

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

**CITY COUNCIL WORK SESSION**

**THURSDAY, AUGUST 18, 2022**

**6:00 PM**

**CITY COUNCIL**

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

**CITY STAFF**

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

- ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, August 18, 2022 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.
- ITEM 2. ATTENDANCE. Council:** All present. **Staff:** Mr. Shackelford, Mr. McDonald and Ms. Martin were present. Mr. Pozzuto was absent. Police Chief Jeff Kruithoff and Finance Director Jonathan Hudson were also present.
- ITEM 3. LEGISLATIVE AGENDA. – Review legislative items slated for August 18.**

Mayor Agenbroad noted that a Public Hearing would be held at the beginning of tonight's Regular Meeting for the application to extend the City's existing DORA (Designated Outdoor Refreshment Area) in the Wright Station area to the Historic Downtown area of the City, generally South Main Street from State Route 73 to Mill Street.

Mayor Agenbroad also noted that motions would be in order at tonight's Regular Meeting to proceed with a Consent Agenda and approve the Consent Agenda by waiving the second and third readings and adopting Legislative Items 1-13, Ordinances Levying Annual Street Lighting Assessments.

**CONSENT AGENDA**

**(All items under the Consent Agenda are considered by the City Council to be routine and will be adopted by one motion. Any City Council Member may, however, remove an item from the Consent Agenda by request. Items removed for separate discussion and action will be considered under the Regular Agenda following the motion to approve the Consent Agenda.)**

- 1) ORDINANCE: FIRST READING. AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING**

CERTAIN MAINTENANCE FOR LOTS 1-31 IN BECK RIDGE IN SECTION ONE SUBDIVISION IN THE CITY.

No discussion regarding Legislative Items 1-13, Ordinances Levying Annual Street Lighting Assessments.

- 2) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN THE VILLAGES OF CREEKSIDE, SECTIONS ONE, TWO, THREE AND FOUR, SUBDIVISION IN THE CITY.
- 3) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN THE VILLAGES OF CREEKSIDE, SECTION FIVE, SUBDIVISION IN THE CITY.
- 4) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN THE VILLAGES OF CREEKSIDE, SECTION SIX, SUBDIVISION IN THE CITY.
- 5) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 1-4 OF THE NORTH HILLS OF STONE RIDGE, SUBDIVISION IN THE CITY.
- 6) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 23-44 OF THE NORTH HILLS OF STONE RIDGE, SUBDIVISION IN THE CITY.
- 7) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 73-75 OF THE NORTH HILLS OF STONE RIDGE, SUBDIVISION IN THE CITY.
- 8) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 77-107 OF THE NORTH HILLS OF STONE RIDGE SECTION FOUR, SUBDIVISION IN THE CITY.
- 9) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 108-123 OF THE NORTH HILLS OF STONE RIDGE SECTION FIVE, SUBDIVISION IN THE CITY.
- 10) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION ONE SUBDIVISION IN THE CITY.
- 11) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION TWO SUBDIVISION IN THE CITY.

12) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION THREE SUBDIVISION IN THE CITY.

13) **ORDINANCE: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION FOUR SUBDIVISION IN THE CITY.

**END CONSENT AGENDA**

**BEGIN REGULAR AGENDA**

14) **ORDINANCE: FIRST READING.** AN ORDINANCE EXPANDING A DESIGNATED OUTDOOR REFRESHMENT AREA TO INCLUDE ADDITIONAL PROPERTY WITHIN THE MUNICIPAL CORPORATION AND ESTABLISHING REQUIREMENTS TO ENSURE PUBLIC HEALTH AND SAFETY WITHIN SUCH AREA.

*This ordinance is the subject of the Public Hearing at tonight's Regular Meeting.*

15) **RESOLUTION:** A RESOLUTION APPROVING PARTICIPATION IN REGION 14 GOVERNANCE STRUCTURE UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING.

*No discussion.*

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

*Mr. Shackelford reported on the following items:*

**Community Day at Springboro High School Football Game:** Council Members are invited to participate in Community Day on Friday, September 2. Arrival time is 5:30 PM; meet at the City tent at the gate.

**Home Improvement Grant Program:** The City's Home Improvement Grant program continues to be a success. Most of the monies budgeted for the program in 2022 have been utilized. This year's program has primarily targeted the Tamarack neighborhood, but also has accommodated some requests from the Royal Oaks neighborhood and a few outside of the Tamarack area.

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

**Calendar Updates:** The next City Council Work Session will be held on Thursday, September 1, 2022 beginning at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

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

**Mr. Harding** – Mr. Harding will present an MVCC report at tonight's Regular Meeting under Reports.

**Mr. Hanson** – No reports.

**Mr. Chmiel** – No reports.

**Mr. Brunner** – No reports.

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

**Deputy Mayor Iverson** – Ms. Iverson will comment on the Jonathan Wright Chapter of Daughters of the American Revolution commemorative plaque dedication ceremony held last Saturday at Rotary Park at tonight's Regular Meeting under Reports.

**Mayor Agenbroad** –

**At this time, Mayor Agenbroad called for a motion under ORC121.22(G) to enter Executive Session to discuss pending litigation in conference with the City Law Director and to consider the compensation of a public employee; whereby, no votes will be taken.**

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

No discussion.

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

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

**Executive Session:** City Council entered Executive Session at approximately 6:05 PM to discuss pending litigation in conference with the City Law Director and to consider the compensation of a public employee.

With no objections, City Council exited Executive Session at approximately 6:45 PM; whereby, no votes were taken.

**ITEM 7. ADJOURNMENT.** With no further discussion, Mayor Agenbroad adjourned the Thursday, August 18, 2022 City Council Work Session at approximately 6:45 PM.

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

**CITY COUNCIL REGULAR MEETING**

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THURSDAY, AUGUST 18, 2022

7:00 PM

**CITY COUNCIL**

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

**CITY STAFF**

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

- ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting of Thursday, August 18, 2022 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 Roger Hendricks, Southwest Church.

**PUBLIC HEARING**

A PUBLIC HEARING WAS HELD BEFORE THE CITY COUNCIL OF THE CITY OF SPRINGBORO, OHIO AT 7:00 P.M. ON THURSDAY, AUGUST 18, 2022. THE PUBLIC HEARING TOOK PLACE IN COUNCIL CHAMBERS AT THE SPRINGBORO MUNICIPAL BUILDING, 320 WEST CENTRAL AVENUE, SPRINGBORO, OHIO 45066.

**PUBLIC HEARING:** THIS PUBLIC HEARING WAS IN REGARDS TO AN APPLICATION SUBMITTED BY THE OFFICE OF THE CITY MANAGER AND THE PLANNING DEPARTMENT TO APPROVE AND TO EXTEND THE BOUNDARIES OF THE CITY OF SPRINGBORO'S EXISTING DESIGNATED OUTDOOR REFRESHMENT AREA (HEREINAFTER "DORA"), PURSUANT TO OHIO REVISED CODE (ORC) SECTION 4301.82. THE APPLICATION IS FOR THE EXPANSION OF THE EXISTING DORA WITH SPECIFIC BOUNDARIES EXTENDING TO THE HISTORIC DOWNTOWN AREA OF THE CITY, WHICH IS PRIMARILY LOCATED WITHIN THE CENTRAL BUSINESS AND URBAN VILLAGE DISTRICTS. A DORA IS AN AREA WHERE THE OPEN CONTAINER RESTRICTIONS DO NOT APPLY AT PARTICULAR HOURS AND ADULTS ARE PERMITTED TO POSSESS AND CONSUME ALCOHOL IN PUBLIC, WITH CERTAIN RESTRICTIONS. THE FIRST READING OF AN ORDINANCE CREATING THE PROPOSED DORA WAS HEARD AT THIS CITY COUNCIL REGULAR MEETING UNDER THE LEGISLATIVE PORTION OF THE MEETING.

THE PUBLIC HEARING WAS LIMITED TO 30 MINUTES TO RECEIVE PUBLIC COMMENT.

MAYOR AGENBROAD STATED THAT IN KEEPING WITH PROTOCOL, COUNCIL WOULD BEGIN BY HEARING PROPONENTS FOLLOWED BY OPPONENTS.

MAYOR AGENBROAD INVITED ANY PROPONENTS THAT WISHED TO BE HEARD TO COME TO THE PODIUM, STATE THEIR NAME AND ADDRESS FOR THE RECORD AND MAKE THEIR COMMENTS ACCORDINGLY.

PROPONENTS:

1) JACK BLOSSER, 227 RACHEL LANE, MIDDLETOWN, OHIO. MR. BLOSSER IS THE EXECUTIVE DIRECTOR OF THE SPRINGBORO CHAMBER OF COMMERCE. MR. BLOSSER'S COMMENTS ARE SUMMARIZED AS FOLLOWS:

MR. BLOSSER COMMENTED THAT HE IS A REPRESENTATIVE OF THE BUSINESSES AND THE MEMBERSHIP OF THE CHAMBER OF COMMERCE, AND AS SUCH, HE VOTES IN FAVOR OF THE DORA. MR. BLOSSER HAS SPOKEN WITH THE CHAMBER BOARD MEMBERS, WHO HAVE ALL AGREED. MR. BLOSSER FURTHER COMMENTED THAT DORA IS A FAST GROWING ECONOMIC DEVELOPMENT TOOL FOR ALL OF SPRINGBORO. WITH COVID BEING PREVALENT, EXPANDING THE DORA WOULD BE A SHINING SPOTLIGHT IN THE SAFETY OF BRINGING PEOPLE TOGETHER. THIS WOULD ALSO ALLOW SPRINGBORO TO EXPAND THE OUTDOOR AREA WHERE BUSINESSES, RESIDENTS AND PATRONS STROLL IN A SPECIFIC AREA AUTHORIZED BY THE CITY. MR. BLOSSER CONTINUED BY COMMENTING THAT WE ALL KNOW THAT THE BUSINESSES ARE STILL SUFFERING FROM THE COVID PTSD THAT ENGULFED US ALL IN THIS LAST YEAR AND A HALF. BUSINESSES NEED TO THINK OUTSIDE OF THE BOX TO DRAW PATRONS YET ALLEVIATING SOME OF THE DINING RESTRICTIONS OR ANXIETIES THAT SOME PEOPLE MAY STILL HAVE WHEN THEY ARE IN A CLOSED SPACE. MANY OF THE BUSINESSES OF SPRINGBORO ARE LOCAL, FAMILY OWNED AND NEED ALL OF THE ASSISTANCE THEY CAN GET. MR. BLOSSER THANKED COUNCIL FOR THE OPPORTUNITY TO COMMENT.

NO OTHER PROPONENTS CAME FORWARD.

MAYOR AGENBROAD INVITED ANY OPPONENTS THAT WISHED TO BE HEARD TO COME TO THE PODIUM, STATE THEIR NAME AND ADDRESS FOR THE RECORD AND MAKE THEIR COMMENTS ACCORDINGLY.

OPPONENTS:

1) BETTY BRAY, 150 S. MAIN STREET, SPRINGBORO – MS. BRAY'S COMMENTS ARE SUMMARIZED AS FOLLOWS:

MS. BRAY COMMENTED THAT SHE IS RIGHT IN THE MIDDLE OF THIS DORA AND SHE DISAGREES WITH IT. SHE THINKS IT IS A BAD IDEA WITH THE FOUR LANE HIGHWAY (SR741) CONNECTING THE DORA TO THE DOWNTOWN AREA. SHE THINKS IT WOULD DANGEROUS FOR PEOPLE, ESPECIALLY IF THEY ARE A LITTLE BIT TIPSY. MS. BRAY FURTHER COMMENTED THAT SHE DOES NOT THINK IT IS RIGHT; IT HAS BEEN A DRY PART OF THE COMMUNITY FOR AT LEAST 60 YEARS SINCE SHE HAS BEEN HERE. SHE IS AWARE THAT THERE IS A CHURCH AND TWO ESTABLISHMENTS THAT SERVE DRINKS, BUT THAT SEEMS TO BE ALL IT IS GOING TO BE ABLE TO ACCOMMODATE; NOT TO MENTION ALL OF THE PEOPLE STAGGERING AROUND IN THAT NEIGHBORHOOD. IT IS DANGEROUS TO GET ACROSS MAIN STREET ANYWAY WITHOUT HAVING PEOPLE DRINKING AND WALKING UP AND DOWN MAIN STREET. MS. BRAY FINALLY COMMENTED THAT IF SHE HAD A BUSINESS THERE, SHE WOULD NOT WANT PEOPLE COMING INTO HER BUSINESS WITH THEIR BOOZE. MS. BRAY THANKED COUNCIL FOR THE OPPORTUNITY TO COMMENT.

NO OTHER OPPONENTS CAME FORWARD.

AT THIS TIME, MAYOR AGENBROAD STATED THAT HE WOULD LIKE TO REITERATE THE COMMENT HE MADE AT THE PUBLIC OPEN HOUSE FOR THE PROPOSED DORA EXTENSION ON JUNE 6. IN ESSENCE, MAYOR AGENBROAD COMMENTED THAT COUNCIL CAN CREATE THE

DORA AND COUNCIL CAN REMOVE THE DORA. CITY STAFF SURVEYED OTHER COMMUNITIES THAT HAVE ESTABLISHED DORAS AND THEY HAVE NOT HAD ANY PROBLEMS. CITY STAFF ALSO CHECKED WITH LAW ENFORCEMENT AND THE POLICE CHIEF, WHO ALSO ATTENDED THE OPEN HOUSE. THE CITY BELIEVES THE DORA WILL HELP THE DOWNTOWN AREA BUSINESSES AND THE HISTORIC DISTRICT, WHICH IS A VALUABLE ASSET TO THE COMMUNITY.

MS. IVERSON CONCURRED WITH MAYOR AGENBROAD'S COMMENTS.

MR. HANSON COMMENTED THAT HE THINKS THERE IS SOME MISCONCEPTION REGARDING THE DORA. MR. HANSON EXPLAINED THAT PEOPLE CANNOT JUST WALK AROUND AND DRINK. A SPECIALLY DESIGNATED CUP IS REQUIRED FROM CERTAIN ESTABLISHMENTS AUTHORIZED TO HAVE THOSE CUPS. SOME OF THE PUBLIC MAY THINK A PERSON CAN FREELY COME AND GO WITH ALCOHOLIC BEVERAGES, AND THAT IS NOT THE CASE. MR. HANSON ASKED MR. SHACKELFORD TO CONFIRM.

MR. SHACKELFORD CONFIRMED MR. HANSON'S COMMENTS. ALCOHOL HAS TO BE IN A SPECIALIZED CUP IN ORDER FOR POLICE OFFICERS TO IDENTIFY THE PERMITTED USE OF THE CUPS IN THE DORA. ALSO, THE POLICE CHIEF PREPARED A PUBLIC LETTER EXPLAINING THAT THE POLICE WILL PATROL THE AREAS ON A REGULAR BASIS. IF A BUSINESS OWNER OR A CITIZEN HAS ANY ISSUES, ALL THEY WOULD HAVE TO DO IS CALL THE POLICE, WHO WOULD RESPOND IN MINUTES.

MR. HARDING CONFIRMED THAT THE BUSINESSES CAN DECIDE WHETHER THEY ARE DORA FRIENDLY; IN OTHER WORDS, IT IS THEIR CHOICE TO ALLOW A PERSON TO ENTER THEIR ESTABLISHMENT OR NOT.

MR. SHACKELFORD REPLIED YES, THAT IS CORRECT. MR. SHACKELFORD COMMENTED THAT HE PLANNED TO SPEAK TO THE FUNDAMENTALS OF THE DORA FOLLOWING THE FIRST READING OF THE ORDINANCE UNDER THE LEGISLATIVE PORTION OF THE MEETING.

MR. BRUNNER ASKED MR. SHACKELFORD TO SPEAK TO ANY ISSUES OTHER COMMUNITIES MAY HAVE HAD THUS FAR WITH A DORA AND REITERATE IF THERE HAVE BEEN ANY ISSUES.

MR. SHACKELFORD COMMENTED THAT THERE ARE AT LEAST 100 OR MORE ESTABLISHED DORAS IN THE STATE OF OHIO, AND MIDDLETOWN WAS THE FIRST COMMUNITY TO ESTABLISH A DORA AROUND 2015. MR. SHACKELFORD COMMENTED THAT TO THE BEST OF HIS KNOWLEDGE THEY HAVE NOT HAD ANY ISSUES WITH THE DORA. MR. SHACKELFORD EXPLAINED THAT WHAT SPRINGBORO IS DOING NOW WITH THE DORA IS SIMILAR TO WHAT MIDDLETOWN HAS DONE WITH RESPECT TO ESTABLISHING A DORA AND THEN EXPANDING THAT ORIGINAL DORA A FEW YEARS LATER. THE PROPOSAL TO EXTEND THE CITY'S EXISTING DORA WOULD CONNECT THE DORA A WRIGHT STATION THAT HAS BEEN IN PLACE SINCE 2020 TO THE NEWLY CREATED DORA IN THE HISTORIC DISTRICT. THE CITY HAS HAD NO ISSUES AT ALL AT WRIGHT STATION; THE DORA HAS BEEN CONFINED TO WRIGHT STATION AND THIS PROPOSAL WOULD EXPAND THE DORA INTO THE HISTORIC DOWNTOWN AREA.

MR. BRUNNER CONFIRMED THAT THE DORA IN MIDDLETOWN IS LOCATED ALONG A FOUR-LANE ROAD AS WELL.

MR. SHACKELFORD REPLIED YES, MIDDLETOWN'S DORA IS LOCATED ALONG THEIR MAIN STREETS AND CENTRAL AVENUES AND IS SIMILAR IN THAT IT IS A DOWNTOWN AREA. IT DOES NOT LOOK OR FEEL LIKE SPRINGBORO'S, BUT IT IS LOCATED ALONG A FOUR-LANE ROAD. MR. SHACKELFORD ADDED THAT HAMILTON HAS A DORA THAT CROSSES THE GREAT MIAMI RIVER ON A FOUR-LANE ROADWAY. THE MAXIMUM SIZE A DORA CAN BE IS 350 ACRES, AND HAMILTON'S DORA IS VERY CLOSE TO THAT SIZE. THEY EXPANDED IT TO THEIR NEW SPOOKY NOOK SPORTS ENTERTAINMENT AREA THAT HAS HOSPITALITY. MR. SHACKELFORD COMMENTED THAT HE HAS VISITED HAMILTON'S DORA SEVERAL TIMES AND IT IS A REALLY NICE DORA. IT HAS A NEW PLACE CALLED THE URBAN BACKYARD WHERE PEOPLE CAN PLAY

CORN HOLE, ETC. AND THEY HAVE FIELD TURF IN PLACE, WHICH THE CITY HAS DISCUSSED POSSIBLY DOING AT WRIGHT STATION IN THE FUTURE. MR. SHACKELFORD ADDED THAT ANYWHERE HE HAS VISITED WITH A DORA, HE HAS ONLY HEARD POSITIVES AND REALLY HAS NOT HEARD ANY NEGATIVES.

MR. HANSON CONFIRMED THAT MASON'S DORA IS IN A CENTRAL AREA ALONG US42 IN A RELATIVELY HEAVY TRAFFIC AREA.

MR. SHACKELFORD REPLIED YES, BUT THE DORA HE THINKS WOULD BE MORE SIMILAR TO SPRINGBORO'S IS LOVELAND'S. LOVELAND'S DORA IS LOCATED ALONG THEIR BIKE TRAIL AND INCLUDES THEIR DOWNTOWN. HE IS NOT SURE HOW MANY ESTABLISHMENTS SELL ALCOHOL, BUT THEY DO A FANTASTIC JOB WITH THEIR DORA. MR. SHACKELFORD ALSO COMMENTED THAT AT SOME POINT IT WOULD BE NICE IF SPRINGBORO'S DORA COULD HAVE ANOTHER DOWNTOWN BUSINESS THAT WOULD HAVE A LIQUOR PERMIT OPPORTUNITY, BUT FOR NOW THE DOWNTOWN DORA WOULD INCLUDE HEATHER'S CAFÉ AND AMBIANCE CAFÉ.

MS. RIDD COMMENTED THAT HER HOPE IS, IN CONSIDERING THIS DORA EXPANSION, THAT NOT ONLY DOES IT HELP THE EXISTING BUSINESSES, BUT ENCOURAGE FUTURE BUSINESS DEVELOPMENT.

THERE WAS NO FURTHER DISCUSSION CONCERNING THE SUBJECT OF THE PUBLIC HEARING.

MAYOR AGENBROAD CLOSED THE PUBLIC HEARING AT APPROXIMATELY 7:15 PM.

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

**ITEM 4. APPROVAL OF MINUTES:** THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF AUGUST 4, 2022.

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

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

No discussion.

**VOTE: Iverson, Yes; Agenbroad, Yes; Chmiel, Yes; Hanson, Abstain; Harding, Yes; Brunner, Yes; Ridd, Yes. [6-0-1]**

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

**ITEM 6. LEGISLATION:** City Council held a Work Session at 6:00 PM tonight for approximately 5 minutes to discuss the following legislative items as well as other City business. During the Work Session, City Council entered Executive Session for approximately 40 minutes to discuss pending litigation in conference with the City Law Director and to consider the compensation of a public employee; whereby, no votes were taken.

At this time, Mayor Agenbroad called for a motion to temporarily suspend the Rules of Council to amend the Order of Business to include a Consent Agenda consisting of Legislative Items 1 through 13, Ordinances, to be considered in aggregate without discussion or amendment.

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



No discussion.

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

#### **CONSENT AGENDA**

**(All items under the Consent Agenda are considered by the City Council to be routine and will be adopted by one motion. Any City Council Member may, however, remove an item from the Consent Agenda by request. Items removed for separate discussion and action will be considered under the Regular Agenda following the motion to approve the Consent Agenda.)**

Ms. Martin read Legislative Items 1 through 13 of the Consent Agenda as follows:

- 1) **ORDINANCE O-22-20: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE FOR LOTS 1-31 IN BECK RIDGE IN SECTION ONE SUBDIVISION IN THE CITY.
- 2) **ORDINANCE O-22-21: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN THE VILLAGES OF CREEKSIDE, SECTIONS ONE, TWO, THREE AND FOUR, SUBDIVISION IN THE CITY.
- 3) **ORDINANCE O-22-22: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN THE VILLAGES OF CREEKSIDE, SECTION FIVE, SUBDIVISION IN THE CITY.
- 4) **ORDINANCE O-22-23: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN THE VILLAGES OF CREEKSIDE, SECTION SIX, SUBDIVISION IN THE CITY.
- 5) **ORDINANCE O-22-24: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 1-4 OF THE NORTH HILLS OF STONE RIDGE, SUBDIVISION IN THE CITY.
- 6) **ORDINANCE O-22-25: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 23-44 OF THE NORTH HILLS OF STONE RIDGE, SUBDIVISION IN THE CITY.
- 7) **ORDINANCE O-22-26: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 73-75 OF THE NORTH HILLS OF STONE RIDGE, SUBDIVISION IN THE CITY.
- 8) **ORDINANCE O-22-27: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 77-107 OF THE NORTH HILLS OF STONE RIDGE SECTION FOUR, SUBDIVISION IN THE CITY.
- 9) **ORDINANCE O-22-28: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF PROVIDING CERTAIN INSTALLATION,

OPERATION AND MAINTENANCE OF STREET LIGHTING IN LOTS 108-123 OF THE NORTH HILLS OF STONE RIDGE SECTION FIVE, SUBDIVISION IN THE CITY.

- 10) **ORDINANCE O-22-29: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION ONE SUBDIVISION IN THE CITY.
- 11) **ORDINANCE O-22-30: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION TWO SUBDIVISION IN THE CITY.
- 12) **ORDINANCE O-22-31: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION THREE SUBDIVISION IN THE CITY.
- 13) **ORDINANCE O-22-32: FIRST READING.** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF INSTALLING CERTAIN IMPROVEMENTS AND PROVIDING CERTAIN MAINTENANCE IN RICHARDS RUN SECTION FOUR SUBDIVISION IN THE CITY.

Mr. Shackelford commented on Legislative Items 1 through 13 as follows:

This is the first reading of ordinances levying annual assessments for street lighting in certain subdivisions in the City. The purpose of this legislation is to levy final assessments for the operation and maintenance of street lighting in the designated subdivisions. The street lighting maintenance assessments are levied on an annual basis and the amount of the assessments is based on the actual cost of street lighting paid by the City in the prior year (2021). The total amount of the 2022 assessments is \$39,817.43 to operate the streetlights in these neighborhoods. Assessments will be certified to the Warren County Auditor to be placed on each property owner's tax duplicate and collected in one annual installment. The deadline to file the assessments with the Warren County Auditor's Office is September 12, 2022.

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

**Mayor Agenbroad called for a motion to suspend the rules and waive the second and third readings of Legislative Items 1 through 13.**

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

No discussion.

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

**Mayor Agenbroad called for a motion to approve the Consent Agenda thereby adopting Ordinances O-22-20 through O-22-32.**

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

No discussion.

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

**END CONSENT AGENDA**

**BEGIN REGULAR AGENDA**

- 14) ORDINANCE: FIRST READING.** AN ORDINANCE EXPANDING A DESIGNATED OUTDOOR REFRESHMENT AREA TO INCLUDE ADDITIONAL PROPERTY WITHIN THE MUNICIPAL CORPORATION AND ESTABLISHING REQUIREMENTS TO ENSURE PUBLIC HEALTH AND SAFETY WITHIN SUCH AREA, was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This is the first reading of an ordinance expanding a Designated Outdoor Refreshment Area (DORA) to include additional property within the City. This ordinance was the subject of the Public Hearing at the beginning of tonight's meeting and would extend the City's existing DORA, which only includes Wright Station and is just under eight acres, and expand that original DORA to the downtown historic district. The DORA would be in place legislatively for approximately another three years before Council would be asked to reconsider its continued operation. The expanded area of the DORA would include the historic downtown area south to Springboro United Church of Christ on the west side of S. Main Street and extend to the Midwestern Wealth Management on the east side of S. Main Street. The DORA allows people to consume alcohol in specifically designated cups from participating establishments and walk in designated areas along S. Main Street or at Wright Station, which is the existing DORA. The DORA does cross SR73, but it is unlikely that many people would cross there, but they would be allowed to do that. The signage would be very specific similar to what is posted at Wright Station currently. If approved, the City is considering thermal plastic signage on the sidewalks so that the designated area is clearly visible and will put decals on all of the trashcans that are currently along S. Main Street. The City would also provide decals to businesses to allow people to walk into their establishment with a specialized DORA cup. Businesses do not have to participate in the DORA including Heather's Café and Ambiance Café; however, those two businesses are licensed to sell alcohol and will be required to use the designated cups if they participate in the DORA. Essentially, all of the same rules of the DORA would remain in place.

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

**No action required at this time.**

- 15) RESOLUTION R-22-27:** A RESOLUTION APPROVING PARTICIPATION IN REGION 14 GOVERNANCE STRUCTURE UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING, was read by the Clerk of Council. Mr. Shackelford's comments are summarized as follows:

This resolution approves participation in the Region 14 Governance Structure under the OhioOhio Memorandum of Understanding. Under legislation approved in July, City Council approved participation in and appointed local representatives to the Region 14 OhioOne Foundation to direct funding from the recent statewide opioid settlement. This piece of legislation adopts bylaws and the governance structure for Region 14. Warren County will be represented by one appointee from the Warren County Commissioners, one from the largest municipality in the county (City of Mason) and a representative from the Township Association. Staff recommends approval of this resolution.

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

**Mayor Agenbroad called for a motion to adopt Resolution R-22-27.**

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

No discussion.

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

**ITEM 7. REPORTS: Mayor's Report** – The next City Council Work Session will be held on Thursday, August 18, 2022 beginning at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers. In addition, a Public Hearing will be held on Thursday, September 2, 2022 at 7:00 PM in Council Chambers to amend the City of Springboro Planning and Zoning Code, Chapter 1276, Solar Energy Systems.

**City Manager's Report** – Mr. Shackelford reported on the following items:

In reference to the proposed extension of the City's DORA, Mr. Shackelford commented that he appreciates Ms. Bray's candidness at tonight's public hearing and that she is standing up for what she believes in. Mr. Shackelford further commented that he truly believes that the expansion of the DORA will benefit the historic downtown area. Mr. Shackelford also commented that he knows that Chief Kruihoff, Mayor Agenbroad and staff will not allow anything disorderly in the downtown area due to the DORA; it will not be tolerated. The City is not trying to be the Oregon District, we are just trying to have some connectivity with Wright Station and make sure that we support our downtown businesses. Mr. Shackelford thanked Ms. Bray and hopes that she will continue to come here and support the City.

**Committee Reports** –

**Mr. Harding – MVCC** – The Miami Valley Communications Council held their monthly meeting Wednesday, August 17. Mr. Harding commented that the MVCC member cities helped the TCSU (Tactical Crime Suppression Unit) acquire their armored car vehicles. Mr. Harding and other members were photographed with the new vehicles.

**Mr. Hanson** – No reports.

**Mr. Chmiel** – No reports.

**Mr. Brunner** – No reports.

**Ms. Ridd – Architectural Review Board** – The Architectural Review Board met on Monday, August 15 to review the following items: The ARB and City Planner Dan Boron have been working with 300 S. Main Street, which is the Old Stone Church and one of the City's most prominent historic properties. The church is now the home of South Dayton Church of Christ and they will be taking down their bell and bell tower in order to do repair work, which includes structural issues that have cause safety and water issues. The church believes the bell weighs approximately 3,500 pounds and will be renting a crane to remove the bell and take the entire bell tower down to make the repairs. The ARB's role is to make sure that the church has all of the documents in place so that the bell tower is replaced exactly as it looks now and remains the same historic structure that it is now.

**Deputy Mayor Iverson** – Ms. Iverson reported that she and Mayor Agenbroad had the pleasure of attending the commemorative plaque dedication ceremony by the Jonathan Wright Chapter of the Daughters of the American Revolution (DAR) last Saturday, August 13, at 10:00 AM at Rotary Park in historic Springboro. The event was well attended by members of the DAR, community leaders, residents and the JROTC, who presented colors during the singing of the National Anthem and the Pledge of Allegiance. The plaque is located in front of Rotary Park on the sidewalk. It is another wonderful addition to our City as part of the great history of Springboro founded by the Jonathan Wright Family. Ms. Iverson thanked Lynda Walker, Cheryl Cavendish and all of the Jonathan Wright DAR members for dedicating the plaque to the City.

- ITEM 8. OTHER BUSINESS.** No Other Business.
- ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS.** No Final Council or Manager Comments.
- ITEM 10. GUEST COMMENTS.** Mayor Agenbroad invited any guests that wished to be heard to approach the podium, state their name and address for the record, and make their comments accordingly.

Guest Comments are summarized as follows:

**1) Pastor Terry Carlisle, Springboro United Church of Christ, 5 W. Mill Street** – Pastor Carlisle’s comments are summarized as follows: Pastor Carlisle commented on how proud he is to be a part of Springboro. He has been a Pastor in Springboro for 16 to 17 years, and a couple of his church members are present at this meeting. Pastor Carlisle further commented that City Council and staff do a great job for the City. He added that he has five great parks to walk his dog in, and thanked City Council and staff for all that they do. Pastor Carlisle mentioned the upcoming Oktoberfest event, which is sponsored by the church, and he commented there was a little bit of resistance when they heard about the DORA, but they found a way around it. If somebody complains at Oktoberfest that it is an extra dollar or asks why they have to use the designated cups, they are going to tell them that they call it the Shackelford cup.

Mayor Agenbroad thanked Pastor Carlisle for his comments and humor regarding the DORA.

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

No other guests came forward.

- ITEM 11. EXECUTIVE SESSION.** No Executive Session.
- ITEM 12. ADJOURNMENT.** 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, August 18, 2022 Springboro City Council Regular Meeting at approximately 7:30 PM.**

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

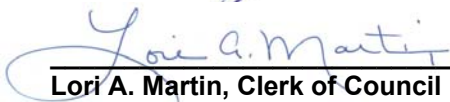
No discussion.

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

—MEETING ADJOURNED—

  
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John H. Agenbroad, Mayor

John H. Agenbroad  
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Presiding Officer

  
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Lori A. Martin, Clerk of Council