

CITY OF SPRINGBORO
425 S. PIONEER BOULEVARD, SPRINGBORO, OH

CITY COUNCIL WORK SESSION

THURSDAY, FEBRUARY 5, 2009

6:00 PM

COUNCIL

John Agenbroad, Mayor

Jim Chmiel, Deputy Mayor

Marie Belpulsi

Sheila Lairson

Scott Anderson

Tom LaDu

John D. Parise

CITY STAFF

Chris Thompson, City Manager

Chris Pozzuto, Assistant City Manager

Jeff Kruthoff, Police Chief

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, February 5, 2009 at 6:00 PM in Council Chambers at the City's temporary facility in the Dalco Building, 425 S. Pioneer Boulevard, Springboro, Ohio.

Mayor Agenbroad welcomed all staff in attendance including Deputy Clerk Kelly Sizemore. Ms. Martin introduced Ms. Sizemore as the Deputy Clerk of Courts. Ms. Martin explained that she asked Ms. Sizemore to attend tonight's meeting to orient her to Council proceedings. Ms. Sizemore will be stepping in for Ms. Martin at the February 19 City Council Meeting. Ms. Martin commented that Ms. Sizemore primarily serves as the Deputy Court Clerk, but also assists her by copying and assembling Council agenda packets along with various other duties. Ms. Sizemore was hired last spring and previously served as the Clerk of Courts for the City of Carlisle. Ms. Martin commented that she is happy to have Ms. Sizemore working with her.

ITEM 2. ATTENDANCE. No absences. Also present was City Planner Dan Boron.

ITEM 3. LEGISLATIVE AGENDA. **–Four legislative agenda items were reviewed for the February 5, 2009 City Council Regular Meeting.**

- 1) **RESOLUTION:** A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, RECONSTRUCTING OR REPAIRING CERTAIN SIDEWALKS AND DRIVEWAY APRONS IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO REQUIRING THAT ABUTTING PROPERTY OWNERS CONSTRUCT, RECONSTRUCT OR REPAIR THE SAME. (2009 SIDEWALK/DRIVEWAY APRON PROGRAM – ASPHALT RESURFACING)

Mr. LaDu inquired regarding the costs per sq. ft. of driveway apron/sidewalk? Ms. Thompson explained that project costs should be included in the upcoming ordinance determining to proceed with the program.

Mr. LaDu also pointed out that the legislative cover memorandum refers to Exhibit A, but neither attachment is labeled Exhibit A. Ms. Thompson explained that the street map is Exhibit A. Ms. Martin added that Exhibit A also refers to the list of properties that will be assessed. Ms. Thompson asserted that the cover memo describes Exhibit A.

- 2) **RESOLUTION:** A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, RECONSTRUCTING OR REPAIRING CERTAIN SIDEWALKS AND DRIVEWAY APRONS IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO REQUIRING THAT ABUTTING PROPERTY OWNERS CONSTRUCT, RECONSTRUCT OR REPAIR THE SAME. (2009 SIDEWALK/DRIVEWAY APRON PROGRAM – CONCRETE REPLACEMENT)

No discussion.

- 3) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A CASE 721E ARTICULATED WHEEL LOADER COMPLETE WITH 3.0 YD LOADER BUCKET WITH CUTTING EDGE AND RIDE CONTROL.

Ms. Belpulsi commented that the legislative cover memorandum states that the equipment will be purchased at State Bid Pricing and is priced below the budget estimate of \$120,000. Ms. Belpulsi confirmed that the purchase price is \$91,963.55, and asked if that price includes the \$38,000 trade-in? Ms. Thompson replied yes.

Mr. LaDu commented that he had the same question and referred to the 2009 Budget and determined that the \$120,000 budgeted estimate included the trade-in value; the equipment was actually \$150,000 without the trade-in.

Ms. Thompson commented that this equipment is actually priced at over \$200,000. Ms. Thompson clarified that the purchase price is not equal to \$91,000 plus \$38,000. Again, the \$120,000 estimate included the trade-in.

- 4) **RESOLUTION:** A RESOLUTION ADOPTING THE BICYCLE FRIENDLY COMMUNITY ACTION PLAN FOR SPRINGBORO, OHIO.

Mr. Boron commented that Springboro was one of eleven communities that were asked by the Miami Valley Regional Planning Commission to participate in this effort. The program is designed to allow communities to qualify for different levels of attainment of bicycle "friendliness." What the program is really designed to do is to provide a "road map" for this community and others in the Miami Valley to identify small projects both long term and short term to achieve that status, which fall under five criteria or guidelines, engineering (modify street design, road systems, paths in parks), education (through the local school system and city staff), encouragement, (through programs both public and government agencies and organizations), enforcement, (through the police department), which is one area the City scores very highly in because it already has some of those programs in place, and evaluation on an ongoing basis. Ms. Thompson worked with Mr. Boron along with 10 other communities in the Miami Valley. There is really no long-term costs identified here, but this would be the mechanism that would allow the City together with the other communities to score higher when seeking funds for programs to help build a network for this portion of the Miami Valley. (A copy of the Bicycle Friendly Community Action Plan, Springboro, Ohio, January 2009 is filed with the Resolution for the record.)

Ms. Thompson commented that this legislation does not commit the City to anything specific in terms of cost/capital.

Mr. LaDu commented that, in reviewing the plan document, the next step in the program, found on Page 17, is to form a Bicycle Pedestrian Advisory Committee. Ms. Thompson replied yes, that is correct. Mr. LaDu further commented that the next steps also include adopting a Complete Streets Policy and installing Bicycle Racks at Public Buildings. Mr. LaDu confirmed that the City intends to carry out these next steps. Ms. Thompson explained that the Planning Commission has discussed the plan and Planning Commission Member Hans Landefeld is very active in the project and would be spearheading the committee and citizen participation. Other immediate actions include the Bike Racks, which are relatively easy for the City to do, and would not be an obstacle for this year, but when the City embarks on projects such as striping the bike paths along the roadways that is when the City would apply for financial assistance. Ms. Thompson reiterated however that the City is confident about being able to complete the initial steps in the program.

Ms. Thompson also mentioned that a resident sent an e-mail after seeing an article in the newspaper about the bike friendly program and offered to help, and she knows a few people in the community that are really looking forward to it. Ms. Thompson continued by commenting that they also discussed making the advisory committee a subcommittee of the Planning Commission or the Park Board. She explained that the Planning Commission would be a better fit because, for example, the Commission has already asked for easements in South Tech to make sure that the City can accommodate bike trails and has kept some conservation easements in addition to the fact that Hans Landefeld, who is actively involved in the program, serves on the Planning Commission.

Mr. LaDu confirmed that the City plans to incorporate a bike rack system at the new City Building? Ms. Thompson replied yes, that is part of the plan.

ITEM 4. CITY MANAGER. -Issues/Reports.

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

Cell Tower: Ms. Thompson commented that Mr. Boron helped to pen a letter for the historical society concerning a cell tower being proposed in the City. The letter was written in response to the FCC's notice soliciting comments concerning any implications or effect that the cell tower would have on the historic district or historic property. Mr. Boron will also ask the Architectural Review Board to make a statement in a similar form on the City's behalf. Therefore, if objections are important and they ask if the City made an objection, the City can absolutely say yes. The City received the FCC notice providing for public comment, forwarded it to the Historical Society, and asked if they would like some assistance in responding to that notice. To reiterate, both the Historical Society and the City, through the Architectural Review Board, will respond to the notice with comments.

Austin Interchange: Ms. Thompson commented that there was nothing further to report regarding the Austin Interchange Project. The sale date is still scheduled for February 11, with no subsequent information about the development plans since she last updated Council. Ms. Thompson further commented that she has expressed very clearly to the other jurisdictions and to the TID (Transportation Improvement District) that the City is very well aware that Springboro's corner could be impacted more than some of the other properties in the Austin development area and indicated that the plan would probably require a great deal of relationship building and negotiations and would not be a simple task.

I-75/SR73 Bridge Project Update: Ms. Thompson reported that she is meeting with Franklin City Manager Jim Lukas in the morning concerning the I-75/SR73 Bridge Project. The City received the final legislation and invoice from ODOT for the bridge project, which was incorrect. ODOT was still billing for the southbound ramp improvements, which are not part of the final project. By next week, the City should receive a revised version of the legislation with the correct amount for the project, and ODOT will want the City's share of the cost in a timely manner; therefore, she might have to present the legislation for Council approval very quickly. Ms. Thompson reiterated that she is meeting with Mr. Lukas tomorrow to find out if Franklin has decided to commit to the IMS (Interchange Modification Study). She has also talked to LJB to determine if Springboro can go forward with the IMS on its own in order to get the northbound ramp constructed, and, if possible, use some of the money left on the table from the original project through MVRPC. Ms. Thompson added that the City would not be shovel-ready for stimulus package money because an environmental impact study has not been completed. The state has only given about ninety days to be shovel-ready, but even if they extend that timeframe to 180 days, it would be a real stretch to complete an environmental study within that time period. Public Works Director Barry Conway is getting cost estimates for a study at the ramp area because it will be required if the City submits the IMS. Ms. Thompson explained that if Franklin chooses not to participate, she would like the City to go forward with the IMS because Federal Highway and ODOT have already dictated that their priority as far as this project is concerned is Ramp "C," which is the northbound ramp. Ms. Thompson also commented that she has asked City Law Director Alan Schaeffer to contact BP to find out if they are willing to discuss selling the land or if the City will have to use eminent domain to acquire the land needed for the ramp. Ms. Thompson repeated that she would know more after she meets with Jim Lukas tomorrow.

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

Calendar Update: The 3rd U. S. District Office Hours will be held on February 20 from 1:00-2:00 PM in Council Chambers.

Warren County Municipal League Meeting: The WCML monthly meeting will be held on Wednesday, February 18 at the Golden Lamb in Lebanon beginning with social hour at 6:00 PM followed by dinner at 6:45 PM. The guest speaker is President of Duke Energy Julie Janson.

Ohio Municipal League Legislative Luncheon: The Annual OML Luncheon will be held on Wednesday, April 1 in the Statehouse Atrium. The luncheon is an opportunity to meet with members of the 128th Ohio General Assembly.

In addition, Ms. Martin announced that she would be on vacation February 13–20. Deputy Clerk Kelly Sizemore, as introduced earlier, will serve as Acting Clerk in Ms. Martin's absence.

ITEM 6. CITY COUNCIL. –Issues/Reports.

Mr. LaDu – No issues/reports.

Mr. Parise – No issues/reports.

Ms. Lairson – No issues.

Mr. Anderson – No issues/reports.

Ms. Belpulsi – Ms. Belpulsi reported that the Planning Commission Formal Meeting scheduled on Wednesday, January 28 was canceled due to inclement weather and will be held on Wednesday, February 11 at 7:00 PM in Council Chambers. The February 11 Planning Commission Work Session and the February 25 Formal Meeting have been canceled due to lack of agenda items. In addition, the Land Use Plan Open House scheduled on Tuesday, January 27 was also canceled due to inclement weather and has been rescheduled to Tuesday, February 17 from 6:30 to 8:00 PM at Heatherwoode. Ms. Belpulsi encouraged Council to attend the Open House to see what is being presented and planned for the future.

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

Mayor Agenbroad – Mayor Agenbroad commented that Council would have to reschedule the three public hearings that were set at the last Council meeting due to the Planning Commission meeting cancellation on January 28. Mayor Agenbroad will ask for a motion to rescind the original motion, which requires a two-thirds majority, and will ask for a new motion to reschedule the hearings at tonight's Regular Meeting under Other Business.

At this time, Mayor Agenbroad asked for a motion to enter Executive Session, under R.C.121.22(G), to discuss imminent litigation at the City Manager's request.

Mr. Parise motioned to enter Executive Session, following the Work Session discussion, to discuss imminent litigation. Mr. LaDu seconded the motion.

No discussion.

VOTE: Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes. [APPROVED 7-0]

Executive Session: At approximately 6:19 PM, City Council entered Executive Session to discuss imminent litigation.

With no objections, City Council exited Executive Session at approximately 6:49 PM; whereby, no votes were taken.

ITEM 7. ADJOURNMENT. *With no further discussion, Mayor Agenbroad adjourned the February 5, 2009 City Council Work Session at approximately 6:49 PM.*

CITY OF SPRINGBORO
425 S. PIONEER BOULEVARD, SPRINGBORO, OH

CITY COUNCIL REGULAR MEETING

THURSDAY, FEBRUARY 5, 2009

7:00 PM

COUNCIL

John Agenbroad, Mayor

Jim Chmiel, Deputy Mayor
Marie Belpulsi
Sheila Lairson

Scott Anderson
Tom LaDu
John D. Parise

CITY STAFF

Chris Thompson, City Manager

Chris Pozzuto, Assistant City Manager
Jeff Kruthoff, Police Chief

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, February 5, 2009 at 7:00 PM in Council Chambers at the City's temporary facility in the Dalco Building located at 425 S. Pioneer Boulevard, Springboro, Ohio.

ITEM 2. PLEDGE OF ALLEGIANCE. Mayor Agenbroad led the Pledge of Allegiance.

ITEM 3. ROLL CALL. Agenbroad, Present; Anderson, Present; Belpulsi, Present; Chmiel, Present; LaDu, Present; Lairson, Present; Parise, Present. Also present was City Planner Dan Boron.

ITEM 4. APPROVAL OF MINUTES: THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF JANUARY 22, 2009.

Mr. LaDu motioned to approve the minutes of the January 22, 2009 City Council Work Session and Regular Meeting as submitted by the Clerk of Council. Mr. Chmiel seconded the motion.

No corrections.

VOTE: Parise, Yes; LaDu, Yes; Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes. [APPROVED 7-0]

ITEM 5. PRESENTATIONS: No Presentations.

ITEM 6. LEGISLATION: City Council held a Work Session at 6:00 PM tonight for 19 minutes to discuss the following legislation as well as other City matters. During the Work Session, Council entered Executive Session for approximately 30 minutes to discuss imminent litigation; whereby, no votes were taken during Executive Session.

- 1) **RESOLUTION R-09-5:** "A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, RECONSTRUCTING OR REPAIRING CERTAIN SIDEWALKS AND DRIVEWAY APRONS IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO REQUIRING THAT ABUTTING PROPERTY OWNERS CONSTRUCT, RECONSTRUCT OR REPAIR THE SAME. (2009 SIDEWALK/DRIVEWAY APRON

PROGRAM – ASPHALT RESURFACING)," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This resolution declares the necessity for the 2009 Sidewalk/Driveway Apron Program. Sycamore Springs Drive, Belvoir Court, Country Club Meadows, North Ridge, Turnberry Court, McCray Boulevard, Gerry Court, Myrtle Lane, Lemonwood Court, and Timberside Court will be resurfaced in 2009 as part of the program. As always, the sidewalks and driveway aprons have been marked for repairs and a summary of those quantities is attached to the legislation. This resolution will be followed by an ordinance to proceed with the 2009 program and quantities and estimated costs of each homeowner's project will be listed, which had been questioned by Councilman LaDu during the Work Session. The estimated costs of the program should be included in the upcoming legislation.

Mr. LaDu motioned to adopt Resolution R-09-5. Ms. Belpulsi seconded the motion.

Mayor Agenbroad presented the item for discussion. No discussion.

VOTE: Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes; Lairson, Yes; Anderson, Yes; Belpulsi, Yes. [APPROVED 7-0]

- 1) **RESOLUTION R-09-6:** "A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, RECONSTRUCTING OR REPAIRING CERTAIN SIDEWALKS AND DRIVEWAY APRONS IN THE CITY OF SPRINGBORO, COUNTY OF WARREN, OHIO REQUIRING THAT ABUTTING PROPERTY OWNERS CONSTRUCT, RECONSTRUCT OR REPAIR THE SAME. (2009 SIDEWALK/DRIVEWAY APRON PROGRAM – CONCRETE REPLACEMENT)," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This resolution declares the necessity for the 2009 Sidewalk/Driveway Apron Program for Concrete Streets. During the discussions regarding the 5-Year Capital Improvement Program and in previous years during the City's resurfacing program, concrete streets have always been a concern. The City has had a great deal of disrepair and problems with the concrete streets, and staff finally asked Council and Council agreed that all of the concrete streets could be done in one project to replace the concrete streets with asphalt. The Concrete Streets included in the 2009 program are as follows: Hiawatha Trail, Springwood Drive, Creekview Drive, Sycamore Creek Drive, Sycamore Creek Court, Elkins Drive, Music Circle, Evergreen, Wellington Way, Foliage Lane, St. James, Westminster Way, and Queen Anne Court. Full depth asphalt pavement will replace the concrete on the specified streets. Again, this legislation will simply establish the necessity for the 2009 program and will be followed by the ordinance to proceed with the program, which allows the City to actually do the work.

Mr. LaDu motioned to adopt Resolution R-09-6. Ms. Belpulsi seconded the motion.

Mayor Agenbroad presented the item for discussion. No discussion.

VOTE: Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes; Lairson, Yes; Anderson, Yes; Belpulsi, Yes. [APPROVED 7-0]

- 3) **RESOLUTION R-09-7:** "A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A CASE 721E ARTICULATED WHEEL LOADER COMPLETE WITH 3.0 YD LOADER BUCKET WITH CUTTING EDGE AND RIDE CONTROL," was read by the Clerk of Council. Ms. Thompson's comments are summarized as follows:

This resolution authorizes the City Manager to purchase a wheel loader with 3.0 yard bucket from Case Construction Equipment Company. The City was able to purchase this front-end loader with a trade-in below the estimated cost of \$120,000 at \$91,963.55. The current loader is a 1997 model, and was certainly very useful to the City.

Mr. Parise motioned to adopt Resolution R-09-7. Mr. LaDu seconded the motion.

Mayor Agenbroad presented the item for discussion. No discussion.

VOTE: Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes. [APPROVED 7-0]

- 4) **RESOLUTION R-09-8:** "A RESOLUTION ADOPTING THE BICYCLE FRIENDLY COMMUNITY ACTION PLAN FOR SPRINGBORO, OHIO," was read by the Clerk of Council. Ms. Thompson asked City Planner Dan Boron to comment on this item. Mr. Boron's comments are summarized as follows:

This resolution adopts the Bicycle Friendly Community Action Plan for Springboro, which is a "road map" that identifies policies that support bicycle use in the community. In the Spring of 2008, the City was approached by the Miami Valley Regional Planning Commission (MVRPC) as one of eleven communities to participate in this program, which created an action plan that in part supports the MVRPC's long-range and recently adopted regional bicycle plan. The Bicycle Friendly Community's approach includes policies that identify and promote engineering practices, for example, Safe Routes to School," which the City has discussed from time to time, education of cyclists and motorists to share the road, encouragement including bike to work programs, enforcement through the police department, and evaluation on an ongoing basis. As part of the action plan for Springboro, they identified a number of projects that will be completed in the near term including, in conjunction with the new City Building, a design for a bike rack system, which can be used throughout the community on other public buildings. Also, creating a committee, which will evaluate and help to implement this program over the long term. Mr. Boron along with City Manager Chris Thompson participated in this process. Mr. Boron offered to answer any questions.

Ms. Thompson thanked Mr. Boron, who has really taken the lead on this project and helped the City reach this point; she looks forward to his assistance in the future. Ms. Thompson commented that Council had a brief discussion during the Work Session concerning the citizen committee, and noted that some volunteers from the community have stepped forward. One member of the City's Planning Commission has volunteered to get more involved in this program and another resident has contacted the City via e-mail to offer his help, and the City is looking forward to forming that committee, which would most likely be a subcommittee of the Planning Commission. When reviewing proposed development plans in the City, for probably the past year, the City has asked for easements particularly in the South Tech Industrial Park area for bike trails and pathways to be constructed for both local and regional connectivity. In the case of South Tech, it would connect bikeways to the northern community of Miami Township. There is a lot of discussion going on in the region about Lower Springboro Road and some other areas becoming bike trail routes, but there are certainly challenges along State Route 73 and many challenges along Lower Springboro Road, which is hilly, winding, and narrow. Also, a bike trail is built into the plans for the Austin Interchange area connecting it to the South Tech Industrial Park area, which would take people from that region all the way down State Route 741, with some striping and some other work. The City is also looking forward through this plan to seek some funding for some of the improvements through MVRPC and partnerships with some of the other jurisdictions in order to make the funding more attractive to the funding source. Also, quite some time ago, the City proposed a project to replace the bridge on SR741 at Heatherwoode near the fire station, but the project got hung up because the City wanted to install a sidewalk using "Safe Routes to School" funding. It was finally determined that if the sidewalk was added to project, ODOT would allow it, but would delay the project by a couple of years. The City finally did receive funding from MVRPC for that sidewalk project with the sidewalk projected for 2013, but is possibly anticipating that due to all of the stimulus package money that is being considered for approval right now, the City might be able to accelerate the project. The City does believe that the sidewalk on the bridge is a really important part of that project, but ODOT is very particular about the width of bridges and shoulders. Again, the City was very pleased to recently learn that it received funding for that project.

Ms. Belpulsi motioned to adopt Resolution R-09-8. Mr. Parise seconded the motion.

Mayor Agenbroad presented the item for discussion. No discussion.

VOTE: LaDu, Yes; Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes. [APPROVED 7-0]

ITEM 7. REPORTS: Mayor's Report – The 3rd U.S. District Office Hours will be held on Friday, February 20, 1:00-2:00 PM in Council Chambers. The next City Council Work Session will be held on Thursday, February 19, 2009 at 6:00 PM in Council Chambers, as scheduled. The next City Council Regular Meeting will be held on Thursday, February 19, 2009 at 7:00 PM in Council Chambers, as scheduled. The Finance Committee will meet on February 19 at 5:30 PM in Council Chambers, as scheduled. All meetings will be held at the City's temporary facility in the Dalco Building located at 425 S. Pioneer Boulevard in Springboro, unless otherwise posted.

City Manager's Report – OCMA Conference: Ms. Thompson reported that she and Mr. Pozzuto will be attending an Ohio City Managers Association Conference this month to continue their professional development efforts.

Bicycle Friendly Community: Ms. Thompson commented that the Bicycle Friendly issue, as Mr. Boron indicated, was worked on by 10 other communities, and she thinks the plan is excellent and the City should be able to complete some portions of the plan. Also, Ms. Thompson was made aware that Waldruhe Park, which is essentially on the City's border, received funding for bike paths through the park. In that respect, it is all coming together and she would like people to realize that it is significant that this Council is supporting this whole bikeway effort, and the program will be something that the City will be able to accomplish and be proud of.

New City Building: Ms. Thompson reported that the contractor for the new City Building is making great strides with respect to the interior. Ms. Thompson commented that it would be difficult to get into the building after the weather warms up because of the mud, but it is even more difficult to tolerate being inside the building now because of the cold weather. But, somewhere in the middle of those two extremes, Ms. Thompson would like to schedule Council to tour the building and see the progress being made on the interior; she hopes for some decent weather in the next couple of weeks. Ms. Thompson added that it is a hardhat area, and hardhats will be required for the tour.

Committee Reports –

Mr. LaDu – No reports.

Mr. Parise – No reports.

Ms. Lairson – No reports.

Mr. Anderson – No reports.

Ms. Belpulsi – Planning Commission – The Planning Commission Formal Meeting scheduled on Wednesday, January 28 was canceled due to inclement weather and has been rescheduled to take place on Wednesday, February 11 at 7:00 PM in Council Chambers. The Planning Commission Work Session scheduled for February 11 has been canceled as well as the Formal Meeting on February 25 due to lack of agenda items. The Master Land Use Plan Open House, which was also canceled due to inclement weather, has been rescheduled to Tuesday, February 17 from 6:30 to 8:00 PM at Heatherwoode Golf Course Clubhouse. Ms. Belpulsi encouraged the community and Council Members to attend to see what the proposals are for the future of Springboro from a land use perspective. Ms. Belpulsi commented that the Land Use Plan Subcommittee has worked over a year with staff to develop this plan, and they are very anxious for everyone's input.

Mr. Chmiel – Legal Committee – The Legal Committee met at 5:30 PM tonight in Council Chambers along with the City Manager and the City Law Director to discuss current and anticipated legal matters before the City. In addition, the Committee set a meeting schedule for the remainder of 2009.

ITEM 8. OTHER BUSINESS. On January 22, Council set three Public Hearings on Thursday, March 5. However, due to inclement weather, the Planning Commission was not able to meet on Wednesday, January 28 to formally approve the rezoning recommendations. Therefore, Council must rescind the motion scheduling those Public Hearings and motion to reschedule the public hearings to Thursday, March 19.

Mayor Agenbroad asked for a motion to rescind the motion made on January 22 to schedule three Public Hearings on March 5.

Ms. Belpulsi motioned to rescind the motion. Mr. Chmiel seconded the motion.

Mayor Agenbroad presented the motion for discussion. No discussion.

VOTE: Parise, Yes; LaDu, Yes; Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes. (7-0)

Mayor Agenbroad stated that based on the Planning Commission's recommendation, Council will proceed with three Public Hearings on Thursday, March 19, 2009 beginning at 7:00 PM in Council Chambers for the following three (3) requests:

- 1) To rezone approximately (3) acres of land at 2748 Pennyroyal Road from Clearcreek Township (T)R-1 District to Springboro R-1 District;
- 2) To rezone approximately 20.3 acres of land at 2738 Pennyroyal Road from Clearcreek Township (T)R-1 District to Springboro R-1 District; and
- 3) To rezone approximately 15.34 acres of land at 8300 Country Club Lane from Clearcreek Township (T)R-1 District to Springboro PUD-Mixed Use.

Mr. Parise motioned to set three Public Hearing, as listed above, on Thursday, March 19, 2009 beginning at 7:00 PM in Council Chambers. Mr. LaDu seconded the motion.

Mayor Agenbroad presented the motion for discussion. No discussion.

VOTE: Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes. [APPROVED 7-0]

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. Mayor Agenbroad thanked the MVCC for tonight's telecast and scheduled rebroadcasts of this Springboro City Council Meeting.

Mr. Parise motioned to adjourn the meeting; whereby, the Thursday, February 5, 2009 Springboro City Council Regular Meeting was adjourned at approximately 7:24 PM. Mr. LaDu seconded the motion.

No discussion.

VOTE: Lairson, Yes; Anderson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes. [APPROVED 7-0]

John H. Agenbroad, Mayor

Presiding Officer

Lori A. Martin, Clerk of Council