ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, June 6, 2019 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

ITEM 2. ATTENDANCE. Council: Deputy Mayor Brunner was absent. Staff: Mr. Pozzuto, Mr. Shackelford, and Ms. Martin were present. Police Chief Jeff Kruthoff was also present. Mr. Schaeffer was absent. Attorney Gerald McDonald served as Acting Law Director in Mr. Schaeffer’s absence.

Mayor Agenbroad noted that a motion would be in order at tonight’s Regular Meeting to excuse Mr. Brunner, who is absent due to travel.


MOTION: TO ADOPT THE 2020 TAX BUDGET.

No discussion.

1) EMERGENCY ORDINANCE: FIRST READING. AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBdivider’S CONTRACT FOR THE SPRINGS SECTION FOURTEEN SUBDIVISION AND DECLARING AN EMERGENCY.

No discussion.

2) EMERGENCY ORDINANCE: FIRST READING. AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBdivider’S CONTRACT FOR THE SPRINGS SECTION FIFTEEN SUBDIVISION AND DECLARING AN EMERGENCY.

No discussion.
3) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER’S CONTRACT FOR WATERSIDE AT SETTLERS WALK SECTION 5 SUBDIVISION AND DECLARING AN EMERGENCY.

No discussion.

4) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE APPROVING THE RECORD PLAN FOR LOWER SPRINGBORO ROAD RIGHT-OF-WAY DEDICATION AND EASEMENT RESERVATION PLAT AND DECLARING AN EMERGENCY.

Staff has requested that Council waive the second and third readings of Legislative Item 4, an Emergency Ordinance, because a subdivider’s agreement and performance bond are not required, and all required documents have been submitted.

There were no objections to this request. Council will consider a motion to suspend the rules and waive the readings at tonight’s Regular Meeting.

5) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE MIAMI VALLEY EDUCATION COMPUTER ASSOCIATION (MVECA) TO EXTEND THE MIAMI VALLEY COMMUNICATIONS COUNCIL (MVCC) FIBER BROADBAND NETWORK TO CERTAIN PUBLIC BUILDINGS WITHIN THE CITY.

No discussion.

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

**SR73 Medians Improvement Project Update:** This project should be completed by the end of next week. The contractor will apply a thermoplastic material to the asphalt to create the red brick pattern used in the medians at the SR73/SR741 intersection. Flowers will be planted to add color to the medians as well.

**South Pioneer Boulevard Improvements Project Update:** This project began two to three weeks ago and the contractor will be repaving the roadway, installing storm sewer and sidewalks, and narrowing the medians along S. Pioneer, which is approx. 1 mile long. This project should take four to five months to complete.

**Kacie Jane Park Update (intersection of Crosley and Lytle Five Points Roads):** The base of the splash pad has been painted. The contractor intends to install the splash pad elements by next week. Following water testing, the splash pad should be ready to open the first or second week of July. The original opening date was June 1, but there were 44 rain days during the construction phase, which delayed the project.

**Performing Arts Center Project Update (northwest corner of SR73/SR741):** Most of the studs for the walls have been installed, which has started to define the various areas of the building i.e. the theater, the dance studio and the area for the chamber of commerce. The masonry work on the exterior of the building should begin within the next two weeks. The roof has been sealed and the contractor will continue working on the construction of the interior of the building.

In addition, Mr. Pozzuto announced that he would be absent from the June 20 Council Meeting due to travel plans. Mr. Shackelford will serve as Acting City Manager in his absence.

**New Residential Grant Program Update:** Mr. Shackelford commented that the city mailed the flyer and interest form for this new program to the Royal Oaks Subdivision homeowners. The mailer went to approx. 325 homeowners and to-date the city has received more than 50 interest forms. Mr.
Shackelford has begun contacting the homeowners who have expressed interest in the program. The next step will be for CountyCorp, the city’s partner in the program, to begin a more in depth review of the applications and to meet with their contract manager to move forward with the program. Various types of projects have been submitted, which fall right in the wheelhouse of the program. Based on the response, the program appears to be moving in a successful direction. Council will be updated as more information is available.

Mr. Shackelford also commented that he appreciated Council Members attending the Hardy Diagnostics (429 S. Pioneer Blvd.) Ribbon Cutting this afternoon. It was a special event celebrating their recent building expansion. They are planning to add 75 new employees within the next three to five years.

Ms. Iverson commented that the shipping department started with two employees and they are now up to 15 employees.

Ms. Ridd commented that we are very glad to have them here, but it was also extremely obvious how happy they are to be here. Ms. Ridd added that they did a great job on the tour and their employees were fabulous; it was well planned and they put a lot of work into the event.

Mayor Agenbroad commented that it was a great event with a nice turn out, which included Council Members and Congressman Chabot.

Mr. Shackelford commented that representatives from the Warren County Port Authority attended the event as well.

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

Calendar Updates: Boro BBQ Fest will be held on Friday, June 7, 5-10 PM and Saturday, June 8, 11AM-9PM at Clearcreek Park. Concerts in the Park begin Friday, June 21 and June 28 and every Friday in July at 7:30 PM and every Tuesday in July at 7:00 PM at North Park Amphitheater. Independence Day Observed, Thursday, July 4, City Offices Closed. ArtFest will be held on Saturday, June 15, all day in Historic Springboro. All Council and Committee meetings are on schedule for June. The next City Council Work Session will be held on Thursday, June 20 at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

ITEM 6. CITY COUNCIL. – Issues/Reports.

Ms. Ridd – No reports.

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

Mr. Harding – Mr. Harding announced that the MVCC will hold a Fiber Lighting Ceremony on Thursday, June 13 at 3:00 PM at the MVCC facility to celebrate the new GATEway Fiber Network (Gigabit Access for Technology and Education), which will connect the cities of Centerville, Kettering, Miamisburg, Moraine, Oakwood, Springboro and West Carrollton.

Ms. Moore – No reports.

Mr. Chmiel – No reports.

Mayor Agenbroad – Mayor Agenbroad stated that a motion would be in order at tonight’s Regular Meeting under Other Business to set a public hearing on July 18, 2019 at 7:00 PM in Council Chambers to hear a request for a Planning and Zoning Code text amendment to add minor and major vehicle repair facilities to the list of permitted uses in the Central Business District.
At this time, Mayor Agenbroad called for a motion to enter Executive Session, under ORC121.22(G), to discuss the purchase of property, to discuss the sale of property and to consider confidential information related to the marketing plans, business strategy of an applicant for economic development assistance.

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

No discussion.

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

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

At approximately 6:10 PM, City Council entered Executive Session for the reasons stated above.

With no objections, City Council exited Executive Session at approximately 6:50 PM; whereby, no votes were taken.

ITEM 7. **ADJOURNMENT.** With no further discussion, Mayor Agenbroad adjourned the Thursday, June 6, 2019 City Council Work Session immediately thereafter.
ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting of Thursday, June 6, 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 Shannon Wooten of Newspring Church.

Mayor Agenbroad introduced Pastor Shannon Wooten, and invited Pastor Wooten to share a prayer.

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

ITEM 3. ROLL CALL. Agenbroad, Present; Brunner, Absent; Chmiel, Present; Harding, Present; Iverson, Present; Moore, Present; Ridd, Present. Staff: Mr. Pozzuto, Mr. Shackelford and Ms. Martin were present. Police Chief Jeff Kruthoff was also present. Mr. Schaeffer was absent. Attorney Gerald McDonald served as Acting Law Director in Mr. Schaeffer’s absence.

Mayor Agenbroad called for a motion to excuse Deputy Mayor Brunner, who is absent due to travel.

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

No discussion.

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

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

Mayor Agenbroad called for a motion to approve the Minutes.

Ms. Ridd motioned. Ms. Moore seconded the motion.

No discussion.

VOTE: Harding, Yes; Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Chmiel, Yes; Moore, Yes. [Approved]

ITEM 5. PRESENTATIONS: No Presentations.

ITEM 6. LEGISLATION: City Council held a Work Session at 6:00 PM tonight for approximately 10 minutes to discuss the following legislative items as well as other city business. During the Work Session, Council entered Executive Session for approximately 40 minutes to discuss the sale of property, to discuss the purchase of property and to consider confidential information related to the marketing plans, business strategy of an applicant for economic development assistance; whereby, the Acting City Law Director was present and no votes were taken.

Mayor Agenbroad recognized Attorney Jerry McDonald and thanked him for serving as Acting Law Director at tonight’s meeting.

MOTION: TO ADOPT THE 2020 TAX BUDGET.

(The City is required by the Ohio Revised Code to adopt the Tax Budget by July 15 of each year and to file the Tax Budget with the County Auditor’s Office by July 20 of each year in order to receive the City’s share of the Local Government Funds (approx. $120,000) and to receive the City’s 1.11 mills of property tax revenue (approx. $700,000).

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

Mayor Agenbroad called for a motion to adopt the 2020 Tax Budget prepared by the City Finance Director.

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

No discussion.

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

1) EMERGENCY ORDINANCE: FIRST READING. "AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBdivider’S CONTRACT FOR THE SPRINGS SECTION FOURTEEN 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 Springs Section Fourteen, located at the north end of Sweetgum Lane. The record plan has 12 buildable lots and contains an approx. 8.7 acres. Presently, the developer, Grand Communities, LLC, has not submitted the Water System Capacity Fee, Subdivider’s Agreement or Performance Bond
for this record plan. Staff recommends having the first and second reading and suspending the third reading until all required documents have been submitted.

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

**No action required at this time.**

2) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBdivider's CONTRACT FOR THE SPRINGS SECTION FIFTEEN 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 Springs Section Fifteen, located at the west end of Wellspring Drive. The record plan has 17 buildable lots and contains approx. 2 acres. Presently, the developer, Grand Communities, LLC, has not submitted the Water System Capacity Fee, Subdivider's Agreement or Performance Bond for this record plan. Staff recommends having the first and second reading and suspending the third reading until all required documents have been submitted.

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

**No action required at this time.**

3) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBdivider's CONTRACT FOR WATERSIDE AT SETTLERS WALK SECTION 5 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 Waterside at Settlers Walk Section 5, located at the north end of Old Pond Road. The record plan contains three multi-unit buildings for a total of 24 units on approx. 2.6 acres. Presently, the developer, Fischer Development Company, has not submitted the Water System Capacity Fee, Subdivider's Agreement or Performance Bond for this record plan. Staff recommends having the first and second reading and suspending the third reading until all required documents have been submitted.

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

**No action required at this time.**

4) **ORDINANCE O-19-6: FIRST READING.** "AN ORDINANCE APPROVING THE RECORD PLAN FOR LOWER SPRINGBORO ROAD RIGHT-OF-WAY DEDICATION AND EASEMENT RESERVATION PLAT 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 Lower Springboro Road Right-Of-Way Dedication and Easement Reservation Plat. This record plan is for a business development, Hardy Diagnostics, located at 429 S. Pioneer Blvd. There was a Ribbon Cutting event for Hardy Diagnostics at 4:00 PM today for their building expansion, and the city is very excited that they have expanded their business in Springboro. They are based in California,
but do much of their operations in Springboro. They have approx. 90 employees and will be expanding on that number in the next several years. This is a right-of-way record plan that contains 0.588 acres of right-of-way basically to allow for a sidewalk easement on Lower Springboro Road.

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 4, an Emergency Ordinance.

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

No discussion.

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

Mayor Agenbroad called for a motion to adopt Ordinance O-19-6.

Ms. Iverson motioned. Ms. Ridd seconded the motion.

No discussion.

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

5) RESOLUTION R-19-21: "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE MIAMI VALLEY EDUCATION COMPUTER ASSOCIATION (MVECA) TO EXTEND THE MIAMI VALLEY COMMUNICATIONS COUNCIL (MVCC) FIBER BROADBAND NETWORK TO CERTAIN PUBLIC BUILDINGS WITHIN THE CITY," was read by the Clerk of Council. Mr. Pozzuto’s comments are summarized as follows:

This resolution authorizes an agreement with the Miami Valley Education Computer Association to extend the Miami Valley Communications Council (MVCC) fiber broadband network to certain public buildings within the city. The city entered into an agreement with the MVCC to partner with the seven other MVCC member cities to create an approx. 36-mile fiber ring in the south Dayton area. This fiber ring will provide faster and better communications between cities for information sharing. The new fiber also will allow the city to connect our public buildings providing better, easier and faster access to the internet. The main fiber line has been put in place and it runs along SR741. This legislation would allow the city to extend fiber from the main fiber line to our city building, public works building, Heatherwoode Clubhouse and the new Performing Arts Center.

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

Mayor Agenbroad called for a motion to adopt Resolution R-19-21.

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

No discussion.
ITEM 7. REPORTS: Mayor’s Report – Boro BBQ Fest will be held on Friday, June 7, 5-10 PM and Saturday, June 8, 11AM-9PM at Clearcreek Park. Independence Day Observed, Thursday, July 4, City Offices Closed. Fireworks will be held on Thursday, July 4 at 9:45 PM at Springboro High School; rain date is July 5. In addition, Mayor Agenbroad and Council Members, Congressman Steve Chabot and representatives from the Warren County Port Authority attended a Ribbon Cutting this afternoon for the expansion of Hardy Diagnostics at 429 S. Pioneer Blvd. Mayor Agenbroad commented that we appreciate Hardy Diagnostics doing business in Springboro and reinvesting in Springboro. In addition, the next City Council Work Session will be held on Thursday, June 20 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 medians on SR73 are about 95% complete. The asphalt will be stamped with a red thermoplastic material to match the medians at the SR73/SR741 intersection. In addition, flowers will be planted in the medians to provide some color. Mr. Pozzuto explained that the plan for the median improvements was two-fold. They used a less is more approach with respect to the plant material. The daylilies and grasses that were previously in the medians were overgrown and required a high level of maintenance. Also, SR73 has a 55 MPH speed limit; therefore, we are trying to keep city employees out of those medians as much as possible for safety reasons. The newly planted trees are “up lit” at night to further enhance the medians. In addition, Kacie Jane Park is making great progress and the splash pad has been painted in preparation for the installation of the splash components. The plan is to open the splash pad the first or second week of July. Water testing will be performed once the water components are in place, and the contractor is working hard to get the splash pad finished and open for the remainder of the warm summer weather.

Finally, Mr. Pozzuto and Council Members wished Mayor Agenbroad a Happy Birthday! Mayor Agenbroad thanked Mr. Pozzuto and Council for the birthday wishes.

Mayor Agenbroad also commented that with the Performing Arts Center, Kacie Jane Park and all of the other amenities and activities going on in the city, staff did a great job of getting the medians on SR73 moving along. The medians are looking very good now and the low maintenance aspect of the project is very nice, great job!

Mr. Pozzuto thanked Mayor Agenbroad for his comments stating that the weather does not always cooperate and projects are delayed due to snow, rain and wind, but we are working on them.

Committee Reports –

Ms. Ridd – No reports.

Ms. Iverson – Planning Commission – The Planning Commission met on Wednesday, May 29 at 6:00 PM in Council Chambers to consider the following items: Revision to Approved Final Development Plan – The Springs PUD, (Planned Unit Development) exterior color change to The Falls apartment complex on Yankee Road was approved by the Planning Commission. The color scheme is grey similar to the existing color and an accent color similar to a brick red color. In addition, the Planning Commission considered a request for a Planning & Zoning Code Text Amendment to add minor and major vehicle repair facilities to the list of permitted uses in the CBD (Central Business District) for a business in the downtown district, which was unanimously rejected. The same request will be presented to City Council for consideration following a Public Hearing on July 18. The next Planning Commission Work Session will be held on Wednesday, June 12 at 6:00 PM in Council Chambers.
Mr. Harding – Miami Valley Communications Council – The MVCC will hold a fiber lighting ceremony for the new GATEway Fiber Network on Thursday, June 13 at 3:00 PM at the MVCC facility.

Ms. Moore – No reports.

Mr. Chmiel – Concerts in the Park begin Friday, June 21 featuring “The Menus” and June 28 featuring “Queen Flash.” Concerts will be held every Friday in July at 7:30 PM and every Tuesday in July at 7:00 PM at North Park Amphitheater. A complete list of this summer’s concerts is posted on the city’s website. As always, there will be food trucks and beer sales, and the community is welcome to attend the free concerts.

Mayor Agenbroad commended the Park Board for their work on the concert series and the great bands they have lined up this summer.

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

In accordance with Ohio Revised Code Section 713.12, a Public Hearing will be held before City Council on Thursday, July 18, 2019 at 7:00 p.m. in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro 45066 to amend the Planning & Zoning Code, Part XII of the Codified Ordinances of the City of Springboro, to add minor and major vehicle repair facilities to the list of permitted uses in the CBD, Central Business District, under Section 1263.04, Permitted Uses By District.

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

No discussion.

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

In addition, Mayor Agenbroad commented that especially on D-Day he wanted to once again thank Mr. Pozzuto and staff for their work on the Veterans Memorial especially the lighting of the flagpoles and the purple lighting of the Purple Heart Memorial. Mayor Agenbroad thanked Mr. Pozzuto, Mr. Shackelford and staff on behalf of veterans, especially Purple Heart Veterans, for the beautiful lighting at the memorial.

ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS. Mr. Harding thanked Hardy Diagnostics for their hospitality and great tour at their Ribbon Cutting event this afternoon celebrating their expansion at 429 S. Pioneer Blvd.

ITEM 10. GUEST COMMENTS. 1) Shannon Wooten, Newspring Church, Springboro – Pastor Wooten commented that the church congregation has provided some very good feedback regarding the improvements and advancements the city is making. They are proud of Springboro and thank City Council and staff for doing a great job.

Mayor Agenbroad thanked Pastor Wooten for his comments.

No other guests came forward.

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, June 6, 2019 Springboro City Council Regular Meeting at approximately 7:20 PM.

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

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

—MEETING ADJOURNED—

John H. Agenbroad

John H. Agenbroad, Mayor

Presiding Officer

Lori A. Martin