

Batavia Village Council
Minutes of Special Meeting
Monday, January 8, 2024

The Batavia Village Council met in a **Special Session** on Monday, January 8, 2024, at 6:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 6:00.

The Pledge of Allegiance was led by Cub Scouts Ella Henderson-Johns and Joe Henderson-Johns.

Roll Call of Members Present

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young, and Wayne Smith

Others Attending the Meeting: Jo Ann Martino, Lana Fritsch, Judy Miller, Michael Gardner and Mary Moore

A Special Council Meeting was called for the purpose of discussing the process for filling the vacant seat on Council

Ms. Turner made a **Motion** to adjourn to Executive Session for the purpose of discussing the process for filling the vacant seat on Council pursuant to Ohio Revised Code Section 121.22(G)(1); seconded by Mr. Garrison.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms.
Turner, yes **Motion** passed 5-0

Council adjourned to Executive Session at 6:05pm.

In Executive Session Solicitor Christopher Moore presented the options for procedures to interviewing the candidates and selecting the candidate.

Ms. Cole made a **Motion** to return from Executive Session; seconded by Mr. Garrison.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms.
Turner, yes **Motion** passed 5-0

Council returned from Executive Session at 6:35pm.

The Mayor asked the audience if they had any questions about why we went into Executive Session. There were no questions.

Mayor Runck described the process to be followed as:

1. Letting each candidate introduce themselves giving their background and why they are interested in being on Council.

2. Having Council make nominations for selecting a candidate
3. Adjourning to Executive Session to interview the nominated candidates
4. Returning from Executive Session and voting by role to select the Council Member.

Council agreed with the Mayor's proposed selection process.

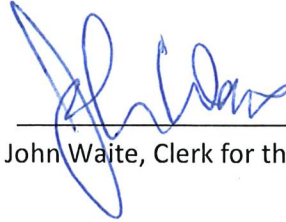
Adjournment:

Ms. Gipson made a **Motion** to adjourn, seconded by Ms. Cole. **Motion** passed 5-0
The meeting adjourned at 6:45pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, January 8, 2024

The Batavia Village Council met in regular session on Monday, January 8, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Cub Scouts Ella Henderson-Johns and Joe Henderson-Johns.

Roll Call of Members Present

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young and Street Superintendent Wayne Smith

Others Attending the Meeting: Jo Ann Martino, Lana Fritsch, Judy Miller, Michael Gardner and Mary Moore, Kelly Wright, Chris Henderson-Johns, Nichole Henderson-Johns, Mark Ewing, Michelle Ewing, Riley, Kyle Meyer, Lauri Zagar, Victor Billingsley, William Craver, Jamie Kinner, Michael Kinner, Claire Kinner, Tom Porter, Lori Boswell, Gina Crowley, Brian Kimberly, Jim Craver, Sandra Sanders, Michael Hart, Kelly Watson, John Thebout

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Vacant Seat on Council

Mayor Runck announced that Council needs to select someone to fill the vacant seat on Council. The procedure to be followed is as follows:

1. Each candidate will be given up to 5 minutes to introduce themselves, to give their background and to tell why they are interested in being on Council.
2. Council will then make nominations for candidates to be voted on for selection
3. Council will then adjourn to Executive Session to interview the nominated candidates
4. After returning from Executive Session Council will vote by role to select the Council Member.

There were 10 Letters of Interest submitted to Council for the vacant seat.

Victor Billingsley	Michael Gardner
Lori Boswell	Michael Kinner
Adam Craver	Kyle Meyer
Randy Dorsey	John Thebout
Mark Ewing	Laura Zagar

Each of the 10 candidates was then given their opportunity to opportunity to introduce themselves to Council and to state their case for being selected to fill the vacant seat. John Thebout and Laura Zagar withdrew their names from consideration.

After the presentations were completed Mayor Runck asked Council for nominations of persons to fill the vacant seat on Council. Council Members were allowed to make multiple nominations.

Mr. Garrison nominated Victor Billingsley, but the nomination failed to receive a second.

Mr. Gipson nominated Kyle Meyer, seconded by Ms. Cole

Mr. Garrison nominated Randy Dorsey, seconded by Mr. Pryor

Mr. Garrison nominated Mark Ewing, but the nomination failed to receive a second

Mr. Gipson nominated Adam Craver, seconded by Mr. Pryor

Mr. Garrison nominated Lori Boswell, seconded by Mr. Gipson

Ms. Turner nominated Michael Gardner, but the nomination failed to receive a second.

There not being any further nominations Mayor Runck closed the nomination process.

Mr. Pryor made a **Motion** to adjourn to Executive Session for the purpose of interviewing candidates for filling the vacant seat on Council pursuant to Ohio Revised Code Section 121.22(G)(1); seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms. Turner, yes **Motion** passed 5-0

The four nominated candidates were brought to the Executive Session one at a time to be interviewed.

Mr. Gipson made a **Motion** to return from Executive Session; seconded by Mr. Pryor.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms. Turner, yes **Motion** passed 5-0

The Mayor asked the audience if they had any questions about why we went into Executive Session. There were no questions.

Mr. Gipson made a **Motion** to select Kyle Meyer to fill the vacant seat on Council; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms. Turner, yes **Motion** passed 5-0

Kyle Meyer is the new member of Village Council.

Mayor Runck had Kyle Meyer recite the Oath of Office and after pictures were taken Kyle Meyers took his seat at the Council Table.

Approval of Financial Reports:

Mr. Garrison made a **Motion** to approve the December Bank Statements and Cash Journal, seconded by Mr. Pryor. The **Motion** passed 5-0-1 with Mr. Meyer abstaining.

Approval of Minutes:

Mr. Pryor made a motion to approve the minutes of December 11, 2023 Regular Council Meeting, seconded by Mr. Gipson. The **Motion** passed 5-0-1 with Mr. Meyer abstaining.

Police Department: Chief Young

Report on December activity

375 Calls, 29 Traffic Stops, 11 Citations Issued, 18 Written Warnings, 11 Mutual Aid Calls
There were 240 more tickets issued in 2023 than in 2022.

There were no incidents to report at the Christmas in the Village event.

The School Resource Officers completed programs in association with Batavia Schools for Thanksgiving and Christmas. Council will be briefed more in depth at the February meeting.

Multiple police employees have been off work due to contracting covid.

Village Administrator: Ken Geis**Community and Economic Development**

Electric Vehicle Charging Station at corner of Bauer Road and Winemiller Lane
We continue to work on this project and site access.

Harvest Meadows

The Developer started working on the first Phase of the Project. We have information that Fischer Homes is going to start building at least 30 new homes.

New Zoning Case

We have provided notice that a Zoning Meeting for January will include a proposal to change the Zoning for a portion of the "Red Barn" property. The Developer is proposing more than 500 new Multi-Family units with amenities such as a Club House, Pool, Walking Trails, a River Access Point, and Roof-Top Patios.

Road Improvements**S.R. 222**

The State is continuing the final design and environmental work for the project.

Salt Storage

The Salt Storage Facility is complete. The Public Works Department did a great job in the construction of this facility saving the Village thousands of dollars.

Water and Sewer Utilities**Water Utility**

We continue to work on this transfer. We completed the last easement documents, and we will record the documents.

Hike/Bike Trail

The Village is officially under contract for the Hike Bike feasibility study. TEC is the Engineering Firm completing the work..

Zoning Administrator: Chip Stewart

Zoning Permits

2023 totals for all zoning permits was 92

There were 35 Streamside permits in 2023.

Harvest Meadows Phase 1 plot has been files with the County. Street addresses have been assigned and filed with the County. The developer has stated that there are 28-30 homes ready to be permitted.

The Planning Commission will hold a Public Hearing on January 16 regarding a zoning change from I/O to PUD for 255 Haskell Lane

Zoning Violations and Enforcement

There are currently 36 violations in progress.

There are 4 violations currently in court.

19 violations were remediated in 2023

Crosswalks

The Crosswalk signs have been ordered by ODOT. We have not been provided a delivery time.

The Verizon cell Towers

The Verizon cell tower on Main Street at Clough Pike is operational. The 3 other cell towers, at Diana, at Spring and on Main Street at the bridge, are waiting for fiber connections to become active. We have not been provided with a completion date.

We have submitted a grant application to replace the old halogen lights of S.R. 32 to LED lights.

Village Solicitor: Christopher Moore

Water Utility

All of the deeds for the transfer of the water utility have been filed.

Nuisance update

There are 4 nuisance cases pending. Hearings are set for February.

The Solicitor has reviewed the Harvest Meadows zoning plans for the multifamily units that are going to be presented at a Public Hearing before the Planning and Zoning Commission on January 16.

Mayor: C. Scott Runck

The Mayor will be assigning Committee appointments this month. Any Council Member who wishes to serve on specific Committees, or who no longer wants to serve on specific Committees should convey that to the Mayor. Appointments will be announced at the January 22 Council Meeting.

The 2024 Vice Mayor will be selected by Council at the January 22 Council Meeting.

The 2024 Village Fun Fair will be held on September 14.

Fiscal Officer: John Waite

Fiscal Officer's report for December activity was presented to Council.

2023 municipal income tax receipts exceeded 2022 receipts by \$296,402.

The 2023 General Fund year-end carry over is \$1,289,087.

Resolution 353-23 – Authorize Expenditure for Hike Bike Trail Feasibility Study

2nd reading

Ordinance 1522-24 – Adopt Full-Year 2024 Appropriations

1st reading

Committee Reports:

Village Council Meetings	Next Meeting	Monday, January 22 @ 7:00pm Monday, February 12 @ 7:00pm
Planning Commission	Next Meeting	Tuesday, January 16 @ 7:00pm
Finance Committee	Next Meeting	Thursday, January 25 @ 6:00pm

New Business / Public Participation Items

None

Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Meyer.

Motion passed 6-0

The meeting adjourned at 9:20pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, January 22, 2024

The Batavia Village Council met in regular session on Monday, January 22, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Police Chief Young.

Roll Call of Members Present

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Meyer, Ms. Turner
Mr. Pryor was not present at the beginning of the meeting.

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young and Street Superintendent Wayne Smith

Others Attending the Meeting: Tom Miller

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of January 8, 2024 **Special** Council Meeting, seconded by Mr. Garrison. The **Motion** passed 5-0

Mr. Gipson made a motion to approve the minutes of January 8, 2024 **Regular** Council Meeting, seconded by Ms. Cole. The **Motion** passed 5-0.

Committee Appointments Mayor: C. Scott Runck

The Mayor announced the 2024 Committee appointments. The Mayor had contacted all of the Council Members for input as to which Committees they had interest in being appointed to.

Planning & Zoning Committee	meets the 3 rd Tuesday monthly at 7:00pm
Committee Member from Council:	Mr. Pryor
Other Members:	Mr. Handra (Chair), Mr. Harley, Mr. Staton, Mayor Runck
Finance Committee	meets the 4 th Thursday monthly at 6:00pm
Committee Members from Council:	Mr. Pryor (Chair), Ms. Cole, Mr. Meyer
Safety Committee	meets the 1 st Wednesday quarterly JAJ0 at 6:00pm
Committee Members from Council:	Mr. Gipson (Chair), Ms. Cole
Other Members:	Chief Young, Mayor Runck

- Cemetery Committee** meets the 1st Wednesday monthly at 7:00pm
 Committee Member from Council: Ms. Turner
 Other Committee Members: Trustee Rex Parsons, Ed Parrott
 Staff: Wayne Smith (Sexton), Steve Shinkle (Clerk)
- Records Committee** meets 2nd Monday in April & October following Council
 Committee Member from Council: Mr. Meyer
 Other Members: Fiscal Officer Waite, Solicitor Moore, Mayor Runck
- Central Joint Fire EMS Committee** meets the 1st Monday monthly at 5:00pm at Station 10
 Committee Members from Council: Mr. Gipson, Mayor Runck
 Other Members: Wayne Smith
- Hike/Bike Committee** meets as announced by Chair
 Committee Members from Council: Mr. Garrison (Chair), Mr. Gipson, Mr. Meyer
 Other Members: Mayor Runck
- Ad Hoc Beautification/Historical Committee** meets as announced by Chair
 Committee Members from Council: Ms. Cole (Chair), Mr. Garrison, Ms. Turner
- Ad Hoc Special Events Committee** meets as announced by Chair
 Committee Members from Council: Ms. Turner, Mr. Garrison, Mr. Pryor
 Other Members: Judy Miller (Chair), Jo Ann Martino, Lana Fritsch, Lori Boswell

Selection of Vice-Mayor for 2024 Mayor: C. Scott Runck

Council annually selects a Member to serve as Vice-Mayor for the year. Mayor Runck asked Council for nominations for Vice-Mayor.

Ms. Cole made a **Motion** to select Jason Gipson to be Vice-Mayor for 2024; seconded by Mr. Meyer.

There were no other nominations. The Mayor declared nominations to be closed.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 5-0**

Jason Gipson is the Vice-Mayor for the Village of Batavia for 2024.

Fiscal Officer: John Waite

Resolution 353-23 – Authorizing the Expenditure for a Hike Bike Trail Feasibility Study . 3rd reading

Mr. Gipson made a **Motion** to Adopt **Resolution 353-23**; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 5-0**

Resolution 353-23 Adopted.

Ordinance 1522-24 – Adopt Full-Year 2024 Appropriations

2nd reading

Mr. Pryor arrived at the Meeting at 7:25.

Committee Reports:

Next Council Meeting	Monday, February 12 @ 7:00pm
Planning Commission	Next Meeting - Tuesday, February 20 @ 7:00pm
Finance Committee	Next Meeting - Thursday, January 25 @ 6:00pm
2 nd Council Meeting	Next Meeting February 26 @ 7:00pm For Public Hearing re Zoning Change at 255 Haskell Lane
Safety Committee	Since the Safety Committee didn't meet on the 1 st Wednesday in January, Chief Young asked the Committee if they could have a Safety Committee Meeting soon. The Committee agreed to meet Wednesday, February 7 @ 6:00pm

Swearing in Reelected Council Members

Mayor Runck had reelected Council Members Jason Garrison and Diana Cole swear their Oaths of Office for their new term of office.

New Business / Public Participation Items

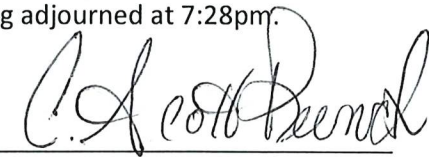
Tom Miller announced that the Presbyterian Church has a new Minister, Mr. Lim.

Adjournment:

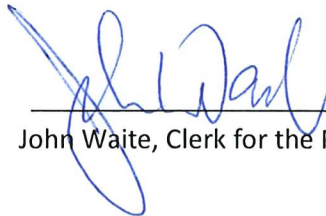
Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Garrison. **Motion** passed 6-0

The meeting adjourned at 7:28pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, February 12, 2024

The Batavia Village Council met in regular session on Monday, February 12, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Cub Scouts Boy Scout Jack Garrison.

Roll Call of Members Present

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Mr. Meyer Ms. Turner was absent

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young

Also attending were Police Officers Fletcher, Kuhl, McAdams, Olson, Warner and Whitaker

Others Attending the Meeting: Jo Ann Martino, Ed Hemming, Bonnie Hemming, Mary Moore, Stephen Frye, Jack Garrison, Jeff Bach, Nolan Pierce. Batavia H.S. Principal Andrea Conners, Batavia H.S. Vice-Principal Matt Lewis

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Special Proclamation from Mayor

The Mayor recognized Jack Garrison for having achieved the rank of Eagle Scout in the Boy Scouts. The Mayor presented Jack with a Certificate of Achievement from the Village.

Approval of Financial Reports:

Mr. Gipson made a **Motion** to approve the January Bank Statements and Cash Journal, seconded by Ms. Cole. The **Motion** passed 5-0-

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of January 22, 2024 Regular Council Meeting, seconded by Mr. Pryor. The **Motion** passed 5-0.

Police Department: Chief Young

Report on January activity

414 Calls, 31 Traffic Stops, 16 Citations Issued, 15 Written Warnings, 12 Mutual Aid Calls
There were 240 more tickets issued in 2023 than in 2022.

All of the Police staff have returned to good health and are back at work.

There have been thefts at Streamside during the night. On January 24 a bathtub and 2 side walls were stolen. On February 1 three windows, 45 sheets of plywood and extension cords were stolen.

The Chief is implementing other investigative resources to assist in the investigation and deterrence of these crimes.

Special Recognition for School Resource Officer Christopher Warner

Officer Warner has been a police officer for 30 years. Since he joined the Batavia Police Department as a School Resource Officer he has not only done a superior job within the school, he has also been active in programs helping students and their families outside of the school. The Batavia High School Principal Andrea Conners and Vice-Principal Matt Lewis spoke telling the audience how happy they are with Officer Warner's performance and how helpful he is with the students. The Chief presented Officer Warner with a Meritorious Service Award.

Police Staffing

The Safety Committee met on Wednesday, February 7. An item on the agenda was a discussion about the Police Department staffing shortage. The Chief is requesting approval to hire one additional full-time police officer to replace the three part-time police officers that were lost in 2022. The process of an immediate search for candidates, interviewing prospective candidates, selecting and recommending a candidate to be hired, and receiving approval from Council to hire the recommended candidate is expected to take about two months. The Chief is hoping to hire a full-time police officer by April 1.

The Chief told Council that the Police Department has lost 3 part-time employees and that he currently doesn't have enough staff to be able to send Officers to training.

Mr. Pryor asked the Chief the cost of hiring a full-time officer? The Chief responded that the cost for salary and benefits would be approximately \$100,000. He also reminded Council that the Batavia Schools are currently paying the Village \$88,000 for the 2 School Resource Officers.

Mr. Pryor asked the Chief that given the expected growth of the Village, how long will the Police Department be able to cover the Village before there will be the need to get another officer? The Chief said that there will not be a need for another officer for several years.

Mr. Gipson said that Mr. Geis has had experience as a Safety Service Director and Mr. Gipson wanted to hear Mr. Geis's opinion. Mr. Geis replied that when a Police Chief tells you that another officer is needed then you either need to rely on the Chief or if you don't have confidence in the Chief you need to replace the Chief.

Mr. Pryor made a **Motion** to approve hiring one more full-time police officer and authorizing the Chief and Safety Committee to begin the process of searching for and selecting a candidate to hire subject to the final approval by Council regarding hiring the selected candidate; seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes
Motion passed 5-0

Village Administrator: Ken Geis

Community and Economic Development

Electric Vehicle Charging Station at corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access.

New Zoning Case

The Planning & Zoning Commission held a meeting for PUD Project for a part of the “Red Barn” property at 255 Haskell Lane on January 16, 2024. A large group attended the meeting, and the Planning & Zoning Commission unanimously approved the case with conditions.

We will hold the next Public Hearing on 2/26/24 for the Council Approval. The Developers asked that we delay the Public Hearing for the project until 8:00 pm because of a conflict from the Developer.

Streamside

The Village has sent out the PILOT Payments invoices to the homeowners.

CIC Meeting

I would like to schedule a CIC meeting before the first Council Meeting in March. (We should conduct at least one meeting a year, per Statute).

Road Improvements

S.R. 222

The State is continuing the final design and environmental work for the project. During the project, the contractors will close the road and the ODOT will create a detour.

Salt Storage

The Salt Storage Facility is complete and loaded with salt.

Water and Sewer Utilities

Water Utility

We continue to work on this transfer.

Hike Bike

I met with Ed Williams with TEC engineering and reviewed the parameters of the report. I will update Council on the progress.

General

I sent a notice to our General Property Casualty Insurance Carrier to allow us to accept other quotes for insurance.

The Mayor, Mr. Pryor and I met with UC about collaborating on a new electric sign at West Main/College Drive. We collectively agreed to begin researching the possibility of a pole sign that can be seen from SR 32. The sign would be paid for by the University and the Village would pay for the electric and insurance expenses. The Village would control the input of messages to the sign.

Mr. Gipson asked if the large electric sign would be a safety issue. Mr. Geis told him that the sign would be further up College Drive and would face SR 32. It would be similar to the sign at Baxla Motors.

Zoning Administrator: Chip Stewart

Report on 2024 zoning applications for new residential units

Streamside - There have been 5 Streamside permits so far this year.

Harvest Meadows - There have been 26 Harvest Meadows permits so far this year.

Fischer Homes has started breaking ground for new homes.

Zoning Violations and Enforcement

There are currently 37 violations in progress. 4 in court process. 19 violations remediated in 2023.

Crosswalks

The Crosswalk signs have been ordered by ODOT. We have been advised the remaining parts should be in by March.

Verizon Cell Towers

Only the one on W Main Street is active. MCI is currently working on running fiberoptic cable to the remaining towers. We have been advised that these should be complete by March.

Grant Application for LED lights on S.R. 32

We have submitted for a grant to replace the old halogen lights on SR 32 with new LED lights. The light poles have been GPS mapped for future reference.

Public Hearing for Zoning Change

A Public Hearing is scheduled for the Feb 26 Council meeting for River Pointe Apartments for a zone change (includes the concept plan) from I/O to PUD for 255 Haskell Ln.

There will be a Public Hearing at the February 20 Planning Committee regarding the adoption of and Amended Zoning Code

Village Solicitor: Christopher Moore

The Solicitor worked on nuisance matters.

There was a court hearing last week and the Judge set the matter for another hearing in 3 weeks.

The owner of the Wilson property has been unresponsive so we are proceeding with court action.

The Solicitor has assisted the Administrator by reviewing several documents.

Mayor: C. Scott Runck

The Mayor reviewed the discussions he had with UC Clermont regarding the electronic sign.

The Mayor informed Council that there are 133 businesses in the Village. He wants to send out a quarterly newsletter to all of the businesses.

The Mayor asked staff members to provide a short biography and photograph that can be posted on the Village website.

The Mayor asked Council to consider whether or not we should live-stream Council Meetings and asked them to provide him with the pros and cons.

Fiscal Officer: John Waite

The Fiscal Officer presented his report on January financial activity to Council.

Ordinance 1522-24 – Adopt Full-Year 2024 Appropriations

3rd reading

The Village is currently operating under Temporary Appropriations that expire on March 31. The Village needs to adopt Full-Year Appropriations in order to pay bills after March 31.

Ms. Cole made a **Motion** to adopt **Ordinance 1522-24**; seconded by Mr. Garrison.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes

Motion passed 5-0

Ordinance 1522-24 Adopted

Committee Reports:

Next Council Meeting(s)	Monday, February 26 @ 7:00pm For Public Hearing re Zoning Change at 255 Haskell Lane Monday, March 11 @ 7:00pm
Planning Commission	Next Meeting - Tuesday, February 20 @ 7:00pm
Finance Committee	Next Meeting - Thursday, February 22 @ 6:00pm

New Business / Public Participation Items

Steve Frye wanted to commend the Batavia Police Department and express his support.

Nolan Pierce said that he is a volunteer at CRT Electronics and wanted to know if he could work with the Village to get the zoning ordinance changed so that CRT wouldn't be in violation. The Solicitor responded that there is going to be a Public Hearing at the Planning Commission on February 20 regarding the adoption of an Amended Zoning Code.

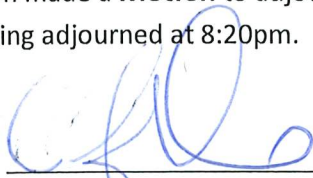
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole.

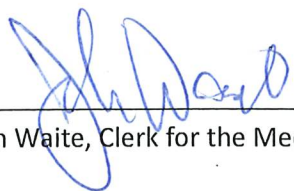
Motion passed 5-0

The meeting adjourned at 8:20pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, February 26, 2024

The Batavia Village Council met in regular session on Monday, February 26, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Kyle Meyer.

Roll Call of Members Present

Mr. Gipson, Mr. Garrison, Mr. Meyer, Mr. Pryor, Ms. Turner Ms. Cole did not attend

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young

Others Attending the Meeting: Carl Hartman, Paul S ____, Ed Heming, Jo Ann Martino, Caroline Duffy, Nick Ruebel

Public Hearing on Zoning Change at 255 Haskell Lane from I/O to PUD

On January 16, 2024, the Planning and Zoning Commission of the Village of Batavia held a public hearing to consider the petition of Batavia Apartments, LLC, to designate a Planned Unit Development on 255 Haskell Lane (Parcels No. 060224.017, 060224.082, 060224.085 and 060224.086), in accordance with the Batavia Zoning Ordinance, and upon completion of the hearing voted 5-0 to recommend approval of the request and advance it to the Batavia Village Council.

This Public Hearing is to allow the public to review the change and to allow them to express their thoughts on the proposed change.

Carl Hartman presented the proposed multi-family project at 255 Haskell Lane under Planned Unit Development zoning. Chip Stewart presented a Staff Report from the Batavia Zoning Commission regarding the proposed development.

Mr. Pryor made a **Motion** to adjourn from the Public Hearing; seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Meyer, yes, Mr. Pryor, yes, Ms. Turner, yes **Motion passed 5-0**

Regular Council Meeting

Mr. Gipson made a motion to approve the minutes of February 12, 2024 Council Meeting, seconded by Mr. Meyer. The **Motion** passed 4-0-1 with Ms. Turner abstaining

Zoning Change at 255 Haskell Lane from I/O to PUD

The Mayor asked Council if they had any questions or comments on the proposed zoning change at 255 Haskell Lane to Planned Unit Development zoning to allow the multi-family development that was just presented in the Public Hearing.

Mr. Pryor stated that he was in favor of the zoning change and the proposed development because it will generate the foot traffic necessary for supporting local businesses.

Ordinance 1523-24 Approval of a Zoning Change at 255 Haskell Lane from I/O to PUD

1st Reading Declare an Emergency and Waive the 3 Readings

The owner of the property and the developer have requested waiving the 3 readings so that they can immediately begin the project.

Mr. Gipson made a **Motion** to declare an emergency and waive the 3 readings, seconded by Mr. Pryor.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms.
Turner, no Vote was 4-1 **Motion failed**

Ms. Turner was asked why she had voted no and whether she would consider changing her vote. Ms. Turner responded that she had spoken to several residents who were opposed to the development and that this is too big a project to pass without giving residents additional time to learn more about the project and to express their opinions.

Mayor Runck, Mr. Pryor, Mr. Gipson, Nick Ruebel and Mary Moore all spoke about the importance of the development to the Village and their disappointment in the delay in its approval.

Mr. Gipson made a **Motion** to reconsider the vote to declare an emergency and waive the 3 readings but the Motion did not receive a second and died.

1st reading of Ordinance 1523-24

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms.
Turner, no Vote was 4-1

Special Council Meeting

The Mayor declared that there will be a Special Council Meeting on Monday, March 4 at 7:00 pm for the purpose of having a 2nd reading of Ordinance 1523-24, asking for a vote to declare an emergency and to waive the 3rd reading for Ordinance 1523-24, and to vote on adapting Ordinance 1523-24.

Mayor C Scott Runck

The Mayor stated that there are 130 businesses in the Village and the Village will be promoting and supporting those businesses.

The Mayor asked Council members to provide him with a short bio and photo to be put on the Village website.

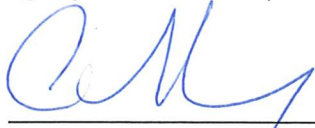
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Pryor.

Motion passed 5-0

The meeting adjourned at 8:00 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, March 11, 2024

The Batavia Village Council met in regular session on Monday, March 11, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:10.

The Pledge of Allegiance was led by Jackson Lovins.

Roll Call of Members Present:

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young, Officer Shane Olson

Others Attending the Meeting: Jo Ann Martino, Ray Neiser, Lana Fritsch, Ed Hemming, Jen Loving, Joe Loving, Jackson Loving, Jay Manning, Brian Kimberly, Jim Craver, Jeff Bach, M Kysperger

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Special Proclamation from Mayor:

The Mayor proclaimed the Village of Batavia's support for "Bleeding Disorders Month". Jackson Loving is a senior at Batavia High School and suffers from hemophilia. The Mayor presented the Loving family with a copy of the Village's proclamation. Jen Loving spoke about bleeding disorders and thanked the Village.

Public Comment about the Proposed Annexation of 175.539 acres off Clough Pike:

Ray Neiser, who lives at 1708 Clough Pike in Batavia Township spoke in opposition to the Village's proposed annexation. He mentioned that at November, 2023 Clermont County Board of Commission's meeting the Fire Department, the Batavia Township Trustees, and several residents spoke in opposition to the annexation and the Commissioner's voted to deny the annexation. Now the property owner has filed a different type of annexation that prevents the County Commissioners for being able to stop the annexation. He said the process is legal but unethical. He also opposed giving developers tax abatements.

Ordinance 1524-24 – An Ordinance Stating Services to be Provided to Annexed Territories, Requiring the Village to Require the Owner to Provide a Buffer for Incompatible Zoning Uses, and Declaring an Emergency

1st reading

Declare an Emergency and Waive the three readings

Mr. Minniear filed the petition for a Type 2 Expedited Annexation on the property that the Commissioners previously denied. Per the Ohio Revised Code, Council must pass this Ordinance within **20 days** from the date the annexation petition was filed or the Annexation will fail.

Ms. Cole made a **Motion** to declare an emergency and to waive the three readings; seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, no **Motion** passed 5-1

Mr. Gipson made a **Motion** to adopt **Ordinance 1524-24**; seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, no **Motion** passed 5-1

Ordinance 1524-24 Adopted

Ordinance 1525-24 – An Ordinance Consenting to the Proposed Annexation of 175.539 Acres from Batavia Township to the Village of Batavia, and Declaring an Emergency

1st reading Declare an Emergency and Waive the three readings

Mr. Minniear filed the petition for a Type 2 Expedited Annexation on the property that the Commissioners previously denied. Per the Ohio Revised Code, Council must pass this Ordinance within **25 days** from the date the annexation petition was filed or the Annexation will fail.

Ms. Cole made a **Motion** to declare an emergency and to waive the three readings; seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, no **Motion** passed 5-1

Mr. Gipson made a **Motion** to adopt **Ordinance 1525-24**; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Ordinance 1525-24 Adopted

Approval of Financial Reports:

Mr. Pryor made a **Motion** to approve the February Bank Statements and Cash Journal, seconded by Mr. Meyer. The **Motion** passed 6-0

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of March 4, 2024 Special Council Meeting, seconded by Ms. Turner. The **Motion** passed 6-0.

Village Administrator: Ken Geis

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access.

Streamside

The Village has sent out the PILOT Payment invoices to the homeowners and we have received payments.

CIC Meeting

The Village of Batavia Clermont County CIC, Inc. met earlier tonight at 6:45 pm.

Library

Chip and I made a presentation to the Clermont County Library Board on 2/21/24 relating to the new High-Density Residential Project.

River Pointe

The final reading of the ordinance for the Zoning change will not be necessary (Thank you for passing the case as an Emergency). The Developer will close on the property and conclude the Zoning process with the Final Plan to the Planning and Zoning Commission.

We will also collaborate with the Developer on the Commercial CRA and a Sales tax exemption for the taxable items during construction through the Clermont County Port Authority. I expect that we will bring the CRA to Council for a 75% CRA for 15 years or less with a 25% Pilot Assessment. This arrangement will allow for the Fire Department and the Schools to realize immediate revenue from the Development.

The Developer during the Spring will finish site due diligence and begin the staking process. If all things go well the first phase of the project will start in late Summer.

Road Improvements

S.R. 222

The State is continuing the final design and environmental work for the project. During the project, the contractors will close the road and the ODOT will create a detour.

Water and Sewer Utilities

Water Utility

We continue to work on this transfer.

Hike Bike

TEC is completing the first draft of the report.

General

We received quotes on the sign. We continue to work with UC on the project.

We purchased a Jeep Compass from Mt. Orab Ford off of the State Bid list.

Zoning Administrator: Chip Stewart

Report on 2024 zoning applications for new residential units

Streamside - There have been 8 Streamside permits so far this year.

Harvest Meadows - There have been 38 Harvest Meadows permits so far this year.

Zoning Violations and Enforcement

There are currently 37 violations in progress. 5 in court process. 19 violations remediated in 2023.

Crosswalks

The Crosswalk signs have been ordered by ODOT. We have been advised the remaining parts should be in by April.

Verizon Cell Towers

Only the one on W Main Street is active. MCI is currently working on running fiberoptic cable to the remaining towers. We have been advised that these should be complete by April.

Zoning Change

The zoning map has been updated to reflect the zoning change for the River Pointe Apartment development at 255 Haskell Lane. We are awaiting final development plans from the developer.

S.R. 132/S.R. 222 intersection road closure for roundabout construction.

Road work will begin in April and the intersection will be closed for 90 days.

Village Solicitor: Christopher Moore

The Solicitor reviewed the fireworks contract for the 2024 Fun Fair.

The Solicitor reviewed the Memorandum of Understanding between U.C. Clermont College and the Village of Batavia regarding the proposed electronic sign.

He worked on the water and sewer easements.

There is a court hearing on March 25 regarding the Wilson property.

He has been in contact with the owners of 490 Shelley Drive who are running a day care out of the house. They have been informed that there is a limit of 6 children unless you are licensed to have more. It is a safety issue for the children. The owners have been given 2 weeks to get licensed.

The Sedacca family wants to donate 2 parcels of land located on W Main street to the Village. The property is parcel 060218.029 (0.46 acres) and parcel 060218.030 (0.45 acres). The land is next to the Animal Hospital on the hillside abutting the Jurgensen property and is undevelopable. The property is coming from an Estate and the Probate Court is requiring a full probate account. The Village will have to adopt a Resolution accepting the property.

Mayor: C. Scott Runck

Bike Racks

Mr. Garrison proposed having the Village install bicycle racks in the Village. He suggests putting 2 U-shaped bike racks at 3 locations. He estimates that cost to be \$4,700. He asked Council to suggest appropriate locations.

New Businesses in the Village.

Heather Beckman Photography is now located on Main Street at the Golden Grace location.

There is another new business at 206 E Main.

Committee Reports:

Next Council Meeting(s)	Monday, April 8 @ 7:00pm Monday, April 22 @ 7:00pm, if needed
Planning Commission	Next Meeting - Tuesday, March 19 @ 7:00pm
Finance Committee	The meeting for Thursday, March 28 had been cancelled

New Business / Public Participation Items

The Village has produced an Annual Report that is available online and a limited amount of printed copies.

The Village-wide yard sale is set for June 1-2.

Police Department: Chief Young

Report on February activity

480 Calls, 56 Traffic Stops, 35 Citations Issued, 15 Written Warnings, 21 Mutual Aid Calls

There was a fatality on S.R. 32 at Bauer Road. A tractor trailer rear-ended a stopped car.

Request that Council adjourn to Executive Session to discuss personnel issues.

Mr. Garrison made a **Motion** to adjourn to Executive **Session** to discuss personnel matters pursuant to O.R.C. 121G.1; seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council adjourned to Executive Session at 8:00

Mr. Gipson made a **Motion** to return from Executive **Session**; seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council returned from Executive Session at 8:35

Police Staffing

We received 5 supplications for our full-time police position.

Officer **Jay Manning** has 40 years of police experience. He recently retired from the North College Hill Police Department where he served as a detective, a K-9 officer, SWAT officer, school resource officer and firearms instructor. If hired, Mr. Manning has committed to staying with the Batavia Police Department for at least 3 years.

Request to approve hiring **Jay Manning** as a full-time police officer effective March 31, 2024 at a pay rate of \$26.25 per hour.

Ms. Cole made a **Motion** to approve hiring Jay Manning as a full-time police officer effective March 31, 2024 at a pay rate of 26.25 per hour; seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
 Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Officer **Christopher Warner** has enough years of service to qualify for retirement under the Ohio Police and Fire Pension Fund. He would like to retire from the Batavia Police and then return as a full-time officer.

Ms. Cole made a **Motion** to approve the retirement and rehiring of Police Officer **Christopher Warner** as a full-time police officer, seconded by: Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
 Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

The Village will provide the public with notice of the retirement and rehiring agreement at the next meeting.

Fiscal Officer: John Waite

The Fiscal Officer presented his report on February financial activity to Council.

Batavia Union Cemetery has requested the Village to contribute an additional \$25,000 to the Cemetery this year to pay for a road paving project.

Ordinance 1526-24 – Appropriations Amendment to increase the appropriations to the Batavia Union Cemetery by \$25,000 to pay for a road paving project

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

The police department wants to adopt a standard payroll schedule for payroll by position effective with the 2024 mid-year payroll adjustments. The Fiscal Officer submitted a first reading for the proposed 2024 payroll adjustments for hourly employees. Most are in 5.0% range.

Mid-Year 2024 Payroll Adjustment effective July 7, 2024

Ordinance 1527-24 – Mid-Year 2024 Wage Adjustment for Police Chief

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Mid-Year 2024 Payroll Adjustment effective July 7, 2024

Ordinance 1528-24 – Mid-Year 2024 Wage Adjustment for Fiscal Officer

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Mid-Year 2024 Payroll Adjustment effective July 7, 2024

Resolution 355-24 – Mid-Year 2024 Wage Schedule for Police Officers

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Mid-Year 2024 Payroll Adjustment effective July 7, 2024

Resolution 356-24 – Mid-Year 2024 Wage Schedule for Street Department

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Mid-Year 2024 Payroll Adjustment effective July 7, 2024

Resolution 357-24 – Mid-Year 2024 Wage Adjustment for Administrative Staff

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Mid-Year 2024 Payroll Adjustment effective July 7, 2024

Resolution 358-24 – Mid-Year 2024 Wage Adjustment for Geis Consulting Group, Ltd.

1st Reading

Vote: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

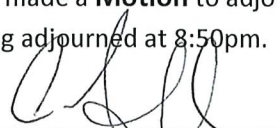
Adjournment:

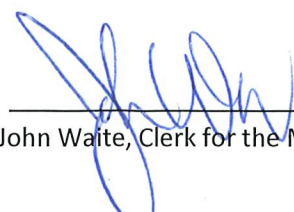
Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole.

Motion passed 6-0

The meeting adjourned at 8:50pm.

ATTEST:


C. Scott Runck, Mayor


John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, April 15, 2024

The Batavia Village Council met in regular session on Monday, April 15, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Jackson Lovins.

Roll Call of Members Present:

Mr. Gipson, Mr. Pryor, Mr. Meyer, Ms. Turner Ms. Cole and Mr. Garrison were absent.

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Police Chief Jim Young, Sgt. Shane Olson, Office Kuhl, Officer Manning

Others Attending the Meeting: Lana Fritsch, Jim Craver, Brian Kimberly, Matthew Ecker, Tom Miller.
Mary Moore

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Pryor made a **Motion** to approve the March Bank Statements and Cash Journal, seconded by Mr. Gipson. The **Motion** passed 4-0

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of March 11, 2024 Special Council Meeting, seconded by Mr. Pryor. The **Motion** passed 4-0.

Police Department: Chief Young

Police Staffing

Mayor Runck swore in Officer Jay Manning as a Batavia Police Officer.

Officer Jay Manning started work on March 31st and is progressing well. I expect him to be released in early May for solo patrol duties.

Report on March activity

480 Calls, 56 Traffic Stops, 35 Citations Issued, 21 Written Warnings, 16 Mutual Aid Calls

Officer Training

Training for March included 16 hours of training for Officer Whitaker and Canine Drees. Officer TenBrink attended 8 hours of active shooter training.

Facilities Upgrades to the police department included painting, moving the locker room, adding shelving to the supply closet and general clean up.

We have started to change over to E-citation. Some equipment has been added to police cars already and the program should be completely up and running sometime in May.

The Village purchased a table for the Law Enforcement Recognition Banquet on May 22 at 5:00pm. There are seats available if any Council Members would like to attend.

The Chief informed Council that attorney Todd Stoffel has been prosecuting civil cases for the Village but he is retiring and the Village will have to find someone else. He said that he would discuss the issue with the Safety Committee.

Mr. Pryor asked the Chief if we can do anything about pedestrians walking up the hill on Old S.R. 32 toward Bauer Road. The Chief acknowledged that it is dangerous but that part of the road is in Batavia Township.

Village Administrator: Ken Geis

Mayor's Court

The Administrator urged the Village to consider hiring a Magistrate or bringing back the Mayor's Court. It has been difficult to get court resolutions for zoning violations. There are costs to having a Mayor's Court and if we were to have one the assessed fees must be great enough to cover the costs. The Safety Committee should consider the alternatives.

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access. The Administrator met with ODOT's Chief Legal Counsel and members of ODOT's real estate division.

Streamside

The Village has sent out the PILOT Payment invoices to the homeowners and we have received payments.

Library

The Library Board's Building Committee made a recommendation to the full Library Board that the Library purchase a site at River Pointe for a new building

River Pointe

The owner closed on the Property. We will collaborate with the Developer on the CRA and a Sales tax exemption for the taxable items during construction through the Clermont County Port Authority. I expect that we will bring the CRA to Council for a 75% CRA for 15 years or less with a 25% Pilot Assessment. This arrangement will allow for the Fire Department and the Schools to realize immediate revenue from the Development.

The Developer during the Spring will finish site due diligence and begin the staking process. If all things go well the first phase of the project will start in late Summer.

Annexation

Mr. Minniear filed the petition for a Type 2 Expedited Annexation on the property that the Commissioners previously denied and delivered the Ordinances that Council passed.

At the April 2 Board of Commissioners Meeting, the Commissioners were advised by their legal counsel that the annexation process was followed correctly and since Batavia Township did not file an objection, the action should be passed. However, the motion never reached the floor because it (motion) was never introduced.

The Commissioners approved the annexation at the April 9 Board of Commissioners Meeting. Mr. Minniear will prepare a Resolution for the Village to pass to approve the annexation.

Road Improvements

S.R. 222

The State is continuing the final design and environmental work for the project. During the project, the contractors will close the road and the ODOT will create a detour.

Water and Sewer Utilities

Water Utility

We continue to work on this transfer.

Hike Bike

TEC is completing the first draft of the feasibility study report. The Administrator can provide the Clermont County Park Board with a copy of the report.

General

We received quotes on the sign. We continue to work with UC on the project.

We purchased a Jeep Compass from Mt. Orab Ford off of the State Bid list.

Zoning Administrator: Chip Stewart was absent so Ken Geis presented his report

Report on 2024 zoning applications for new residential units

76 total zoning permits this year

Streamside - 12 new home permits in 2024

Harvest Meadows - 58 new home permits in 2024

Zoning Violations and Enforcement

There are currently 38 violations in progress. 5 in court process. 19 violations remediated in 2023.

Crosswalks

The Crosswalk signs have been received. The 1st one has been installed at the crosswalk by Grammas Pizza. The Street Department has had to use different support poles because of the pipes and wires below the sidewalk.

Verizon Cell Towers

Three of the four cell towers are now working.

Zoning Change

There are two zoning changes on tomorrow's Planning Commission agenda.

1. Harvest Meadows Phase 2 final PUD Plan
2. Streamside Development Plan for the last phase

Village Solicitor: Christopher Moore

If the Village decides that they want to hire a Magistrate to handle civil cases or wants to hire an attorney to prosecute cases for them before the Municipal Court, Mr. Moore's law firm has people who can fulfill those roles.

The Solicitor worked on the Hayes annexation and the Commissioner's failure to initially act.

He worked on the Streamside past due PILOT payments.

There was a court hearing on March 25 regarding the Wilson property. He also worked on the Flores zoning violations and their failure to comply with last year's court approved consent agreement.

The owners of 490 Shelley Drive who have been running a day care out of the house in excess of the 6-children limit have brought their house into compliance.

The Sedacca family wants to donate 2 parcels of land located on W Main street to the Village. The property is parcel 060218.029 (0.46 acres) and parcel 060218.030 (0.45 acres). The land is next to the Animal Hospital on the hillside abutting the Jurgensen property and is undevelopable. The property is coming from an Estate and the Probate Court is requiring a full probate account. The Solicitor approved a Resolution accepting the property into the Village.

Mayor: C. Scott Runck

The National Day of Prayer is May 2 and there will be a ceremony at 11:00 a.m. on the Court House steps

Matthew Eckert

Matt expressed his concern about the speed of vehicles driving past Bean & Brew on S. Riverside Drive and the associated vehicle noise. He asked if one of the flashing crosswalk signs could be put at the S. Riverside crossing at Spring Street. He also asked for one of the "Your Speed IS" signs.

He indicated that a lot of his clients are coming from out of the Village.

Fiscal Officer: John Waite

The Fiscal Officer presented his report on March financial activity to Council.

Appropriations Amendment to increase the appropriations to the Batavia Union Cemetery by \$25,000 to pay for a road paving project

Ordinance 1526-24 – 2nd Reading

Mid-Year 2024 Payroll Adjustment for Police Chief effective July 7, 2024

Ordinance 1527-24 – 2nd Reading

Mid-Year 2024 Payroll Adjustment for Fiscal Officer effective July 7, 2024

Ordinance 1528-24 – 2nd Reading

Mid-Year 2024 Payroll Adjustment for Police Officers Wage Schedule effective July 7, 2024

Resolution 355-24 – 2nd Reading

Mid-Year 2024 Payroll Adjustment for Street Department Wage Schedule effective July 7, 2024

Resolution 356-24 – 2nd Reading

Mid-Year 2024 Payroll Adjustment for Administrative Staff effective July 7, 2024

Resolution 357-24 – 2nd Reading

Mid-Year 2024 Payroll Adjustment for Geis Consulting Group, LLC effective July 7, 2024

Resolution 358-24 – 2nd Reading

Accept Property Transfer from the Sedacca Estate to the Village

Resolution 359-24 – 1st Reading

Approve the Retirement and then Immediate Rehire for Officer Warner

Resolution 360-24 – 1st Reading

1st Reading

Adopt 2025 Tax Budget

Resolution 361-24 – 1st Reading

Section 5705.28 of the Ohio Revised Code requires the taxing authority of each subdivision to adopt a tax budget for the next succeeding fiscal year on or before the 15th day of July each year, and Section 5705.30 of the Ohio Revised Code requires that this tax budget be submitted to the County Auditor on or before the 20th day of July each year.

Committee Meetings / Reports

This Month's 2nd Council Meeting (if needed) Monday, April 22 @ 7:00 pm

Next Month's Regular Council Meeting Monday, May 13 @ 7:00 pm

Next Planning Commission Tuesday, April 16 @ 7:00 pm

Next Finance Committee Meeting	(if needed)	Thursday, April 25 @ 6:00 pm
Next Safety Committee Meeting		Friday, May 3 @ 6:00 pm
Hike Bike Committee		May Meeting to be determined
Next Month's 2 nd Council Meeting		Tuesday, May 28 @ 7:00 pm Moved from Monday (Holiday)

New Business / Public Participation Items

None

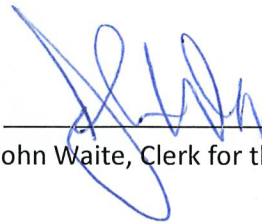
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Meyer **Motion** passed 4-0
The meeting adjourned at 8:15 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, May 13, 2024

The Batavia Village Council met in regular session on Monday, May 13, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Boy Scout Jack Headley.

Roll Call of Members Present:

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Meyer, Ms. Turner Mr. Pryor was absent.

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Solicitor Christopher Moore, Zoning Administrator Chip Stewart, Police Chief Jim Young, Street Superintendent Wayne Smith, Sgt. Shane Olson

Others Attending the Meeting: Jo Ann Martino, Lana Fritsch, Tom Miller, Mary Moore, Kevin Bucher, Joe Phelps, Jack Headley, Victor Billingsley, Jeff Bach

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Meyer made a **Motion** to approve the April Bank Statements and Cash Journal, seconded by Ms. Turner. The **Motion** passed 5-0

Approval of Minutes:

Mr. Meyer made a motion to approve the minutes of April 15, 2024 Regular Council Meeting, seconded by Ms. Turner. The **Motion** passed 4-0-1, with Mr. Garrison abstaining

Comment on 2024 Expenses Exceeding Revenue

We are running a deficit this year. We had expected there to be an increase in this year's revenue, however, this year's revenue is flat. Our expenses are up due to inflation and the addition of a police officer. The result is that I am currently estimating that 2024 expenses could exceed revenue by \$350,000. If that is accurate, **our** 2024 carryover will be in the \$900,000 range.

2022 General Fund Carryover	\$1,311,872
2023 General Fund Carryover	\$1,289,087
Estimated 2024 General Fund Carryover	\$900,000

In addition, we have some unexpected additional expenses that could further reduce the carryover.

Second St and Spring Sewer Repair	\$40,000 - \$50,000
S.R. 32 Surface Water Line Repair	\$10,000 +

Police Department: Chief Young

Report on March activity

510 Calls, 38 Traffic Stops, 26 Citations Issued, 24 Written Warnings, 16 Mutual Aid Calls

Officer Training - Officer Manning has completed his field training and has been assigned to day shift road patrol.

One officer is seeking employment with Goshen Township.

Training for April included 96 hours of training including active shooter, crisis intervention and state forfeiture laws.

The police department is implementing an electronic citation program with software and printers in the police cruisers.

Officer Manning is working on several grants.

The police department has submitted a grant for the purchase of a drone. The police department is working with the Batavia Schools on a grant to purchase a radio interface that will allow the schools to communicate directly with the police in case of an emergency.

The Chief is considering promoting Officer Warner to Corporal and have him supervise officers assigned to Batavia School District. We currently don't have a wage schedule for a police corporal. The Chief would like Council to adopt a wage schedule that sets the wage rate for police corporals at \$1.00 per hour more than the wage rate for road officers and a wage rate for police corporals during probation at \$0.50 higher than the road officer's rate.

Extra-Duty Police Wages – In 2022 Village Council adopted Resolution 324-22 setting the extra duty pay rate at \$35.00 per hour and charging the customer a reimbursement rate of \$45.00 per hour. The Chief asked Council to consider amending the extra duty pay rate to become equal to whatever the overtime pay rate is from time to time for Police Sergeants, and to set the reimbursement rate charged to customers at 140% of that extra duty pay rate.

Village Administrator: Ken Geis**Community and Economic Development**

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access.

Streamside

The Village has sent out the delinquency notices to the residents who have not paid their PILOT invoice. We are seeing a response to those notices.

Library

The Library Board's Building Committee made a recommendation to the full Library Board that the Library pursue seeking to purchase a site at River Pointe for a new building

River Pointe

The Developer during the Spring will finish site due diligence and begin the staking process. If all things go well the first phase of the project will start in late Summer.

The Developer will be filing an application for a Commercial CRA sometime this year.

Annexation

Council will see an Ordinance accepting the annexation at the June meeting.

Road Improvements

S.R. 222

The State is continuing the final design and environmental work for the project. ODOT announced that during the project, the contractors will close the intersection for 5 months. ODOT will create a detour. There will be additional traffic through the Village during construction.

Second Street and Spring Street

We will need to replace a sanitary line at Second and Spring Streets. We received a quote for \$68,347.00. The quote from the County last year was nearly \$154,000. Since this is over the Administrator's limit of spending, he is asking Council's approval.

Mr. Gipson made a **Motion** to approve the replacement of a sanitary line at Second Street and Spring Street at a cost approximating between \$68,347 to \$154,000; seconded by: Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 5-0

Water and Sewer Utilities

Water Utility

We continue to work on this transfer.

Zoning Administrator: Chip Stewart

Report on 2024 zoning applications for new residential units

95 total zoning permits this year

Streamside - 17 new home permits in 2024

Harvest Meadows - 58 new home permits in 2024

Zoning Violations and Enforcement

There are currently 38 violations in progress. 5 in court process. 19 violations remediated in 2023.

Crosswalks

The Street Department is in the process of installing the crosswalk signs.

Mr. Gipson complained that people are crossing Main Street at the Court House instead of crossing at the corners. He suggested putting up signs telling pedestrians to cross at the corners.

The consensus on Council was that putting up signs telling pedestrians to obey the law probably wouldn't change their behavior.

Verizon Cell Towers

Three of the four cell towers are now working. They are LTE towers and not 5G speed.

Zoning Change

There are two zoning changes on tomorrow's Planning Commission agenda.

1. Harvest Meadows Phase 2 final PUD Plan has been completed and the developer has started grading.
2. Streamside Development Plan for the last phase will be presented in June or July.

Village Solicitor: Christopher Moore

The Solicitor worked with the Zoning Administrator on zoning violations.

The Flores property on Old Boston, which had been working with the Village to clean up the property in compliance with a court order, has begun to add back items in violation of that court order. We will file a contempt action with the court.

The Joint Central Fire EMS did a fire inspection of CRT Electronic and found several fire violations. They took lots of photographs and provided copies to the Village. The photographs document various zoning violations. As of May 28, the Village can enter the property to clean up and dispose of violations. The fire department will be doing a follow-up inspection on May 29.

The Solicitor worked on the Streamside past due PILOT payments.

A lawyer from the Solicitor's law firm has started working as a Magistrate on behalf of the Village to handle civil cases and to prosecute cases for them before the Municipal Court.

Mayor: C. Scott Runck

The Village-wide yard sale will be Saturday, June 1 and Sunday, June 2.

There are 2 new businesses in the Village.

Lush Beauty Salon on 4th Street.

A photo studio at 175 E Main

Fiscal Officer: John Waite

The Fiscal Officer presented his report on April financial activity to Council.

Appropriations Amendment to increase the appropriations to the Batavia Union Cemetery by \$25,000 to pay for a road paving project approved by Batavia Union Cemetery Board Joint Meeting on May 13.

Ordinance 1526-24 – 3rd Reading

Mr. Gipson made a **Motion** to adopt **Ordinance 1526-24**; seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 4-1

Ordinance 1526-24 adopted

Mid-Year 2024 Payroll Adjustment for Police Chief effective July 7, 2024

Ordinance 1527-24 – 3rd Reading

After discussion, it was decided to table the legislation until the Village finances improved.

Mr. Garrison made a **Motion** to table **Ordinance 1527-24**; seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 5-0

Mid-Year 2024 Payroll Adjustment for Fiscal Officer effective July 7, 2024

Ordinance 1528-24 – 3rd Reading

After discussion, it was decided to table the legislation until the Village finances improved.

Mr. Gipson made a **Motion** to table **Ordinance 1528-24**; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 5-0

Mid-Year 2024 Payroll Adjustment for Police Officers Wage Schedule effective July 7, 2024

Resolution 355-24 – 3rd Reading

After discussion, Council decided to amend the **Resolution** to approve the wage adjustments for 3 police officers due to their completion of their probationary period or their first full-year of employment, but to not include the 5% general wage increases or the rest of the Resolution.

Mr. Garrison made a **Motion** to amend Section 1 of **Resolution 355-24** to read as follows and to adopt **Resolution 355-24** as Amended: seconded by Mr. Gipson

SECTION 1. The Village hereby adopts the following pay rate for the following Police Officers effective with the pay period beginning May 26, 2024:

Full-Time Sergeant – Olson	\$29.75	per hour
Full-Time S.R.O. Officer – McAdams	\$26.25	per hour
Full-Time Officer – TenBrink	\$26.25	per hour

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 5-0

Resolution 355-24 adopted

Resolution 356-24 – 3rd Reading

Mr. Gipson made a **Motion** to table **Resolution 356-24**; seconded by Mr. Meyer.

Motion passed 5-0

Resolution 357-24 – 3rd Reading

Mr. Garrison made a **Motion** to table **Resolution 357-24**; seconded by Mr. Gipson.

Motion passed 5-0

Resolution 358-24 – 3rd Reading

Mr. Gipson made a **Motion** to table **Resolution 358-24**; seconded by Mr. Meyer.

Motion passed 5-0

Resolution 359-24 – 3rd Reading

Mr. Gipson made a **Motion** to adopt **Resolution 359-24**; seconded by Ms. Cole.

Motion passed 5-0

Resolution 359-24 adopted

Resolution 360-24 – 2nd Reading

Adopt 2025 Tax Budget

Resolution 361-24 – 2nd Reading

Section 5705.28 of the Ohio Revised Code requires the taxing authority of each subdivision to adopt a tax budget for the next succeeding fiscal year on or before the 15th day of July each year, and Section 5705.30 of the Ohio Revised Code requires that this tax budget be submitted to the County Auditor on or before the 20th day of July each year.

A Resolution Approving the Clermont County 9-1-1 Plan

Resolution 362-24 – A Resolution Approving the Clermont County 9-1-1 Plan

1st Reading Pass as an Emergency and Waive the 3 Readings

Mr. Gipson made a **Motion** to declare an emergency and waive the 3 readings; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 5-0

Mr. Gipson made a **Motion** to Adopt **Resolution 362-24**; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Meyer, yes,
Ms. Turner, yes **Motion** passed 5-0

Resolution 362-24 adopted

Committee Meetings / Reports

This Month's 2 nd Council Meeting	Tuesday, May 28 @ 7:00 pm - Cancelled
Next Month's Regular Council Meeting	Monday, June 10 @ 7:00 pm
Next Planning Commission	Tuesday, May 21 @ 7:00 pm
Next Finance Committee Meeting	Thursday, May 23 @ 6:00 pm

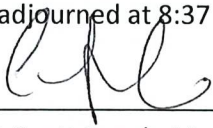
New Business / Public Participation Items

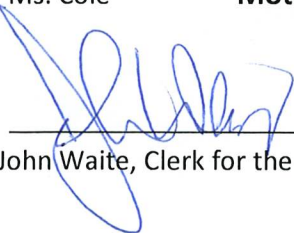
Jeff Bach addressed Council regarding the fire violations and zoning violations at CRT Electronics. He told Council that he would get the property cleaned up but asked for some patience from the Village.

Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole **Motion** passed 5-0
The meeting adjourned at 8:37 pm.

ATTEST:


C. Scott Runck, Mayor


John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, June 10, 2024

The Batavia Village Council met in regular session on Monday, June 10, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance.

Roll Call of Members Present:

Mr. Gipson, Mr. Garrison, Mr. Pryor, Ms. Turner

Ms. Cole and Mr. Meyer were absent.

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Solicitor Christopher Moore, Zoning Administrator Chip Stewart, Police Chief Jim Young, Sgt. Shane Olson

Others Attending the Meeting: Jo Ann Martino, Lana Fritsch, Tom Miller, Mary Moore, Victor Billingsley, Jeff Bach, Jim Craver, Brian Kimberly, Michael Kinner

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Pryor made a **Motion** to approve the May Bank Statements and Cash Journal, seconded by Ms. Turner. The **Motion** passed 4-0

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of May 13, 2024 Regular Council Meeting, seconded by Mr. Garrison. The **Motion** passed 4-0

Police Department: Chief Young

Report on March activity

522 Calls, 44 Traffic Stops, 22 Citations Issued, 30 Written Warnings, 18 Mutual Aid Calls

Last month it was reported that one officer was seeking employment with Goshen Township. That officer was not selected so the police force remains fully staffed.

Effective June 9th SRO Warner and SRO McAdams are assigned to road patrol. This should reduce police overtime and provide coverage for vacations and training.

The Chief attended the Ohio Association of Chiefs of Police conference in Columbus, Ohio.

The police department is working with the Batavia Schools on a grant to purchase a radio interface that will allow the schools to communicate directly with the police in case of an emergency.

Mr. Pryor asked the Chief to summarize the types of activities that the police are dealing with. Are we seeing domestic battery, assaults, burglary, etcetera? The Chief replied that we are seeing a lot of cases of mental illness and emotional weakness where people are threatening to hurt or kill themselves. People don't seem to know how to deal with rejection. We have had 8 incidents in the last 7 days. The second area is traffic.

Village Administrator: Ken Geis

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access.

Streamside

The Developer is preparing to submit plans for the next phase.

Library

Nothing new to report.

River Pointe

I previously reported that the Developer will need to file an application for a Commercial CRA sometime this year. However, in review of the CRA legislation, I discovered that the Council approved a 100% abatement for multi-family as well. Therefore, there is no need for the Developer to apply for a Commercial Permit. We will enter into an agreement for the Developer to make Payment in Lieu of Taxes (PILOT) like Streamside.

The Developer reported that he is finalizing all due diligence matters and he expects to submit a final plan for the first phase later this summer.

Annexation

Council will see an Ordinance accepting the annexation at this meeting.

I met with the Developer and Bond Counsel concerning the project and we discussed the incentive structure similar to Streamside for the infrastructure.

Road Improvements

S.R. 222

The latest is that the State now reports the closure to be 90 days. I will update you if this changes again.

Second Street and Spring Street

We have scheduled the work to replace the sanitary line at Second and Spring Streets.

Water and Sewer Utilities

Water Utility

We continue to work on this transfer and are almost ready to submit the information to the County. We filed a utility easement that was outstanding for more than 2 years.

The **Public Hearing** regarding the Adoption of a Revised Zoning Code has been postponed to August 12.

Zoning Administrator: Chip Stewart

Report on 2024 zoning applications for new residential units

There are now a total of 105 zoning permits this year

Streamside - 29 new home permits in 2024

Harvest Meadows - 58 new home permits in 2024

Zoning Violations and Enforcement

There are currently 38 violations in progress. 5 in court process. 19 violations remediated in 2023.

Crosswalks

All of the posts have been received. The Street Department will be installing the crosswalk signs.

Verizon Cell Towers

Three of the four cell towers are now working. They are LTE towers and not 5G speed.

Zoning Change

There are two zoning changes on tomorrow's Planning Commission agenda.

1. Harvest Meadows Phase 2 final PUD Plan has been completed and the developer has started grading.
2. Streamside Development Plan for the last phase will be presented in June or July.

Village Solicitor: Christopher Moore

A lawyer from the Solicitor's law firm is now working as a Magistrate to prosecute cases on behalf of the Village before the Municipal Court.

The Solicitor worked with the Zoning Administrator on zoning violations.

The CRT property has undertaken efforts to come into compliance. We will continue to monitor their efforts.

The Solicitor worked on the Streamside past due PILOT payments. He sent out letters to 3 residents who are more than a year delinquent informing them that failure to pay within two weeks will result in legal action. The Village is going to create a Resolution establishing penalties and interest for delinquent PILOT payments.

The Solicitor has been working with the Mayor regarding establishing a D.O.R.A. (Designated Outdoor Refreshment Area). With 2 liquor permit holders and a population of less than 50,000 we can establish a D.O.R.A. that can't exceed 3,500 acres.

Mayor: C. Scott Runck

The Village-Fun Fair will be Saturday, September 14.

The Mayor suggested to Council that establishing a D.O.R.A. would be a building block promoting future business development for the Village. Mr. Pryor spoke in favor of establishing a D.O.R.A. and

mentioned that Milford, Loveland and New Richmond have all established D.O.R.A.'s without encountering problems in their municipalities. The Mayor provided Council with sample legislation and asked Council to review it for future consideration.

Charlene Castle addressed Council asking the Village to approve legislation allowing street legal golf carts to be driven in the Village. Chief Young replied that in order to be street legal a golf cart must have seat belts, turn signals and brake lights. The Chief told Council that he is not opposed to golf carts as long as their use is limited to areas where the speed limit is 35 mph or less. The Mayor provided Council with sample legislation and asked Council to review it for future consideration.

Fiscal Officer: John Waite

The Fiscal Officer presented his report on May financial activity to Council.

The Fiscal Officer provided Council with a recap of 2024 financial report from May 23 Finance Committee Meeting.

\$2,923,665	Estimated 2024 General Fund Revenue
<u>\$3,189,893</u>	Estimated 2024 General Fund Expenses
(\$266,228)	Estimated 2024 General Fund Deficit
\$1,022,859	Estimated 2024 Year-End Carryover

Although we don't like deficit spending, a million-dollar carryover is sufficient. The 2025 revenue is expected to increase and will reduce the deficit.

Mr. Garrison asked why the projected 2024 deficit is now significantly less than what Council was told at the May Council Meeting. The Fiscal Officer replied that in 2023 the Village received a \$500,000 grant for a sewer project and that he had mistakenly included that revenue when preparing the 2024 budget, and he had only discovered that error shortly before last month's meeting. Since then the Fiscal Officer was able to review actual revenue and expenditure for 2024 through May and make more accurate projections for the full-year 2024.

Public Hearing regarding the Adoption of the 2025 Tax Budget

Presentation of the 2025 Tax Budget by John Waite

\$3,098,000	Estimated 2025 General Fund Revenue
<u>\$3,169,285</u>	Estimated 2025 General Fund Expenses
(\$71,285)	Estimated 2025 General Fund Deficit
\$951,574	Estimated 2025 Year-End Carryover

The 2025 revenue will increase. If we can hold expenditures down, we should reduce the deficit.

Adjournment from Public Hearing

Mr. Gipson made a Motion to Adjourn from the Public Hearing, seconded by Mr. Pryor.
Council voted 4-0 to adjourn from the Public Hearing and return to the regular Council Meeting.

Resolution to Adopt 2025 Tax Budget

Resolution 361-24 – Adopt 2025 Tax Budget 3rd Reading

Section 5705.28 of the Ohio Revised Code requires the taxing authority of each subdivision to adopt a tax budget for the next succeeding fiscal year on or before the 15th day of July each year, and Section 5705.30 of the Ohio Revised Code requires that this tax budget be submitted to the County Auditor on or before the 20th day of July each year

Mr. Pryor made a **Motion** to adopt **Resolution 361-24**; seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms. Turner, yes

Motion passed 4-0 **Resolution 361-24 adopted**

Mid-Year 2024 Payroll Adjustment for Police Chief effective July 7, 2024

Ordinance 1527-24 – 3rd Reading

Since the Ordinance was tabled at the May 13th meeting, a Motion is required to un-table.

Mr. Pryor made a **Motion** to un-table **Ordinance 1527-24**; seconded by Ms. Turner.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, no, Ms. Turner, yes

Motion passed 3-1

Mr. Pryor made a **Motion** to adopt **Ordinance 1527-24**. No one seconded the **Motion**.

For lack of a Second, the **Motion** failed. **Ordinance 1527-24 is Not Adopted**

Mid-Year 2024 Payroll Adjustment for Fiscal Officer effective July 7, 2024

Ordinance 1528-24 – 3rd Reading

Since the Ordinance was tabled at the May 13th meeting, a Motion is required to un-table.

No Motion to un-table was made, therefore **Ordinance 1528-24 remains tabled**.

An Ordinance Accepting the Annexation Petition Filed by Paul Berding, Agent for Petitioners, of Approximately 175.539 Acres from Batavia Township to the Village of Batavia and Declaring an Emergency

Ordinance 1529-24

1st Reading

Mid-Year 2024 Payroll Adjustment for Street Department Wage Schedule effective July 7, 2024

Resolution 356-24 – 3rd Reading

Since the Ordinance was tabled at the May 13th meeting, a Motion is required to un-table.

No Motion to un-table was made, therefore **Resolution 356-24 remains tabled**.

Mid-Year 2024 Payroll Adjustment for Administrative Staff effective July 7, 2024

Resolution 357-24 – 3rd Reading

Since the Ordinance was tabled at the May 13th meeting, a Motion is required to un-table.

No Motion to un-table was made, therefore **Resolution 357-24 remains tabled.**

Mid-Year 2024 Payroll Adjustment for Geis Consulting Group, LLC effective July 7, 2024

Resolution 358-24 – 3rd Reading

Since the Ordinance was tabled at the May 13th meeting, a Motion is required to un-table.

No Motion to un-table was made, therefore **Resolution 358-24 remains tabled.**

Approve the Retirement and then Immediate Rehire for Officer Warner

Resolution 360-24 – 3rd Reading

Council already approved the retire and rehire of Office Warner by passing a **Motion** at the March 11, 2024, Council Meeting, but we want to memorialize the approval with a **Resolution**.

Mr. Gipson made a **Motion** to adopt **Resolution 360-24**; seconded by Mr. Garrison.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, yes, Ms. Turner, yes

Motion passed 4-0

Resolution 360-24 adopted

Mid-Year 2024 Payroll Adjustment for Police Officers Wage Schedule effective July 7, 2024

Resolution 363-24 – 5% Mid-Year 2024 Wage Adjustment for Police Officers

1st Reading

Amend Police Officers Extra Duty Payroll Rates and Revoke Resolution 342-22 effective July 7, 2024

Resolution 364-24 – Amend Police Extra Duty Pay Rates

1st Reading

Establish Penalties and Interest for Delinquent PILOT Payments

Resolution 365-24

1st Reading

Committee Meetings / Reports

Tuesday, June 18 @ 7:00 pm	Next Planning Commission
Monday, June 24 @ 7:00 pm	This Month's 2 nd Council Meeting
Thursday, June 27 @ 6:00 pm	Next Finance Committee Meeting cancelled
Thursday, June 27 @ 7:00 pm	Hike / Bike Meeting
Monday, July 8 @ 7:00 pm	Next Month's Regular Council Meeting

New Business / Public Participation Items

Mr. Garrison announced that there would be a Hike Bike Committee Meeting on June 27 at 7:00pm.

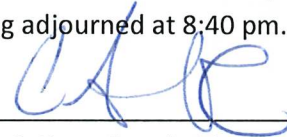
Ms. Turner announced that the Farmers Market will open July 6th. She asked if any Council Members could be present at Farmers Market days to help out.

Adjournment:

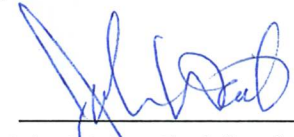
Mr. Gipson made a **Motion** to adjourn, seconded by Mr Garrison **Motion** passed 4-0

The meeting adjourned at 8:40 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, June 24, 2024

The Batavia Village Council met in regular session on Monday, June 24, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance.

Roll Call of Members Present:

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young

Others Attending the Meeting: Mary Moore, Victor Billingsley, John Thebout

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Minutes:

Mr. Garrison made a motion to approve the minutes of June 10, 2024 Regular Council Meeting, seconded by Mr. Pryor. The **Motion** passed 6-0

Police Department: Chief Young

School Resource Officer Christopher Warner

The Chief told Council that he would like to promote Officer Warner to the rank of Corporal and assign him the duties of school threat assessment, off-duty detail coordination, Police Department special events planning, new officer field training, and community outreach initiatives.

Corporal Warner will also supervise all personnel assigned to the Batavia School District in the capacity of SRO and/or when working off-duty details at the school.

During the summer months when school is not in session, during the absence of a Sergeant working, Corporal Warner will function as the Officer In Charge / Relief Supervisor when working road patrol.

The Chief is proposing that a Police Corporal be paid \$1.00 more than the pay rate for road officers.

Mr Pryor asked if the corporal would receive that pay increment when he is working as a School Resource Officer. The Chief replied, "Yes, because he would still be doing some supervisory duties."

Mr. Thebout asked if Mr. Warner would be available as a supervisor if needed during the school year. The Chief replied that Mr. Warner could be pulled from the school to handle a special situation, then return to the school.

Mr. Pryor made a **Motion** to promote Officer Warner to the rank of Corporal effective July 7, 2024, at the rate of pay designated in the Police Officer Payroll Schedule for Corporals, seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Village Administrator: Ken Geis

Mr. Geis noted that Council will see an Ordinance accepting the Annexation Petition at this meeting as a 2nd reading. He urged Council to waive the 3rd reading and adopt that Ordinance so that the developer can submit a zoning plan.

Zoning Administrator: Chip Stewart

Nothing to report

Mayor: C. Scott Runck

The Village Fun Fair will be Saturday, September 14.

There will be 25 new trees on Main Street to replace the ones we had to remove because they grew too large. There will also be 200 plants.

The Street Department is installing more flashing crosswalk signs this week.

Fiscal Officer: John Waite

An Ordinance Accepting the Annexation Petition Filed by Paul Berding, Agent for Petitioners, of Approximately 175.539 Acres from Batavia Township to the Village of Batavia and Declaring an Emergency

Ordinance 1529-24 2nd Reading, declare an emergency and waive the 3rd reading

There was a discussion about the necessity to pass this legislation as soon as possible to let the developer present a zoning proposal. It is also necessary to get the approval to the Clermont County Commissioners as soon as possible.

Mr. Pryor made a **Motion** to declare an Emergency and Waive the 3rd Reading, seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mr. Gipson made a **Motion** to adopt **Ordinance 1529-24**, seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Ordinance 1529-24 Adopted

Comments about proposed mid-year wage adjustments

Because we are currently projecting 2024 finances to end with a deficit, the Village Administrator, the Fiscal Officer, the Police Chief, and the Street Superintendent all volunteered to waive their mid-year wage adjustments. We are asking Council to approve mid-year wage adjustments for the other employees. We plan to return to making annual wage adjustments at the beginning of each year.

Mr. Thebout told Council that he disagreed with not giving raises to the Village Administrator, the Fiscal Officer, the Police Chief, or the Street Superintendent. If the Village is going to give raises to some employees, it should give raises to everyone. He asked the Fiscal Officer if their omissions were because of financial constraints or because of the optics of giving raises when there will be a deficit. The Fiscal Officer admitted that the reason was optics. All 4 individuals volunteered to waive their raises because of the optics and to increase the likelihood of approval of the other raises.

Mayor Runck told Council that he had not requested the Village Administrator, the Fiscal Officer, the Police Chief, or the Street Superintendent to voluntarily offer to forgo their wage increase. He also told Council that we are going to stop giving wage adjustments in the middle of the year, and we will revert to making wage adjustments at the beginning of each year.

Mr. Meyer and Mr. Pryor stated that when Council tabled raises at the May 13th meeting, they didn't mean to imply that they wouldn't approve raises for the Village Administrator, the Fiscal Officer, the Police Chief, or the Street Superintendent. Rather, they just wanted to have a little more time to understand the Village's finances.

Mid-Year 2024 Payroll Adjustments for Street Department Employees Effective July 7, 2024

Resolution 356-24 – 5% Mid-Year 2024 adjustment to the Wage Schedule for **Street Department**, as amended to approve the wage adjustments for everyone except for the Street Superintendent.

3rd Reading The Resolution is Currently Tabled

Ms. Cole made a **Motion** to un-table **Resolution 356-24**, seconded by Mr. Meyer

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mr. Pryor made a **Motion** to adopt **Resolution 356-24**, seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0
Resolution 356-24 Adopted

Mid-Year 2024 Payroll Adjustments for the Administrative Staff Effective July 7, 2024

Resolution 357-24 – Mid-Year 2024 5% Wage Adjustment for the **Administrative Staff**

3rd Reading The Resolution is Currently Tabled

Mr. Meyer made a **Motion** to un-table **Resolution 357-24**, seconded by Mr. Garrison

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mr. Gipson made a **Motion** to adopt **Resolution 357-24**, seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Resolution 357-24 Adopted

Mid-Year 2024 Payroll Adjustment for Police Officers Wage Schedule effective July 7, 2024

Resolution 363-24 – 5% Mid-Year 2024 Wage Adjustment for **Police Officers**

2nd Reading, Waive the 3rd Reading

Mr. Meyer made a **Motion** to waive the 3rd reading, seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Ms. Cole made a **Motion** to adopt **Resolution 363-24**, seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Resolution 363-24 Adopted

Amend Police Officers Extra Duty Payroll Rates and **Revoke Resolution 342-22** effective July 7, 2024

Resolution 364-24 – Amend Police Extra Duty Pay Rates

2nd Reading Waive the 3rd Readings

Ms. Cole made a **Motion** to waive the 3rd reading, seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Ms. Cole made a **Motion** to adopt **Resolution 364-24**, seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Resolution 364-24 Adopted

Establish Penalties and Interest for Delinquent PILOT Payments

Resolution 365-24 Establish Penalties and Interest for Delinquent PILOT Payments

2nd Reading Waive the 3rd Reading

Mr. Gipson made a **Motion** to waive the 3rd reading, seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mr. Gipson made a **Motion** to adopt **Resolution 365-24**, seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes,
Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Resolution 365-24 Adopted

Committee Meetings / Reports

Tuesday, June 25 @ 3:30pm	Fun Fair Committee Meeting
Wednesday, July 3 @ 6:00pm	Next Cemetery Board Meeting
Monday, July 8 @ 7:00 pm	Next Month's Regular Council Meeting
Tuesday, July 16 @ 7:00 pm	Next Planning & Zoning Committee Meeting
Monday, July 22 @ 7:00 pm	Next Month's 2 nd Regular Council Meeting (if necessary)
Thursday, July 25 @ 6:00 pm	Next Finance Committee Meeting

New Business / Public Participation Items

Mr. Pryor wants the Village to continue exploring a Hike/Bike path. He also would like to have draft legislation presented at the July 8 Council Meeting regarding a D.O.R.A. (Designated Outdoor Refreshment Area) and regarding golf carts in the Village.

Mr. Meyer stated that he would like to see the issue of mid-year pay adjustments for the Village Administrator, the Fiscal Officer, the Police Chief, and the Street Superintendent revisited at the July 8th meeting.

There was a discussion regarding the size of the year-end General Fund carryover. The Fiscal Officer said that he expects the 2024 year-end carryover to be \$1,022,859. Mr. Gipson asked what the legally required minimum is? The Fiscal Officer replied that we are required to have a large enough carryover to pay the first 3 month's expenses.

Mr. Geis suggested that it is Council's responsibility to establish the desired level of General Fund carryover and it is the staff's responsibility to budget within that level. Council agreed to have the Finance Committee discuss the issue.

The 2024 General Fund Revenue is expected to be \$2,923,000.

Minimum Carryover is 25% of General Fund Revenue

$$\$2,923,000 \times 25\% = \$730,000$$

Goal for Carryover is 50% of General Fund Revenue

$$\$2,923,000 \times 50\% = \$1,460,000$$

Estimated 2024 General Fund Carryover

$$\$1,000,000 / \$2,923,000 = 34\%$$

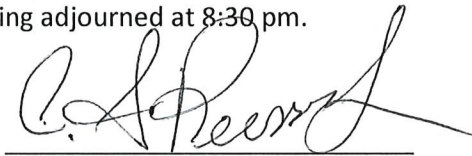
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole

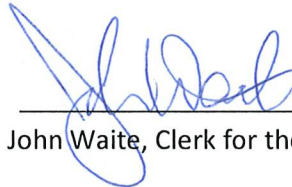
Motion passed 6-0

The meeting adjourned at 8:30 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, July 8, 2024

The Batavia Village Council met in regular session on Monday, July 8, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance.

Roll Call of Members Present:

Mr. Gipson, Mr. Garrison, Ms. Cole, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, Police Chief Jim Young

Others Attending the Meeting: Jo Ann Martino, Tom Miller, Mary Moore, Victor Billingsley, Jeff Bach, Heather Dalton (Family Cleaning Service)

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Ms. Cole made a **Motion** to approve the June Bank Statements and Cash Journal, seconded by Mr. Gipson. The **Motion** passed 6-0

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of June 24, 2024 Regular Council Meeting, seconded by Ms. Cole. The **Motion** passed 6-0

Police Department: Chief Young

Report on March activity

684 Calls, 111 Traffic Stops, 47 Citations Issued, 59 Written Warnings, 25 Mutual Aid Calls

School Resource Officers Warner and McAdams attended the 3-day Ohio SRO Conference in northern Ohio. They are supplementing road patrol over the summer. SRO Warner was promoted to corporal and several council members attended his swearing in.

The second Special Olympics Law Enforcement Torch Run was held on June 26th to raise money for the Special Olympics. The event was successful and hope it will continue as an annual event.

The police are continuing to experience connection issues with the in-car computers. The problem has been isolated to the need for external antennas. The Chief is in the process of obtaining the antennas.

There was another fatal accident on S.R. 32 at Bauer Road yesterday. A motorcycle was clocked on radar at 117 mph going east on S.R. 32 by the Highway Patrol. When the officer pulled out and turned on his lights, the motorcycle sped up even faster and crashed into the rear end of a car that was stopped at the light at Bauer road. There have been 5 fatalities on S.R. 32 this year. Four were speed related. Three involved motorcycles. The Sherriff's Department and Highway Patrol have not been patrolling S.R. 32 in the Village. The Chief plans to have the Batavia Police cover S.R. 32 to try to slow down the speeders. The Chief is also going to have the drug dog change from overnight duty to the day shift.

Village Administrator: Ken Geis

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access.

Streamside

The Developer is preparing to submit plans for the next phase.

Library

Nothing new to report.

River Pointe

The Administrator has a meeting with the Developer on Thursday regarding applying for a sales tax exemption with Clermont County Port Authority.

They are finishing preliminary work on the site and they plan to apply for final plan approval for the first Phase later this summer.

Annexation

5 copies of the Ordinance passed by Council were delivered to Mike Minniear. He will file with the County after they sign the Annexation Map.

Trees on Main Street

Wayne and the Service Department completed the replacement of the trees and flowers on Main St.

Road Improvements

S.R. 222

The State continues to work on SR# 222.

Second Street and Spring Street

We have scheduled the work to replace the sanitary line at Second and Spring Streets.

Water and Sewer Utilities

Water Utility

We continue to work on this transfer and are almost ready to submit the information to the County. I had a meeting with Lyle Bloom on 7/2/24 to present him with all of the requirements for the transfer.

Cemetery

Mr. Moore prepared an Ordinance for the vacation of the road in the Cemetery.

Mr. Garrison asked the Administrator if the materials for the River Pointe Apartments could be sourced in Clermont County? The Administrator responded that he believed the steel structure will be fabricated locally.

Mr. Pryor asked the Administrator about the timetable for the River Pointe Apartments. The Administrator said that the intent is to start this year with the groundbreaking.

Mr. Gipson, Mr. Garrison and Mr. Pryor all asked the Administrator about the possibility of clearing the brush between the river and S.R. 132 to create a walking path from Main Street and to create additional parking.

Zoning Administrator: Chip Stewart

Zoning Permits

<u>Streamside</u>	new home permits	32
<u>Harvest Meadows</u>	new home permits	59
Total 2024 new home permits		91
Other 2024 Zoning Permits		21
Total 2024 Zoning Permits		95

Zoning Violations and Enforcement

working violations in progress	42
violations in court process	9
remediated violations (including 2023).	24

Crosswalks

The Street Department has installed all except one of the flashing crosswalk signs.

Verizon Cell Towers

Three of the four cell towers are now working. They are LTE towers and not 5G speed.

Zoning Change

There are two zoning changes on tomorrow's Planning Commission agenda.

1. Streamside phase 4 final development plans public hearing on July 16, 2024.
2. Zone change from Village Business to Village Residential for 50 N Third Street public hearing on August 12, 2024.
3. There will be a public hearing for the adoption of the revised Zoning Code on August 12.

Mr. Garrison asked how long it will be for the PILOTs for the first houses in Streamside to expire? The Administrator said that it will be 11 or 12 years.

Mr. Pryor complained about the condition of the building at 220 E. Main Street. He believes it to be an unsafe nuisance. Mr. Stewart told him that the building has been cited.

Village Solicitor: Christopher Moore

Mr. Moore was on vacation and did not attend the meeting.

Mayor: C. Scott Runk

The Village-Fun Fair will be Saturday, September 14.

The Mayor introduced Heather Dalton, who has opened Family Cleaning Services at 210 E. Main Street. She currently has 6 employees.

The Mayor asked Council to select a date for the September Village-Wide Yard Sale. Council did not want it to be on that same day as the Fun Fair, so Council selected September 7 and 8 to be the dates for the yard sale.

Fiscal Officer: John Waite

The Fiscal Officer presented his report on June financial activity to Council.

Revise Auxier Hall Rental Fees

The Village of Batavia Auxier Hall rental fees were established in 2018 and were based on the rates charged by Batavia Township. Our fees are currently less than comparable spaces.

The Batavia Township Community Center may only be rented by township residents or non-profits. The rental fee during business hours is \$360 and \$480 for weekends or after hours.

The Clermont County Park District charges \$100 to rent a picnic shelter. They charge \$800 to rent Pattison Lodge Sunday thru Thursday, and \$1,000 on Friday or Saturday.

I am proposing the following rates for Auxier Hall

	<u>Working Hrs.</u>	<u>After Hours</u>	<u>Weekend</u>
Residents	\$250	\$300	\$300
Non-Residents	\$400	\$500	\$500
Non-Profits	\$0	\$0	\$0

Mr. Garrison made a **Motion** to adopt the revised rental fees for Auxier Hall effective for all new rental agreements going forward from today, seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Legislation

Ordinance Authorizing the Vacation of Cemetery Road

Ordinance 1531-24

1st Reading

Cemetery Road is a dedicated street within the Batavia Union Cemetery. The Batavia Union Cemetery Board has presented the Village of Batavia with a Petition asking the Village to vacate the street so that ownership and control will revert the cemetery.

Resolution to Approve Participation in the Clermont County Community Development Block Grant Program

Resolution 366-24

3rd Reading

Declare and Emergency and Waive the 3 Readings

The Community Development Block Grant Program is administered by Clermont County under rules from HUD and allocates about \$500,000 annually as grants to communities in Clermont County. The Village of Batavia is the only community in Clermont County to not participate in the program. New Richmond has been receiving a lot of the money and they have used the funds for street repairs. The downside of the program is that the Village will be required to sign a HUD document agreeing to abide by HUD regulations. Theoretically, HUD could then force the Village to accept more low-income housing. Mr. Geis told Council that Clermont County has never forced a community to enact a CDBG program that the community didn't want to enact, and a community's share of the \$500,000 wouldn't be enough to fund a low-income housing project.

Mr. Pryor made a **Motion** to declare an emergency and to waive the 3 readings; seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 6-0**

Ms. Turner made a **Motion** to adopt **Resolution 366-24**; seconded by Mr. Meyer

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 6-0 **Resolution 366-24 Adopted**

Resolution to Appointing Members to Clermont County's Tax Incentive Review Council

Resolution 367-24

1st Reading

Declare and Emergency and Waive the 3 Readings

Clermont County requested the Village of Batavia to annually pass legislation appointed 2 members to represent the Village on the Clermont County Tax Incentive Review Board. Last year the Village passed **Resolution 337-23** to comply. This year that Board will meet in August.

Resolution 367-24 appoints members representing the Village on the Board by Position (the Village Administrator and the Zoning Commissioner) instead of individuals by name. By appointing members by Position the Village will not have to adopt a new Resolution every year.

Mr. Gipson made a **Motion** to declare an emergency and to waive the 3 readings; seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mr. Gipson made a **Motion** to adopt **Resolution 367-24**; seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 6-0 **Resolution 367-24 Adopted**

Mid-Year 2024 Payroll Adjustments for Geis Consulting Group, Ltd. Effective July 7, 2024

Resolution 358-24 – Mid-Year 2024 5% Wage Adjustment for **Geis Consulting Group, Ltd**

3rd Reading the **Resolution** is currently tabled and needs to be un-tabled

Mr. Pryor stated that Mr. Geis is responsible for all of the Village's growth and prosperity and it would be a failure to recognize his achievements and a disservice to the Village if Council were not to adopt this Resolution

Mr. Gipson made a **Motion** to un-table **Resolution 358-24**; seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 5-1

Mr. Pryor made a **Motion** to adopt **Resolution 358-24**; seconded by Ms. Turner

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-1 **Resolution 358-24 Adopted**

Amending Street Department Wage Schedule to include the Street Superintendent Effective July 7, 2024

Resolution 368-24

1st Reading Waive the 3 readings

The Street Department Wage Schedule was amended June 24 by **Resolution 356-24** as amended to exclude a wage adjustment for Street Superintendent. **Resolution 368-24** amends the Street Department Wage Schedule to include the Street Superintendent.

Mr. Garrison asked why this is before Council now, since it was adopted without the Street Superintendent at the last meeting?

The Fiscal Officer responded that at the last meeting Mr. Meyer and Mr. Pryor asked that Council revisit wage adjustments at this meeting. At the June meeting, the Village Administrator,

the Police Chief, the Fiscal Officer, and the Street Superintendent all voluntarily offered to waive their wage adjustments if Council would adopt wage adjustments for the Village staff. Council adopted the wage adjustments for the staff, but wanted some more time to consider wage adjustments for the Village management.

Mr. Meyer made a **Motion** to waive the 3 readings; seconded by Ms. Turner

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 5-1

Ms. turner made a **Motion** to adopt **Resolution 368-24**; seconded by Mr. Meyer

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-1 **Resolution 368-24 Adopted**

Mid-Year 2024 Payroll Adjustment for Fiscal Officer Effective July 7, 2024

Ordinance 1528-24 – Mid-Year 2024 5% Wage Adjustment for **Fiscal Officer**

3rd Reading the Ordinance is currently tabled and needs to be un-tabled

Ms. Cole made a **Motion** to un-table **Ordinance 1528-24**; seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 5-1

Mr. Meyer made a **Motion** to adopt **Ordinance 1528-24**; seconded by Ms. Turner

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-1 **Ordinance 1528-24 Adopted**

Mid-Year 2024 Payroll Adjustment for Police Chief Effective July 7, 2024

Ordinance 1530-24 – Mid-Year 2024 5% Wage Adjustment for **Police Chief**

1st Reading Waive the 3 readings

Mr. Meyer made a **Motion** to waive the 3 readings; seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 5-1

Mr. Meyer made a **Motion** to adopt **Ordinance 1530-24**; seconded by Ms. Turner

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-1 **Ordinance 1530-24 Adopted**

Committee Meetings / Reports

Tuesday, July 16 @ 7:00 pm	Next Planning Commission
Thursday, July 16 @ 6:00 pm	Hike Bike Committee
Monday, July 22 @ 7:00 pm	This Month's 2 nd Council Meeting Cancelled
Thursday, July 25 @ 6:00 pm	Next Finance Committee Meeting
Tuesday, August 6 @ 6:00 pm	Safety Committee
Monday, August 12 @ 7:00 pm	Next Month's Regular Council Meeting

New Business / Public Participation Items

Mr. Gipson wanted to add a comment regarding a possible walking path along S.R. 132. He noted that there is an ongoing dispute between Ed Miller and Anchor Fitness regarding people parking on Mr. Miller's property.

Jo Ann Martino reminded Council that the Evergreen Center will be having a concert on Saturday, July 24 to recognize Angelo Santoro for his work in presenting the concerts for the last 4 years.

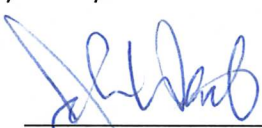
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr Pryor **Motion** passed 6-0
The meeting adjourned at 8:20 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, August 12, 2024

The Batavia Village Council met in regular session on Monday, August 12, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance. Cub Scout Pack 742 led the Pledge of Allegiance.

Roll Call of Members Present:

Mr. Gipson, Mr. Garrison, Ms. Cole, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Interim Police Chief Chris Warner, Officer Brian Fletcher

Others Attending the Meeting: Jo Ann Martino, Tom Miller, Patty Miller, Mary Moore, Jeff Bach, Ed Heming, Chuck Crelton (?), Noven (?) Preece, Steve Hayes

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Ms. Cole made a **Motion** to approve the July Bank Statements and Cash Journal, seconded by Mr. Gipson. The **Motion** passed 6-0

Approval of Minutes:

Ms. Turner made a motion to approve the minutes of July 8, 2024 Regular Council Meeting, seconded by Mr. Gipson. The **Motion** passed 6-0

Executive Session

The Solicitor informed Council that he would like Council to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1)

Mr. Gipson made a **Motion** to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1), seconded by Mr. Meyer

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 7:10

The Solicitor informed Council that the Village was made aware of an allegation of improper behavior and the Village is investigating the matter in a fair and impartial process that does not presuppose or imply any prejudgment or conclusions. When the investigation is completed Council will be informed of the findings.

Ms. Cole made a **Motion to return from Executive Session**, seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 6-0**

Council returned from Executive Session at 7:45

Police Department: Interim Chief Christopher Warner

Report on July police activity: 637 calls
104 traffic stops
49 citations issued
19 mutual aid calls

The Safety Committee met on August 6. The Chief is formulating a budget for 2025.

The Batavia Local Schools begin class on August 15. The SRO Officers will transition off road duty and move back to the schools.

Officer Whitaker and k-9 Drees located a suicidal person in Anderson Township who was trying to commit suicide and had seriously injured themselves before fleeing into the woods.

Officer Whitaker made several traffic stops during the month resulting in 3 felony drug arrests.

We have received several complaints regarding speeding in the Streamside Subdivision. Police Officers have been directed to patrol and try to reduce the problem.

Village Administrator: Ken Geis

DORA Designated Outdoor Refreshment Area

I have included the following reference documents regarding the creation of the DORA.

Sample DORA Application.

Map of the proposed DORA area (encompassing 159 acres)

Listing of requirements for the DORA

At this meeting, I would like to get a motion to accept the map and authorization to begin the process to create the DORA.

Mr. Pryor asked how long the process of establishing a DORA would take.

The Administrator responded that we need to file an application, publish notice, get Council's approval, then send the package to the State of Ohio for approval. The whole process should take about 3 months.

Mr. Pryor made a **Motion** to accept the DORA map and to direct the Administrator to begin the process to create a DORA, seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 6-0**

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We continue to work on this project and site access.

Streamside

The Developer is preparing to submit plans for the next phase.

Library

Nothing new to report.

River Pointe

Chip and I attended a meeting with the Clermont County Port Authority with the Developer.

Everything went well and the Developer will be applying for the exemption at a hearing in September.

Road Improvements

S.R. 222

The State continues to work on SR# 222. Hopefully, the road will be open in August.

Second Street and Spring Street

The scheduled the work to replace the sanitary line at Second and Spring St. has started. It should be completed very soon.

Water and Sewer Utilities

Water Utility

We continue to work on this transfer, and we submitted the information to the County at a meeting with Lyle Bloom on 7/2/24. I followed up with a letter to Mr. Bloom confirming that the Village has completed their requirements for the transfer. The County sent Chris Moore some additional requests that were not in the original contract. We are working diligently to satisfy these matters; however, we made it clear that we are treating this as the final list, with nothing else to be added.

The Mayor asked if the bulk water station will remain open. The Administrator responded that it is still unresolved. Clermont County wants to shut it down

Public Hearing regarding the Adoption of a Revised Zoning Code

Mr. Gipson made a **Motion** to leave the regular Council Meeting and go into a Public Hearing regarding the adoption of a revised Zoning Code and a revised Zoning Map, seconded by Mr. Pryor

Council voted 6-0 in favor **Motion** passed

At the May 21, 2024 Meeting, the Batavia Planning & Zoning Commission adopted a Revised Zoning Code for the Village of Batavia and a Revised Zoning Map.

Mr. Geis presented the Revised Zoning Code and Zoning Map in Chip Stewart's absence.

The major change was the elimination of “Public Facilities” as a zoning category. All parcels currently zoned Public Facilities will be changed to Planned Unit Development (PUD). This gives that Village more control over the properties.

There were no comments or concerns from the public.

Adjournment

Mr. Meyer made a Motion to Adjourn from the Public Hearing, seconded by Mr. Garrison.

Council voted 6-0 in favor **Motion** passed

Zoning Administrator: Mr. Geis presented Chip’s report in Chip Stewart’s absence,

Zoning Permits:

<u>Streamside</u>	new home permits	35
<u>Harvest Meadows</u>	new home permits	61
Total 2024 new home permits		96
Other 2024 Zoning Permits		34
Total 2024 Zoning Permits		130

Zoning Violations:

working violations in progress	28
violations in court process	7
remediated violations (including 2023).	35

Crosswalks: The Street Department has installed all except one of the flashing crosswalk signs.

Verizon Cell Towers: Three of the towers are working, although they are LTE towers and not 5G speed. We are still waiting on the cell tower at the Main Street bridge.

Zoning Change: There are a few items coming up for the Zoning Commission meetings.

1. Harvest Meadows phase 3 final PUD Plan hearing at the Planning and Zoning Committee Meeting on August 20, 2024.
2. Streamside phase 4 final development plans were approved at the Planning and Zoning Committee Meeting on July 16, 2024
3. Zoning change from B1 to R2 Public Hearing at the Planning and Zoning Committee Meeting on August 20, 2024 regarding 50 N Third Street
4. Zoning change PUD Public Hearing at the Planning and Zoning Committee Meeting on September 17, 2024 regarding the Hayes Clough Pike/Taylor Road development.

Mr. Pryor complimented the Village on the crosswalk signs. They have made crossing Main Street much safer. There still is an issue with the crosswalk at Main and Riverside with cars turning right and not being aware of pedestrians crossing the street.

Village Solicitor: Christopher Moore

Mr. Moore reminded Council that although marijuana became legal on August 6, that does not mean that you can drive while high. You still have to act responsibly.

Clermont County has become receptive to accepting the transfer of the water and sewer utilities per the terms of the contract.

We are working with a different person at ODOT regarding the electric vehicle charging station on Bauer Road and we are hopeful for a resolution.

The Solicitor is working with Mr Stewart on zoning violations. We are optimistic that there will be a resolution of 3 cases currently in court.

Mayor: C. Scott Runck

The Village-wide yard sale will be Saturday, September 7 and Sunday, September 8.

The Village Fun Fair will be held Saturday, September 14. The Village has purchased shirts for the staff and Council Members to help identify us at the fair.

The Christian Help Center has inquired about renting the Village Hall on Sunday, November 24. to provide free Thanksgiving meals to those community members in need.

The street department has repurposed the black fencing that was removed from the retention basins on Main Street. The fencing has been put up at the cemeteries on Old Boston Road and Old South Riverside Drive.

Fiscal Officer: John Waite

Fiscal Officer's report on July activity submitted to Council

At the July 25 Finance Committee Meeting the Fiscal Officer informed the members that although he has been forecasting a deficit for 2024, as of July 31 the Villages revenue and expenses have been about equal.

The bank balance on January 1 was \$1,695,115. The bank balance at July 31 was \$1,610,368.

Legislation

Ordinance Authorizing the Vacation of Cemetery Road

Ordinance 1531-24**2nd Reading**

Cemetery Road is a dedicated street within the Batavia Union Cemetery. The Batavia Union Cemetery Board has presented the Village of Batavia with a Petition asking the Village to vacate the street so that ownership and control will revert to the cemetery.

Ordinance Amending and Replacing the Village of Batavia Zoning Code and Amending and Replacing the Village Zoning Map

Ordinance 1532-24

1st Reading

Please note that the change in the zoning map is the elimination of zoning category "Public Facility", which is colored blue on the map. Everything currently colored blue will be changed to orange, which is "Planned Unit Development".

Health Insurance Renewal

The Anthem Health Insurance policy renewal is September 1. The premium increased by 24%. The Fiscal Officer asked Council for a Motion to approve the renewal of the Anthem contract.

Mr. Pryor made a **Motion** to approve the renewal of the Anthem health insurance contract and to authorize the Administrator to execute the contract on behalf of the Village, seconded by Ms. Cole

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Committee Meetings / Reports

Tuesday, August 20 @ 7:00 pm	Next Planning Commission
Thursday, August 22 @ 6:00 pm	Next Finance Committee Meeting - cancelled
Monday, August 26 @ 7:00 pm	This Month's 2 nd Council Meeting - cancelled
Monday, September 9 @ 7:00 pm	Next Month's Regular Council Meeting
Thursday, September 19 @ 6:00 pm	Next Hike Bike Committee

Hike Bike Committee Report: Jason Garrison

The Hike Bike Committee met on July 17. The Committee decided that the preferred route for a Hike Bike path is south on S. Riverside Drive to Old South Riverside Drive and then over a bridge to Sycamore Park. If a larger grant can be found to pay for the bridge, the Committee proposed applying for Community Block Grant Funds to pay for the Village's share.

The Committee also discussed placing bicycle racks in downtown Batavia. They had contacted Superior Steel about bike racks and recommended approving U-shaped bike racks with a Batavia logo.

New Business / Public Participation Items

Mr. Gipson wanted to address a safety issue at the Batavia Schools due to the darkness at the pedestrian crossing across Old S.R. 32. He asked if the Village could rent temporary lights.

The Solicitor responded that the Village may not be able to put lights on school property or on Old S.R. 32 because it is in Batavia Township.

Officer Warner said that we do have lights at the crosswalk because we have been parking a cruiser there with flashing lights. However, he will discuss the issue with the school superintendent.

Mr. Pryor asked if the Village could contact the Batavia Schools to see if they have any plans to utilize the vacant site on Broadway. The property is a prime development site.

Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr Garrison

Motion passed 6-0

The meeting adjourned at 8:50 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, September 9, 2024

The Batavia Village Council met in regular session on Monday, September 9, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance.

Roll Call of Members Present:

Mr. Gipson, Mr. Garrison, Ms. Cole, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Interim Police Chief Chris Warner, Street Superintendent Wayne Smith

Others Attending the Meeting: Jo Ann Martino, Tom Miller, Mary Moore, Jeff Bach, Ed Heming, Lana Fritsch, Brandi Madigan, Matt Waits, Jenny Stewart, Ban Stewart, Kevin Burks, Victor Billingsley, Jim Sauls, Randy Perry, John Thebout

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Pryor made a **Motion** to approve the August Bank Statements and Cash Journal, seconded by Ms. Turner. The **Motion** passed 6-0

Approval of Minutes:

Mr. Meyer made a motion to approve the minutes of August 12, 2024 Regular Council Meeting, seconded by Ms. Turner. The **Motion** passed 6-0

Executive Session

The Solicitor informed Council that he would like Council to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1)

Mr. Gipson made a **Motion** to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1), seconded by Mr. Garrison

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 7:04

The Solicitor and Acting Chief Warner informed Council that probationary police officer Jay Manning is not meeting the Village's expectations and recommend his employment be terminated before the probationary period ends.

Mr. Pryor made a **Motion to return from Executive Session**, seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 6-0**

Council returned from Executive Session at 7:25

Police Department: Interim Chief Christopher Warner

Report on August police activity:

34	traffic stops
21	citations issued
4	written warnings
2	minor misdemeanor citations (fighting)
9	auto accident reports taken
13	school off-duty details

Regarding the issue of pedestrian safety crossing Main Street at Riverside Drive, we cannot put flashing lights of signs in the roadway because there isn't enough room. Signs informing drivers to yield to pedestrians are already posted next to the traffic light.

Mr. Pryor commented that pedestrian crossings at the intersection seems to be less hazardous recently.

We are working with the Zoning Commissioner regarding the homeless people camping in the woods on the property at 530 Clermont Ave. The issue is close to being resolved.

Clermont Adult Probation wanted to thank Officer Whitaker for providing them with information about an individual on probation.

I spoke with Batavia School Superintendent Keith Millard about providing improved lighting at the school entrance on Old S.R. 32 and advised him to contact Duke Energy about putting up a light pole at the entrance. He did not want the Village to rent temporary lighting.

Mayor Runck told Council that we have an officer who is on probation who doesn't seem to be a good fit and he recommends that we let him go.

Mr. Gipson made a **Motion** to terminate the employment of Officer Jay Manning effective tomorrow, September 10, 2024, seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion passed 6-0**

Village Administrator: Ken Geis

DORA Designated Outdoor Refreshment Area

We are working on the creation of the DORA. We have identified the area to be included.

Mr. Pryor would like the Village to promote the DORA as a way to bring business to the Village.

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane

We now have a fully executed lease with ODOT for use of a portion of their parcel. I believe that construction should take about 60 days. The equipment has already been purchased.

Streamside

Lots continue to sell and CRA's are being processed.

River Pointe

I talked to the Developer, and he will be filing plans for Phase 1 of the development. He is looking for a groundbreaking ceremony in October.

Union Township JEDD

Union Township presented a Joint Economic Development District (JEDD) to the village for two marijuana dispensaries. The Township is proposing that the Village receive 15% of the Net Profit Earnings Tax based upon the statutory authority of the Village. The document also proposes a "No Annexation" clause in it as well. I have included a sample agreement for discussion at the Meeting.

Broadway property owned by the Batavia School District

I checked with the Superintendent and the School District responded with this statement:

"...Board to hold the property as we continue to explore the ramifications of the uptick in housing starts on the future space needs of the District."

Road Improvements

S.R. 222

The roundabout opened on 8-17-24, nearly two weeks early. The contractor is going to wait until September to plant some of the landscaping.

Second Street and Spring Street

The work was completed on 8-19-2024 (Exclusive of the sidewalk repair, which was completed on 8/23). We received the as built and filed them (drawings) with the county.

Water and Sewer Utilities

Water Utility

We completed all necessary requirements for the water and sanitary transfer. We requested a final read from the County. I talked to Lyle about the transfer. He reported that the County has no intention to continue billing for trash. I am working on a solution.

Zoning Administrator Chip Stewart

Zoning Permits:

<u>Streamside</u>	<i>new home permits</i>	<i>36</i>
<u>Harvest Meadows</u>	<i>new home permits</i>	<i>70</i>
	<i>Total 2024 new home permits</i>	<i>106</i>

Harvest Meadows Phase 2 has been approved and they are working on Phase 3.

Zoning Violations:

working violations in progress	28
violations in court process	7
remediated violations (including 2023).	33

Crosswalks: The Street Department has installed all of the flashing crosswalk signs on E Main Street. The crosswalk signs on Fifth Street haven't been installed yet.

Verizon Cell Towers: Three of the towers are working, although they are LTE towers and not 5G speed. We are still waiting on the cell tower at the Main Street bridge.

Zoning Change: There are a few items coming up for the Zoning Commission meetings.

1. Harvest Meadows phase 3 final PUD Plan had a public hearing and the plan was approved at the Planning and Zoning Committee Meeting on August 20, 2024.
2. Zoning change from B1 to R2 Public Hearing was held at the Planning and Zoning Committee Meeting on August 20, 2024 regarding 50 N Third Street and the change was approved.
3. Zoning change PUD Public Hearing will be held at the Planning and Zoning Committee Meeting on September 17, 2024 regarding the Hayes Clough Pike/Taylor Road development.

Village Solicitor: Christopher Moore

Transfer of Water and Sewer Utility to Clermont County

A Resolution approving the transfer of the Village's Water and Sewer Utilities to Clermont County pursuant to the terms of the September 24, 2014, contract and authorizing the Village Administrator to execute the deeds and transfer documents necessary to accomplish the transfer on behalf of the Village of Batavia

Resolution 370-24

1st Reading Declare an Emergency and Waive the three readings

Mr. Gipson made a **Motion** to declare an emergency and to waive the 3 readings; seconded by Ms. Cole

Vote by Roll:	Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes	Motion passed 6-0
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Mr. Gipson made a **Motion** to adopt **Resolution 370-24**; seconded by Ms. Cole

Vote by Roll:	Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes	Motion passed 6-0	Resolution 370-24 Adopted
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Clermont County has become receptive to accepting the transfer of the water and sewer utilities per the terms of the contract.

We are working with a different person at ODOT regarding the electric vehicle charging station on Bauer Road and we are hopeful for a resolution. Mr. Moore told Council that after months of negotiation the Electric Vehicle Charging Station is finally going to happen and it is only due to the work of Mr. Geis.

The Solicitor is working with Mr. Stewart on zoning violations. We are optimistic that there will be a resolution of 3 cases currently in court.

Mayor: C. Scott Runck

The Village Fun Fair will be held Saturday, September 14. Main Street will be closed from 8:00am to 10pm from Riverside Drive to Fourth Street.

Clermont County has demolished the Carriage House.

The street department has repurposed the black fencing that was removed from the retention basins on Main Street. The fencing has been put up at the cemeteries on Old Boston Road and Old South Riverside Drive.

The small figurine signs at the crosswalks directing drivers to stop for pedestrians were removed because of Fun Fair. They will be replaced after Fun Fair and the Car Show.

Mr. Garrison asked the Mayor and the Street Department to put up signs asking drivers on N Riverside Drive to slow down during Halloween.

Fiscal Officer: John Waite

Fiscal Officer's report on August activity submitted to Council

Legislation

Ordinance Authorizing the Vacation of Cemetery Road

Ordinance 1531-24 3rd Reading

Cemetery Road is a dedicated street within the Batavia Union Cemetery. The Batavia Union Cemetery Board has presented the Village of Batavia with a Petition asking the Village to vacate the street so that ownership and control will revert to the cemetery.

Mr. Garrison made a **Motion** to adopt **Ordinance 1531-24**; seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Motion passed 6-0

Ordinance 1531-24 Adopted

Ordinance Amending and Replacing the Village of Batavia Zoning Code and Amending and Replacing the Village Zoning Map

Ordinance 1532-24

2nd Reading

Please note that the change in the zoning map is the elimination of zoning category "Public Facility", which is colored blue on the map. Everything currently colored blue will be changed to orange, which is "Planned Unit Development".

Appropriations Amendment To increase the appropriations for Street Dept supplies and contractual items

Ordinance 1533-24

1st Reading Declare an Emergency and Waive the three readings

Ms. Cole made a **Motion** to declare an emergency and to waive the 3 readings; seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Ms. Turner made a **Motion** to adopt **Ordinance 1533-24**; seconded by Mr. Meyer

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 6-0 **Ordinance 1533-24 Adopted**

Resolution 369-24 – Resolution Approving Property Tax Rates and Amounts as Determined by the Clermont County Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor

1st Reading Declare an Emergency and Waive the three readings

Ohio Revised Code Section 5705.34 requires each taxing authority, by Ordinance or Resolution, to authorize the necessary tax levies and certify them to the County Auditor by October 1st.

Mr. Pryor made a **Motion** to declare an emergency and to waive the 3 readings; seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mr. Gipson made a **Motion** to adopt **Resolution 369-24**; seconded by Mr. Garrison

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 6-0 **Resolution 369-24 Adopted**

Committee Meetings / Reports

Tuesday, September 17 @ 7:00 pm Next Planning Commission
Public Hearing re: Zoning change Taylor Rd/Clough Pike Development

Monday, September 23 @ 7:00 pm This Month's 2nd Council Meeting
Public Hearing re: Zoning change 50 N Third Street
Public Hearing re: Zoning change Taylor Rd/Clough Pike Development

Thursday, September 26 @ 6:00 pm Next Finance Committee Meeting has been cancelled

Tuesday, October 15 @ 7:00 pm Next Month's Regular Council Meeting
Date changed because Monday, October 14 is Columbus Day Holiday

New Business / Public Participation Items

Mr. Matt Waits, a resident on Spring Street, said that he was attending the meeting hoping to hear a discussion about the Taylor Rd/Clough Pike Development. He said that trust in politicians is low and when people come to a meeting upset about something that is not being proposed, it would be a good idea to describe the process.

Chip Stewart informed Council that he, the Mayor and the Administrator had a web meeting with ODOT regarding the S.R. 32 at Harold Road intersection. ODOT is proposing closing off the center of S.R. 32. The Village proposed making a left turn only eastbound turn lane and adding decelerating and accelerating lanes eastbound and westbound. He did a PowerPoint presentation of the proposals.

Mr. Pryor asked if there has been any movement on the proposal to allow golf carts in the Village. The administrator said no, but he would work on it for the October meeting.

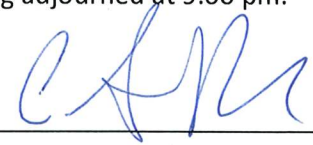
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr Pryor

Motion passed 6-0

The meeting adjourned at 9:00 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, October 15, 2024

The Batavia Village Council met in regular session on Tuesday, October 15, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Cub Scouts Joe and Ella Henderson-Johns.

Roll Call of Members Present:

Mr. Gipson, Mr. Garrison, Ms. Cole, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Interim Police Chief Chris Warner, Street Superintendent Wayne Smith

Others Attending the Meeting: Bill Albright, Katie Briley, Barb Bruner, Kevin Bucher, Angie Burke, Pam Chidester, Ed Chorey, Elizabeth Cramlet, Chuck Crellin, Mike Dewall, John Ebaugh, Michael Enriquez, Joe Fisher, Lana Fritsch, Chuck Gallagher, Chuck Garland, Annett Gatchett, Joan Gatchett, Chuck Garland, John Hartman, Denise Helmsderfer, Ed Heming, Nicole Henderson, Chris Henderson-Johns, Shana Horise, Dale Howell, Jake Knapp, Karen Knapp, David Lewis, Kyle Lewis, Dennis Luken, Jo Ann Martino, Keith Millard, Judy Miller, Tom Miller, Mark Monnih, Sandy Mues, Ray Neiser, David Parrett, Stacy Patel, Randy Perry, Katie Reily, Nicole Stonitsch, Karen Swartz, Ed Torry, John Thebout, Suzanne Vaillancourt, Chris Vezna, Brian Wandstrat, Robert Wehrle, Linda Weidner, Norb Weidner, James Whalen, Ned Wharnell, Bobby Worley, Lauri Zagar

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Pryor made a **Motion** to approve the September Bank Statements and Cash Journal, seconded by Ms. Cole. The **Motion** passed 6-0

Approval of Minutes:

Mr. Gipson made a motion to approve the minutes of September 23, 2024 Regular Council Meeting, seconded by Mr. Meyer. The **Motion** passed 6-0

Police Department: Interim Chief Christopher Warner

Report on August police activity: 34 traffic stops

Report on September police activity: 27 traffic stops

27 traffic stops 16 citations issued 18 written warnings

6 offences reports 14 incident reports 7 arrests

3 K9 vehicle sniffs 1 K9 assist other agencies

18 auto accident reports taken

78 H.S. SRO service calls 48 M.S. SRO service calls 2 E.S. SRO service calls

Police Staffing

Police Officer Manning was terminated on September 9. Acting Chief Warner recommends replacing him by hiring Megan Sickles as a full-time police officer effective October 16, 2024 at a pay rate of \$27.60 per hour. She previously worked at the College of Mt St. Joe and Goshen Township Police Department.

Mr. Garrison asked if the Village followed the more active vetting process that had been discussed before recommending this hire. Mr. Stewart replied that he had done a thorough background check and he is recommending hiring Megan Sickles.

Mr. Pryor made a Motion to approve hiring Megan Sickles as a full-time police officer effective October 16, 2024, at a pay rate of \$27.60 per hour; seconded by: Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Mayor Runck proceeded to swear in Megan Sickles as a full-time police officer.

Interim Police Chief Warner has been working on the homeless problem in the Village.

Village Administrator: Ken Geis

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane
Work is underway on the Charging Station.

Bauer Road Clough Pike Development

Mr. Stewart, Mr. Gipson and I met with the developer regarding the site to discuss modifications to the plan.

Christmas Tree Lighting

The Village is preparing for the tree lighting event that will occur on Friday, December 6. Santa, carriage rides and refreshments are planned.

Road Improvements

O.D.O.T. Proposal for S.R. 32 at Herold Road

ODOT is proposing a modification to SR#32 at Herold Rd. We notified ODOT and our hope is ODOT will support and assist with funding a more permanent solution. The Village recommended solution is a "left-only" from eastbound SR#32 at Herold. This option is a mirror image of an option created by ODOT.

Roundabout at S.R. 222

The Batavia Business association is looking into the possibility of installing a bronze statue in the center of the Roundabout on SR#222.

Crack Sealing Streets

Public Works is finishing crack sealing on the south side of the Village.

Brush

Employees cleared the banks of the river near the bridge to provide better visibility and to eliminate some homeless camps.

Mr. Pryor asked if Clermont County has any plans to reopen the homeless shelter on Old S.R. 32? Mr. Geis told him that Clermont County doesn't want to reopen the shelter and plan to continue with the voucher program with local hotels.

Water and Sewer Utilities

Water Utility

We finished everything relating to the water service transfer. We sent a notice to property owners that Rumpke will bill separately for the service. We are waiting on notice from the County about the final billing.

On Wednesday, October 9, The Clermont County Commissioners passed a resolution to accept the transfer of the Water and Sanitary system.

Zoning Administrator Chip Stewart

Zoning Permits:

<u>Streamside</u>	<i>new home permits</i>	<i>45</i>
<u>Harvest Meadows</u>	<i>new home permits</i>	<i>84</i>
<i>Total 2024 new home permits</i>		<i>129</i>

Bauer Road Clough Pike Development

The developer revised the plan lowering the density by reducing the number of homes from 794 to 668. There will be 345 single-family homes and 321 townhouses. The minimum lot size is increased to 50 feet. The minimum house size is 1,200 square feet. The buffer zone has been increased to a minimum of 50 feet. The developer will maintain the existing vegetation.

Zoning Violations:

working violations in progress	28
violations in court process	7

Crosswalks: The Street Department has completed all of the flashing crosswalk signs on E Main Street. The crosswalk signs on Fifth Street haven't been installed yet.

Verizon Cell Towers: Three of the towers are working, although they are LTE towers and not 5G speed. We are still waiting on the cell tower at the Main Street bridge.

Village Solicitor: Christopher Moore

On Wednesday, October 9, The Clermont County Commissioners passed a resolution to accept the transfer of the Water and Sanitary system. One of the Commissioners noted that Village residents will now pay the same water and sewer rates as the rest of Clermont County which will be a 40% reduction since they have been charging the Village a surcharge.

Mr. Moore has continued to pursue nuisance zoning violations in Court.

He worked on the agreement with ODOT for the high-speed electric charging station at Bauer Road.

He worked on contract issues, personnel issues and ODOT's proposal for the S.R. 32 at Herold Road interchange.

Mayor: C. Scott Runck

The Mayor announced that Halloween will be celebrated on Thursday, October 31 from 6 to 8.

The Car Show on Main Street was held on September 29 and was a success in spite of the rain.

The Mayor introduced Chris Vezna, who has opened a new business on E Main Street, next to Grammas Pizza. The name is U R Artists and is promoting art and creativity for kids.

The small figurine signs at the crosswalks directing drivers to stop for pedestrians were removed because of Fun Fair. They will be replaced after Fun Fair and the Car Show.

Mr. Garrison asked if Council could get an update of the status of the Police Chief. Mr. Moore responded that he can do that, but it should be in Executive Session, and it should be at the end of tonight's meeting.

Fiscal Officer: John Waite

The Fiscal Officer's report on September activity has been submitted to Council

Legislation

An Ordinance approving a Zoning Change from B-1 to R-2 for parcel 060203.124 located at 50 N Third Street, Batavia, OH 45103

Ordinance 1534-24

2nd reading

Council didn't express any questions or concerns.

An Ordinance approving a Zoning Change from I/O to PUD for parcel 012007E.035 known as the BRMI Development

Ordinance 1535-24

2nd reading

Council didn't express any questions or concerns.

An Ordinance approving a Zoning Change from I/O to PUD for parcels 012007E.035, 0102006D.008 and 012006F.024 currently known as the Bauman Lane Taylor Road Development

Ordinance 1536-24

1st Reading (continued)

Council didn't express any questions or concerns.

Appropriations Amendment To approve year-end available appropriations. I currently don't expect to need to use the additional appropriations, but at the end of every year, unexpected expenses occur and I need the flexibility to be able to pay any unexpected expenses that haven't been budgeted. Unused appropriations will be cancelled at the end of the year.

Ordinance 1537-24

1st Reading

Council didn't express any questions or concerns.

An Ordinance approving Temporary Appropriations for 2025

2024 appropriations expire at the end of the year. Temporary 2025 appropriations allow for the payment of bills in the first 3 months of 2025. Permanent 2025 appropriations are adopted after the 2024 year-end financial statements have been filed with Auditor of the State of Ohio.

Ordinance 1538-24

1st Reading

Council didn't express any questions or concerns.

Committee Meetings / Reports

Monday, October 28 @ 7:00 pm

This Month's 2nd Council Meeting

Wednesday, November 6 @ 6:00 pm

Cemetery Meeting

Tuesday, November 12 @ 7:00 pm

Next Month's Regular Council Meeting

Date changed because Monday, November 11 is Veterans Day Holiday

New Business

Mr. Pryor asked if UDF can be encouraged to overhaul the Main Street store with a facelift. Mr. Geis responded that he has had conversations with UDF about replacing the store, but the site is too small to build one of their bigger stores. However, UDF is open to renovating the store.

Mr. Geis gave an update on the River Pointe apartments. They are finalizing their agreement with the Port Authority regarding sales tax. They have made improvements to the exterior design and improved amenities. The walking path will be covered gravel but eventually may be paved.

We reached out to Clermont County Economic Development regarding funding for the Hike Bike path. Once we can find a funding source, we need to apply for a grant that we can use as seed money for the grant.

Public Participation

Ray Neiser – Batavia Township

The density in the revised development plan is still too high. He would like to see R-1 zoning, which only allows 2 houses per acre. The Village could approve R-1 zoning and then approve a variance to allow for more homes. He also wants a better buffer.

Chuck Gallagher – Clermont County Airport Manager

He prepared information packets for Council and asked if they had been delivered. The Mayor told him that he had delivered the packets. Mr. Gipson asked him about accidents at the airport. Mr. Gallagher replied that in 31 years there had been one fatality.

Kyle Lewis – Batavia Township

He had sent letters to each Councilmember. The airport has a master development plan. Airports and residential property are not compatible. Has there been any coordination between the developer and the airport? He noted that a lot of hurricane relief flights originated at the Clermont airport.

Bill Albright – Batavia Township

There are too many new developments. His taxes are going to go up because these houses have an abatement. The Village should be focusing on bring in more jobs not abated developments.

Barb Bruner – Batavia Township

She said that she was going to speak to our hearts. Just do the right thing. She lives 3 miles outside the Village but always considered herself to be living in Batavia. People come to Batavia because of the schools. With additional students, the school will have to pass new levies. Taxes on Village residents will be going up.

Joe Fisher – Batavia Township

The schools are not getting nothing. They get the real estate tax on the land. But they are excluded from the tax on the houses. The CJFED should be reformed to exclude the Village if the Village is going to abate the tax.

John Hartman – Batavia Township

At the last meeting we were told that development information would be made available, but it still isn't on the Village's website.

Brian Wandstrat – Batavia Township

In 1988 the Clermont Commissioners rejected a proposed development at this site for 321 homes. Now the Village propose 794 and then reduced it to 668. It is too many houses.

What is the benefit of a PUD vs Industrial zoning? He is against a PUD for the industrial development. Industrial zoning allows for everything allowed by a PUD, but a PUD can be used to circumvent regular zoning.

Ray Neiser – Batavia Township

There is a creek on the property. What is happening with the creek?

Nicole Stonitsch – Batavia Township

She lives adjacent to the proposed development. Her concern is the additional traffic because she needs to cross the street to get to her mailbox.

Ed Torry – Batavia Township

He was unable to find the development document on the Village's website? Has the Village performed an economic impact study of the community, a traffic study and a safety study? Has the Village received a FAA regulatory approval regarding the parameter around the airport?

Katie Reily – Village

She is concerned that our small school will become a big school. Why does the Village have to offer tax abatements?

Kyle Meyer replied that tax incentives bring development.

Pam Chidester – Batavia Township

Her concern is traffic. Why does the village have to offer a CRA when there is a housing shortage?

Kyle Meyer replied that the whole Village is in the CRA.

Chuck Garland – Batavia Township

His concern is traffic. His mailbox on Clough has been hit seven times.

Robert Wehrle – Batavia Township

The infrastructure isn't adequate. There have been water main breaks. There is already a traffic problem at the Main Street bridge.

Ray Neiser – Batavia Township (spoke a 2nd time but on a different issue)

There is a creek on the property. What is happening with the creek?

Executive Session

The Solicitor informed Council that he would like Council to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1)

Mr. Garrison made a **Motion** to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1), seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 8:50

The Solicitor informed Council that the process is ongoing and we are being careful to not skip any step that could overturn any decision we make. He told Council that he is negotiating with Chief Young's attorney for a solution. He told Council that he can't tell Council any more because they may become jurors and he doesn't want to prejudice the process. He asked Council to be patient.

Mr. Gipson made a **Motion to return from Executive Session**, seconded by Mr. Meyer.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr.
Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council returned from Executive Session at 9:20

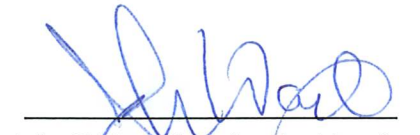
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Pryor **Motion** passed 6-0

The meeting adjourned at 9:25 pm.

ATTEST:


C. Scott Runck, Mayor


John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, October 28, 2024

The Batavia Village Council met in regular session on Monday, October 28, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance.

Roll Call of Members Present:

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Zoning Commissioner Chip Stewart, Interim Police Chief Chris Warner, Street Superintendent Wayne Smith, Officer Christopher Whitaker

Others Attending the Meeting: Bill Albright, Victor Billingsly, Jeff Bonecutter, Barb Bruner, Cindy Bucher, Kevin Bucher, Ed Chorey, Elizabeth Cramlet, Eryn Cranlet, Joe Fisher, Lana Fritsch, Chuck Gallagher, Ruth Hart, John Hartman, Denise Helmsderfere, Ed Heming, Dale Howell, Jo Ann Martino, , Jerilyn Meranda, Bill Meyer, Keith Millard, Judy Miller, Tom Miller, John Nau, Lauren Nehly, Ray Neiser, Rex Parsons, Stacy Patel, Randy Perry, Katie Reily, Jim Sauls, Ken Stewart, Joe Stonitsch, Nicole Stonitsch, Karen Swartz, Suzanne Vaillancourt, Brian Wandstrat, Lauren Webb, Robert Wehrle, Linda Weidner, James Whalen, Michael Wolf

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Minutes:

Mr. Pryor made a motion to approve the minutes of October 15, 2024 Regular Council Meeting, seconded by Mr Meyer. The **Motion** passed 6-0

Police Department: Acting Chief Warner

Nothing to report

Village Administrator: Ken Geis

Nothing to report

Zoning Commissioner: Chip Stewart

Nothing to report

Village Solicitor: Christopher Moore

Executive Session

The Solicitor informed Council that he would like Council to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1)

Mr. Gipson made a **Motion** to adjourn to Executive Session to consider the charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1), seconded by Mr. Garrison

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 7:05

The Solicitor informed Council that the date for the hearing has been moved from November 4 to November 7 to accommodate witnesses.

Ms. Turner made a **Motion to return from Executive Session**, seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council returned from Executive Session at 7:17

No legislative action was taken on this matter at this time.

Mayor: Charles Scott Runck

The Veterans Day parade is Sunday, November 10th at 2:00 pm.

Fiscal Officer: John Waite

Legislation

An Ordinance approving a Zoning Change from B-1 to R-2 for parcel 060203.124 located at 50 N Third Street, Batavia, OH 45103

Ordinance 1534-24

3rd Reading Council did not have any questions or comments about the legislation.

Mr. Pryor made a **Motion** to adopt **Ordinance 1534-24**; seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Motion passed 6-0

Ordinance 1534-24 Adopted

Executive Session

The Village Administrator Informed Council that he would like Council to adjourn to Executive Session to consider economic development of property pursuant to O.R.C. 121.22(G)(8)

Mr. Gipson made a **Motion** to adjourn to Executive Session to consider economic development of property pursuant to O.R.C. 121.22(G)(8), seconded by Mr. Pryor

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 7:20

The Administrator discussed alternatives for economic development of property.

Mr. Gipson made a **Motion to return from Executive Session**, seconded by Mr. Pryor.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council returned from Executive Session at 7:51

No legislative action was taken on this matter at this time.

An Ordinance approving a Zoning Change from I/O to PUD for parcel 012007E.035 known as the BRMI Development

Ordinance 1535-24

3rd Reading Council did not have any questions or comments about the legislation

Mr. Pryor made a **Motion** to adopt **Ordinance 1535-24**; seconded by Mr. Gipson

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes

Motion passed 6-0

Ordinance 1535-24 Adopted

An Ordinance approving a Zoning Change from I/O to PUD for parcels 012007E.035, 0102006D.008 and 012006F.024 currently known as the Bauman Lane Taylor Road Development

Ordinance 1536-24

2nd Reading Council didn't express any questions or concerns.

Appropriations Amendment To approve year-end available appropriations. I currently don't expect to need to use the additional appropriations, but at the end of every year, unexpected expenses may occur and I need the flexibility to be able to pay any unexpected expenses that haven't been budgeted. Unused appropriations will be cancelled at the end of the year.

Ordinance 1537-24

2nd Reading Council didn't express any questions or concerns.

An Ordinance approving Temporary Appropriations for 2025

2024 appropriations expire at the end of the year. Temporary 2025 appropriations allow for the payment of bills in the first 3 months of 2025. Permanent 2025 appropriations are adopted after the 2024 year-end financial statements have been filed with Auditor of the State of Ohio.

Ordinance 1538-24

2nd Reading Council didn't express any questions or concerns.

Committee Meetings / Reports

Thursday, November 7 @ 7:00 pm	Special Council Meeting Re: To consider charges or complaints against a public employee pursuant to O.R.C. 121.22(G)(1)
Wednesday, November 6 @ 3:00 pm	Next Cemetery Committee Meeting
Tuesday, November 12 @ 7:00 pm	Next Month's Regular Council Meeting Date changed because Monday, November 11 is Veterans Day Holiday
Tuesday, November 19 @ 7:00 pm	Next Planning and Zoning Committee (if needed)

New Business

The Mayor announced that the Village Newsletter is being mailed out today.

Public Participation / Comments

Chuck Gallagher – Clermont County Airport Manager

The airport consists of 43 acres and was formed in 1968. At the time the airport was formed, all of the surrounding land was zoned industrial. The airport has generated a lot of jobs.

Robert Wehrle – Batavia Township

He has been attempting to survey village residents regarding their opinions regarding annexation, growth and incentives.

Cathy Meyer– Batavia Township

She is against tax abatements because they don't fund the schools. She wants to know if the Village will continue to use incentives for growth.

Lauren Webb–

Her school-age daughter spoke at an earlier meeting. She wants to know more about the process of property incentives. Are we going to continue giving tax abatements? We need to consider the effect on the schools.

Joe Fisher– Batavia Township

He presents information on Stronger Batavia. With tax abatements, everyone cannot get 100% of their revenue. The pre-annexation agreement is void. Is there a new agreement?

Bill Albright– Batavia Township

Batavia needs more jobs, not more houses.

Ed Chorey - Batavia Township

He has contacted the Federal Aviation Administration to see if the Village has filed all of the required permits.

Ray Neiser – Batavia Township

He still doesn't understand the reason for PUD zoning. He wants less density and a greater buffer zone with more trees.

Jeff Bonecutter– Pierce Township

He is an aviation consultant. The airport is required to protect the landing path by objecting to surrounding development zoning

Jerilyn Meranda

We have been told that the decision regarding tax abatement will be delayed until 2025. Council Members now have time to go to the airport and take a flight to see the issue regarding the surrounding property's zoning effect on airplane landing paths and visibility.

Rex Parsons– Batavia Township Trustee

Village residents are part of the township. We all need to share in the cost of the fire department and the schools. We all need to pay our fair share.

John Hartman

He is concerned about the small lot sizes and the small square footage for some of the houses.

Brian Wandstrat– Batavia Township

Why did the County Commissioners deny the zoning for a 321-unit development several years ago? Why does Ken Geis believe that development is good for the county? Why does the Mayor believe that the schools will not be underfunded? Have some discussion. Tell us why.

Katie Reily – Batavia Village

Who decides approval of developments? Answer – Planning and Zoning Commission.

Who decides whether to grant tax abatements? Answer – Village Council

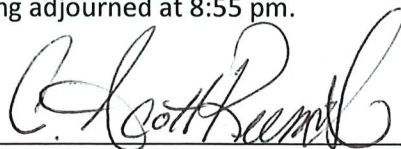
Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Mr Pryor

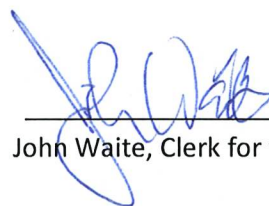
Motion passed 6-0

The meeting adjourned at 8:55 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, November 12, 2024

The Batavia Village Council met in regular session on Tuesday, November 12, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by Cub Scouts Joe and Ella Henderson-Johns.

Roll Call of Members Present:

Mr. Gipson, Ms. Cole, Mr. Pryor, Mr. Meyer, Ms. Turner Mr. Garrison was absent

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Interim Police Chief Chris Warner, Street Superintendent Wayne Smith, Officer Whitaker

Others Attending the Meeting: Victor Billingsley, Barb Bruner, Cindy Bucher, Kevin Bucher, Joe Fisher, Lana Fritsch, Chuck Gallagher, John Hartman, Denise Helmsderfer, Ed Heming, LeAnn Layman, Jo Ann Martino, Jerilyn Meranda, Keith Millard, Tom Miller, Mark Monnin, Ray Neiser, Stacy Patel, Randy Perry, Karen Swartz, John Thebout, Suzanne Vaillancourt, Brian Wandstrat, Linda Weidner, James Whalen

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Gipson made a **Motion** to approve the October Bank Statements and Cash Journal, seconded by Mr. Pryor. The **Motion** passed 5-0

Approval of Minutes:

Mr. Pryor made a motion to approve the minutes of October 28, 2024 Regular Council Meeting, seconded by Mr. Gipson. The **Motion** passed 5-0

Police Department: Interim Chief Christopher Warner

Report on August police activity: 27 traffic stops

Report on September police activity: 27 traffic stops

30 traffic stops 18 citations issued 13 written warnings

4 offence reports 7 incident reports 9 arrests

1 K9 vehicle sniffs 3 K9 assist other agencies

14 auto accident reports taken

68 H.S. SRO service calls 52 M.S. SRO service calls 14 E.S. SRO service calls

The Police Department is seeking food donations for Thanksgiving with a "Fill the Cruiser" campaign on Monday, November 18, from 10am to 2pm at the parking lot next to the bridge across from UDF.

Police Staffing

Executive Session

The Village Solicitor informed Council that he would like to adjourn to Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee pursuant to O.R.C. 121.22(G)(1).

Mr. Gipson made a **Motion** to adjourn to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee pursuant to O.R.C. 121.22(G)(1), seconded by Mr. Meyer

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 5-0

Council Adjourned to Executive Session at 7:08

Mr. Gipson made a **Motion to return from Executive Session**, seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 5-0

Council returned from Executive Session at 7:45

No further action was taken regarding this matter

Village Administrator: Ken Geis

Community and Economic Development

Electric Vehicle Charging Station at the corner of Bauer Road and Winemiller Lane
Work is underway on the Charging Station. We have until the end of the year to complete and file for reimbursement.

Christmas Tree Lighting

The Village is preparing for the tree lighting event that will occur on Friday, December 6. Santa, carriage rides and refreshments are planned.

Road Improvements

O.D.O.T. Proposal for S.R. 32 at Herold Road

We had a meeting with ODOT regarding a modification to SR#32 at Herold Rd. We notified ODOT that our recommended solution is a "left-only" from eastbound SR#32 at Herold. This option is a mirror image of an option created by ODOT. I executed an agreement for engineering necessary for grant submission with TEC. The grant application will be completed by December 31.

Leaves

The Public Works Division is currently picking up leaves. This will continue until December.

Water and Sewer Utilities

Water Utility

The Water System is transferred, and all inquiries will be forwarded to the County. We completed our final payment to the County.

Zoning Administrator Chip Stewart

Zoning Permits:

<u>Streamside</u>	new home permits	46
<u>Harvest Meadows</u>	new home permits	88
Total 2024 new home permits		134

Bauer Road Clough Pike Development

The developer revised the plan lowering the density by reducing the number of homes from 794 to 668. There will be 345 single-family homes and 321 townhouses. The minimum lot size is increased to 50 feet. The minimum house size is 1,200 square feet. The buffer zone has been increased to a minimum of 50 feet. The developer will maintain the existing vegetation.

Zoning Violations:

working violations in progress	28
violations in court process	7

Crosswalks: The Street Department has completed all of the flashing crosswalk signs on E Main Street. The crosswalk signs on Fifth Street haven’t been installed yet.

Verizon Cell Towers: Three of the towers are working, although they are LTE towers and not 5G speed. We are still waiting on the cell tower at the Main Street bridge.

Zoning Cases: We are still waiting on the final development plan for River Pointe Apartments.

Village Solicitor: Christopher Moore

In the last month the Solicitor has worked on contracts and the water and sewer transfer.

The nuisance zoning violations with Michael Kinner will be going to mediation. The nuisance zoning violations with the Wilson property will be going to trial.

He worked on the matters that were discussed in Executive Session.

Mayor: C. Scott Runck

Veteran’s Day Parade was held Sunday, November 10 and was successful even with the rain.

Christmas in the Village will be held Friday, December 6. There will be carriage rides, a manger, lighting the Christmas Tree, Santa, and hot chocolate. Many Main Street businesses will be open and participating.

The cub scouts held a pancake breakfast for veterans on November 10. It was well attended.

Fiscal Officer: John Waite

The Fiscal Officer's report on October activity has been submitted to Council

Legislation

An Ordinance approving a Zoning Change from I/O to PUD for parcels 012007E.035, 0102006D.008 and 012006F.024 currently known as the Bauman Lane Taylor Road Development

Ordinance 1536-24

3rd reading Council didn't express any questions or concerns.

Ms. Cole made a **Motion to adopt Ordinance 1536-24**, seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-0 **Ordinance 1536-24 adopted**

Appropriations Amendment To approve year-end available appropriations. I currently don't expect to need to use the additional appropriations, but at the end of every year, unexpected expenses occur and I need the flexibility to be able to pay any unexpected expenses that haven't been budgeted. Unused appropriations will be cancelled at the end of the year.

Ordinance 1537-24

3rd reading Council didn't express any questions or concerns.

Mr. Meyer made a **Motion to adopt Ordinance 1537-24**, seconded by Mr. Pryor.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-0 **Ordinance 1537-24 adopted**

An Ordinance approving Temporary Appropriations for 2025
2024 appropriations expire at the end of the year. Temporary 2025 appropriations allow for the payment of bills in the first 3 months of 2025. Permanent 2025 appropriations are adopted after the 2024 year-end financial statements have been filed with Auditor of the State of Ohio.

Ordinance 1538-24

3rd reading Council didn't express any questions or concerns.

Mr. Gipson made a **Motion to adopt Ordinance 1538-24**, seconded by Ms. Turner.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes
Motion passed 5-0 **Ordinance 1538-24 adopted**

Committee Meetings / Reports

Tuesday, November 19 @ 7:00 pm Next Planning & Zoning Commission Meeting

Monday, December 9 @ 7:00 pm Next Month's Regular Council Meeting

Wednesday, December 11 @ 6:00 pm Next Month's Cemetery Meeting

New Business from Council

None

Public Participation

Joe Fisher – Batavia Township

He doesn't agree with the way that the Village does business. There was a statement at the last meeting that a CRA tax abatement has not been adopted, but it is intended. A CRA is legal but it is not ethical. The Village is taking money from the schools.

Ray Neiser – Batavia Township

The zoning was approved. When will the public be able to voice their opinion on development? Mr Meyer responded, "At the planning and zoning meeting."

There has been a lot of input from the public, yet Council unanimously approved the zoning. Is the development a forgone conclusion? Have these hearing just been a formality? What is the point of the readings?

Keith Mallard – Batavia Local Schools Superintendent

He announced that he would be meeting with Mr. Geis later this week. A new enrollment study estimates student growth of 500 to 600 additional students which will push total enrollment to 3,000 to 3,100.

Financially, the schools can only get funding through levies or from the State of Ohio. Batavia has only asked for levies 3 times since 1991. When you increase enrollment by 110 students, the school has to add staff. The additional cost must be paid by all the non-abated properties.

Chuck Gallagher – Clermont County Airport Manager

He disagreed with the decision to approve the zoning. He wants to thank all the public that has been supporting the airport.

Brian Wandstrat – Batavia Township

He challenged Council to explain why we approved the zoning change. The question about why a PUD instead of R-1 zoning has not been answered. Mr. responded that when a zoning application is made that meets all of the requirements, then the Village is required to approve the application. Mr. Meyer responded that Batavia is growing and development in Clermont County is not going to stop. When a property owner wants to sell their land to develop it, the Village shouldn't tell them what to do. Growth is going to happen.

John Hartman— Batavia Township

A lot of the objection is not really zoning. The objection is really about the tax abatement and should occur at the Planning & Zoning meeting. If the Village has a good product to offer, then the Village shouldn't have to offer tax abatements.

He had a question about the turn lane on S.R. 32 at Herold Road. Mr. Meyer told him that ODOT has proposed closing the center of S.R. 32 at Herold Rd. to prevent any cross traffic or turns. The Village has proposed preventing cross traffic, but allowing a eastbound turn on S.R. 32 to Herold Rd. The Village is applying for a grant to pay for a traffic study.

Jeralyn Meranda – Batavia Township

Her concern is the additional traffic on Clough Pike. She thanked the Mayor for meeting with her to count the cars on Clough Pike from 4:30 to 5:30. They counted 49 cars.

She also has a question about rental property. The developer stated that they wouldn't create rental properties, but he also said that once a property is sold, he doesn't have any control over the property.

Adjournment:

Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole

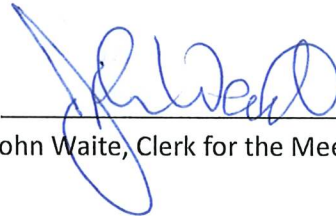
Motion passed 5-0

The meeting adjourned at 8:30 pm.

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting

Batavia Village Council
Minutes of Meeting
Monday, December 9, 2024

The Batavia Village Council met in regular session on Tuesday, December 9, 2024, at 7:00 pm with Mayor Runck presiding. Mayor Runck called the meeting to order at 7:00.

The Pledge of Allegiance was led by former Mayor John Thebout.

Roll Call of Members Present:

Mr. Gipson, Ms. Cole, Mr. Garrison, Mr. Pryor, Mr. Meyer, Ms. Turner

Village Officials Attending the Meeting: Mayor C. Scott Runck, Administrator Ken Geis, Fiscal Officer John Waite, Interim Police Chief Chris Warner, Street Superintendent Wayne Smith

Others Attending the Meeting: Victor Billingsley, Lana Fritsch, Chuck Gallagher, Cole Gauch, John Gauch, Jeff Hayes, Ed Heming, Jo Ann Martino, Keith Millard, Ray Neiser, Stacy Patel, Karen Swartz, John Thebout, Taylor Trout, Brian Wandstrat, James Whalen, Lauri Zagar

Reminder to Audience Regarding Questions or Comments:

The Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during Public Participation at the end of the meeting.

Approval of Financial Reports:

Mr. Gipson made a **Motion** to approve the November Bank Statements and Cash Journal, seconded by Mr. Pryor. The **Motion** passed 6-0

Approval of Minutes:

Ms. Cole made a motion to approve the minutes of November 12, 2024 Regular Council Meeting, seconded by Mr. Gipson. The **Motion** passed 5-0-1 with Mr. Garrison abstaining

Police Department: Interim Chief Christopher Warner

Report on November police activity:

30 traffic stops	21 citations issued	12 written warnings
4 offence reports	13 incident reports	4 arrests
1 K9 vehicle sniff	3 K9 assist other agencies	
17 auto accident reports taken		
58 H.S. SRO service calls	36 M.S. SRO service calls	14 E.S. SRO service calls

The Batavia Police Department hosted the "Stuff the Cruiser" event which helped provide Thanksgiving meals to numerous Village and Township residents. Officers Tenbrink and Sickles assisted in packaging and delivering the meals. Wayne Smith and the Street Department contributed some hams to the event.

The Police Department also assisted the Batavia Schools in delivering Thanksgiving meals to families of students in need.

Mr. Pryor thanked the Chief and the police department for their community outreach efforts. He also thanked the police department for their contributions to the Christmas in the Village event.

Executive Session

The Village Administrator Informed Council that he would like Council to adjourn to Executive Session to consider economic development of property pursuant to O.R.C. 121.22(G)(8)

Ms. Cole made a **Motion** to adjourn to Executive Session to consider economic development of property pursuant to O.R.C. 121.22(G)(8), seconded by Mr. Garrison

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 7:07

Mr. Gipson made a **Motion to return from Executive Session**, seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council returned from Executive Session at 8:17

No further action was taken regarding this matter

Executive Session

The Village Solicitor Informed Council that he would like Council to adjourn to Executive Session to consider possible litigation pursuant to O.R.C. 121.22(G)(3)

Mr. Pryor made a **Motion** to adjourn to Executive Session to consider possible litigation pursuant to O.R.C. 121.22(G)(3), seconded by Mr. Garrison

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council Adjourned to Executive Session at 8:20

Mr. Gipson made a **Motion to return from Executive Session**, seconded by Mr. Garrison.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Meyer, yes, Ms. Turner, yes **Motion** passed 6-0

Council returned from Executive Session at 8:30

No further action was taken regarding this matter

Village Administrator: Ken Geis

General:

Police Chief Process

The Village posted notice of a vacancy for Police Chief. The process called for a submission prior to January 1, 2025. The process shall remain open until a Police Chief is selected.

Property Insurance Facility and Policy Review

We completed a facility review and policy review with Hylant Insurance and their Risk Management Expert on December 3. Things went very well with some recommendations for improvement.

Community and Economic Development:

Electric Vehicle Charging Station

Work is underway on the Charging Station. Hopefully, the charging stations and the pavement will be installed next week. We have until the end of the year to complete and file for reimbursement.

Road Improvements:

Decorations

The Public Works Department completed installing the decorations, including the tree on Main Street, for the tree lighting. The Main Street business area looks very nice.

ODOT (Herold Road)

We are waiting for the engineering necessary for grant submission completed by TEC. We will have this completed and submitted before the end of the year. ODOT has received a safety grant for the left turn lane at Herold Road.

Leaves

The Public Works Department has ended leaf pick-up. The vehicles are outfitted with snow and ice removal equipment.

New Hire

Subject to some further testing, the Village is going to hire Dylan Maple on December 16 as a new Public Works Department employee to replace a position that opened up due to a resignation on November 23, 2024.

Water and sewer utilities:

Water Utility

We received a few questions regarding the transfer. We answered most and referred residents to the County.

Waste Cans

Rumpke delivered waste cans to the residents. If people don't want to use the receptacles, they can call Rumpke. (Rumpke's number is on their website.)

Zoning Administrator Chip Stewart

Zoning Permits:

<u>Streamside</u>	<i>new home permits</i>	<i>51</i>
<u>Harvest Meadows</u>	<i>new home permits</i>	<i>97</i>
<i>Total 2024 new home permits</i>		<i>148</i>

Zoning Violations:

working violations in progress	28
violations in court process	7

Crosswalks: The Street Department has completed all of the flashing crosswalk signs on E Main Street. The crosswalk signs on Fifth Street haven't been installed yet.

Verizon Cell Towers: Three of the towers are working, although they are LTE towers and not 5G speed. We are still waiting on the cell tower at the Main Street bridge.

Zoning Cases: We are still waiting on the final development plan for River Pointe Apartments.

Village Solicitor: Christopher Moore

In the last month the Solicitor primarily worked on questions about personnel.

The nuisance zoning violations with Michael Kinner will be going to mediation on Monday, December 16.

The attorney for the nuisance zoning violations with the Wilson property indicated that Mr. Wilson has agreed to clean up the property. Failure to comply will result in a fine of \$7,500.

The attorney for the nuisance zoning violations with the Flores property has asked for a walk through the property to itemize the items in violation.

Mayor: C. Scott Runck

Christmas in the Village was held Friday, December 6. The Christmas Committee did a great job. The decorations on the Main Street businesses look great.

The Mayor thanked the Public Works Department for providing the Batavia Schools with road salt.

Fiscal Officer: John Waite

The Fiscal Officer's report on November activity has been submitted to Council

Legislation

An Ordinance Adopting Full-Year Appropriations for 2025

Ordinance 1539-24

1st Reading

Committee Meetings / Reports

Tuesday, December 17@ 7:00 pm Next Planning & Zoning Commission Meeting

We are cancelling the 2nd December Council Meeting because the 25th is Christmas.

We are cancelling the 1st January Council Meeting scheduled for January 13.

The next Village Council Meeting will be on January 27 at 7:00 pm.

New Business from Council

Mr. Pryor asked if there has been an update on the DORA.

He was told that we are still working on defining the DORA area.

Public Participation

Brian Wandstrat – Batavia Township

He stated that there is a petition before Council that has not been submitted to the Board of Elections. He asked Council what was Council's response to the petition going to be.

Solicitor Christopher Moore responded that Public Participation allows for public comments and that it is not for asking questions. Therefore, he said he would decline to answer unless directed to do so by Council.

Mr. Pryor asked Mr. Moore to answer the question.

Mr. Moore responded that the Village was going to comply with the Ohio Revised Code.

Jeff Hayes– the Developer for the Bauman Lane Taylor Road Development

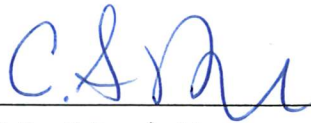
Mr. Hayes stated that he is concerned with the 11-month delay that the petition has caused and that this is a substantial delay which could jeopardize the development because the extra time involved causes financial uncertainty and uncertainty with other market conditions. While he desires to move forward with this project in the Village, this situation of uncertainty for approval and the delay caused is making him reevaluate the situation and his ability to move forward and places the project in substantial jeopardy.

Adjournment:

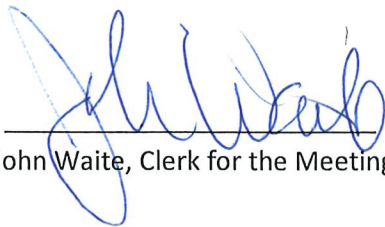
Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Pryor
The meeting adjourned at 8:58 pm.

Motion passed 6-0

ATTEST:



C. Scott Runck, Mayor



John Waite, Clerk for the Meeting