

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

CITY COUNCIL WORK SESSION

THURSDAY, JANUARY 19, 2023

6:00 PM

CITY COUNCIL

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

CITY STAFF

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

ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, January 19, 2023 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

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

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

ITEM 3. LEGISLATIVE AGENDA. – Review legislative items slated for January 19.

- 1) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY OF SPRINGBORO TO PARTICIPATE IN AN AGREEMENT WITH THE WARREN COUNTY ENGINEER'S OFFICE TO PURCHASE ROAD SALT FOR THE 2023-2024 WINTER SEASON.

Mr. Pozzuto commented that this resolution is an annual action item to participate in Warren County's bidding process for road salt, which helps keep the cost per ton down.

No further discussion.

ITEM 4. CITY MANAGER. – Issues/Reports.

Mr. Pozzuto reported on the following items:

Finance Update: The Finance Department has closed out 2022 and the City is in good financial standing.

Storage Building at Clearcreek Park: At the next Council Meeting, staff will be presenting a resolution for the construction of a new storage building at Clearcreek Park for Council's consideration. The City only received one bid after seeking proposals from four contractors. The bid was from Dryden Builders. The project estimate was \$600,000 and the bid came in at \$535,000. The agreement will be for an amount not to exceed \$550,000 to include a small contingency. These monies are included in the 2023 budget. Dryden Builders has worked on previous projects for the City including the recent maintenance building addition at Heatherwoode Golf Course.

Windstorm: The Public Works crew was out in the community following the brief storm this afternoon. They helped clean up a tree that fell across from the airport, but have not received any other reports of trees down.

Mr. Shackelford reported on the following items:

Community Reinvestment Committee (Housing Council): A Community Reinvestment Committee meeting will be held on Thursday, February 16 at 5:30 PM in the Community Room. Mr. Hanson is Council's appointed representative to the committee.

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

No reports.

ITEM 6. CITY COUNCIL. – Issues/Reports.

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

Mr. Hanson – No reports.

Mr. Chmiel – No reports.

Ms. Ridd – No reports.

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

Mayor Agenbroad – Mayor Agenbroad noted that motions would be in order at tonight's Regular Meeting under Other Business to set a public hearing to rezone property at the southwest corner of SR73 and Red Lion Five Points Road from PUD-B to PUD-R and to appoint Mike Thompson as Planning Commission's representative to the Board of Zoning Appeals for a 1-year term.

At this time, Mayor Agenbroad called for a motion under ORC121.22(G) to enter Executive Session to discuss the purchase of property; whereby, no votes will be taken.

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

No discussion.

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

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 the purchase of property.*

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 in Work Session, Mayor Agenbroad adjourned the Thursday, January 19, 2023 City Council Work Session immediately thereafter.*

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

CITY COUNCIL REGULAR MEETING

THURSDAY, JANUARY 5, 2023
(Rescheduled to January 19)

7:00 PM

CITY COUNCIL

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

CITY STAFF

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

- ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council (*rescheduled*) Regular Meeting of Thursday, January 5, 2023 to order at 7:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.
- ITEM 2. PLEDGE OF ALLEGIANCE.** Mayor Agenbroad led the Pledge of Allegiance.
- Invocation by Council Member Becky Iverson.
- ITEM 3. ROLL CALL.** Agenbroad, Present; Brunner, Absent; Chmiel, Present; Hanson, Present; Harding, Present; Iverson, Present; Ridd, Present. Staff: Mr. Pozzuto, Mr. Shackelford, Mr. McDonald and Ms. Martin were present.
- Mayor Agenbroad called for a motion to excuse Council Member Dale Brunner.**
- Ms. Iverson motioned. Mr. Harding seconded the motion.**
- No discussion.
- VOTE:** Ridd, Yes; Iverson, Yes; Agenbroad, Yes; Chmiel, Yes; Hanson, Yes; Harding, Yes. [6-0]
- ITEM 4. APPROVAL OF MINUTES:** No Minutes were submitted for approval.
- ITEM 5. PRESENTATIONS:** No Presentations
- ITEM 6. LEGISLATION:** No Legislation was submitted for January 5.

ITEM 7. REPORTS: No Reports.

**Mayor's Report.
City Manager's Report.
Committee Reports.**

ITEM 8. OTHER BUSINESS. No Other Business.

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

ITEM 10. GUEST COMMENTS. No Guest Comments.

ITEM 11. EXECUTIVE SESSION. No Executive Session.

ITEM 12. ADJOURNMENT. With no further business, Mayor Agenbroad adjourned the *(rescheduled)* Thursday, January 5, 2023 Springboro City Council Regular Meeting at approximately 7:02 PM.

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

CITY COUNCIL REGULAR MEETING

THURSDAY, JANUARY 19, 2023

7:00 PM

CITY COUNCIL

John Agenbroad, Mayor
Stephen Harding, Deputy Mayor/At Large
Becky Iverson, At Large
Janie Ridd, Ward 1
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ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting of Thursday, January 19, 2023 to order at 7:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Avenue, Springboro, Ohio.

ITEM 2. PLEDGE OF ALLEGIANCE. The Pledge of Allegiance was observed at the *(rescheduled)* January 5, 2023 Regular Meeting conducted immediately prior to this meeting.

The invocation was observed immediately prior to this meeting as well.

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

Mayor Agenbroad called for a motion to excuse Council Member Dale Brunner.

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

No discussion.

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

ITEM 4. APPROVAL OF MINUTES: THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF DECEMBER 15, 2022.

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

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

No discussion.

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

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 the purchase of property; whereby, no votes were taken.

- 1) RESOLUTION R-23-1:** A RESOLUTION AUTHORIZING THE CITY OF SPRINGBORO TO PARTICIPATE IN AN AGREEMENT WITH THE WARREN COUNTY ENGINEER'S OFFICE TO PURCHASE ROAD SALT FOR THE 2023-2024 WINTER SEASON, was read by the Clerk of Council. Mr. Pozzuto's comments are summarized as follows:

This resolution authorizes the City to participate in an agreement with Warren County to purchase road salt for the 2023-2024 winter season. This resolution allows the City to participate in Warren County's annual bid process for the purchase of road salt.

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

Mayor Agenbroad called for a motion to adopt Resolution R-23-1.

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

No discussion.

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

ITEM 7. REPORTS: Mayor's Report – The next City Council Work Session will be held on Thursday, February 2, 2023 beginning at 6:00 PM followed by the Regular Meeting at 7:00 PM in Council Chambers.

City Manager's Report –

Finance Update: The Finance Department has closed out 2022 and the City remains in very good financial standing.

Windstorm: A brief windstorm passed through the area this afternoon. The Public Works crews were surveying for downed trees, etc. If anyone sees any trees down on roads or other public areas, please call the City's non-emergency number (937-748-0611) to notify the Public Works Department.

City Newsletter: The first newsletter of the year will be mailed to residents the first week of February.

Committee Reports –

Mr. Hanson – No reports.

Mr. Chmiel – No reports.

Ms. Ridd – No reports.

Ms. Iverson – Planning Commission – The Planning Commission met on January 18 to consider the following items: Final Approval, Record Plan – The Ascent, Section 3, western terminus of Pinnacle Point Drive, commercial plat [APPROVED]; Final Approval, Rezoning and General Plan – Clearview Crossing at Stoneridge subdivision, PUD-B (Planned Unit Development-Business), to PUD-R, (Planned Unit Development-Residential), southwest corner East Central Avenue (SR73) and Red Lion-Five Points Road, proposed residential subdivision [APPROVED].

Preliminary Review, Preliminary Subdivision Review – Wade-Wray property, Wadestone Subdivision, 2515 West Factory Road, residential subdivision; Preliminary Review, Revision to approved General Plan – Swope-Hills property, Wadestone subdivision, 465 West Factory Road, residential subdivision.

The next Planning Commission meeting will be held on Wednesday, February 8 at 6:00 PM in Council Chambers.

In addition, Ms. Iverson commented that Planning Commission Member Mark Davis resigned late last year, as he relocated out of state, and Matt Leedy was appointed to fill the vacant seat. Mr. Leedy previously served on the City's Architectural Review Board for approximately eight years and is a resident of historic Springboro. Ms. Iverson thanked Mr. Leedy for stepping up to fill that seat.

Deputy Mayor Harding – Miami Valley Communications Council (MVCC) – The MVCC met on January 18 and discussed the following items: MVCC Member George Bayless recently passed away. Mr. Bayless served on the MVCC for 22 years representing Kettering. We extend our thoughts and condolences to the Bayless Family. In addition, the MVCC will be sponsoring its Hall of Fame inductions every two years to recognize the service of volunteers who participate in the production and media at the MVCC. Bob Daley volunteered for 40 years, Ed Huff served 25 years and has covered Springboro's Christmas Festival Parade for many years, Tom Karlake has served 35 years and also has covered Springboro's parade and Concerts in the Park series, Todd Browne served 19 years and Brian Kerfoot served 43 years. These volunteers reflect many years of dedication to the MVCC. Finally, the MVCC administers the energy aggregation program and 19 communities are participating.

Mr. Harding also congratulated Ms. Iverson for being selected Chair of the Planning Commission for 2023.

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

A MOTION TO SET A PUBLIC HEARING ON THURSDAY, MARCH 2, 2023 AT 7:00 P.M. IN COUNCIL CHAMBERS AT THE SPRINGBORO MUNICIPAL BUILDING, 320 W. CENTRAL AVENUE, SPRINGBORO 45066 TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF SPRINGBORO TO REZONE APPROXIMATELY 12 ACRES OF LAND LOCATED AT THE SOUTHWEST CORNER OF STATE ROUTE 73 AND RED-LION FIVE POINTS ROAD FROM PUD-B (Planned Unit Development-Business) TO PUD-R (Planned Unit Development-Residential).

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

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

No discussion.

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

A MOTION TO APPOINT MIKE THOMPSON AS THE PLANNING COMMISSION REPRESENTATIVE TO THE BOARD OF ZONING APPEALS FOR A 1-YEAR TERM.

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

Mr. Chmiel motioned. Mr. Hanson seconded the motion.

No discussion.

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

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

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

1) Seth Dale, 70 N. Richards Run, Springboro – Mr. Dale generally commented as follows:

I want to preface some of my comments with the understanding that some of the things I bring up probably Council at this point does not have too much control over, but wanted to at least bring some of the public comments forward in reference to some of the issues.

As we all know, a couple of years ago the City brought public fiber to the area and in doing so it allowed private companies to come in and start offering internet services to the community, Point Broadband and now Alta Fiber. We obviously just went through Point Broadband and I think I can speak for a decent amount of the community when I say that the service we expected to get coupled with the property and economic damage inflicted by the third-party contractors didn't quite even out the way we thought it would. By economic concerns, there were water lines cut, gas lines, internet lines for the existing providers, which for a lot of people teleworking that will obviously cost some economic damage as far as you either have to take vacation time, things of that nature, or leave without pay. I know in talking to the city engineer that there is not much the City can do about it; we understand that, to a certain extent. Just when we thought we got past it all, Alta Fiber is coming in next and I suspect that the damage will roughly be the same with not really the added benefits that we thought.

I have one comment and then one suggestion. The one comment I have is that the City has put out in the quarterly newsletter kind of not necessarily owning the fact that these companies are coming, but kind of heralding it to the point where a lot of residents the way we read it looks like Council facilitated these companies coming in, which we know is not the case, but that's just how it reads, and a lot of the public discourse surrounding it has been pretty negative and that is starting to reflect on Council. Not necessarily your fault, we know it's not your fault, but by kind of owning that hey these people are coming in; this is awesome, but because it has been overwhelmingly negative; I think that's going to start reflecting on Council.

I have a suggestion around that, one, maybe see if the City can distance themselves a little bit like, "hey, it's great we have some more options coming in, but that has nothing else to do with the fact other than the City put public fiber lines in." My main suggestion centers around the fact of considering a City ordinance that essentially fines private companies that do damage to residents' property. I understand landscaping damage, that's a whole different thing, unless it's thousands of dollars in damage, there's going to be damage. It would have to be worded in a way where it would either have to meet a certain threshold or cause a certain amount of economic harm or like water, gas, electric fences, etc. It could be something as simple as each occurrence that meets these parameters is \$150 fine to the company and if serious damage occurs to the point where like water or stuff that we consider basic to how we live now, they get fined per day. They basically have 24 hours to fix this and then after that they get fined per day. I feel like an ordinance like that would show the residents that the City understands and holds these private companies accountable when they come in for these kinds of things because right now they kind of have carte blanche; they will get around to it when they get

around to it, to a certain extent, and don't have that sense of urgency and focus on what they're doing. That was my comment; thank you for listening.

Mayor Agenbroad thanked Mr. Dale for his comments, which are duly noted for the record.

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

No other guests came forward.

ITEM 11. EXECUTIVE SESSION. No Executive Session.

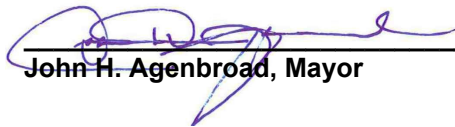
ITEM 12. ADJOURNMENT. With no further business, Mayor Agenbroad called for a motion to adjourn the Thursday, January 19, 2023 Springboro City Council Regular Meeting at approximately 7:15 PM.

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

No discussion.

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

—MEETING ADJOURNED—



John H. Agenbroad, Mayor

John H. Agenbroad

Presiding Officer



Lori A. Martin, Clerk of Council