

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

CITY COUNCIL WORK SESSION

THURSDAY, MAY 19, 2011

6:00 PM

COUNCIL

John Agenbroad, Mayor

Tom LaDu, Deputy Mayor Marie Belpulsi

Jim Chmiel Sheila Lairson

Bruce Moore David Vomacka

CITY STAFF

Chris Thompson, City Manager

Chris Pozzuto, Assistant City Manager

Alan Schaeffer, Law Director

Lori Martin, Clerk of Council

ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, May 19, 2011 at 6:00 PM in Council Chambers at the Springboro Municipal Building, 320 W. Central Ave., Springboro, Ohio.

ITEM 2. ATTENDANCE. Council: All present. Staff: Ms. Thompson, Mr. Pozzuto, Mr. Schaeffer, and Ms. Martin were present.

ITEM 3. LEGISLATIVE AGENDA. –Four legislative agenda items were reviewed for May 19.

1) ORDINANCE: THIRD READING. AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SPRINGBORO, OHIO, AND REZONING APPROXIMATELY 2.43 ACRES OF LAND LOCATED AT 945 WEST CENTRAL AVENUE, FROM ED, EMPLOYMENT CENTER DISTRICT, TO B-1, HIGHWAY BUSINESS DISTRICT.

No discussion.

2) ORDINANCE: FIRST READING. AN ORDINANCE AMENDING SECTION 1264.15(B), ED, EMPLOYMENT CENTER DISTRICT, PERMITTED USES GENERALLY.

No discussion.

3) RESOLUTION: A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH PALMER ENGINEERING FOR THE DESIGN OF THE WEST FACTORY ROAD BRIDGE OVER TWIN CREEK NO. 2.

No discussion.

4) RESOLUTION: A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE A DRUG USE PREVENTION GRANT (FORMALLY KNOWN AS THE DRUG ABUSE RESISTANCE EDUCATION (DARE) GRANT PROGRAM) APPLICATION, AND TO ENTER INTO AN AGREEMENT WITH OHIO ATTORNEY GENERAL, MIKE DEWINE, TO CONTINUE THE "DARE" PROGRAM IN THE SPRINGBORO CITY SCHOOLS FOR THE 2011 – 2012 SCHOOL YEAR.

No discussion.

ITEM 4. CITY MANAGER. –Issues/Reports.

Public Hearing: Ms. Thompson stated that she would present information regarding the proposed Planning and Zoning Text Amendment at the Public Hearing during tonight's Regular Meeting on behalf of City Planner Dan Boron, who will not be present.

Executive Session: Ms. Thompson requested an Executive Session, following the Work Session discussion, for the purpose of discussing pending litigation.

Building Inspections/Permits: Ms. Thompson commented that she and Mr. Pozzuto met with Carlisle and Franklin officials to discuss building inspections and permits. These items are not only down in Springboro, but are down in all neighboring communities. Ms. Thompson further stated that she had heard comments about Carlisle and Franklin possibly needing assistance in these areas and initiated a meeting. Ms. Thompson explained that the idea behind the meeting was to ascertain that all three cities have certain resources and capabilities within their jurisdictions. The question is what do the communities need within their jurisdictions and are there employees who can address those needs that may be able to assist neighboring communities, as well. If the employees have time during their work week, they should be utilized as much as possible and this could mean sharing those services with a neighboring community. Ms. Thompson commented that there is nothing that she can see that would prevent Springboro from being able to assist other communities in need of these services. National Inspection Corporation (NIC), the contractor the City uses for property maintenance inspections and Chief Building Official duties, recently let one of their employees go who was serving as Chief Building Official, which indicates that they are feeling the pinch as communities experience dwindling numbers of permits and inspections. Ms. Thompson further commented that Carlisle is extremely interested in sharing services. Carlisle had 20 residential permits last year, Springboro had 19, and Franklin had 4; thus, reducing the number of inspections. Ms. Thompson added that this issue has been a topic of discussion for some time and it would be nice to take action. Franklin may come on board later, but Carlisle and Springboro would like to share the services of a Chief Building Official and Springboro could assist Carlisle with inspections. Ms. Thompson also mentioned that Warren County is selling permit and inspection services. Finally, Ms. Thompson stated that Springboro would also contact Waynesville to see if they need assistance, as well.

Water and Sewer Assistance Program: Ms. Thompson reported that there have only been four applications for assistance to date; however, there may be an influx of assistance requests once the City newsletter reaches residents. Ms. Thompson commented that one of the applications was from a Township resident, which is a violation of the current policy (applicants must be City residents to qualify for assistance), and another applicant appears to have too high of an income base. Ms. Thompson further commented that the City is monitoring the applications very closely to see if adjustments need to be made to the qualifying income levels, etc.

At this time, Mr. Pozzuto reported on the following items:

Newsletter: Mr. Pozzuto reported that the City Newsletter has been completed and will be coming out soon.

Economic Development: Mr. Pozzuto reported that last year the City held some free seminars on marketing, using websites for sales, etc. in the Community Room. Mr. Pozzuto announced that another seminar has been scheduled for Tuesday, June 14 at 8:30 AM in the Community Room, which will showcase Workforce One in Lebanon. Workforce One can basically act as a Human Resource Department for smaller businesses. Mr. Pozzuto added that the nice thing about Workforce One is that businesses are paying for the service through their taxes; therefore, it is a free service that the company can offer to a lot of Springboro businesses. Invitations will be sent to businesses soon and hopefully there will be a nice crowd for this seminar. Mr. Pozzuto further added that they try to hold a seminar every couple of months in order to keep the business community engaged.

National League of Cities: Mr. Pozzuto reported that two programs are being offered through the National League of Cities. Mr. Pozzuto explained that he was contacted a few weeks ago in regard to a program the NLC offers called the Community Video Tour Book. They partner with the national mayors group to put together six short 1-1 ½-minute videos that can be posted on the website for marketing purposes. Mr. Pozzuto commented that the service is completely free to the community and only certain communities are selected from the State of Ohio, and Springboro has been selected to participate in the program. Over the next couple of months, a film crew from New York will be coming to Springboro to take pictures of the community and put together a video presentation to post on the City's website. Mr. Pozzuto further commented that once the video is produced, a presentation will be made to Council. Mr. Pozzuto stated that if Mayor Agenbroad is willing, they would like him to provide an introduction to the video.

Mr. Pozzuto stated that the second program being offered through the National League of Cities is a prescription drug discount program for any City that signs up. Through the program, City residents can sign up for a prescription drug discount card. This program is not health or prescription insurance, but there are five pharmacies in Springboro that will accept this discount card. Residents may obtain the discount card at the City Building and will be asked to provide some basic information such as their name and address. The resident may take the card to any participating pharmacy. Mr. Pozzuto commented that if a discount is available on a particular prescription drug, the pharmacy will provide about a 20% discount with the card. Mr. Pozzuto added that this is a lowest sum discount; thus, the pharmacy will give the lowest price that is available.

Ms. Belpulsi asked if the discount was only for prescriptions.

Mr. Pozzuto stated yes, the discount is for prescriptions only. Mr. Pozzuto commented that there are communities in the area that are already using the program. The National League of Cities will create some marketing materials for the City, which they are waiting to receive. The implementation of the program is about an eight week process. When the materials are received, the City will get the information to residents.

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

Calendar Update: Ms. Martin reported that Marty Heide, Warren County Outreach Coordinator for the 3rd U.S. District, will be in the Community Room on Friday, May 27, 2011 from 1:00 to 2:00 PM conducting office hours on behalf of Congressman Turner.

Committee Meeting Schedule Changes: Ms. Martin reported that the Planning Commission Formal Meeting scheduled for Wednesday, May 25 has been canceled. The Architectural Review Board meeting scheduled for Monday, June 13 has been rescheduled to Monday, June 20 at 6:00 PM in Council Chambers.

Legal Committee Meeting: Ms. Martin reported that there is currently a Legal Committee Meeting scheduled for Thursday, June 2 at 5:30 PM. Ms. Martin asked if the Committee would like to hold the meeting as scheduled or would like to postpone the meeting.

Mr. Chmiel stated that he would discuss a meeting date with Mr. Schaeffer and the other committee members and advise Ms. Martin.

ITEM 6. CITY COUNCIL. –Issues/Reports.

Mr. Moore – Mr. Moore will present a Miami Valley Communications Council report at tonight's Regular Meeting under Committee Reports.

Mr. Chmiel – No issues/reports.

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

Mr. Vomacka – Mr. Vomacka will present an Architectural Review Board report at tonight's Regular Meeting under Committee Reports.

Ms. Lairson – No issues/reports.

Mr. LaDu – Mr. LaDu will present a Finance Committee report at tonight's Regular Meeting under Committee Reports.

Mayor Agenbroad – Mayor Agenbroad reminded Council that there would be a Public Hearing at the beginning of tonight's Regular Meeting. Also, Mayor Agenbroad asked if the grass at The Springs (Bar & Grill, 80 Edgebrook Drive) has been mowed, as it appears to be very high.

Mr. Pozzuto answered that it was reported to NIC, the City's property maintenance inspection contractor, today.

At this time, Mayor Agenbroad requested an Executive Session, under R.C.121.22(G), following the Work Session discussion, to discuss pending litigation.

Ms. Belpulsi motioned to enter Executive Session under R.C.121.22(G) to discuss pending litigation. Mr. Vomacka seconded the motion.

No discussion.

VOTE: Lairson, Yes; LaDu, Yes; Agenbroad, Yes; Belpulsi, Yes; Chmiel, Yes; Moore, Yes; Vomacka, Yes. [7-0]

Executive Session: At approximately 6:18 PM, City Council entered Executive Session to discuss pending litigation with the City Law Director in attendance.

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 May 19, 2011 City Council Work Session at approximately 6:50 PM.

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

CITY COUNCIL REGULAR MEETING

THURSDAY, MAY 19, 2011

7:00 PM

COUNCIL

John Agenbroad, Mayor
Tom LaDu, Deputy Mayor Marie Belpulsi
Jim Chmiel Sheila Lairson
Bruce Moore David Vomacka

CITY STAFF

Chris Thompson, City Manager
Chris Pozzuto, 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 to order on Thursday, May 19, 2011 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; Belpulsi, Present; Chmiel, Present; LaDu, Present; Lairson, Present; Moore, Present; Vomacka, Present. Staff: Ms. Thompson, Mr. Pozzuto, Police Chief Kruithoff, Mr. Schaeffer, and Ms. Martin were present.

PUBLIC HEARING

IN ACCORDANCE WITH OHIO REVISED CODE SECTION 713.12, A PUBLIC HEARING WAS HELD BEFORE THE CITY COUNCIL OF THE CITY OF SPRINGBORO, OHIO AT 7:00 P.M. ON THURSDAY, MAY 19, 2011 TO AMEND THE TEXT OF THE PLANNING AND ZONING CODE, PART XII OF THE CODIFIED ORDINANCES OF THE CITY OF SPRINGBORO, OHIO. THE PUBLIC HEARING TOOK PLACE IN COUNCIL CHAMBERS AT THE SPRINGBORO MUNICIPAL BUILDING, 320 WEST CENTRAL AVENUE (SR 73), SPRINGBORO, OHIO 45066.

PUBLIC HEARING: THIS PUBLIC HEARING WAS IN REGARDS TO A RECOMMENDATION FROM THE SPRINGBORO PLANNING COMMISSION TO CITY COUNCIL TO REVISE THE LIST OF PERMITTED USES IN SECTION 1264.15(B), ED, EMPLOYMENT CENTER DISTRICT, PERMITTED USES GENERALLY, OF THE PLANNING AND ZONING CODE. THE AMENDMENT WOULD ADD SEXUALLY ORIENTED BUSINESSES AND COMPUTERIZED INTERNET SWEEPSTAKES CAFÉS TO THE LIST OF PERMITTED USES FOR THE ED DISTRICT.

THIS PUBLIC HEARING WAS HELD IN ACCORDANCE WITH CHAPTER 1284, AMENDMENTS, OF THE PLANNING AND ZONING CODE. THE PROPOSED PLANNING AND ZONING CODE TEXT AMENDMENT WOULD NOT RESULT IN ANY AMENDMENT TO THE OFFICIAL ZONING MAP OF THE CITY OF SPRINGBORO, OHIO. THE PUBLIC HEARING WAS LIMITED TO 30 MINUTES; 15 MINUTES RESERVED FOR THE OPPONENTS, AND 15 MINUTES RESERVED FOR THE PROPONENTS.

A COPY OF THE TEXT OF THE OF THE PROPOSED ZONING WAS AVAILABLE FOR REVIEW AT THE RECEPTION DESK AT THE SPRINGBORO MUNICIPAL BUILDING, 320 WEST CENTRAL AVENUE,

SPRINGBORO, OHIO 45066 BETWEEN THE HOURS OF 8:00 A.M. AND 4:30 P.M., MONDAY THROUGH FRIDAY, LEGAL HOLIDAYS EXCLUDED.

MAYOR AGENBROAD STATED THAT IN KEEPING WITH PROTOCOL, COUNCIL WILL BEGIN BY HEARING PROPONENTS FOLLOWED BY OPPONENTS. MAYOR AGENBROAD INVITED ANY PROPONENTS THAT WISHED TO BE HEARD TO PLEASE COME TO THE PODIUM AND STATE THEIR NAME AND ADDRESS FOR THE RECORD AND MAKE THEIR COMMENTS ACCORDINGLY.

BEFORE PROPONENTS WERE HEARD, CITY MANAGER CHRIS THOMPSON, ON BEHALF OF CITY PLANNING CONSULTANT DAN BORON, PROVIDED BACKGROUND INFORMATION REGARDING THE PUBLIC HEARING AS FOLLOWS: (A COPY OF THE PRESENTATION HANDOUT IS FILED WITH THE MINUTES FOR THE RECORD AND APPEARS BELOW.) THIS PUBLIC HEARING IS IN REGARD TO A COMPANION ORDINANCE TO THE COMPUTERIZED SWEEPSTAKES CAFÉS ORDINANCE ADOPTED BY COUNCIL ON APRIL 7, 2011, WHICH ESTABLISHED CHAPTER 850 OF THE BUSINESS REGULATION AND TAXATION CODE. WHEN THE RESEARCH FOR THE INTERNET CAFÉ ORDINANCES WAS BEING CONDUCTED, THEY IDENTIFIED AN ERROR FROM WHEN SEXUALLY ORIENTED BUSINESS REGULATIONS WERE ADOPTED IN 1996 UNDER CHAPTER 840. THIS PLANNING AND ZONING CODE TEXT AMENDMENT WILL ADD SEXUALLY ORIENTED BUSINESSES AND INTERNET SWEEPSTAKES CAFÉS TO THE LIST OF PERMITTED USES IN THE ED (EMPLOYMENT CENTER DISTRICT) BY AMENDING SECTION 1264.15(B) OF THE PLANNING AND ZONING CODE. THIS TEXT AMENDMENT WAS RECOMMENDED FOR APPROVAL AT THE MARCH 30, 2011 PLANNING COMMISSION MEETING. THE ED DISTRICT IN WHICH THESE TWO USES WOULD BE PERMITTED IS IN THE AREA OF THE CITY WITH THE HIGHEST LEVEL OF INDUSTRIAL USE; THERE IS NO RESIDENTIAL USE ASSOCIATED WITH THE ED DISTRICT. IN FACT, THE ORDINANCES THAT WERE PASSED TO PERMIT AND REGULATE INTERNET CAFÉS AND SEXUALLY ORIENTED BUSINESSES PREVENT THEM FROM ADJOINING OR ABUTTING ANY RESIDENTIAL USES.



Background

- Companion ordinance to computerized internet sweepstakes cafés ordinance adopted by Council on April 7th that established Chapter 850 of the Business Regulation and Taxation Code
- Research for internet café ordinance identified error from when sexually oriented business regulations were adopted in 1996 as Chapter 840
- Adds sexually oriented businesses and computerized internet sweepstakes cafés to the list of permitted uses in the ED, Employment Center District, by amending Section 1264.15(b) of the Planning and Zoning Code
- Recommended for approval at March 30th Planning Commission meeting.



PROPONENTS:

NO PROPONENTS CAME FORWARD.

OPPONENTS:

NO OPPONENTS CAME FORWARD.

MAYOR AGENBROAD CLOSED THE PUBLIC HEARING AT APPROXIMATELY 7:02 PM.

RESUME REGULAR ORDER OF BUSINESS

ITEM 4. APPROVAL OF MINUTES: THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF MAY 5, 2011.

Mr. LaDu motioned to approve the Minutes of the City Council Work Session and Regular Meeting of May 5, 2011. Ms. Lairson seconded the motion.

No corrections.

VOTE: LaDu, Yes; Agenbroad, Yes; Belpulsi, Yes; Chmiel, Yes; Moore, Yes; Vomacka, Yes; Lairson, Yes. [7-0]

ITEM 5. PRESENTATIONS: 2011 HISTORIC PRESERVATION AWARDS - PRESENTED BY TERRY DUDLEY, ARCHITECTURAL REVIEW BOARD CHAIR. Mr. Dudley introduced himself as a member and Chair of the Architectural Review Board (ARB) and commented that he is pleased to represent the Board at tonight's Council meeting and honored to present the 2011 Springboro Historic Preservation Award. Mr. Dudley made the following presentation:

This marks the eleventh year for the program that was initiated by the ARB in 2000 to recognize the achievements in historic preservation by residents and property owners in Springboro. This program coincides with the National Trust for Historic Preservation's annual Preservation Month, which is May, that recognizes the Country's diverse and irreplaceable heritage and encourages participation in local events throughout the nation. As part the of the awards program, the **Jonathan Wright Award for Historic Preservation** was created to honor those who have restored, rehabilitated, or preserved an important building, site or artifact representing the history of the Springboro area or have provided long-term stewardship of such a property.

The 2011 Jonathan Wright Award for Historic Preservation goes to Brian and Robin Lambert for their work in restoring the historic barn located at 155 West Central Avenue. Built in 1857 by Dr. Aron Wright, son of our City's founder, and located next to the Aron Wright-Doyle House, the barn was patterned after bank barns from the Wright Family ancestral lands in Pennsylvania. Two additions were added before the turn of the century, one each on the north and south sides of the structure. The Wright Family sold the property in the early 1900s. Although the subsequent owners took excellent care of the Victorian-style house, the barn did not enjoy that same level of care. When the present owners - only the fourth set of owners of the property - purchased the property in 2005, an extensive renovation of the home was initiated, both inside and out. By 2007, having finished most of the work on the house, the owners focused their attention on the barn. Based on its then dangerous condition and faced with significant projected restoration costs, they came to a painful conclusion that the barn would need to be demolished, and planned for a replica barn to be erected at the site. Nearly two years passed with no major activity, as the owners were hesitant in removing this piece of Springboro history. Brian Lambert finally determined that the barn could be saved for half the earlier estimated cost. In July 2009, he and his team of skilled craftsmen began work on the barn including site clearing, cataloging and removal of original wood floor planks, foundation replacement, squaring of the structure, restoration of the wood floor, repair and replacement of exterior wood siding and the installation of new main doors. In 2010, restoration work was completed when the standing seam metal roof was repaired and painted, and the entire exterior was repainted with preservation quality white paint.

The Lamberts were nominated for the Jonathan Wright Award by Sterling Gardner, owner of the Wright House Bed & Breakfast.

Council Representative to the ARB David Vomacka stepped forward to present the award (a plaque recognizing The Lamberts) and a small token of appreciation (a tour book of Ohio) to Mr. and Mrs. Lambert. Mr. and Mrs. Lambert's family members were also in attendance.

On behalf of the City of Springboro, Mr. Dudley thanked Mr. and Mrs. Lambert for their determination and perseverance in preserving part of Springboro's heritage.

Mayor Agenbroad thanked and congratulated Mr. and Mrs. Lambert and thanked Mr. Dudley and Mr. Vomacka for their service and leadership on the ARB.

ITEM 6. LEGISLATION: City Council held a Work Session at 6:00 PM tonight for approximately 18 minutes to discuss the following legislation as well as other City business. During the Work Session, City Council entered Executive Session for approximately 32 minutes to discuss pending litigation; whereby, the City Law Director was present and no votes were taken.

- 1) **ORDINANCE O-11-12: THIRD READING.** "AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SPRINGBORO, OHIO, AND REZONING APPROXIMATELY 2.43 ACRES OF LAND LOCATED AT 945 WEST CENTRAL AVENUE, FROM ED, EMPLOYMENT CENTER DISTRICT, TO B-1, HIGHWAY BUSINESS DISTRICT," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This is the third reading of an ordinance to rezone approximately 2.43 acres of land located at 945 W. Central Avenue from ED, Employment Center District, to B-1, Highway Business District. The property is located at the southwest corner of State Route 73 and Sharts Road or the old Northern Sunoco site. The application to rezone was filed by Michael Rubino of GPD Group of Akron, Ohio, agent for the property owner. It has been determined that this rezoning is consistent with the City of Springboro Land Use Plan; any site plan review would go through the Planning Commission process. The Springboro Planning Commission approved this rezoning on February 23, 2011.

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

Ms. Belpulsi motioned to adopt Ordinance O-11-12. Mr. Vomacka seconded the motion.

No discussion.

VOTE: Lairson, Yes; LaDu, Yes; Agenbroad, Yes; Belpulsi, Yes; Chmiel, Yes; Moore, Yes; Vomacka, Yes. [7-0]

- 2) **ORDINANCE: FIRST READING.** "AN ORDINANCE AMENDING SECTION 1264.15(B), ED, EMPLOYMENT CENTER DISTRICT, PERMITTED USES GENERALLY," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This is the first reading of an ordinance to amend section 1264.15(B), ED, Employment Center District, Permitted Uses Generally. This ordinance was the subject of the Public Hearing held at the beginning of tonight's meeting. This ordinance would allow for sexually oriented businesses and computerized internet sweepstakes cafés to be listed in the ED, Employment Center District, Permitted Uses Generally. As stated previously, the sexually oriented businesses text amendment corrects an omission that was made in 1996 when the sexually oriented businesses ordinance was passed.

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

No action required at this time.

- 3) **RESOLUTION R-11-19:** "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH PALMER ENGINEERING FOR THE DESIGN OF THE WEST FACTORY ROAD BRIDGE OVER TWIN CREEK NO. 2," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This resolution authorizes the City Manager to enter into a contract with Palmer Engineering for the design of the West Factory Road Bridge over Twin Creek No. 2. The contract with Palmer Engineering has been reviewed and is recommended at \$31,175 for the design of the construction that will be required on West Market Street and West Factory Road. The consultant will be responsible only for bridge design in this portion of the project, which will be funded by the

Street Capital Improvement Fund and Storm Water Capital Improvement Fund and is budgeted in 2011. Staff recommends Palmer Engineering for the project; however, they are modifying a portion of the contract where it speaks to liability prior to any signatures. The resolution is written to authorize the City Manager to negotiate the final contract and Law Director Alan Schaeffer will be preparing some alternate language for that section of the contract.

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

Mr. Chmiel motioned to adopt Resolution R-11-19. Mr. Vomacka seconded the motion.

No discussion.

VOTE: Lairson, Yes; LaDu, Yes; Agenbroad, Yes; Belpulsi, Yes; Chmiel, Yes; Moore, Yes; Vomacka, Yes. [7-0]

- 4) **RESOLUTION R-11-20:** "A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE A DRUG USE PREVENTION GRANT (FORMALLY KNOWN AS THE DRUG ABUSE RESISTANCE EDUCATION (DARE) GRANT PROGRAM) APPLICATION, AND TO ENTER INTO AN AGREEMENT WITH OHIO ATTORNEY GENERAL, MIKE DEWINE, TO CONTINUE THE "DARE" PROGRAM IN THE SPRINGBORO CITY SCHOOLS FOR THE 2011-2012 SCHOOL YEAR," was read by the Clerk of Council. Chief Kruithoff's comments are summarized as follows:

This resolution authorizes the City to file a Drug Abuse Resistance Education Grant Program Application to continue the "DARE" Program in the Springboro City Schools for the 2011-2012 school year. This resolution represents an annual grant that the Springboro Police Department solicits from the Attorney General. The program has been successful in previous years and hopefully will be successful next year. The grant does not cover all of the Department's costs for the program, but does pick up a significant portion of the costs. Over 1,000 Springboro students graduate each year from the DARE Program, which is very successful and very well received by the schools. The schools are very cooperative and give DARE Sergeant Don Wilson access to the classrooms. This resolution will allow the Police Department once again to seek DARE grant money from the Attorney General.

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

Ms. Lairson motioned to adopt Resolution R-11-20. Mr. LaDu seconded the motion.

No discussion.

VOTE: Agenbroad, Yes; Belpulsi, Yes; Chmiel, Yes; Moore, Yes; Vomacka, Yes; Lairson, Yes; LaDu, Yes. [7-0]

- ITEM 7. REPORTS: Mayor's Report** – The 3rd U.S. District Office Hours will be held on Friday, May 27, 1:00-2:00 PM in the Community Room. Memorial Day will be observed on Monday, May 30; whereby, the City Offices will be closed. The Memorial Day Parade will take place on Monday, May 30 at 2:00 PM followed by the ceremony and refreshments at Wade Field. The next City Council Work Session will be held on Thursday, June 2, 2011 at 6:00 PM followed by the City Council Regular Meeting at 7:00 PM in Council Chambers, as scheduled.

City Manager's Report – Ms. Thompson reported that the Water and Sewer Assistance Program that City Council adopted last month is underway and the City has received some applications from community members to help with the increase in water and sewer rates that was necessary. The City newsletter will be reaching residents within the next week to 10 days and will contain information regarding the Water and Sewer Assistance Program. Ms. Thompson commented

that she would like to alert residents to the information provided in the upcoming newsletter or to contact the City Building to determine eligibility for assistance.

Also, there is a construction project scheduled on E. Central Avenue (SR73) by Hillspring. Traffic control during construction will be a signal that will only allow for one lane of traffic at a time with an access point out of the Fieldstone Subdivision onto E. Central Avenue (SR73). The City has notified the public through e-alerts, signs have been posted, and the schools were notified. Farmridge Road will be closed to exit onto SR73 for the next 45 days. There are two or three other entrances and exits in the Fieldstone Subdivision onto Lytle Five Points Road or SR73 for residents of that subdivision. If you are traveling in the area, please be alert and read the signs indicating that drivers are not permitted to exit to SR73 from Farmridge Road.

Committee Reports –

Mr. Moore – Miami Valley Communications Council (MVCC) – The MVCC met last night and discussed the 2010 audit completed by Clark, Schaefer, Hackett accounting firm who commented that it was the smoothest, quickest, and most efficient audit to date for the MVCC. The audit speaks highly of the organization, and the State has approved the audit as a clean audit. Mr. Moore commented that people do not always understand the role that the MVCC plays for the member communities, but it involves a lot of regional cooperation and the sharing of services with other communities to keep costs down such as contractual bids for lighting and other utilities. The MVCC is involved in a lot of regional cooperative efforts and has been for many years. For example, the MVCC administers street lighting contracts for 17 cities, rather than one City bidding for the service, and as a result during the years 2010-2011 the cities combined saved a total of \$2,528,000. The Electric Generation Supply Agreement involves 22 cities and municipal organizations and resulted in \$2,300,000 in savings. The Natural Gas Supply Agreement involved nine cities. The CodeRED Emergency Notification Services Contract, in which Springboro participates, involves 15 cities, and the Pavement Marking Bid involves 10 cities. The MVCC Municipal Training Academy (MTA) serves 70 local governments, and 1,265 municipal employees completed training classes through the MTA in 2010. Mr. Moore further commented that the MVCC is very, very busy saving communities a lot of money in addition to what they produce on community television, which broadcasts City Council meetings and other community programs and activities.

Mr. Chmiel – No reports.

Ms. Belpulsi – Planning Commission – The Planning Commission met in Work Session on Wednesday, May 11 and reviewed the following item: Town Center Overlay District Review/Site Plan Review - 60 North Main Street, expansion and renovation of Grismer Auto Service Center. The Planning Commission Formal Meeting scheduled for Wednesday, May 25 has been canceled. The next Planning Commission Work Session will be held on Wednesday, June 8 at 6:00 PM in Council Chambers, as scheduled.

Mr. Vomacka – Architectural Review Board (ARB) – The ARB met on May 11 with two agenda items to consider as follows: Reviewed Grismer Tire Service Center renovations and approved a Certificate of Appropriateness (COA) for a new roof at 45 S. Main Street, Magnolia's on Main. The next ARB meeting has been rescheduled from Monday, June 13 to Monday, June 20 at 6:00 PM in Council Chambers due to scheduling conflicts.

Ms. Lairson – No reports.

Mr. LaDu – Finance Committee – The Finance Committee met earlier this evening to review the financial statements for the month of March. The Committee also received an update on the Water and Sewer Assistance Program. The City expects to receive more applicants for the program after the City newsletter is mailed to residents. Mr. LaDu commented that despite current economic conditions, the City's operational funds are being well maintained. The next Finance Committee meeting will be held on Thursday, June 16 at 5:30 PM in Council Chambers.

ITEM 8. OTHER BUSINESS. No Other Business.

ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS. Mayor Agenbroad stated that he would be remiss if he did not comment on the tragedy of the death of Warren County Sheriff's Sergeant Brian Dulle. Mayor Agenbroad asked that everyone keep Sergeant Dulle's family in their prayers and thoughts. Mayor Agenbroad also commented that Warren County Sheriff Larry Sims was a true professional in handling that situation. Mayor Agenbroad added that Springboro is blessed to have a County Sheriff and Police Chief who are watching over us.

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 asked that everyone keep the troops and their families in their prayers as Memorial Day approaches. Mayor Agenbroad also invited everyone to please join the Memorial Day parade, which begins at 2:00 PM sharp with refreshments to follow.

Mr. Vomacka motioned to adjourn the meeting; whereby, the Thursday, May 19, 2011 Springboro City Council Regular Meeting was adjourned at approximately 7:26 PM. Mr. Moore seconded the motion.

VOTE: Vomacka, Yes; Lairson, Yes; LaDu, Yes; Agenbroad, Yes; Belpulsi, Yes; Chmiel, Yes; Moore, Yes. [7-0]

—MEETING ADJOURNED—

John H. Agenbroad

John H. Agenbroad, Mayor

Presiding Officer

Lori A. Martin, Clerk of Council