

RECORD OF PROCEEDINGS

Minutes of

September 7, 2021 – REGULAR SESSION

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 101392

RECORD OF PROCEEDINGS

Held _____ 20 _____
Minutes of BOARD OF TRUSTEES – BATAVIA TOWNSHIP

The Board of Trustees of Batavia Township met for a regular session at 6:00 p.m. Tuesday, September 7, 2021, at the Batavia Township Community Center.

CALL TO ORDER

Following the Pledge of Allegiance, Jennifer Haley gave the roll call for the Board of Trustees. Present were: Mr. Parsons, Mr. Perry, and Mr. Sauls. Also present were Jennifer Haley, Fiscal Officer; Denise Kelley, Zoning Administrator; Adele Evans, Township Administrator; Steven Tyminski, Service Director; and Deputy Kidder, Law Enforcement Officer.

APPROVAL OF AGENDA AND MINUTES

Mr. Perry motioned the Batavia Township Board of Trustees approve the September 7, 2021 agenda as presented. Mr. Sauls seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Parsons	yes	
Mr. Perry	yes	Motion carried

Mr. Sauls motioned the Batavia Township Board of Trustees approve the Minutes of the August 4, 2021 regular meeting and the August 18th special meeting as presented. Mr. Perry seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Parsons	yes	
Mr. Sauls	yes	Motion carried

Mr. Perry motioned the Batavia Township Board of Trustees approve the Minutes of the August 26, 2021 special meeting as presented. Mr. Parsons seconded the motion. On the roll being called:

Mr. Parsons	yes	
Mr. Perry	yes	
Mr. Sauls	abstain	Motion carried

FINANCIAL REPORTS

Ms. Haley gave the August 2021 financial reports.

Mr. Sauls motioned the Batavia Township Board of Trustees approve the August 2021 financial reports as presented. Mr. Perry seconded the motion. On the roll being called:

Mr. Parsons	yes	
Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

LAW ENFORCEMENT MONTHLY REPORT

Deputy Jesse Kidder gave the Batavia Township crime report for the month of August. There were 197 offense reports, a 13% increase from July. The highest crime type report was theft offenses with 36 in the Township. For the Batavia Township deputy activity there were 29 adult arrests and 2 juvenile arrests; 111 warrant services and attempts; 186 civil paper services; 11 traffic citations and 27 warnings. There were 100 business checks in the

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~~H~~Township. They assisted outside agencies 31 times. There was a total of 549 calls for service in August. Of the 174 offense reports taken, 121 were taken by the contract deputies. Of the 197 incident reports, our deputies handled 134. Recovered stolen property totaled \$102,740.00. There were four overdoses reported and one burglary in Batavia Township. There were two breaking and entering incidents reported.

CEMETERY DEED

A deed was presented to the Trustees for signatures:
 Abdallah Hanna and Stephanie Trevena – Lot 259 in Olive Branch Cemetery – Graves 1 and 2.

GBT Realty Corporation – Overlay District/Site Plan – 6:15 P.M. - Case #OD/SP 21-04 41 W. Main St., Amelia

The Board held a public hearing on an application filed by GBT Realty, requesting approval of a proposed retail development at 41 W. Main St. in Amelia. The property, situated within the Downtown Amelia Overlay District, is zoned B-2 and consists of three parcels totaling 1.24 acres. Jonathan Wocher, Zoning Consultant, presented the staff report dated 8-31-21. The Board discussed the specific development standards required within this district with assurance from the applicant that the nine initial items in the staff report would be adhered to as well as all additional items that will be reviewed for compliance during the site plan review process. It was confirmed that a variance from the BZA would be necessary relative to the proposal not meeting the Township’s parking space requirements.

Mr. Sauls motioned the Batavia Township Board of Trustees approve **Case #OD/SP 21-04 41 W. Main St., Amelia** with conditions 1-9 as modified by staff. Mr. Perry seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	
Mr. Parsons	yes	Motion carried

SERVICE DIRECTOR REPORT

Steven Tyminski, Service Director gave the August update.

Barrett Paving started the milling and paving in Whispering Trees subdivision.

The curb work is completed and there is a request for approval of the invoice under new business.

Brett Grant will begin his employment Thursday, 9/9/2021.

The cemetery work day is 9/14/2021.

The 2nd week of October is set for the salt preventative spray on the trucks.

ZONING ADMINISTRATOR REPORT

Denise Kelley gave the August 2021 report. There were only 4 single family permits. There were no attached units.

The Zoning Appeals met on August 23. There is one case (Pine Run case) on the September 27th agenda.

The Zoning Commission did not meet in July or August but will meet this Thursday. There are two final development plans coming before the Commission as well as a PD subdivision case.

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The 12th Court of Appeals overturned the BZA's and Judge Haddad's decisions on the Beach's conditional use case regarding RV storage on their Taylor Road property. The township is expecting an entry from Judge Haddad requiring the township to issue the required zoning permit. Once received, the zoning department will issue the conditional use permit.

Mrs. Kelley informed the board to a change on the zoning applications to remove wording related to fee refunds, which was in relation to planned development applications and final development plan approvals.

TOWNSHIP ADMINISTRATOR REPORT

Adele Evans provided an update on Amelia. The K-9 Memorial is still in the process of being moved. The dog statue has been placed at the Township and concrete walkways will be installed. There is still ongoing discussion between Amelia's legal counsel and the marijuana dispensary company regarding the lease for the Amelia CIC property that is located between the former Administration building and the Odd Fellows Cemetery. Dave Frey is following up with Amelia's attorney, as this is the last remaining piece of property that has yet to be transferred to the townships.

We had a workday at the former Amelia police building with Pierce Township. Adele has an inventory list of office furniture that has been given to both township boards of trustees. These items will be offered to other Clermont County townships as a donation. Any items not donated to the townships will be put in a public auction. Two white tables, two portable desks, and a heavy-duty shredder were brought to our Township. CJFED will get three lateral filing cabinets.

The American Rescue Funds will be used for the restroom and sanitary sewer projects, as well as the proposed splashpark. The first deposit of ARP funds should be received any day.

The electronic sign should be completed by the end of October.

The CDBG Amelia Olive Branch Sidewalk Phase 2 project was approved by the County Commissioners and is being forwarded to HUD for approval. Once complete, we will have sidewalk from SR125 to Twin Gate subdivision on the eastern side of Amelia Olive Branch.

The new community grants coordinator is still determining how to proceed with the Amelia Maintenance building grant project.

Steven and Adele have met with Choice One regarding the Township stimulus grant from ODOT. Projects can fund sidewalks, roadways, culverts, etc. ODOT will provide 100% of eligible costs and must be spent by December 31, 2024. Two projects were discussed, widening a portion of Apple Road near Woodbury Glen entrance and guardrail along Greenbriar Road.

The county sent an email about a program similar to Ohio Moving Forward program. The county is putting together an inventory list of properties that would be best funded. Adele is submitting four properties to be added to the inventory list.

COMMITTEE REPORTS

Jennifer gave an update on Central Joint Fire & EMS District. The next meeting is September 27th. This past meeting was about personnel actions.

Rex gave an update on the Batavia-Union Cemetery. There was a meeting last week. They rescheduled the work day to next week. They took applications and put ads in the newspaper for people interested in the at-large member position. There was one applicant, Edmond Skip Parrot. This will require a joint meeting in October to appoint Mr. Parrot or someone else.

PUBLIC PARTICIPATION

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~~Michelle Balside spoke about the Amelia Christmas Parade. It will take place Sunday, December 12th at 2 p.m. There is a Facebook Page for the Christmas Parade. A Batavia Township Service Department truck will pull Santa's sleigh this year.~~

A petition was presented to the Board concerning island removal on Chapel Woods Drive.

Keith Thurman spoke about the Chapel Woods petition to eliminate road islands. The Trustees agree that Chapel Woods development islands may be removed only if paid for with non-township funds and the disturbed areas are rebuilt to Clermont County roadway specifications.

NEW BUSINESS

Resolution 09-01-2021

Mr. Sauls motioned the Batavia Township Board of Trustees adopt **Resolution 09-01-2021**, accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor. Mr. Perry seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Parsons	yes	
Mr. Sauls	yes	Motion carried

Resolution 09-02-2021

Mr. Perry motioned the Batavia Township Board of Trustees adopt **Resolution 09-02-2021**, to transfer funds within the Police District Fund from line item 2081-210-370 Payment to Another Political Subdivision to line item 2081-290-314 Tax Collection Fees, in the amount of \$3,100.00 and furthermore authorize this action to be retro-active to August 22, 2021. Mr. Sauls seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	
Mr. Parsons	yes	Motion carried

Resolution 09-03-2021

Mr. Sauls motioned the Batavia Township Board of Trustees adopt **Resolution 09-03-2021**, authorizing the abatement, control, or removal of vegetation, garbage, refuse or debris for Parcel Identification Numbers 050103.074 - 27 Chapel Road; 032022A017 – 222 Chapel Road; and 032019F265 – 3472 Winter Holly Drive. Mr. Perry seconded the motion. On the roll being called:

Mr. Parsons	yes	
Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

Trick-Or-Treat Hours

Mr. Sauls motioned the Batavia Township Board of Trustees set Trick-Or-Treat hours for Sunday, October 31, 2021 from 6 p.m. to 8 p.m. Mr. Perry seconded the motion. On the roll being called:

Mr. Parsons	yes	
Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

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Perkins Carmack Contracts

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~~Mr. Sauls motioned the Batavia Township Board of Trustees approve the contract with Perkins Carmack for the Batavia Township Park Sanitary Sewer Extension in an amount not to exceed \$146,429.00 per their best and lowest bid opened on August 11, 2021. Mr. Perry seconded the motion. On the roll being called:~~

Mr. Sauls	yes	
Mr. Perry	yes	
Mr. Parsons	yes	Motion carried

Mr. Perry motioned the Batavia Township Board of Trustees approve the contract with Perkins Carmack for the Batavia Township Park Restroom Building Project in an amount not to exceed \$306,777.00 per their best and lowest bid opened on August 11, 2021. Mr. Sauls seconded the motion. On the roll being called:

Mr. Parsons	yes	
Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

Jackson Construction Payment

Mr. Sauls motioned the Batavia Township Board of Trustees approve payment in the amount of \$51,979.20 to Jackson Construction for completion of curb and gutter repairs. Additional appropriations will come out of the Gas Tax Fund. Mr. Perry seconded the motion. On the roll being called:

Mr. Parsons	yes	
Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

Ohio Division of Liquor Control Hearing Request

Mr. Sauls motioned the Batavia Township Board of Trustees not request a hearing associated with ERIKAG LLC as it relates to Ohio Division of Liquor Control Division Permit Number 2535433 and the change in managing members. Mr. Perry seconded the motion. On the roll being called:


Mr. Sauls	yes	
Mr. Parsons	yes	
Mr. Perry	yes	Motion carried


Other Business

The PWIC has appointees to the Board that need approval. The trustees chose to support Tom Peck and Allen Freeman.

ADJOURNMENT

With no further business to come before the Board, Mr. Perry motioned to adjourn the meeting. Mr. Sauls seconded the motion. Meeting adjourned at 8:24 p.m.


Rex Parsons,
Chairman


Jennifer Haley,
Fiscal Officer

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