

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

**CITY COUNCIL WORK SESSION**

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**THURSDAY, JUNE 21, 2018**

**6:00 PM**

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**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**

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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, June 21, 2018 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

**ITEM 2. ATTENDANCE. Council:** Deputy Mayor Harding and Mr. Chmiel were absent. **Staff:** Mr. Shackelford, Mr. Schaeffer and Ms. Martin were present. Police Chief Jeff Kruthoff was also present. Mr. Pozzuto was absent.

Mayor Agenbroad noted that a motion would be in order at tonight's Regular Meeting to excuse Deputy Mayor Harding and Mr. Chmiel, who have work conflicts.

**ITEM 3. LEGISLATIVE AGENDA. – Review legislative items slated for June 21.**

- 1) **ORDINANCE: THIRD READING.** AN ORDINANCE ENACTING CHAPTER 1032 IN PART TEN, TITLE TWO OF THE SPRINGBORO CODIFIED ORDINANCES TITLED SMALL CELL FACILITIES; AND ESTABLISHING RELATED FEES.

No discussion.

- 2) **ORDINANCE: SECOND READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF CONSTRUCTING OR REPAIRING CERTAIN SIDEWALKS AND DRIVEWAY APRONS IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO AS DESCRIBED IN RESOLUTION NO. R-17-6.

Staff has requested that Council suspend the rules and waive the third reading of Legislative Items 2 and 3 in order to comply with timelines associated with this legislation.

Council will consider a motion at tonight's Regular Meeting to waive the third reading of Legislative Items 2 and 3.

- 3) **ORDINANCE: SECOND READING.** AN ORDINANCE DECLARING THE IMPROVEMENT OF CERTAIN REAL PROPERTY LOCATED WITHIN THE CITY TO BE A PUBLIC PURPOSE IN CONNECTION WITH THE ESTABLISHMENT OF A TAX INCREMENT FINANCING PROGRAM UNDER REVISED CODE SECTION 5709.41; DECLARING SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESIGNATING IMPROVEMENTS TO BE MADE THAT WILL BENEFIT SUCH PROPERTY; REQUIRING THE OWNERS THEREOF TO MAKE ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES DURING THE PERIOD OF EXEMPTION; AUTHORIZING THE COUNTY TREASURER TO PAY A PORTION OF THE SERVICE PAYMENTS IN LIEU OF TAXES TO THE SPRINGBORO COMMUNITY CITY SCHOOL DISTRICT AND THE WARREN COUNTY CAREER CENTER; ESTABLISHING AN URBAN REDEVELOPMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS; AND APPROVING RELATED MATTERS.

*Refer to comments under legislative item 2.*

- 4) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AN AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER'S CONTRACT FOR CLEMENS DEVELOPMENT COMPANY AND DECLARING AN EMERGENCY. (BEEHIVE DEVELOPMENT)

*No discussion.*

- 5) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE APPROVING THE RECORD PLAN FOR MEADOW ACRES SUBDIVISION, SECTION TWO AND DECLARING AN EMERGENCY.

*Staff recommends suspending the rules and waiving the second and third readings of this ordinance, as the developer has met all requirements for this record plan.*

*Council will consider a motion at tonight's Regular Meeting to waive the second and third readings of Legislative Item 5.*

- 6) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER #1 TO THE CONTRACT WITH J.K. MEURER CORP. FOR THE 2018 JOINT REPAIR PROGRAM.

*No discussion.*

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

*Before presenting project updates, Mr. Shackelford commented that it is hard to believe that he has been with the City for almost six months and he really appreciates the warm welcome Council and Staff have given him.*

**SR73/SR741 Intersection Improvements Project:** *The crosswalks are marked, but the contractor is still waiting to receive the thermoplastic surface materials. The crosswalks should be finished within the next few weeks.*

**Springboro Junior High Intersection Improvements Project:** *The contractor began site preparation this week and the roadway construction should begin next week. The project should be completed before school starts and hopefully finished by the target completion date.*

**Community Events:** *Fourth of July Fireworks will take place on Wednesday, July 4 at Springboro High School around 9:45 PM; the rain date for the fireworks display is Thursday, July 5. "Concerts in the Park" will begin on Friday, June 29 and continue on Tuesdays (7PM) and Fridays (7:30PM) in July at North Park Amphitheater and feature cover bands. "BBQ Fest" will held on Saturday, July 14 (Noon-*

9:00 PM) and Sunday, July 15 (Noon-6:00 PM) at Cleacreek Park. There has been a lot of interest in "BBQ Fest" on social media and it should be great event.

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

No reports.

At this time, Mayor Agenbroad suggested rescheduling the July 5 Council Meeting date to July 19 due to the fact that there are no items scheduled for July 5 and there will be a few Council Members absent on that meeting date.

There were no objections to canceling and rescheduling the July 5 Council Meeting date. Ms. Martin will post the revised meeting schedule for July accordingly.

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

**Mr. Brunner** – No reports.

**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.

**Mayor Agenbroad** – Mayor Agenbroad noted that a newly appointed Police Sergeant will be sworn in at tonight's Regular Meeting under Presentations in addition to a report from the Warren County Court. Mayor Agenbroad also noted that action is required on a notice for a liquor permit application (New Permit for 774 N. Main Street, Elsas 8, LLC) at tonight's Regular Meeting under Other Business.

**ITEM 7. ADJOURNMENT.** With no further discussion, Mayor Agenbroad adjourned the Thursday, June 21, 2018 City Council Work Session at approximately 6:15 PM.

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

**CITY COUNCIL REGULAR MEETING**

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THURSDAY, JUNE 21, 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, June 21, 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, **Absent**; Harding, **Absent**; Iverson, **Present**; Moore, **Present**; Ridd, **Present**. **Staff:** Mr. Shackelford, Mr. Schaeffer and Ms. Martin were present. Police Chief Jeff Kruthoff was also present. Mr. Pozzuto was absent.

**Mayor Agenbroad called for a motion to excuse Deputy Mayor Harding and Mr. Chmiel.**

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

No discussion.

**VOTE: Brunner, Yes; Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Moore, Yes. [5-0]**

**ITEM 4. APPROVAL OF MINUTES:** THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETINGS OF JUNE 7, 2018.

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

**Mayor Agenbroad called for a motion to approve the Minutes.**

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

No discussion.

**VOTE: Iverson, Yes; Agenbroad, Yes; Moore, Yes; Brunner, Yes; Ridd, Yes. [5-0]**

**ITEM 5. PRESENTATIONS:** - NEWLY APPOINTED POLICE SERGEANT ERIC KUHLMAN TOOK THE OATH OF OFFICE AND WAS SWORN IN TO SERVE THE CITY OF SPRINGBORO POLICE DEPARTMENT

Police Chief Kruthoff introduced newly appointed Police Sergeant Eric Kuhlman and commented on his background and experience and the selection process for his appointment. Sergeant Kuhlman served in the Army from 1991-1998 and following his military service earned both an Associate's Degree and a Bachelor's Degree in Political Science. After a short time of service with the Milton Police Department, Sergeant Kuhlman was hired by the Springboro Police Department as a Police Officer on November 4, 2000. During his career with the Springboro Police Department, Sergeant Kuhlman has spent several rotations in the Detective Section beginning in 2003 during which he successfully completed evidence technician school. Sergeant Kuhlman became a member of the Warren County Special Response Team in 2004 and was assigned as a sniper in 2008 and still serves on that team today as a team leader. Sergeant Kuhlman became a firearms and taser instructor in 2006 and subsequently took over as the rangemaster of the department's Firearms Division in 2014. In addition to his duties with the department, Sergeant Kuhlman has also been an instructor at the Greene County Career Center Police Academy since 2008 and is a certified training instructor in the Incident Command System for the Emergency Management Agency of Ohio. Sergeant Kuhlman has also been a department field training officer who works with new Police Officers for their first 16 weeks before they are assigned to solo patrol. In addition, Sergeant Kuhlman has been an active member of the Springboro Police Department's Honor Guard for 10 years.

Sergeant Kuhlman was joined by his father Keith Kuhlman and Keith's wife Terry, his wife Jamie and daughter Julianna. Sergeant Kuhlman's son was at Boy Scout Camp and unable to attend. Members of the Springboro Police Department were also present for the ceremony.

Chief Kruthoff asked Sergeant Kuhlman to step forward to take the Oath of Office and be sworn in as a Police Sergeant 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 Sergeant Kuhlman was sworn in as a City of Springboro Police Sergeant. Mayor Agenbroad congratulated Sergeant Kuhlman on his promotion. (A copy of Sergeant Kuhlman's Oath of Office is on file for the record.)

Sergeant Kuhlman's father, Keith, and wife, Jamie, placed his Sergeant Chevrons on his uniform.

Mayor Agenbroad and City Council congratulated Sergeant Kuhlman with a handshake.

**- JUDGE GARY LOXLEY AND JUDGE ROB FISCHER, WARREN COUNTY COURT REPORT**

Judge Loxley thanked City Council on behalf of the entire Warren County Court staff and Judge Fischer for this opportunity to address Council. Judge Loxley commented that Judge Fischer was not able to attend tonight's meeting and he extends his apologies. Judge Loxley also commented that they presented a report to Council two years ago and they are here tonight to provide an update.

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Judge Loxley presented the report in the form of a slide presentation and a summary of his comments follows:

Judge Loxley and Judge Fischer are the current Warren County Court Judges. The Area I Docket covers the area of the county including Springboro and is in the jurisdiction that Judge Loxley normally covers. The court staff does a marvelous job on behalf of the Warren County Court and the community. Sergeant Rick Logan, who retired from the Warren County Sheriff's Office, is the court's new bailiff. Sergeant Logan formerly served as a sergeant in Court Services and is a perfect fit Warren County Court.

In reference to the Number of Cases, the number of traffic citations has gone up tremendously from 2016 to 2017. This number tends to fluctuate from year to year and reflects the number of patrol officers on the road, the number that can issue citations, etc. rather than steadily increasing with the population growth. In reference to Current Issues, Marcy's Law passed with an 83% affirmative vote in November 2017, which is the largest passage rate of any issue amending the constitution in the State of Ohio. California adopted the law in 2008, Illinois was the second state to adopt Marcy's Law and Ohio is the third in the country to adopt the law. Marcy's law provides what is known as "standing" to victims, which is a legal term. Marcy's law expanded the definition of victims to not only the individual victim of the particular crime, but also to anybody indirectly affected by the crime. The law provides "standing" for those

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individuals by which they can conceivably challenge trial court judges' rulings almost to the same extent that litigants can. The implementing regulations are already more than 200 pages and they are still not adopted. They are trying to figure out the best way to handle Marcy's Law in the judicial system. Also, Chief Justice Maureen O'Connor, of the Ohio Supreme Court, co-chaired a national committee to review bail reform and brought those ideas back to Ohio and convened her own committee in March 2017. The committee came up with several recommendations regarding bail. From a judicial perspective, every court has its own posted bond schedule based on the type of offense the individual is being charged with. For somebody that does not have the financial resources to post the bond, they cannot get out of jail until they see a magistrate or judge. Bail reform is taking a look at those who are economically disadvantaged to see if there is a better way to determine whether they are a flight risk, whether they will show up to each stage of the proceedings and whether they are a danger to themselves or anybody else in society. They are looking at some type of pre-trial alternatives such as a data collection system or a risk assessment tool to determine bail.

In reference to the Veterans Court Docket, Judge Loxley operates the Veterans Court for the Warren County Court. The Veterans Court has a tremendous number of civilian volunteers in the community. Those volunteers started a non-profit organization called Project Rise Above and are soliciting donations. They have already approached Mason City Council, who agreed to meet any private donations they raised up to \$8,000 and will use that money for the benefit of the veterans who have volunteered to have their case transferred from the regular court docket to the veterans court docket. Peer mentors from the community are honorably discharged veterans who have done a wonderful job of volunteering their time. The court assigns the volunteer to an individual defendant in Veterans Court and they are available 24/7 to talk over any issues that veteran might have. Also, H.B.409 is pending at the State House in Columbus, which, if passed, would establish Veterans Courts statewide. Associate Justice Sharon Kennedy has openly announced that she wants to see access to Veterans Courts in all 88 counties in the State of Ohio.

In reference to other Current Issues, there are changes in Marijuana Law. H.B. 523, allowing Medical Marijuana, passed in 2016. Recreational Marijuana could be on the ballot this year for a statewide vote and is already certified by the Attorney General's Office and the Secretary of State. Approximately 306,000 signatures are needed to get it on the ballot. This will be an issue from a judicial perspective because it is very difficult to measure whether or not a person is impaired as a result of ingesting or smoking Marijuana primarily because the metabolite of Marijuana can stay in a person's system for up to 30 days, which means that they may not necessarily be under the influence at the time that they were operating the motor vehicle. They are looking at the possibility of expert testimony and some other type of law enforcement training to make sure that an individual is actually impaired and not just because they have a metabolite of Marijuana in their system. Also, the court is still working on the Case Management System and is not completely paperless yet. It has been a long process and Pioneer/Benchmark is overseeing the transition. Eventually, the system will be complete and allow the general public to have access to cases on-line and provide electronic filing.

In reference to Court Updates, they upgraded their courtroom system through a grant they received from the State of Ohio for \$37,000. Their system was about 15 years old and needed an upgrade. The Veterans Court also received a grant from monies seized by Ohio law enforcement from an individual who was soliciting money for the benefit of veterans in northeastern Ohio, which turned out to be a scam. This individual accumulated millions of dollars through this scam and when law enforcement raided his residence they took approximately \$1M in cash. There were twenty Veterans Courts in Ohio at the time and the Warren County Veterans Court received some of that money and is using it to the benefit of

our veterans. The Mental Health Docket or SUCCESS Docket is overseen by Judge Fischer, who has worked with the State of Ohio on a pilot program to get money for the SUCCESS Docket and received \$100,000 last year and will receive \$100,000 this year. Warren County is one of two jurisdictions in the State of Ohio that has a Mental Health Docket. This is one of the two specialized dockets in Warren County Court including the Veterans Docket. There is no recidivism by either specialized docket. The monies received for the SUCCESS Docket by the state is primarily used for education, employment and housing to help those individuals who have volunteered to have their cases transferred from the regular docket to the SUCCESS Docket.

In reference to Community Outreach, outreach includes visits to local communities within the court's jurisdiction to present updates like this one. Also, the Drug Impact Panel and Domestic Violence Impact Panel identify people on the regular docket who they believe could benefit by listening to others who have been victims or who have suffered the effects of drug abuse or domestic violence within their family. These individuals are required and ordered to sit and listen to their stories. The Domestic Violence Impact Panel meets about four times per year and sometimes it makes a very emotional impact on the individuals required to attend and hopefully that message will drive itself home.

At this time, Judge Loxley concluded his comments by stating that it is a privilege to serve the City of Springboro and the Warren County community. Judge Loxley thanked Council for allowing him to present this report on behalf of the Warren County Court and offered to answer any questions.

Mayor Agenbroad asked if there were any questions of Council. No questions/comments of Council.

Oh behalf of City Council, Mayor Agenbroad commented that he appreciates all of the endeavors they have worked on and been involved with and thanked Judge Loxley for all of the work he does on behalf of veterans in Warren County. Mayor Agenbroad added that he also really appreciates Judge Loxley's 36 years of service in the Air Force –Judge Loxley retired from military service in January– and for attending tonight's meeting and presenting the Warren County Court report.

**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-18-22: THIRD READING.** "AN ORDINANCE ENACTING CHAPTER 1032 IN PART TEN, TITLE TWO OF THE SPRINGBORO CODIFIED ORDINANCES TITLED SMALL CELL FACILITIES; AND ESTABLISHING RELATED FEES," was read by the Clerk of Council. Mr. Schaeffer's comments are summarized as follows:

This is the third reading of an ordinance enacting Chapter 1032 in Part Ten, Title Two of the Springboro Codified Ordinances titled small cell facilities. This ordinance regulates smaller cell facilities that provide wireless transmission services. This legislation has been comprehensively vetted not only by the City, but within the community of municipal lawyers in Ohio not to standardize it as much as to understand it and make sure it is appropriate and right for local communities.

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

**Mayor Agenbroad called for a motion to adopt Ordinance O-18-22.**



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

No discussion.

**VOTE: Agenbroad, Yes; Moore, Yes; Brunner, Yes; Ridd, Yes; Iverson, Yes. [5-0]**

- 2) **ORDINANCE O-18-23: SECOND READING.** "AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF CONSTRUCTING OR REPAIRING CERTAIN SIDEWALKS AND DRIVEWAY APRONS IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO AS DESCRIBED IN RESOLUTION NO. R-17-6," was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This is the second reading of the annual ordinance levying special assessments for the 2017 Sidewalk Repair Program. The purpose of this legislation is to levy final assessments for sidewalk repair and replacement on the designated properties. Total assessments for the 2017 program are \$86,599.70. Property owners will have 30 days after the first publication of the ordinance to pay their assessment before the assessments are certified to the Warren County Auditor to be placed on their tax duplicate and collected in five annual installments. Staff recommends approval of this ordinance.

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

**Motions concerning this ordinance follow Legislative Item 3.**

- 3) **ORDINANCE O-18-24: SECOND READING.** "AN ORDINANCE DECLARING THE IMPROVEMENT OF CERTAIN REAL PROPERTY LOCATED WITHIN THE CITY TO BE A PUBLIC PURPOSE IN CONNECTION WITH THE ESTABLISHMENT OF A TAX INCREMENT FINANCING PROGRAM UNDER REVISED CODE SECTION 5709.41; DECLARING SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESIGNATING IMPROVEMENTS TO BE MADE THAT WILL BENEFIT SUCH PROPERTY; REQUIRING THE OWNERS THEREOF TO MAKE ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES DURING THE PERIOD OF EXEMPTION; AUTHORIZING THE COUNTY TREASURER TO PAY A PORTION OF THE SERVICE PAYMENTS IN LIEU OF TAXES TO THE SPRINGBORO COMMUNITY CITY SCHOOL DISTRICT AND THE WARREN COUNTY CAREER CENTER; ESTABLISHING AN URBAN REDEVELOPMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS; AND APPROVING RELATED MATTERS," was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This is the second reading of an ordinance declaring the improvement of certain real property located within the City to be a public purpose in connection with the establishment of a Tax Increment Financing (TIF) program under Revised Code Section 5709.41. This TIF program will assist with the redevelopment of the IGA property. The Springboro School District and the Warren County Career Center will be made whole under the provisions of this TIF agreement. This is a wonderful opportunity for the City and site preparations for the new development at the IGA property should begin later this year.

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 readings of Legislative Items 2 and 3, Ordinances.**

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

No discussion.

**VOTE: Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Moore, Yes; Brunner, Yes. [5-0]**

**Mayor Agenbroad called for a motion to adopt Ordinance O-18-23.**

**Ms. Iverson motioned. Ms. Moore seconded the motion.**

No discussion.

**VOTE: Brunner, Yes; Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Moore, Yes. [5-0]**

**Mayor Agenbroad called for a motion to adopt Ordinance O-18-24.**

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

No discussion.

**VOTE: Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Moore, Yes; Brunner, Yes. [5-0]**

- 4) EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AN AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER'S CONTRACT FOR CLEMENS DEVELOPMENT COMPANY AND DECLARING AN EMERGENCY. (BEEHIVE DEVELOPMENT)," was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This is the first reading of an ordinance approving the record plan for Clemens Development Company known as the Beehive Development. The referenced record plan is located at 1325 Lytle-Five Points Road, which is the future site of the Beehive Assisted Living Facility. The record plan contains two lots for a total of 6.3 acres and currently contains one assisted living building with 24 units. This record plan was approved by the Planning Commission on May 30, 2018. Staff recommends having the first and second readings and suspending the third reading until the subdivider's agreement and performance bond are submitted.

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

**No action required at this time.**

- 5) ORDINANCE O-18-25: FIRST READING.** "AN ORDINANCE APPROVING THE RECORD PLAN FOR MEADOW ACRES SUBDIVISION, SECTION TWO AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This is the first reading of an ordinance approving the record plan for Meadow Acres Subdivision, Section Two. The referenced record plan is located at the west end of Westminster Way, east of Clearcreek-Franklin Road. This section contains two lots with a total of approximately 4.2 acres. No new roads or right-of-way is being created with this record plan.

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Being that a subdivider's agreement and performance bond are not required, staff recommends approving the record plan by having the first reading and waiving the second and third readings and declaring an emergency.

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 5, an Ordinance.**

**Ms. Iverson motioned. Ms. Moore seconded the motion.**

No discussion.

**VOTE: Brunner, Yes; Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Moore, Yes. [5-0]**

**Mayor Agenbroad called for a motion to adopt Ordinance O-18-25.**

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

No discussion.

**VOTE: Iverson, Yes; Agenbroad, Yes; Moore, Yes; Brunner, Yes; Ridd, Yes. [5-0]**

- 6) **RESOLUTION R-18-22:** "A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER #1 TO THE CONTRACT WITH J.K. MEURER CORP. FOR THE 2018 JOINT REPAIR PROGRAM," was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This resolution authorizes change order #1 to the contract with J.K. Meurer Corp. for the 2018 Joint Repair Program. This resolution will allow the City basically to use the additional \$45,000 that was budgeted for this program. The City has received a number of positive comments from residents regarding these improvements to the roadways in the Settlers Walk Subdivision. This changer order will allow the City to finish the work in Settlers Walk and potentially get to the entrance of the Laurel Glen Subdivision allowing for additional streets to be repaired.

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

**Mayor Agenbroad called for a motion to adopt Resolution R-18-22.**

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

No discussion.

**VOTE: Iverson, Yes; Agenbroad, Yes; Moore, Yes; Brunner, Yes; Ridd, Yes. [5-0]**

- ITEM 7. REPORTS: Mayor's Report** – "Concerts in the Park" starting on June 29 At 7:30 PM with "Forever Diamond" and continuing on the following dates: Tuesdays, July 10, 17 & 24 at 7:00 PM and Fridays, July 6, 13, 20 & 27 at 7:30 PM at North Park Amphitheater; Fireworks, Wednesday, July 4 at 9:45 PM at Springboro High School. (Rain Date is July 5.) BBQ Fest, Saturday, July 14, Noon-9:00 PM and Sunday, July 15, Noon-6:00 PM at Clearcreek Park. In addition, the next City Council Work Session will be held on Thursday, July 19, 2018 at 6:00 PM followed by two consecutive Regular Meetings (July 5 & 19) at 7:00 PM in Council Chambers. The July 5 Council Meeting date has been canceled.

**City Manager's Report** – Mr. Shackelford congratulated newly appointed Police Sergeant Eric Kuhlman on his promotion to the rank of Sergeant within the Springboro Police Department. Mr. Shackelford commented that it was a very competitive process and we are proud that the City was able to promote from within.

**Committee Reports** –

**Mr. Brunner** – No reports.

**Ms. Ridd** – No reports.

**Ms. Iverson – Planning Commission** – Ms. Iverson noted that no votes are taken at Planning Commission Work Sessions; Work Sessions are an opportunity for applicants to present their proposed plans and for the Planning Commission to review those plans. Votes are only taken at the Formal Meeting at the end of the month.

The Planning Commission met on June 13 at 6:00 PM in Council Chambers to review the following plans: Site Plan – 425 South Pioneer Boulevard, Hardy Family LLC, proposed building addition; Site Plan – 555 West Central Avenue located in front of Papa John's Pizza on SR73, Riverside Four LLC, proposed car wash; Rezoning – Vacant Land at Lytle Five Points Road, QGH, Ltd., existing LBD, Local Business District to proposed PUD-B, Planned Unit Development-Business; General Plan – Vacant Land at Lytle Five Points Road, QGH, Ltd., proposed car wash. These applicants will be back for further review and potential final approval later this summer in addition to the rezoning request, which requires many more steps and will be back much later in the year if approved at the Planning Commission level. The next Planning Commission meeting, scheduled for Wednesday, June 27, has been canceled due to a lack of agenda items. The next Planning Commission Work Session will be held on Wednesday, July 11, 2018 at 6:00 PM in Council Chambers.

**Ms. Moore** – No reports.

**ITEM 8. OTHER BUSINESS. Mayor Agenbroad presented a notice of an application for a Liquor Permit as follows:**

The City of Springboro is in receipt of a notification for an application for a new liquor permit bearing the number 2496380 from Elsas 8 LLC, 774 North Main Street, Springboro, Ohio 45066. The request is for Permits D-1, D-2, D-3, D-3A – On premises consumption and carry out of beer, wine and mixed beverages until 1:00 a.m.; On premises consumption of spirituous liquor and wine by the glass until 1:00 a.m.

The Springboro Police Department can find no cause for objection to this application and recommends Council and the City of Springboro not express any objections and not request a hearing from the Ohio Division of Liquor Control concerning this application.

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

**Mayor Agenbroad called for a motion that the City Council and the City of Springboro not express any objections and not request a hearing from the Ohio Division of Liquor Control regarding this Liquor Permit application.**

Mayor Agenbroad presented the item for questions/comments of Council.

Ms. Ridd asked what happens to the liquor permit held by BW3s since they are moving to Austin Boulevard.

Mr. Schaeffer explained that BW3s will transfer their liquor license to the new location.

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

No discussion.

**VOTE: Iverson, Yes; Agenbroad, Yes; Moore, Yes; Brunner, Yes; Ridd, Yes. [5-0]**

- ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS.** Ms. Ridd thanked and commended the committee that planned the first annual ARTfest on Main; it was a fabulous event. Ms. Ridd commented that she volunteered as a greeter and introduced herself to all of the vendors, food trucks, etc. and let them know how happy the City is to have them here, thanked them for coming and welcomed them to Springboro. Ms. Ridd also commented that she received rave reviews from every vendor. The vendors commented that ARTfest was one of the most well organized events and best shows they go to. Ms. Ridd added that she talked with vendors from Michigan, Indiana, northern Ohio, Cincinnati, West Chester, Troy, etc. plus all of the local artists that participated in the event. Also, there was an entire tent dedicated to youth art. There were volunteers that helped set up and tear down and they provided breakfast, lunch and water all day. Ms. Ridd reiterated that the event was fabulous and a great reflection on the City, and she would recommend that the City wholeheartedly support it in the future. Ms. Ridd also thanked the City for helping with the festival from the police department to the street department and other staff members who supported the festival. Ms. Ridd finally commented that the festival was well attended.

Mayor Agenbroad thanked Ms. Ridd for her comments.

Mayor Agenbroad added to Ms. Ridd's comments by stating that the new part-time events coordinator has helped the City to sponsor more and more community events. Mayor Agenbroad also announced that the City is sponsoring Movie Night in the Park this Saturday at 9:00 PM at the North Park Amphitheater featuring the movie "Wonder."

- ITEM 10. GUEST COMMENTS.** No Guest Comments.

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

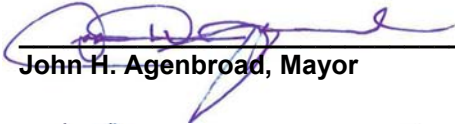
- ITEM 12. ADJOURNMENT.** Mayor Agenbroad thanked the MVCC for tonight's telecast and scheduled rebroadcasts of this Springboro City Council Meeting. Mayor Agenbroad wished everyone a happy Fourth of July and enjoy the fireworks!

**Mayor Agenbroad called for a motion to adjourn the Thursday, June 21, 2018 Springboro City Council Regular Meeting at approximately 7:35 PM.**

**Ms. Iverson motioned. Ms. Moore seconded the motion.**

**VOTE: Brunner, Yes; Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Moore, Yes. [5-0]**

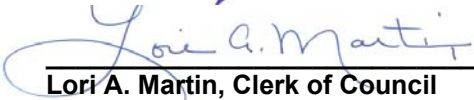
—MEETING ADJOURNED—



**John H. Agenbroad, Mayor**

**John H. Agenbroad**

**Presiding Officer**



**Lori A. Martin, Clerk of Council**