees in the newly remodeled office. Finally, Mayor Agenbroad met with a Girl Scout troop prior to the Work Session to talk about what it means to be

*involved in local government, and he commented that he always really enjoys meeting with the scout troops.*

***At this time, Mayor Agenbroad called for a motion to enter Executive Session, under ORC121.22(G), following the Work Session discussion, to discuss the sale of property.***

***Mr. Harding motioned. Ms. Moore seconded the motion.***

*No discussion.*

***VOTE: Harding, Yes; Brunner, Yes; Ridd, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes. [6-0]***

*As a reminder to the public, no votes are taken during Executive Session.*

*At approximately 6:20 PM, City Council entered Executive Session to discuss the sale of property.*

*With no objections, City Council exited Executive Session at approximately 6:40 PM; whereby, no votes were taken.*

***ITEM 7. ADJOURNMENT.*** *With no further discussion, Mayor Agenbroad adjourned the Thursday, May 16, 2019 City Council Work Session immediately thereafter.*

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

CITY COUNCIL REGULAR MEETING

THURSDAY, MAY 16, 2019

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, May 16, 2019 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 Pastor Stephen Schick of Origins Church.

Mayor Agenbroad introduced Pastor Schick, who gave the invocation.

(Council observed the prayer before proceeding with the Regular Order of Business.)

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

**Mayor Agenbroad called for a motion to excuse Ms. Iverson, who is absent due to travel.**

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

No discussion.

**VOTE: Brunner, Yes; Ridd, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes. [6-0]**

**ITEM 4. APPROVAL OF MINUTES:** THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF MAY 2, 2019.

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. Brunner seconded the motion.**

No discussion.

**VOTE: Ridd, Yes; Agenbroad, Yes; Chmiel, Abstain; Moore, Yes; Harding, Abstain, Brunner, Abstain. [Approved]**

**ITEM 5. PRESENTATIONS:** No Presentations.

**ITEM 6. LEGISLATION:** City Council held a Work Session at 6:00 PM tonight for approximately 20 minutes to discuss the following legislative items as well as other city business. During the Work Session, Council entered Executive Session for approximately 20 minutes to discuss the sale of property; whereby, the City Law Director was present and no votes were taken.

- 1) **ORDINANCE O-19-4: SECOND READING.** "AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF SPRINGBORO, OHIO AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Ms. Martin's comments are summarized as follows:

This is the second reading of an ordinance to approve the editing and inclusion of certain ordinances as parts of the various component codes of the codified ordinances of Springboro, Ohio. This ordinance represents our annual code update, which incorporates all of the legislation passed by Council over the past year into the City's Codified Ordinances. This particular update covers June 2018 – February 2019 during which time local and state amendments revised 120 pages of the codebook reflecting any new and amended language. This ordinance also adopts the adjusted fee schedule for permits and services and amendments to the Traffic and General Offenses Codes enacted by the State during that time. The on-line version of the code also will be updated and is linked to the city's website under "City Ordinances and Laws" for the public to access.

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

**As discussed at the Work Session, Mayor Agenbroad called for a motion to suspend the rules and waive the third reading of Legislative Item 1, an Emergency Ordinance.**

**Mr. Chmiel motioned. Ms. Ridd seconded the motion.**

No discussion.

**VOTE: Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes; Brunner, Yes; Ridd, Yes. [6-0]**

**Mayor Agenbroad called for a motion to adopt Ordinance O-19-4.**

**Mr. Brunner motioned. Mr. Chmiel seconded the motion.**

No discussion.

**VOTE: Moore, Yes; Harding, Yes; Brunner, Yes; Ridd, Yes; Agenbroad, Yes; Chmiel, Yes. [6-0]**

- 2) **ORDINANCE O-19-5: FIRST READING.** "AN ORDINANCE AUTHORIZING THE SUPPLEMENTAL APPROPRIATION OF MONIES; THEREBY AMENDING ANNUAL APPROPRIATION ORDINANCE NO. O-19-01 OF THE CITY OF SPRINGBORO, OHIO PASSED BY THE CITY COUNCIL ON DECEMBER 20, 2018 FOR THE YEAR 2019; AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Mr. Pozzuto's comments are summarized as follows:

This ordinance authorizes supplemental appropriations increasing total appropriations for 2019 by \$306,000. This ordinance represents an appropriations adjustment for May for expenses that were not appropriated in the annual appropriations ordinance approved in December. This supplemental appropriation ordinance consists mainly of emergency expenses including major tree damage at Heatherwoode Golf Course due to wind damage, which tore out approximately 45 trees on the golf course. The city's liability insurance is covering approx. \$12,000 of that damage and the balance of the cost to repair that damage is covered by this supplemental appropriation. In addition, street light repairs were necessary on N. Main Street. One of the streetlights fell due to extreme deterioration. Upon inspecting the other lights, it was determined that six others needed to be replaced immediately, which is another emergency appropriation. The requested supplemental appropriations total \$306,000 for 2019.

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

**As discussed at the Work Session, Mayor Agenbroad called for a motion to suspend the rules and waive the second and third readings of Legislative Item 2, an Emergency Ordinance.**

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

No discussion.

**VOTE: Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes; Brunner, Yes; Ridd, Yes. [6-0]**

**Mayor Agenbroad called for a motion to adopt Ordinance O-19-5.**

**Mr. Brunner motioned. Ms. Moore seconded the motion.**

No discussion.

**VOTE: Harding, Yes; Brunner, Yes; Ridd, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes. [6-0]**

- 3) **RESOLUTION R-19-19:** "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MONTGOMERY COUNTY AND DANIEL J. KAHMANN, TRUSTEE FOR CITY SANITARY SEWER SERVICE," was read by the Clerk of Council. Mr. Pozzuto's comments are summarized as follows:

This resolution authorizes an agreement with Montgomery County and Daniel J. Kahmann, Trustee, for city sanitary sewer service. The developer, Daniel J. Kahmann, approached the city requesting to access the city's sanitary sewer system. This development sits within Montgomery County outside of Springboro and is part of the Montgomery County sewer system. This agreement allows four lots in Mr. Kahmann's development to access the city's sanitary sewer because it can be fed naturally by gravity. This is not a significant request; therefore, the city is willing to enter into the agreement. The city's sewer system can more than

adequately handle the capacity, and the city is willing to work with Montgomery County and Mr. Kahmann to allow access to the sewer system.

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

**Mayor Agenbroad called for a motion to adopt Resolution R-19-19.**

**Ms. Ridd motioned. Mr. Brunner seconded the motion.**

No discussion.

**VOTE: Ridd, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes; Brunner, Yes. [6-0]**

- 4) RESOLUTION R-19-20:** "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH DRYDEN BUILDERS, INC. FOR THE MUNICIPAL BUILDING STORAGE EXPANSION PROJECT," was read by the Clerk of Council. Mr. Pozzuto's comments are summarized as follows:

This resolution authorizes a professional services agreement with Dryden Builders, Inc. for the municipal building storage expansion project. During budget discussions for 2019, staff recommended adding a few offices in the attic storage room. The existing storage area will be relocated to another area of the attic and new flooring will have to be installed to accommodate the new storage area. Once the flooring is installed, the storage area will be relocated and the new offices can be built. Facilities Manager Mike Eaton was able to find a new flooring system that was less expensive and more lightweight than concrete, but could still handle the storage. This concrete board will be installed in sections by the contractor, which is safer and less expensive than pouring concrete. The city received two bids for this project and the low bidder was Dryden Builders at \$35,400. Staff recommends approval of this agreement.

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

**Mayor Agenbroad called for a motion to adopt Resolution R-19-20.**

**Ms. Moore motioned. Mr. Harding seconded the motion.**

No discussion.

**VOTE: Brunner, Yes; Ridd, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes. [6-0]**

- ITEM 7. REPORTS: Mayor's Report** – The Springboro 2019 Bicycle & Pedestrian Plan Public Outreach Meeting will be held on Monday, May 20, 6:00-8:00 PM, in the Community Room. Memorial Day will be observed on Monday, May 27; whereby, the City Offices will be closed. The Memorial Day Parade will be held on Monday, May 27 and will proceed down S. Main Street to Wade Field. Following the Memorial Day Service, picnic style food and refreshments will be served at Springboro Intermediate School adjacent to Wade Field. Other upcoming events include National Trails Day, Saturday, June 1, 10:00AM-Noon, at Clearcreek Park. Boro BBQ Fest, Friday, June 7, 5:00-10:00 PM and Saturday, June 8, 11:00AM – 9:00PM, at Clearcreek Park. The next City Council Work Session will be held on Thursday, June 6 at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

**City Manager's Report** – Mr. Pozzuto reported that the construction of the new splash pad at Kacie Jane Park has been delayed due to all of the spring rain; however, the concrete for the splash pad was poured today. The concrete has to cure for 15-30 days before they can begin installing the splash pad surface and components. The city will advertise the opening date to the community once it is confirmed. Also, the eastern half of Hazel Woods Park has been paved specifically the parking area, half of the walking trail, which is a 1.5-mile trail around the perimeter, and the drive. Mr. Pozzuto also reported that the Touch A Truck event held last Saturday at North Park drew approximately 1,000 people and received rave reviews. Mr. Pozzuto added that the city is happy to offer this event to the community; the kids really enjoy it and it will be a mainstay on the city's annual events calendar.

**Committee Reports** –

**Ms. Ridd – Architectural Review Board** – The Architectural Review Board met on Monday, May 13 at 6:00 PM at the SPARC and Go on S. Main St. Ms. Ridd reported that application packets for the Historic District Grant Program for 2019 have been mailed out, and applications are due by June 17. If you have any questions, concerns or you did not receive a packet, please contact City Planner Dan Boron.

**Mr. Harding – Miami Valley Communications Council** – The MVCC will hold a fiber lighting ceremony for the new GATEway Fiber Network on Thursday, June 13, 2019 at 3:00 PM at the MVCC facility. Council Members are invited to attend.

**Ms. Moore** – No reports.

**Mr. Chmiel** – No reports.

**Deputy Mayor Brunner** – Deputy Mayor Brunner commented that last Friday he attended the opening of a new facility at Bishop Fenwick High School called The Nest, which is a facility dedicated to continued excellence in supporting the whole student and helps with evidence-based career exploration utilizing a software called the Birkman. Mr. Brunner further commented that it is a great facility and it was a nice opportunity to attend.

**ITEM 8. OTHER BUSINESS.** Mayor Agenbroad commented that a Police Memorial Week Proclamation was presented at the last City Council Meeting and he wanted to thank our Police Chief and all of our Police Officers in honor of Police Memorial Week and for keeping our community safe.

**ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS.** Mr. Harding thanked Mr. Pozzuto and City Staff for coordinating the Touch A Truck event. Mr. Harding commented that Special Events Coordinator Julie Jandes and staff did a great job. Mr. Harding further commented that he is looking forward to the rest of the upcoming community events especially Concerts in the Park.

**ITEM 10. GUEST COMMENTS. 1) Andrew Farlino, 465 Wellington Way, Springboro** – Mr. Farlino's comments are summarized as follows: Mr. Farlino has lived in Springboro for almost three years and has an issue with the city ordinance pertaining to parking and outdoor storage of recreational vehicles (boats, RVs, campers) on the side of the house. He was not aware of this ordinance until last year when he installed a cement pad on the side of his house in order to park his boat. This was the best place for the boat because it was uniform with the house. He received a citation and had to appear in court for non-compliance with the code, and was informed that all recreational vehicles must be stored behind the house on a nonporous pad. He does not understand why this is an issue and would like to know why this decision was made. If he stored his boat anywhere behind his house, it would not be uniform and would be an eyesore. He thinks that was the issue the city was considering when this ordinance created that it is an eyesore to some people.

He could hook the boat to his truck, park it on the road, and move it from time to time and it would not be an issue. In the 13 years he has been dispatching for Warren County, he has not taken one call from a citizen in Springboro who wanted to know why there was a trailer, boat or RV parked on the side of a house. He will now have to spend more money to take the gate down and pour another pad to store his boat behind his house, which is going to be an eyesore, which he thinks the city does not want. Not one neighbor complained to him anytime he parked it along the side of his house last year. The city did work with him, but he had to go to court over it. He was given time to remedy the situation and the remedy was to put the boat in a storage facility up north because the city does have any storage facilities, and he was not able to use it. He did not have time to put the pad in behind his house, but the city worked with him and were great.

He is getting ready to bring his boat back down to Springboro and would like an understanding of this ordinance. He does not understand why there is not an exemption from May until September. If an exemption is put in place from May to September then any boat, RV, etc. that is not operable or less desirable to look at would have to be moved, which would remedy that issue. If you wanted to go even further, the city could require a permit fee of \$20 to \$30 for an exemption during a certain month span and if your vehicle is operable, you are allowed to store it and the city makes money. It is a frustrating situation and he challenges anyone on Council to drive by his house and tell him that his boat would not be an eyesore if it was stored anywhere else other than on the cement pad along the side of the house. He would love to be able to park his boat in his own city where he lives and pays taxes, and adjacent cities allow for boat parking on the side of the house.

Mayor Agenbrood commented that this is the first time Council has heard his complaint, but will follow up with staff concerning this issue.

Mr. Pozzuto commented that the ordinance pertaining to parking boats, RVs, etc. is an older ordinance. Mr. Pozzuto also confirmed with Mr. Farlaine that no one on city staff told him he could install the pad on the side of his house.

Mr. Farlaine replied no, that was not the case.

Mr. Pozzuto commented that he just wanted to make sure that he did not install the pad on that basis.

Mr. Farlaine stated that he knew boats could be parked on the road for a certain amount of time and he knew they could not be parked in the driveway, which is why he built the cement pad on the side of his house to park his boat.

Mr. Pozzuto commented that his assumption is that this ordinance was passed many years ago for aesthetic reasons. Mr. Pozzuto explained that although there are boat and trailer owners in the city, there are also citizens in the community that do not own boats and trailers. Therefore, it is difficult finding a balance between those property owner rights associated with having a boat and those who do not have a boat and do not want to look at boats parked on neighboring property. Mr. Pozzuto stated that his argument as to why boats would be restricted to the rear of the house is because the owner is the only one looking at it and not your neighbors or those that do not have the boats. However, this is certainly something the city can look at as well as the possibility of an exemption for certain times because typically the remainder of the time you are storing the boat. Mr. Pozzuto further stated that this issue has come up on occasion, but they are typically not calling the police department with this type of complaint they are calling our zoning department, which is probably why Mr. Farlaine has not received any phone calls because the city's zoning department deals with those types of complaints. Mr. Pozzuto continued by stating that staff would certainly be willing to look at the current ordinance because this has come up on occasion, but again it is trying to find the balance between aesthetics and accommodating boat storage. Mr. Pozzuto commented that staff can

look at what other communities are doing with respect to boat, RV, etc storage and possibly mirror those or come up with an ordinance that works for everybody. Mr. Pozzuto finally commented that the city always tries to work with everybody, but cannot please everybody all of the time.

Ms. Ridd commented that in the case of an older ordinance, which this one probably is, in many of the older homes in the community there would not be room for a storage pad without a violation of the setback in the side yard. Ms. Ridd further commented that she did not know if Mr. Farlaine checked to make sure he was within his side yard setback.

Mr. Farlaine stated that he has plenty of room because there is nobody on the other side and he is almost on a corner lot.

Mr. Pozzuto commented that unfortunately a corner lot has two frontages and two sides, which puts Mr. Farlaine at a disadvantage based on the ordinance. Mr. Pozzuto again offered to work on the ordinance and stated that a temporary exemption has been considered in the past. Mr. Pozzuto reiterated that it is about trying to strike a balance between those who have boats and those who do not. Mr. Pozzuto further commented that as far as having storage facilities in the community, unfortunately the city has no control over whether a boat storage facility wants to locate in Springboro. In the 17 years he has been in Springboro, he has not been approached by anyone wanting to put a boat storage facility in the city; therefore, you are limited by where you might have to store your boat over the winter.

Ms. Ridd commented that this issue not only concerns boats, but it would affect campers, motor homes, etc.

Mayor Agenbroad commented that staff would follow up with Mr. Farlaine to see what the city can do and thanked him for his comments.

Mr. Farlaine asked if there was anything else he needed to do such as get a petition or signatures.

Mr. Pozzuto offered to talk with Mr. Farlaine after the meeting.

Mr. Farlaine thanked City Council for their time.

There were no other guest comments.

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

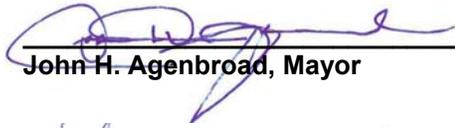
**ITEM 12. ADJOURNMENT.** Mayor Agenbroad thanked the MVCC for tonight's telecast and scheduled rebroadcasts of this Springboro City Council Meeting.

**Mayor Agenbroad called for a motion to adjourn the Thursday, May 16, 2019 Springboro City Council Regular Meeting at approximately 7:30 PM.**

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

**VOTE: Agenbroad, Yes; Chmiel, Yes; Moore, Yes; Harding, Yes; Brunner, Yes; Ridd, Yes. [6-0]**

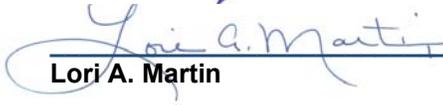
**—MEETING ADJOURNED—**



John H. Agenbroad, Mayor

John H. Agenbroad

Presiding Officer



Lori A. Martin