

**Village of Batavia – MINUTES of COUNCIL MEETING,  
January 9, 2023**

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**Batavia Village Council  
Minutes of Meeting  
Monday, January 9, 2023**

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**Village of Batavia held a Public Hearing re: Amend Fees for Zoning and Sign Permit (Ordinance 1509-23)**

Chip Stewart, Assistant Village Administrator and Zoning Administrator, presented proposed changes to the Village of Batavia's fees for zoning permits and sign permits. Mr. Stewart surveyed the fees being charged by 8 communities in Clermont County and the revised fees represent the average amounts being charged by those communities.

There were no questions or comments from the audience.

Mr. Garrison made a **Motion** to adjourn, seconded by Mr. Runck. **Motion** passed 6-0  
The hearing adjourned at 7:10 pm.

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The Batavia Village Council met in regular session on Monday, January 9, 2023, at 7:10 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:10 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Fiscal Officer John Waite, Asst. Administrator Chip Stewart, Chief Jim Young, Street Superintendent Wayne Smith

**Others Attending the Meeting:** Jo Ann Martino

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a motion to approve the minutes of December 12, 2022 Regular Council Meeting, seconded by Mr. Garrison. The motion passed 6-0.

**Police Department, Chief Young**

Chief Young submitted his monthly report to Council. There were 545 calls received, 43 traffic stops and 16 citations issued. The Chief also submitted a 2022 summary report.

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We have received body cameras and the officers are wearing them in a pilot program. We have to amend our contract with Batavia Schools before the school resource officer can begin wearing a camera.

The Chief plans to offer recognition to some officers at the next council meeting for 2022 events.

Mr. Runck asked the Chief if police staffing was adequate. The Chief responded that we do what we can with what we've got.

**Village Administrator: Ken Geis**

**Community and Economic Development**

**LOGO Signs on S.R. 32 for Batavia business**

The Administrator sent information to Council Members regarding information from ODOT regarding signs on S.R. 32 at the Batavia exit listing food, fuel or lodging at the exit. The cost would be between \$1,150 and \$1,325 per placard. The Administrator suggested that if the Village wanted to participate, it would be more appropriate for the Village CIC.

Mr. Runck asked that the issue be put on the agenda for the next CIC meeting and he gave his personal opinion that the cost of the sign should be split 80% by the CIC and only 20% by the business.

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

We are working with ODOT on the Right of Way at the proposed site.

**Harvest Meadows**

The issues relative to the Right of Way designation through the property are nearing a resolution. Fischer should close on the purchase of the property this month.

**Rumpke Waste Contract**

We received an updated fee schedule from Rumpke. The new contract runs through 12/21/2024.

**Road Improvements**

**State Route 132 & 122 Improvements**

The Grant for the Roundabout construction is progressing. The State is continuing the process of sending out Environmental Notices for the project.

**Main Street Improvements**

The final left turn arrow from northbound Riverside Dr. is expected to arrive in February. We are working on a project closeout.

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**Water and Sewer Utilities**

Water Utility

The Administrator has a meeting this week with all of the county officials involved with the transfer of the water utility. We hope to finally get a resolution. If we don't, we may have to take legal action.

“**Mandamus**” is an order from the court to any government or public authority to do (or to forbear from doing) some specific act that body is obligated under law to do (or refrain from doing), and which is in the nature of a public duty.

Council asked what would be the County's reaction if we filed a mandamus. The Administrator told them that it could give the Commissioners political cover for agreeing to proceed.

Mr. Runck made a **Motion** to authorize and direct the Village Solicitor file a Mandamus Action against the Clermont County Commissioners for failure to fulfill their obligations under the terms of a contract with the Village of Batavia for accepting the transfer of the water utility from the Village of Batavia to Clermont County; seconded by: Ms. Turner.

Vote: 6-0. **Motion** passed.

Sewer Utility

The contractor is working with OHIO 811 checking for any underground obstacles. Work should begin in February.

**Village of Batavia Website**

Chip continues to make some improvements to the website. We are going to make a new version of the site soon with enhanced graphics and easier usability. Chip is working through an issue with the Domain name.

**P.I.L.O.T. payments for Streamside.**

We will begin receiving P.I.L.O.T. payments for half of the real estate tax abatements for Streamside in 2023. We expect to receive about \$100,000 in new revenue. The Administrator has a meeting tomorrow with the law firm collecting the payments for the Village.

**Zoning Administrator, Chip Stewart**

Revised Fee Schedule for zoning permits and sign permits

**Ordinance 1509-23 – 1<sup>st</sup> Reading**

Establish Court Fines for Police Citations

**Ordinance 1510-23 – 1<sup>st</sup> Reading**

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Status of current zoning violations

23 violation letters were sent out. 6 have complied. 12 are in the process of complying. 6 were nonresponsive. 675 Old Boston Road is our biggest violator.

We have reserved a new domain name, "BataviaOH.gov".

Our revised website is up and running. We are putting forms online. We will be able to accept payments online.

**Mayor, John Thebout**

The Mayor made committee appointments for 2023. He had asked Council Members to let him know if they had any interest in serving on particular committees. None responded so the committees are the same as last year, except for Tom Ellis being replaced on the Tax Appeal Board.

The Mayor announced that the 2023 Fun Fair will be held on September 9, 2023.

The Mayor asked Council for nominations for Vice-Mayor for 2023. Ms. Cole nominate Jason Gipson. Mr. Runck nominated David Pryor.

Vote for Jason Gipson to be Vice-Mayor

Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, no, Mr. Pryor, yes, Mr. Runck, no, Ms. Turner, yes

Vote: 4-2          Jason Gipson elected Vice-Mayor for 2023.

**Fiscal Officer: John Waite**

The Fiscal Officer submitted his report for December activity. 2022 income tax revenue was \$2,081,169, which was an increase of \$179,036 over 2021, a 9.4% increase. We began 2022 with a \$1.3 million general fund carryover and we ended 2022 with a \$1.3 million general fund carryover.

Authorizing a rate increase for Garbage & Trash collections

**Resolution 334-22**      3rd reading

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

**Resolution 334-22 adopted**

**Committee Reports:**

|                                 |  |
|---------------------------------|--|
| Planning Commission             | Next Meeting Tuesday, Jan 17 @ 7:00pm            |
| Finance Committee               | Next Meeting Thursday, Jan 26 @ 6:00pm           |
| 2 <sup>nd</sup> Council Meeting | Next Meeting (if needed) Monday, Jan 23 @ 7:00pm |

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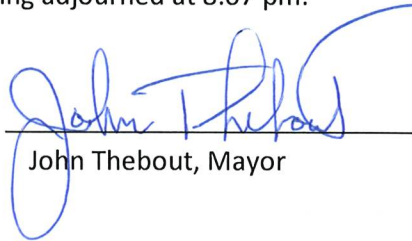
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**New Business / Public Participation Items**

**Adjournment:**

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Pryor. **Motion** passed 6-0  
The meeting adjourned at 8:07 pm.

ATTEST:

  
\_\_\_\_\_  
John Thebout, Mayor

  
\_\_\_\_\_  
John Waite, Clerk for Meeting

**Village of Batavia – MINUTES of COUNCIL MEETING,  
February 13, 2023**

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**Batavia Village Council  
Minutes of Meeting  
Monday, February 13, 2023**

The Batavia Village Council met in regular session on Monday, February 13, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Fiscal Officer John Waite, Asst. Administrator Chip Stewart, Chief Jim Young, Officer Lunsford

**Others Attending the Meeting:**      Jo Ann Martino, Roy Short (CJFED), Paula Potts, Shana Bockelman, Ron Rogers

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Mr. Pryor made a motion to approve the minutes of January 9, 2023 Regular Council Meeting, seconded by Mr. Garrison.                      The motion passed 6-0.

**Police Department, Chief Young**

Chief Young submitted his monthly report to Council. There were 677 calls, 98 traffic stops, and 56 citations issued. There were 25 mutual aid calls, 11 of which involved the K-9. The K-9 officer had 11 felony arrests and 9 misdemeanor arrests.

Body cameras are being worn. The Chief wants to obtain an accessory that will automatically turn on the cameras whenever the officer turns on the flashing lights in the police cars.

Officer Whitaker had 16 hours of K-9 training.

Mr. Runck again expressed his concerns regarding police staffing.

**Central Joint Fire EMS District, Asst. Chief Roy Short**

Assistant Chief Roy Short reported that there were 140 fire department runs and 320 EMS runs in the fire district in January. They do not have the numbers for just within the Village. CJFED has 27 full-time employees.

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**Village Administrator: Ken Geis**

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

We are working with ODOT on the access point off Bauer Road.

**Harvest Meadows**

The Developer is moving forward with site plans. The plans should be submitted to the Planning Committee in March or April.

539 E Main Street (church property) – The property is listed for sale and several showings occurred.

**Streamside**

PILOT payment invoices were mailed to residents of Streamside. Several people called to get an explanation for the invoice. We prepared a document that explains the CRA and the PILOT. We posted the document online and asked a resident to post it on the Streamside Facebook site. We have added a feature to the Village's website to allow residents to pay the bill electronically.

**Road Improvements**

**Main Street Improvements**

The final left turn arrow from northbound Riverside Dr. is still expected to arrive in February or March. There are supply chain issues with the parts.

**Water and Sewer Utilities**

**Water Utility**

Chip and the Administrator attended a meeting at the County Prosecutor's Office with members of the Clermont County Administration and the Director of Water Development. They were told that the transfer legislation would be submitted to the Commissioners in February.

**Sewer Utility**

The work on the Force Main under the river is continuing. The contractor will start directional boring on February 14.

**Village of Batavia Website**

Chip continues to make some improvements to the website. We now have a method for accepting online payment for all fees.

**Tax Incentive Review Council (TIRC)**

Two people need to be appointed from the Village. The Administrator recommends that Council appoint him and Chip Stewart. A Resolution is required.

**Resolution 337-23 – Appoint 2 Members to represent the Village of Batavia at the 2023 Tax Incentive Review Council**

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1<sup>st</sup> reading, waive the 3 readings and pass as an emergency

Clermont County Department of Community & Economic Development has requested that we pass this as an emergency and confirm the appointments before March 31, 2023.

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

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

Mr. Gipson made a **Motion** to adopt **Resolution 337-23**; seconded by Ms. Turner.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Runck, yes, Ms. Turner, yes.       **Motion** passed 5-0       **Resolution 337-23 Adopted**

**Habitat for Humanity**

The Administrator contacted Habitat for Humanity regarding 3 parcels.

570 E Main Street

295 Eighth Street / Kilgore Street

250 Seventh Street

The Administrator has had good experiences working with Habitat for Humanity in the past. They require the person to obtain the financing for the house. Two of the proposed sites have been vacant for years.

**LOGO Signs**

We contacted Bean & Brew, Grammas, Dominos and Sunoco about LOGO signs. The cost is charged to the businesses listed on the signs. The cost is about \$1,500 per sign per year and the program requires a sign from both directions.

Sunoco and Bean & Brew are interested, but Bean & Brew doesn't currently have the allocation available. The Administrator suggested that if the CIC were to help pay the cost, the CIC's contribution shouldn't be more than 20%.

**Zoning Administrator, Chip Stewart**

Revised Fee Schedule for zoning permits and sign permits

**Ordinance 1509-23 – 2<sup>nd</sup> Reading**

Establish Court Fines for Police Citations

**Ordinance 1510-23 – 2<sup>nd</sup> Reading**

Status of current zoning violations

23 violation letters were sent out. Only one has failed to respond. Generally, people are cleaning up their properties.



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We have reserved a new domain name, "BataviaOH.gov".

Our revised website is up and running. We are putting forms online. We are now able to accept payments online.

**Mayor, John Thebout**

The Mayor announced that this year's Village-Wide Yard Sale will be June 3-4.

The Fun Fair will be September 9. The Fun Fair Committee had its first meeting last week.

**Solicitor, Christopher Moore**

The Solicitor followed up with Clermont County officials following the meeting at the Prosecutor's Office regarding the transfer of the Water Utility to Clermont County. The County asked for copies of two documents that the Solicitor has previously provided to them, a deed and listing of parcel numbers.

CRT Electronics has put 6 vehicles behind the fence at the back of their property in violation of the court order.

The Village has filed suit against Mr. Flores, the owner of 675 Old Boston Road, for zoning violations. The case is before Judge Ferris.

The Solicitor reviewed documents regarding our participation in the Opioid Settlement case. We are not allowed to change the documents. He approved our signing the documents.

Shana Bockelman asked about the status of Clermont County Water and Sewer overcharging the Village for water and sewer last year. The Administrator told her that the Village received a credit for the overcharges.

**Fiscal Officer: John Waite**

The Fiscal Officer submitted his report for January activity.

The 2022 Financial Statements for the Village of Batavia and for the Village of Batavia CIC have been filed with the Auditor of the State of Ohio.

Now that the financial statements have been filed, we need to adopt permanent appropriations for 2023. The temporary appropriations expire on March 31. If we fail to adopt permanent appropriations before April 1<sup>st</sup>, the Village will not be able to pay any bills. We need to pass as an emergency and waive the three readings.

**Ordinance 1511-23 – Adopt Permanent Appropriations for 2023**

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

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

Ms. Turner made a **Motion** to adopt **Ordinance 1511-23**; seconded by Mr. Gipson.

Vote by Roll: Mr. Gipson, yes, Mr. Garrison, yes, Mr. Pryor, yes, Mr. Runck, yes, Ms. Turner, yes.      **Motion** passed 5-0      **Ordinance 1511-23 Adopted**

Mr. Runck asked Mr. Waite to send Council Members a copy of the letter he sent to Streamside residents explaining their real estate tax and the PILOT payment.

**Committee Reports:**

|                                 |              |                                   |
|---------------------------------|--------------|-----------------------------------|
| Planning Commission             | Next Meeting | Tuesday, Feb 21 @ 7:00pm          |
| Finance Committee               | Next Meeting | Thursday, Feb 23 @ 6:00pm         |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | Monday, Feb 27 has been cancelled |

**New Business / Public Participation Items**

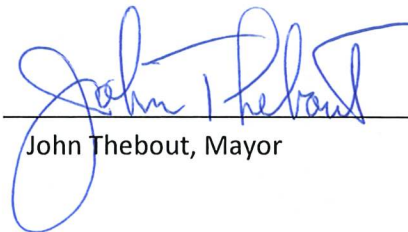
Shana Bockelman expressed her continuing concern about vehicles speeding on Fifth Street and noise from loud cars, trucks and motorcycles. She told Council that it has the authority to act but has failed to do so. She expressed concern about pedestrians trying to cross Fifth Street and asked for something to slow the traffic at crosswalks.

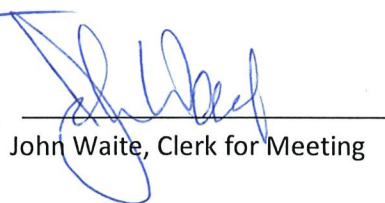
Jo Ann Martino asked the Administrator about the cell towers being installed in the Village. The Administrator told her that there will be 4 new cell towers: West Main at Clough, N Riverside Dr at Diana, Main Street at the bridge and Second Street at Spring Street.

**Adjournment:**

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Garrison.      **Motion** passed 5-0  
The meeting adjourned at 8:35 pm.

ATTEST:

  
\_\_\_\_\_  
John Thebout, Mayor

  
\_\_\_\_\_  
John Waite, Clerk for Meeting

**Village of Batavia – MINUTES of COUNCIL MEETING,  
March 13, 2023**

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**Batavia Village Council  
Minutes of Meeting  
Monday, March 13, 2023**

The Batavia Village Council met in regular session on Monday, March 13, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Fiscal Officer John Waite, Chief Jim Young, Officer Lunsford

**Others Attending the Meeting:** Jo Ann Martino

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a motion to approve the minutes of February 13, 2023 Regular Council Meeting, seconded by Mr. Pryor. The motion passed 6-0.

**Police Department, Chief Young**

Report on February activity

Number of Calls: 603, Traffic Stops: 65, Citations: 42, Arrests: 8, Mutual Aid: 18

Report on any criminal activity in Village: Drugs, Thefts, Assaults, etc.

Feb. 3 – The police department helped with the fire at the Bella Vista apartments

Feb. 13 – There was a robbery at Baxla Tractor of a side-by-side vehicle. The thief then used the vehicle to steal copper from Townscapes. The vehicle and the copper were recovered.

Feb, 28 – Officer Lunsford stopped a suspected drunk driver on S.R. 32. The driver turned out to be a dementia patient from NE Ohio who was lost. The family was notified.

March 2 – a Gator was stolen from the soccer field from contractor doing the Force Main Sewer work for the Village.

In the last 4 years, Baxla Tractor has improved their security with fences and cameras. The Chief would like them to remove the batteries from the vehicles.

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Report on personnel and equipment: Training, etc.

Officer Whitaker received K-9 training

Other Issues, Considerations and Concerns to the Village

There have been several fights at the Middle School and a parent has been banned from the school property for yelling at students blocking his path in the parking lot. The School Superintendent has indicated that the school may want to add a 2<sup>nd</sup> S.R.O. next year. The Chief asked the school to negotiate with the administrator regarding school resource officers.

The Police Department is working to fulfill the requirements from the Ohio Attorney General's Collaborative regarding police procedures and equipment.

**Central Joint Fire EMS District, Asst. Chief Roy Short** - Did not attend

**Village Administrator: Ken Geis**

**Community and Economic Development**

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

We are working with ODOT on the access point off Bauer Road. UDF has indicated that they may be willing to allow access to the charging station from their parking lot.

Harvest Meadows

The Developer submitted Final Plans to the Planning and Zoning Commission this month. There will be a Public Hearing on April 3<sup>rd</sup> to approve their PUD zoning plan.

539 E Main Street (church property) – We have sale closing scheduled for Friday, March 17.

Streamside

We had a meeting with Ryan Homes to coordinate the information to be provided to homeowners regarding the Streamside CRA and PILOT program. Ryan has sold 4 homes in March.

CRA Reporting

Chip will submit CRA reporting information to the State of Ohio before March 31, 2023.

**Road Improvements**

Main Street Improvements

The receipt of the left turn arrow traffic signal has been delayed. We are looking for alternate sources for the light.

We are researching the possibility of crosswalk signals and grant availability and applying for a grant to pay for the signals.

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March 13, 2023**

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**Culvert Repair**

There are some culvert failures on north S.R. 222 that will involve major repairs that are deep and will require temporary road closures. We will contract out the work. We will coordinate the repairs with the Police and other Safety Service Personnel.

**Water and Sewer Utilities**

**Water Utility**

We continue to work on the transfer of water utility to Clermont County. Because we are close to finishing the Force Main Project, we may be able to transfer the water utility and the sewer utility at the same time.

**Sewer Utility**

The work on the Force Main under the river is continuing. The contractor has completed connecting the new pipe. There is still some testing and connecting the generator. The project should be substantially completed this month.

Mr. Garrison informed the Administrator that the Dollar General Store has not been open during all of its stated working hours recently. He asked the Administrator to contact Dollar General to find out what is going on. The Mayor said that there is a new manager and that Dollar General cannot get staffing at their current wage rates. They are planning to increase their hourly wage rates.

Mr. Runck asked for information about the new cell towers that are being installed in the Village. The Administrator told him that there are 4 new towers: Main Street at Clough, Main Street near the bridge, N. Riverside at Diana Dr., and Spring Street at Third.

Mr. Runck said that he has noticed that there are 4 railroad tank cars behind Cincinnati Chemical. After the railroad accident in East Palestine, Ohio, he is concerned about what is being stored in those tank cars. Chief Young replied that RR cars with hazardous materials must display a sign.

**Zoning Administrator, Chip Stewart**

There will be a final PUD Zoning Hearing for Harvest Meadows on April 3.

Revised Fee Schedule for zoning permits and sign permits

**Ordinance 1509-23 – 3<sup>rd</sup> Reading**

Mr. Stewart revised our fees to bring them in line with others in the county.

Mr. Runck made a **Motion** to adopt **Ordinance 1509-23**; seconded by Mr. Gipson.

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

**Ordinance 1509-23 Adopted**

Establish Court Fines for Police Citations

**Ordinance 1510-23 – 3<sup>rd</sup> Reading**

Mr. Runck made a **Motion** to adopt **Ordinance 1510-23**; seconded by Mr. Garrison.

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March 13, 2023**

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

**Ordinance 1510-23 Adopted**

**Mayor, John Thebout**

A resolution requested by the OML to help improve the finances of small villages in Ohio  
**Resolution 340-23 – Urge the State of Ohio to Restore Local Government Fund Funding to  
Pre-2011 Levels** 1<sup>st</sup> reading, Waive the 3 readings

Ms. Turner made a **Motion** to waive the three readings; seconded by Ms. Cole.

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

Ms. Cole made a **Motion** to adopt **Resolution 340-23**; seconded by Ms. Turner.

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

**Solicitor, Christopher Moore**

The Solicitor stated that regarding the transfer of the water utility, we continue to remain open to anything Clermont County offers.

Regarding CRT Electronics nuisance violations, Judge Brock wants us to cite Mr. Bach so that he has a deadline for compliance.

The Village has filed suit against Mr. Flores, the owner of 675 Old Boston Road, for zoning violations. Judge Ferris had agreed to put the case on his calendar.

**Fiscal Officer: John Waite**

The Fiscal Officer submitted his report for February activity.

Fiscal Officers are required to take annual continuing education training. The 2023 UAN Local Government Officials Conference will be in Columbus March 28-29. The conference cost is \$200 and the hotel cost is approximately another \$200.

Mr. Gipson made a **Motion** to approve the Fiscal Officer's attendance at the UAN Conference and to approve paying for the conference fee, the hotel cost, travel reimbursement and food up to an amount not to exceed \$550; seconded by Ms. Cole.

Vote: 6-0 **Motion** passed

**Village of Batavia – MINUTES of COUNCIL MEETING,  
March 13, 2023**

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Now that the financial statements have been filed, we need to adopt permanent appropriations for 2023. The temporary appropriations expire on March 31. If we fail to adopt permanent appropriations before April 1<sup>st</sup>, the Village will not be able to pay any bills. We need to pass as an emergency and waive the three readings.

**Resolution 338-23 – Resolution Adjusting Wages for the Mayor effective January 1, 2024**

1<sup>st</sup> reading,

Wages for elected officials must be established before the time of their election.

**Resolution 339-23 – Resolution Adjusting Wages for Council effective January 1, 2026**

1<sup>st</sup> reading

Wages for elected officials must be established before the time of their election.

**Committee Reports:**

|                                 |                |                                     |
|---------------------------------|----------------|-------------------------------------|
| Village Council Meetings        | Next Meeting   | Monday, April 10 @ 7:00pm           |
| Planning Commission             | Next Meeting   | Tuesday, March 21 @ 7:00p           |
|                                 | Public Hearing | Monday, April 3, @ 7:00             |
| Finance Committee               | Next Meeting   | Thursday, March 23 @ 6:00pm         |
| 2 <sup>nd</sup> Council Meeting | Next Meeting   | Monday, March 27 has been cancelled |

**New Business / Public Participation Items**

Mr. Runck informed Council that Bulbs Deep at 242 E Main Street will have an open house on Monday, March 20 from 6:00pm to 8:00pm. The store will have a grand opening on April 1<sup>st</sup>.

Mr. Garrison asked what was going on at 225 Wood Street.

Jo Ann Martino responded that the Kinner property at 225 Wood Street has been purchased by a rehabber and he expects to invest \$200,000 rehabbing the property. She then gave a summary of other property activity in the Village.

Golden Grace at 175 E Main has closed and is moving to Milford.

The Goldminers building at 216 E Main is for sale for \$300,000

The first floor of the Parsons Building at 223 E Main is for rent.

Regarding the RR cars, Ms. Martino said that the fire department is required to inspect them.

**Adjournment:**

Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Garrison. **Motion** passed 5-0

The meeting adjourned at 8:35 pm.

ATTEST:

  
John Thebout, Mayor

  
John Waite, Clerk for Meeting

**Village of Batavia – MINUTES of COUNCIL MEETING,  
April 10, 2023**

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**Batavia Village Council  
Minutes of Meeting  
Monday, April 10, 2023**

The Batavia Village Council met in regular session on Monday, April 10, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Mr. Garrison was absent

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Fiscal Officer John Waite, Chief Jim Young, Officer Lunsford

**Others Attending the Meeting:** Jo Ann Martino

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a motion to approve the minutes of March 13, 2023 Regular Council Meeting, seconded by Mr. Pryor. The motion passed 5-0.

**Police Department, Chief Young**

Report on March activity

640 Calls, 84 Traffic Stops, 45 Citations Issued, 14 Arrests, 32 Mutual Aid Calls

Report on any criminal activity in Village: Drugs, Thefts, Assaults, etc.

March 6 – Officer Fletcher searched for a missing man with dementia. He found him sitting in a stream.

Report on personnel and equipment: Training, etc.

Officer Whitaker received K-9 training

Officer Warner has completed his 6-month probation. His salary is being increased by \$1.00 per hour from \$23.00 to \$24.00 with the pay period beginning April 16, 2023.



**Village of Batavia – MINUTES of COUNCIL MEETING,  
April 10, 2023**

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**School Resource Officer**

The Batavia Local Schools has indicated that they would like the Village to provide a second school resource officer. The school is negotiating with the Village Administrator to amend our contract.

Councilman Runck asked the Chief if the K-9 is ever used in the school. The Chief replied that there is K-9 training in the school when school is not in session.

**Village Administrator: Ken Geis**

**Community and Economic Development**

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

We are working with ODOT on this project and the access point off Bauer Road. We are working with UDF on a co-location of an access point.

Harvest Meadows

The Developer submitted Final Plans and the Planning and Zoning Commission approved the Final Development Plan on April 3, 2023.

Streamside

We continue working on collecting the PILOT money from the residents who have not yet paid.

CRA Reporting

Chip submitted the CRA report to the State of Ohio.

**Road Improvements**

Main Street Improvements

The left turn arrow traffic signal has finally been received and should be installed in a few weeks.

Culvert Repair

The culvert repairs under North 222 has been completed.

ODOT is repaving S.R. 132 from North Street all the way to Owensville. They started today. We were not informed in advance that they were starting.

**Water and Sewer Utilities**

Water Utility

We continue to work on the transfer of water utility to Clermont County.

Sewer Utility

The work on the Force Main under the river is almost fully complete. The contractor has completed the bore and the project should be substantially completed this month.

**Village of Batavia – MINUTES of COUNCIL MEETING,  
April 10, 2023**

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**Fun Fair** – The date for the event is September 9, 2023

The Committee will meet again soon to continue coordination of the event. The contract for the Fireworks was approved and sent along with a payment deposit.

**Police**

The Administrator has received a letter from the Batavia Schools Superintendent requesting that the Village consider adding another School Resource Officer (SRO). I would like to request Council to authorize me to formalize an agreement with the school to add a SRO.

Mr. Gipson made a **Motion** to authorize the Village Administrator to formalize an Agreement with the Batavia Local School District to add another SRO and to execute the Agreement on behalf of the Village of Batavia; seconded by Ms. Turner.

Council voted 5-0 to approve the **Motion**.

Mr. Runck asked the Administrator what happens if a Streamside resident fails to pay the PILOT. The Administrator replied that the obligation runs with the property. The Fiscal Officer replied that we have received payments from 50 of the 61 PILOT invoices.

**Executive Session**

The Administrator will be asking Council to enter into Executive Session at the end of today's meeting to discuss a property lease.

**Zoning Administrator, Chip Stewart**

There will be a final PUD Zoning Hearing for Harvest Meadows on April 3.

The Revised Fee Schedule for zoning permits and sign permits goes into effect on April 12.

Some zoning violations that involved outside cleanup were deferred during the winter and are now going to be enforced.

Three Verizon cell towers have been installed. Only the one at Main and Clough is operating. We are still waiting on permits for the fourth tower to be built on Main Street near the bridge.

The Village has been awarded an \$85,000 grant from ODOT for the purchase of 7 LED crosswalk signs for Main Street and Fifth Street. The Village will be responsible for the cost of installing the signs. Councilman Runck thanked Mr. Stewart for getting the grant.

**Mayor, John Thebout**

**Resolution 341-23** – Requesting the Governor and General Assembly to Protect the Citizens from the Dangers of Train Derailments. 1<sup>st</sup> reading

The Village-wide yard sale will be June 3-4

**Village of Batavia – MINUTES of COUNCIL MEETING,  
April 10, 2023**

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The Fun Fair will be September 9. If there is a rainout, we will have the fireworks on September 10 but there would not be any vendors here on September 10.

**Fiscal Officer: John Waite**

The Fiscal Officer submitted his report for March activity.

**Resolution 338-23 – Resolution Adjusting Wages for the Mayor effective January 1, 2024**

2<sup>nd</sup> reading,

Wages for elected officials must be established before the time of their election.

**Resolution 339-23 – Resolution Adjusting Wages for Council effective January 1, 2026**

2<sup>nd</sup> reading

Wages for elected officials must be established before the time of their election.

**Resolution 342-23 – Resolution Adopting the Tax Budget for 2024**

1<sup>st</sup> reading,

**Committee Reports:**

|                                 |              |                             |
|---------------------------------|--------------|-----------------------------|
| Village Council Meetings        | Next Meeting | Monday, May 8 @ 7:00pm      |
| Planning Commission             | Next Meeting | Tuesday, April 18 @ 7:00p   |
| Finance Committee               | Next Meeting | Thursday, April 27 @ 6:00pm |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | has been cancelled          |

**New Business / Public Participation Items**

Jo Ann Martino asked when was the last time Haglage Park was appraised. The Administrator told her about 12 years ago.

Mr Runck informed Council that there is a new business called Chains on Main at 210 E Main Street. The focus of the business is Disk Golf.

**Executive Session**

The Administrator requested Council enter into an Executive Session pursuant to ORC 121.22 (G) (2) *“ To consider the purchase of property for public purposes, the sale of property at competitive bidding, or the sale or other disposition of unneeded, obsolete, or unfit-for-use property in accordance with section 505.10 of the Revised Code, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest.”*

Mr. Pryor made a **Motion** to enter into Executive Session, seconded by Ms. Cole

**Village of Batavia – MINUTES of COUNCIL MEETING,  
April 10, 2023**

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

Council entered into Executive Session at 7:30pm.

The Village of Batavia currently leases Haglage Park. Under terms of the lease, the Village pays the real estate tax and the Village maintains the property. The lease can be terminated upon 30-days written notice to terminate.

There was a general discussion about the cost and benefits to the Village for the lease.

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

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

Council returned from Executive Session at 7:50pm.

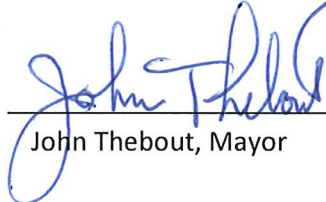
The Administrator informed Council that he intends to send Mark Haglage written notice that the Village intends to terminate the lease for Haglage Park. There were no objections from Council.

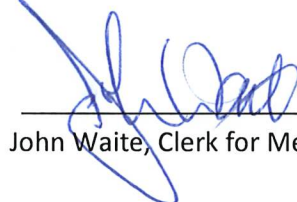
**Adjournment:**

Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole. **Motion** passed 5-0

The meeting adjourned at 8:53 pm.

ATTEST:

  
\_\_\_\_\_  
John Thebout, Mayor

  
\_\_\_\_\_  
John Waite, Clerk for Meeting

**Village of Batavia – MINUTES of COUNCIL MEETING,  
May 8, 2023**

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**Batavia Village Council  
Minutes of Meeting  
Monday, May 8, 2023**

The Batavia Village Council met in regular session on Monday, May , 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Fiscal Officer John Waite, Chief Jim Young

**Others Attending the Meeting:**      Jo Ann Martino, Mark Haglage, Kathleen Haglage, Harry Haglage

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a **Motion** to approve the minutes of April 10, 2023 Regular Council Meeting, seconded by Mr. Runck.                      The **Motion** passed 4-0-1, with Mr. Garrison abstaining

**Mark Haglage**

Mr. Haglage addressed Council regarding a letter he received from the Administrator notifying him that the Village was exercising its option to terminate the lease for Haglage Park at 228 E Main.

The Village leased Haglage Park in 1991. The lease was renewed in 1993. The lease was adjusted in 1998 due to the death of Ruth Haglage. Mark Haglage bought out his siblings' ownership of Haglage Park in 2021.

The terms of the lease provide that the Village pays the real estate tax and maintains the property including cutting the grass, trash removal, trimming shrubbery. The Village also provides security, maintains liability insurance, and makes necessary improvements to the parking lot.

From 2010 to 2020 the Village only paid \$500 annually toward the real estate tax.

Mr. Haglage wanted to know why the Village is terminating the lease and if the Village would reconsider the termination.

**Village of Batavia – MINUTES of COUNCIL MEETING,  
May 8, 2023**

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The Village Solicitor responded that when the Village Administrator sent the letter with the termination notice, the lease was immediately terminated. Any continuation would require a new lease.

**Police Department: Chief Young**

Report on April activity

543 Calls, 84 Traffic Stops, 37 Citations Issued, 8 Arrests, 8 Mutual Aid Calls

Report on any criminal activity in Village: Drugs, Thefts, Assaults, etc.

May 5 – Officer Whitaker stopped a car on S.R. 32 that was going 85 miles per hour and found a kilogram of fentanyl drugs and \$25,000 cash.

Report on personnel and equipment: Training, etc.

Officer Whitaker received K-9 training

Officer Lunsford has informed us that he intends to resign in June and accept a position with Goshen Township. He has been with the Village since 2017.

School Resource Officer

The Batavia Local Schools has authorized hiring a 2<sup>nd</sup> school resource officer. We have selected a candidate and are meeting with the school to see if they approve of the candidate.

The police department has purchased a new cruiser. One of the current police cruisers will be turned over to the office to become a staff car.

Officer Whitaker attended the Matt Haverkamp 5K run. The Batavia Police Officer's Association donated \$100 to the Matt Haverkamp Foundation.

**Village Administrator: Ken Geis**

**Community and Economic Development**

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

We are working with ODOT on this project and the access point off Bauer Road. We are working with UDF on a co-location of an access point.

Harvest Meadows

The Developer submitted Final Development Plans and the Planning and Zoning Commission approved the Final Development Plan on April 3, 2023.

On April 20 the ownership of 35 acres was transferred from Kubicki to Harvest Meadows, LLC. The Developer submitted a request for a Water Sediment Management Control grading permit so that they can begin road improvements.

Streamside

We continue working on collecting the PILOT money from the residents who have not yet paid the 1<sup>st</sup> half invoice.

**Village of Batavia – MINUTES of COUNCIL MEETING,  
May 8, 2023**

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Haglage Park

The Administrator has sent a letter terminating the lease.

**Road Improvements**

Main Street Improvements

The left turn arrow traffic signal has finally been received and is being installed today. It should be operational in a few days.

We are working with the State of Ohio to order the Crosswalk signals. We hope to have these installed in 2023 (Most likely in the 4<sup>th</sup> quarter).

ODOT's repaving of S.R. 132 is complete.

**Water and Sewer Utilities**

Water Utility

We continue to work on the transfer of water utility to Clermont County.

Sewer Utility

The work on the Force Main under the river has been completed. Wayne inspected the site and we only have a few items to close out this project.

**Fun Fair – The date for the event is September 9, 2023**

The Committee will meet again soon to continue coordination of the event.

**Batavia Schools – 2<sup>nd</sup> School Resource Officer**

The Administrator has received a letter from the Batavia Schools Superintendent approving another School Resource Officer (SRO).

Mr. Runck asked the status of Streamside PILOT payments. The Fiscal Officer replied that we have received payments from 50 of the 61 PILOT invoices.

**Zoning Administrator: Chip Stewart**

Zoning Permits

Streamside – 12 permits so far in 2023

Harvest Meadows – developer submitted application to start road improvements

Zoning Violations and Enforcement

Currently there are 20 working violations in progress

Crosswalks

We are working with the State of Ohio to order the Crosswalk signals. We hope to have these installed in 2023 (Most likely in the 4<sup>th</sup> quarter).

**Village of Batavia – MINUTES of COUNCIL MEETING,  
May 8, 2023**

---

**Village Solicitor: Christopher Moore**

Mr. Flores, 675 Old Boston Rd.

A hearing is scheduled for Thursday. The attorney has requested a walkthrough of the property ahead of the hearing.

CRT Electronics – nuisance update

The solicitor is filing a complaint for violations of the court order with Judge Brock.

PILOT Payments

The Fiscal Officer has provided the Solicitor with a listing of properties that have failed to pay their 1<sup>st</sup> half PILOT invoice. The Solicitor will be sending them a threatening letter.

**Mayor: John Thebout**

**Resolution 341-23** – Requesting the Governor and General Assembly to Protect the Citizens from the Dangers of Train Derailments.      2<sup>nd</sup> reading, waive the 3<sup>rd</sup> reading

Mr. Runck made a **Motion** to waive the third reading; seconded by Mr. Gipson.

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

Mr. Runck made a **Motion** to adopt **Resolution 341-23**; seconded by Mr. Gipson.

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

The Village-wide yard sale will be June 3-4

The Fun Fair will be September 9.

There will be an Ohio Mayor's Association Meeting in June. The Mayor and Chip Stewart plan to attend. The Mayor asked for a **Motion** approving paying for the Mayor and Mr. Stewart's attendance at the Meeting and approving the payment of meeting fees, hotel fees, travel expenses and food expenses in an amount totaling approximately \$2,000.

Mr. Garrison made a **Motion** approve the attendance at the Ohio Mayor's Association and paying the related expenses, seconded by Ms. Cole.      **Motion** passed 5-0

**Ordinance 1512-23** – Guidelines for Travel Reimbursements and Payment  
1<sup>st</sup> reading

**Fiscal Officer: John Waite**

The Fiscal Officer submitted his report for April activity.



**Village of Batavia – MINUTES of COUNCIL MEETING,  
May 8, 2023**

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**Resolution 338-23 – Resolution Adjusting Wages for the Mayor effective January 1, 2024**

3<sup>rd</sup> reading,

Wages for elected officials must be established before the time of their election.

Mr. Garrison made a **Motion** to adopt **Resolution 348-23**; seconded by Mr. Gipson.

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

**Resolution 339-23 – Resolution Adjusting Wages for Council effective January 1, 2026**

3<sup>rd</sup> reading.

Wages for elected officials must be established before the time of their election.

Mr. Gipson made a **Motion** to adopt **Resolution 349-23**; seconded by Ms. Cole.

Vote by Roll: Mr. Gipson, yes, Ms. Cole, yes, Mr. Garrison, yes, Mr. Runck, no,  
Ms. Turner, no, Mr. Thebout, yes.

Since Mr Pryor was absent, the Mayor voted to break a virtual tie.

**Motion** passed 3-2-0-1

**Resolution 342-23 – Resolution Adopting the Tax Budget for 2024**

2<sup>nd</sup> reading,

**New Business / Public Participation Items**

Councilman Garrison – Pathway to Sycamore Park

Councilman Garrison presented several pathways to get to Sycamore Park. The discussion then changed to incorporating the Hike-Bike trail into the Village as a way to possibly accessing Sycamore Park. The Administrator suggested that the Hike-Bike Committee meet to come up with proposals to be presented to Council.

**Committee Reports:**

|                                 |              |                           |
|---------------------------------|--------------|---------------------------|
| Village Council Meetings        | Next Meeting | Monday, June 12 @ 7:00pm  |
| Planning Commission             | Next Meeting | Tuesday, May 16 @ 7:00p   |
| Finance Committee               | Next Meeting | Thursday, May 25 @ 6:00pm |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | has been cancelled        |
| Hike Bike Committee             | Next Meeting | Thursday, June 1 @ 7:00pm |

**Adjournment:**

Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole. **Motion** passed 5-0

The meeting adjourned at 8:45pm.

ATTEST:

  
John Thebout, Mayor

  
John Walte, Clerk for Meeting

**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, June 12, 2023**

The Batavia Village Council met in regular session on Monday, June 12, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Assistant Administrator / Zoning Administrator Chip Stewart, Police Chief Jim Young, Solicitor Chris Moore

**Others Attending the Meeting:** Jo Ann Martino, Officer Ricky McAdams, Sgt Shane Olson, CJFED Chief Kevin Riley, CJFED Assistant Chief Roy Short, Jeff Bach, Michael Kinner, Jamie Kinner

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a motion to approve the minutes of May 8, 2023 Regular Council Meeting, seconded by Mr. Garrison. The motion passed 6-0

**Central Joint Fire EMS District, Asst. Chief Roy Short**

Asst Chief Roy Short presented data from the 2022 annual report regarding fire and EMS runs, patient contacts and staff training.

**Police Department: Chief Young**

Report on May activity

514 Calls, 84 Traffic Stops, 58 Citations Issued, 10 Arrests, 15 Mutual Aid Calls

Report on personnel and equipment: Training, etc.

Officer Lunsford resigned effective May 24.

Ricky McAdams was hired as a 2<sup>nd</sup> school resource officer. He is currently in field training with Officer Chris Warner.

Shane Olson was promoted to Sergeant to replace Sergeant Lunsford.

The police department received the two new cruisers. We are waiting on the rest of the equipment to outfit them for the road.

#### **Village Administrator: Ken Geis**

##### Community and Economic Development

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

We are working with ODOT on this project and the access point off Bauer Road. We are working with UDF on a co-location of an access point.

###### Harvest Meadows

The Developer is working on the first phase of the project.

###### Streamside

We continue working on collecting the PILOT money from the residents who have not yet paid. We are starting to receive the 2<sup>nd</sup> half payments.

###### Bulbs Deep

The store at 242 E Main Street had their official Grand Opening on Monday June 5, 2023. The Mayor presented a Proclamation that proclaimed the day “Bulbs Deep Day”.

##### Road Improvements

###### Main Street Improvements

Waiting on the traffic control box to be painted black to complete the traffic light project.

##### Water and Sewer Utilities

###### Water Utility

We continue to work on the transfer of water utility to Clermont County.

###### Sewer Utility

The work on the Force Main under the river has been completed. The punch list has been completed.

##### Fun Fair – The date for the event is September 9, 2023

The Committee will meet again soon to continue coordination of the event. As things develop the Administrator will keep Council informed.

Mr. Geis asked for a motion to approve having the Village commit to provide funding to the extent that contributions fail to cover the full cost of the event.

Mr. Pryor made a **Motion** to authorize the Village to pay any Fun Fair expenses not covered by contributions, seconded by Ms. Cole. The **Motion** passed 6-0.

##### Hike/Bike Trail

The Hike/Bike Committee met on June 1, 2023.

**Zoning Administrator: Chip Stewart**

Zoning Permits

Streamside – 18 permits so far in 2023. There were 35 total permits in 2022.

Harvest Meadows – Developer has started site development.

Zoning Violations and Enforcement

Currently there are 38 working violations in progress. There have been 5 court filings.

Approximately 15 of the 38 are in progress. The other half no progress or contact.

Crosswalks

We are waiting on word from ODOT on the status of the signs for install.

**Village Solicitor: Christopher Moore**

Water Utility

We are still working to transfer to Clermont County. Mr. Moore stated he found an email exchange with the county that stated we had complied with the items in the contract.

Mr. Flores, 675 Old Boston Rd.

Mr. Flores has obtained legal counsel. Mr. Flores has 60 days to clean the property up or face a \$5,000 fine. Mr. Flores will also cover the Village costs.

CRT Electronics – nuisance update

The solicitor filed a complaint for violations of the court order with Judge Brock.

**Mayor: John Thebout**

The Village-wide yard sale was held June 3-4

The Fun Fair will be September 9.

**Fiscal Officer: John Waite** was absent. **Asst Administrator Stewart** presented the financial reports.

Fiscal Officer's report for May activity was presented to Council

**Ordinance 1512-23** – Guidelines for Travel Reimbursement and Payment      2<sup>nd</sup> reading

**Resolution 342-23** – Resolution Adopting the Tax Budget for 2024      3<sup>rd</sup> 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 15<sup>th</sup> 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 20<sup>th</sup> day of July each year.

Mr. Gipson made a **Motion** to adopt **Resolution 342-23**; seconded by Ms. Cole.

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

**Ordinance 1513-23** – Appropriations Amendment 1<sup>st</sup> reading, Pass as an emergency  
Increase General Fund appropriations necessary to be able to pay bills.

Mr. Garrison 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. Runck, yes, Ms. Turner, yes. **Motion** passed 6-0

Ms. Turner made a **Motion** to adopt **Ordinance 1513-23**; seconded by Mr. Pryor.

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

### **New Business / Public Participation Items**

Councilman Runck – Slow-Speed Utility Vehicles (golf carts)

Councilman Runck presented to Council the City of Milford's slow speed utility vehicle ordinance. Councilman Runck stated that he spoke to several Milford residents regarding the vehicles and they highly recommended the program and thought it would be something good for the Village to consider.

Mayor Thebout stated the Village had looked into it once before.

Chief Young stated there were several municipalities in the county that allowed these vehicles. The vehicles are limited to residential, low speed limit roadways and not roads like SR 32, SR 222 and SR 132.

Mr. Bach addressed Council in reference to being cited for zoning violations at his property, CRT Electronics at 390 S Riverside Dr.

Mr. Kinner addressed Council in reference to being cited for zoning violations on his property at 340 S Riverside Dr., and he also spoke in support of Mr. Bach's complaint regarding zoning violations at CRT Electronics.

### **Committee Reports:**

|                                 |              |  |
|---------------------------------|--------------|--|
| Village Council Meetings        | Next Meeting | Monday, July 10 @ 7:00pm                       |
| Planning Commission             | Next Meeting | Tuesday, June 20 @ 7:00p with a Public Hearing |
| Finance Committee               | Next Meeting | Thursday, June 22 @ 6:00pm has been cancelled  |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | Monday, June 26 @ 7:00pm has been cancelled    |

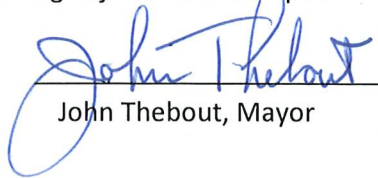
**Adjournment:**

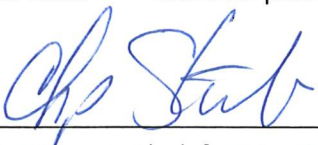
Mr. Gipson made a **Motion** to adjourn, seconded by Ms. Cole.

**Motion** passed 6-0

The meeting adjourned at 8:20pm.

ATTEST:

  
\_\_\_\_\_  
John Thebout, Mayor

  
\_\_\_\_\_  
Chip Stewart, Clerk for Meeting

**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, July 10, 2023**

The Batavia Village Council met in regular session on Monday, July 10, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Administrator Ken Geis, Assistant Administrator / Zoning Administrator Chip Stewart, Police Chief Jim Young, Fiscal Officer John Waite, Officer Michele TenBrink

**Others Attending the Meeting:** Jo Ann Martino, Eric Vinsoir, Tina Richey, Tyler Boggs, B Boggs, Lauri Zagar, Carter TenBrink, Olivia Collins, Christian TenBrink, Jeff Bach

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a motion to approve the minutes of June 12, 2023 Regular Council Meeting, seconded by Mr. Pryor. The motion passed 6-0

**Central Joint Fire EMS District, Asst. Chief Roy Short**

Asst Chief Roy Short presented data from the 2022 annual report regarding fire and EMS runs, patient contacts and staff training.

**Police Department: Chief Young**

Report on May activity

532 Calls, 77 Traffic Stops, 43 Citations Issued, 9 Arrests, 15 Mutual Aid Calls

Report on personnel

Officer Michele TenBrink was hired May 25. Chief Young introduced her to Council. She previously worked as an Officer at the Addyston, Ohio Police Department. She is currently field training with Officer Warner.

Ricky McAdams had completed his field training. He is working night shift until school starts.

#### Report on equipment

We are waiting on the equipment for the 2 new police cruisers before the cruisers can be put into service.

We have removed the shotguns in the police cruisers and we are replacing them with beanbag shotguns, which are less lethal. All of the Officers will need to be certified in their use.

#### Report on Policies, Training and Certifications

The Police Department has successfully received recertification from the Ohio Attorney General.

### **Village Administrator: Ken Geis**

#### **Community and Economic Development**

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

We are working with ODOT on this project and the access point off Bauer Road. We are working with UDF on a co-location of an access point.

##### Harvest Meadows

The Developer is working on the first phase of the project.

##### Streamside

We continue working on collecting the PILOT money from the residents who have not yet paid. There is only one resident who hasn't made any PILOT payments. We are working with the mortgage companies to collect the 2<sup>nd</sup> half PILOT payments.

##### Law Enforcement Torch Run

The Police and Village participated in the Torch Run held on Wednesday, June 21 through the Village. The event raised money for the Special Olympics.

#### **Road Improvements**

##### S.R. 222

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

##### New Dump Truck for the Street Department

We should take delivery of the chassis in July. The vehicle will then be fitted with the bed and be ready for service sometime in October. Council adopted Resolution 336-22 in December approving the purchase and financing of the truck.

#### **Water and Sewer Utilities**

##### Water Utility

We continue to work on the transfer of water utility to Clermont County.

##### Water line lead pipe survey

The Ohio EPA mandated this survey and provided a grant to pay for the process. We hired Fishbeck, an engineering firm, to perform the survey. Fishbeck sent out a confusing letter to



the residents asking for cooperation. The Mayor then sent out a second letter that better explained the reason for the survey and the process to comply. We also posted information about the survey on our website.

**Fun Fair** – The date for the event is September 9, 2023

The Committee continues to meet. The Administrator will report developments to Council.

**Hike/Bike Trail**

The Hike/Bike Committee met on July 6, 2023. Josh Torbeck, Executive Director of the Clermont County Park District explained the process for funding the hike-bike trail.

**Zoning Administrator: Chip Stewart**

**Zoning Permits**

Streamside – 21 permits so far in 2023. There were 35 total permits in 2022.

Harvest Meadows – Developer has started site development.

**Zoning Violations and Enforcement**

Currently there are 38 working violations in progress. There have been 5 court filings.

Approximately 15 of the 38 are in progress. The other half no progress or contact.

**Crosswalks**

We are waiting on word from ODOT on the status of the signs for install.

**Village Solicitor: Christopher Moore**- Mr. Moore wasn't present

**Mayor: John Thebout**

The Mayor asked Council to set a date for the Village-wide yard sale in September. Council voted 6-0 to set the yard sale for September 16-17, so as to not conflict with the Fun Fair.

The Fun Fair will be September 9. The next Fun Fair meeting will be July 18 at 3:00pm.

**Fiscal Officer: John Waite.**

Fiscal Officer's report for June activity was presented to Council

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**Ordinance 1512-23 – Guidelines for Travel Reimbursement and Payment** 3<sup>rd</sup> reading

To provide guidelines for what the Village will reimburse to employees or will pay when employees are traveling for Village business.

Ms. Cole made a **Motion** to adopt **Ordinance 1512-23**; seconded by Mr. Garrison.

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

**Ordinance 1512-23 Adopted**

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**Resolution 343-23 – Resolution Approving Renewal of Anthem Health Insurance Contract**

1<sup>st</sup> reading      Waive the requirement for 3 readings to prevent a lapse in coverage

Our contract with Anthem for health insurance expires on September 1, 2023. The renewal rates are 26% higher than our current rates. We have solicited other options, but haven't found a better option. We are waiving the 3 readings so that the contract can be renewed without a lapse in health insurance coverage.

Mr. Pryor made a **Motion** to waive the three readings; seconded by Ms. Turner.

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

Mr. Garrison made a **Motion** to adopt **Resolution 343-23**; seconded by Ms. Cole.

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

**Resolution 343-23 Adopted**

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**Mid-Year Payroll Adjustments**

Council approved mid-year payroll adjustment last year in June because of the spike in inflation. We did not make a year-end payroll adjustment, but we told the employees we would consider a mid-year payroll in 2023. The Mayor is recommending a 5% payroll increase at this time. Our current appropriations anticipated such an adjustment.

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**Adjust Street Department Wage Schedule**

**Resolution 344-23**      1st reading      Waive the requirement for three readings  
To increase wages approximately 5% effective pay period beginning August 6, 2023.

Ms. Cole made a **Motion** to waive the three readings; seconded by Mr. Garrison.

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

Mr. Gipson made a **Motion** to adopt **Resolution 344-23**; seconded by Mr. Garrison.

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

**Resolution 344-23 Adopted**

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### **Adjust Wages for Police Officers**

**Resolution 345-23**      1st reading      Waive the requirement for three readings  
To increase wages approximately 5% effective pay period beginning August 6, 2023.

Ms. Cole made a **Motion** to waive the three readings; seconded by Mr. Pryor.

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

Mr. Pryor made a **Motion** to adopt **Resolution 345-23**; seconded by Mr. Gipson.

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

**Resolution 345-23 Adopted**

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### **Adjust Wages for Administrative Staff**

**Resolution 346-23**      1st reading      Waive the requirement for three readings  
To increase wages approximately 5% effective pay period beginning August 6, 2023.

Mr. Gipson made a **Motion** to waive the three readings; seconded by Mr. Garrison.

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

Mr. Gipson made a **Motion** to adopt **Resolution 346-23**; seconded by Mr. Pryor.

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

**Resolution 346-23 Adopted**

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### **Adjust Contract for Village Administrator**

**Resolution 347-23**      1st reading      Waive the requirement for three readings  
To increase wages approximately 5% for work paid in August for work performed in July.

Ms. Cole made a **Motion** 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. Runck, yes, Ms. Turner, yes.      **Motion** passed 6-0

Mr. Pryor made a **Motion** to adopt **Resolution 347-23**; seconded by Ms. Cole.

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

**Resolution 347-23 Adopted**

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**Adjust Wages for Police Chief**

**Ordinance 1514-23** 1<sup>st</sup> reading Waive the requirement for three readings  
To increase wages approximately 5% effective pay period beginning August 6, 2023.

Mr. Runck made a **Motion** to waive the three readings; seconded by Mr. Pryor.

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

Mr. Runck made a **Motion** to adopt **Ordinance 1514-23**; seconded by Ms. Turner.

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

**Ordinance 1514-23 Adopted**

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**Adjust Wages for Fiscal Officer**

**Ordinance 1515-23** 1<sup>st</sup> reading Waive the requirement for three readings  
To increase wages approximately 5% effective pay period beginning August 6, 2023.

Mr. Runck made a **Motion** to waive the three readings; seconded by Ms. Turner.

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

Mr. Pryor made a **Motion** to adopt **Ordinance 1515-23**; seconded by Mr. Gipson.

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

**Ordinance 1515-23 Adopted**

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**Resolution 348-23 – Resolution Approving Renewal of The Dental Care Plus Group Dental Insurance Contract**

1<sup>st</sup> reading Waive the requirement for 3 reading to prevent a lapse in coverage

Our contract with The Dental Care Plus Group for dental insurance expires on August 1, 2023. The renewal rates are the same as our current rates. We are waiving the 3 readings so that the contract can be renewed without a lapse in dental insurance coverage.

Mr. Pryor made a **Motion** to waive the three readings; seconded by Ms. Turner.

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

Ms. Cole made a **Motion** to adopt **Resolution 348-23**; seconded by Mr. Pryor.

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

### **Resolution 348-23 Adopted**

#### **New Business / Public Participation Items**

Councilman Runck – There will be a Hike-Bike Committee meeting on August 10 at 7:00pm

Mr. Bach addressed Council suggesting that Council establish a Citizen Committee that could notify residents of potential zoning violations and possibly help them mitigate the problem before a formal zoning violation is issued by the Village.

Ms. Martino complained about the excessive fireworks displays that residents set off this year. There were some very loud explosions that upset her dog.

Ms. Turner praised Anchor Fitness for the work they have done cleaning up their property. They are doing a lot of business and bringing people into the Village.

#### **Committee Reports:**

|                                 |              |                                    |
|---------------------------------|--------------|------------------------------------|
| Village Council Meetings        | Next Meeting | Monday, August 14 @ 7:00pm         |
| Planning Commission             | Next Meeting | Tuesday, July 18 @ 7:00pm          |
| Finance Committee               | Next Meeting | Thursday, July 27 @ 6:00pm         |
| Hike-Bike Committee             | Next Meeting | Thursday, August 10 @ 7:00pm       |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | Monday, July 24 has been cancelled |

#### **Adjournment:**

Mr. Garrison made a **Motion** to adjourn, seconded by Mr. Pryor. **Motion** passed 6-0  
The meeting adjourned at 8:30pm.

ATTEST:

  
John Thebout, Mayor

  
John Waite, Clerk for Meeting

**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, August 14, 2023**

The Batavia Village Council met in regular session on Monday, August 14, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, Assistant Administrator / Zoning Administrator Chip Stewart, and Police Chief Jim Young.

Administrator Ken Geis participated by speaker telephone. Fiscal Officer John Waite did not attend.

**Others Attending the Meeting:** Jo Ann Martino, Lana Fritsch, Mary Moore, Jamie Kinner, Michael Kinner, Jeff Bach and Lauri Zagar

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

Ms. Cole made a **Motion** to approve the July 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 July 14, 2023 Regular Council Meeting, seconded by Mr. Gipson. The motion passed 6-0

**Police Department: Chief Young**

Report on July activity

651 Calls, 91 Traffic Stops, 56 Citations Issued, 24 Arrests, 26 Mutual Aid Calls

Report on personnel

Officer Michele TenBrink will have completed her field training on August 25 and will be working day shift solo road patrol beginning August 26.

Batavia Local Schools update

The first day of school is August 28. We have been meeting with school officials regarding preparations for the upcoming school year. SRO Officer Warner will be primarily assigned to the high school. SRO Officer McAdams will be primarily assigned to the junior high school.

#### Report on Policies, Training and Certifications

All police officers have been trained in the use of the bean bag shotguns.

#### Report on equipment

All emergency equipment for the 2 new cruisers have been delivered to the up-fitter for installation.

Mr. Runck would like to see traffic enforcement areas.

Mr. Pryor asked what was the cause of the increase in police activity.

The Chief responded that the cause was due to self-initiated field training.

**Village Administrator: Ken Geis** (Chip Stewart presented in Ken Geis' absence)

#### **Community and Economic Development**

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

We continue working on this project. Our third-party agent has hired an engineer to lay out the site.

Harvest Meadows

The Developer is working on the first phase of the project. The grading and storm sewer work is first to be installed.

We continue working on collecting the PILOT money from the residents who have not yet paid. The second half notices were mailed out and we are receiving the payments.

#### **Road Improvements**

S.R. 222

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

Main Street at S.R. 222

We are looking at a left turn signal arrow for Main Street.

New Dump Truck for the Street Department

We financed the truck with a loan from Forcht Bank. The vehicle is being fitted with the bed and will be ready for service sometime in October.

#### **Water and Sewer Utilities**

Water Utility

We continue to work on the transfer of water utility to Clermont County. We have completed the last easement documents and we will have them recorded.

**Fun Fair** – The date for the event is September 9, 2023

The Committee continues to meet. The Administrator will report developments to Council.

#### **Hike/Bike Trail**

The Hike/Bike Committee postponed the August meeting.

**Zoning Administrator: Chip Stewart**

Zoning Permits

Streamside – 24 permits so far in 2023

Harvest Meadows – Developer has started road development.

Zoning Violations and Enforcement

Currently there are 50 working violations in progress.

Crosswalks

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

**Village Solicitor: Christopher Moore-** Mr. Moore wasn't present

Letters were sent to the 2 Streamside residents who had failed to pay their 1<sup>st</sup> half PILOT.

We continue to work on the water Utility transfer to County

Nuisance update – CRT Electronics

Nuisance update - Mr. Flores, 675 Old Boston Road

Request to Adjourn to Executive Session at the end of the meeting per ORC 121.22 (G)(2)

**Mayor: John Thebout**

The Mayor announced that brush pickup will continue the 1<sup>st</sup> week in September and October. We will begin picking up leaves in November and continue through December or until the first snow.

Mr. Pryor asked about the cause of the brown water last month. The Mayor responded that we notified Clermont County of the issue. Clermont County Water & Sewer told us that there was brown water throughout the county's water system. They were looking for the source but hadn't found the source. The County never notified us of the cause for the brown water. Mr. Runck asked if we could put that information in the next newsletter.

**Fiscal Officer: John Waite.** (Chip Stewart will present in John Waite's absence)

Fiscal Officer's report for July activity was presented to Council

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**Resolution 349-23** – Resolution Consenting to Agreement with ODOT to Install a Roundabout Intersection at S.R. 132 with S.R. 222.

ODOT has asked us to pass the Resolution as an emergency.

Mr. Garrison made a **Motion** to waive the three readings; seconded by Ms. Cole.

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



Mr. Gipson made a **Motion** to adopt **Resolution 349-23**; seconded by Ms. Cole.

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

**Resolution 349-23 Adopted**

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**Resolution 350-23** – Resolution Designating Offices Authorized to Represent the Village of Batavia on Boards or Commissions and Designative Offices Authorized to Execute Contracts and Documents on Behalf of the Village of Batavia

1<sup>st</sup> reading

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**Committee Reports:**

|                                 |                          |                               |
|---------------------------------|--------------------------|-------------------------------|
| Village Council Meetings        | Next Meeting             | Monday, September 11 @ 7:00pm |
| Planning Commission             | Next Meeting             | Tuesday, August 15 @ 7:00pm   |
| Finance Committee               | Next Meeting             | Thursday, August 24 @ 6:00pm  |
| Hike-Bike Committee             | Next Meeting             | Thursday, August 24 @ 7:00pm  |
| 2 <sup>nd</sup> Council Meeting | Next Meeting (if needed) | Monday, August 24 @ 7:00pm    |

**New Business / Public Participation Items**

Mary Moore asked the reason the Resolution regarding the agreement with ODPT for the roundabout was passed as an emergency. The Mayor responded that the construction needs to start as soon as possible. It is a safety issue.

Mr. Kinner informed Council that our insurance carrier has waived the fee for the fireworks coverage. The fee for the Liquor Liability policy is \$875.

**Executive Session:**

The Mayor announced to the audience that there would be no further Village business after the Executive Session other than possible action on what is being discussed in the Executive Session, and that the audience can choose to either wait for Council to reconvene or can leave now.

The Solicitor would like to request that Council enter into an Executive Session pursuant to ORC 121.22 (G) (2) *"To consider the purchase of property for public purposes, the sale of property at competitive bidding, or the sale or other disposition of unneeded, obsolete, or unfit-for-use property in accordance with section 505.10 of the Revised Code, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest."*

Ms. Cole made a **Motion** to enter into Executive Session; seconded by Ms. Pryor.

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

Council entered into Executive Session at 7:52pm.

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. Runck, yes, Ms. Turner, yes. **Motion** passed 6-0

Council returned from Executive Session at 8:19pm.

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**Resolution 351-23 – A Resolution Authorizing the Administrator to Enter into Pre-Annexation Agreements on Behalf of the Village of Batavia.**

1<sup>st</sup> Reading Pass the Resolution as an emergency.

Ms. Cole made a **Motion** to waive the three readings and pass as an emergency; seconded by Mr. Garrison.

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

Ms. Cole made a **Motion** to adopt **Resolution 351-23**; seconded by Mr. Gipson.

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

**Resolution 351-23 Adopted**

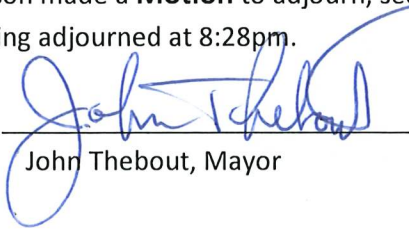
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**Adjournment:**

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

The meeting adjourned at 8:28pm.

ATTEST:

  
John Thebout, Mayor

  
John Waite, Clerk for Meeting

**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, September 11, 2023**

The Batavia Village Council met in regular session on Monday, September 11, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

The Mayor asked for a moment of silence to honor and remember 9-11.

**Roll Call of Members Present**

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

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

**Others Attending the Meeting:** Jo Ann Martino, Judy Miller, Mary Moore, Jamie Kinner, Michael Kinner, Jeff Bach, Jim Craver (Bulbs Deep), and Brian Kimberly (Bulbs Deep)

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Mr. Pryor made a motion to approve the minutes of August 14, 2023 Regular Council Meeting, seconded by Mr. Runck. The motion passed 6-0

**Police Department: Chief Young**

Report on August activity

574 Calls, 71 Traffic Stops, 40 Citations Issued, 12 Arrests, 7 Mutual Aid Calls

The K-9 drug activity on S.R. 32 has slowed down.

Report on personnel

Officer Michele TenBrink completed her field training and is working day shift solo road patrol. We have received several positive comments on her professionalism and courtesy.

Batavia Local Schools update

The Batavia schools are back in session. Our SRO Officers have been reassigned from road patrol back to their respective schools. There is still some construction in the schools. There are a lot of sports activities that the school has requested attendance by extra-duty police officers.

#### Report on equipment

We should be receiving our new fully-equipped police cruiser next week. We expect to receive the second cruiser in a few weeks.

We have replaced the k-9 safety car equipment with upgraded equipment.

The Fun Fair was peaceful. The only incidents were children who got separated from their parents.

#### **Village Administrator: Ken Geis**

##### **Community and Economic Development**

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

Our third-party agent has hired an engineer to lay out the site. We filed our semi-annual report. They have received a sample lease from ODOT for 2 units with 2 chargers each. We would like to have the site expandable to double that. This will be the first public charging station in Clermont County. Mr. Runck asked if ODOT could put signs on S.R. 32 notifying drivers of the charging station.

UDF is willing to put a new, larger building at the site that will allow access to the charging stations. They are working with ODOT for permission to expand into the public right of way towards Bauer Road.

###### Harvest Meadows

The Developer is working on the first phase of the project. The grading and storm sewer work is first to be installed. Duke Energy has filed for a permit to install utilities. Paving is expected to begin in October. The first units to be built will be the multi-family units at the back of the project.

###### New Development

The Administrator executed a Pre-Annexation Agreement for a new development of 175 acres off Clough Pike.

##### **Road Improvements**

###### S.R. 222

The State is continuing the final design and environmental work for the project. There will be a projected detour that will last several months during construction. ODOT is now considering 2 roundabouts. Mr. Runck asked if the new roundabout could be a reason for the state to fund a bridge over the river. The Administrator didn't think so.

###### Main Street at S.R. 222

Traffic counts are being completed in relation to the southbound "left turn" arrow for Main Street

#### New Dump Truck for the Street Department

The vehicle is currently being completed with the bed and should be ready for service sometime in October. We have a loan from Forcht Bank to pay for the truck.

#### **Water and Sewer Utilities**

##### Water Utility

We continue to work on the transfer of water utility to Clermont County. We have completed the last easement documents and we will have them recorded. We are ready to file a Quit Claim Deed to transfer ownership of the water reservoir.

##### **Hike/Bike Trail**

The Hike/Bike Committee met on August 24, 2023.

#### **Zoning Administrator: Chip Stewart**

##### Zoning Permits

Streamside – 26 permits so far in 2023

Harvest Meadows – Developer has filed development plans. The Planning and Zoning Committee will have a Public Hearing on October 17th for multi-family units.

##### Zoning Violations and Enforcement

Currently there are 40 working violations in progress. Eleven complains are now in compliance. We have filed 6 court actions.

##### 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. Mr. Pryor asked if Verizon knows when the three remaining cell towers will become active. Mr. Stewart didn't know.

#### **Village Solicitor: Christopher Moore**

##### Water Utility transfer to Clermont County.

We have prepared the Deeds for transfer of property to the County.

##### Nuisance update

We will be filing two complaints soon.

The Solicitor reviewed the Village's new employee cell phone policy.

**Mayor: John Thebout**

The Mayor thanked Judy Miller, Jo Ann Martino, the Fun Fair Committee, the staff and the volunteers for making this year's Fun Fair a success.

The Mayor announced that the 1<sup>st</sup> week of October would be the last brush pickup.

The Village wide yard sale will be Saturday and Sunday September 16-17.

This year's Light Up the Christmas Tree will be Friday, December 1<sup>st</sup>. Batavia H.S. indicated that they will participate in the event.

Mr. Garrison noted that the Village has been buying supplies from Home Depot and Lowes. He asked the Village to consider doing business with Carter Lumber since it is local.

**Fiscal Officer: John Waite.**

Fiscal Officer's report for August activity was presented to Council

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**Resolution 352-23** – 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

1<sup>st</sup> reading            Declare an Emergency and Waive the Requirement for 3 Readings.

Clermont County needs the Resolution passed as an emergency in order to be able to prepare the 2023 real estate tax bills to be mailed out in January.

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

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

Mr. Gipson made a **Motion** to adopt **Resolution 352-23**; seconded by Mr. Pryor.

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

**Resolution 352-23 Adopted**

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**Resolution 350-23** – Resolution Designating Offices Authorized to Represent the Village of Batavia on Boards or Commissions and Designative Offices Authorized to Execute Contracts and Documents on Behalf of the Village of Batavia

2<sup>nd</sup> reading

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## **Ordinance 1516-23-23 – Appropriation Amendment**

1<sup>st</sup> reading Declare an Emergency and Waive the Requirement for 3 Readings.

This is an emergency in order to be able to pay pending bills.

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

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

Mr. Runck made a **Motion** to adopt **Ordinance 1516-23**; seconded by Ms. Turner.

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

### **Ordinance 1516-23 Adopted**

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## **Committee Reports:**

|                                 |                          |   |
|---------------------------------|--------------------------|---|
| Village Council Meetings        | Next Meeting             | Monday, October 16 @ 7:00pm<br>(The second Monday in October is the Columbus Day Holiday) |
| Planning Commission             | Next Meeting             | Tuesday, September 19 @ 7:00pm  |
| Finance Committee               | Next Meeting             | Thursday, September 28 @ 6:00pm   |
| Hike-Bike Committee             | Next Meeting             | Wednesday, September 27 @ 7:00pm  |
| 2 <sup>nd</sup> Council Meeting | Next Meeting (CANCELLED) | Monday, September 25 @ 7:00pm   |

## **New Business / Public Participation Items**

### **Fun Fair – Judy Miller**

Judy Miller addressed Council to acknowledge and thank all of the people who made this year's Fun Fair a success. She thanked her co-chair, Jo Ann Martino and the 12-person Fun Fair Committee Members individually. She also thanked Wayne Smith and the Batavia Street Department, the Batavia Police Department, The Central Joint Fire EMS, the Village Office, the local businesses and individuals who contributed to the funding, and all of the volunteers.

### **Golf Carts – Mayor Thebout**

The Mayor provided Council with sample legislation from other cities and villages regarding allowing Golf Carts to be driven on Village streets. He asked Council to review the legislation and to decide if we want to enact any legislation regarding golf carts.

Mr. Gipson said that we should prohibit sound systems on Golf Carts.

There was concern about Golf Carts crossing S.R. 32 and about allowing Golf Carts driving on roads with speed limits above 25 mph.

Hike Bike Committee – Scott Runck

Williamsburg Mayor Mary Ann Lefker attended the last Hike Bike Committee meeting to discuss how their portion of the trail was funded. She told them that Williamsburg contributed \$10,000 and all other funding came from other sources. She also told them that it is important to identify an endpoint for the trail, but that Clermont County is now considering extending the Hike Bike east into Brown County. Clermont County is waiting for external funding before they will consider any extension.

Given the problem of finding a viable path from Batavia to East Fork, Mr. Gipson suggested that the Hike Bike Committee should instead consider focusing of different bike paths, such as going to Milford or going to the Sportsman's Club.

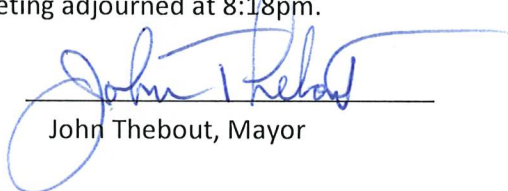
**Adjournment:**

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

**Motion** passed 6-0

The meeting adjourned at 8:18pm.

ATTEST:

  
John Thebout, Mayor

  
John Waite, Clerk for Meeting



**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, October 16, 2023**

The Batavia Village Council met in regular session on Monday, October 16, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

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

**Others Attending the Meeting:**      Jo Ann Martino, Lana Fritsch, Mary Moore, Jamie Kinner, Michael Kinner, Jeff Bach, Jim Craver (Bulbs Deep), Brian Kimberly (Bulbs Deep), Gina Crowley (Bulbs Deep), Michael Gardner, Keith Clifford, Tom Miller (Presbyterian Church)

**Reminder to Audience Regarding Questions or Comments:**

The Mayor reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Mr. Garrison made a motion to approve the minutes of September 11, 2023 Regular Council Meeting, seconded by Mr. Pryor.      The motion passed 5-0

**Legislation**

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**Ordinance 1517-23** – Ordinance Stating Services to be Provided to Annexed Territory.

1<sup>st</sup> reading      Declare an Emergency and Waive the requirement for 3 reading  
This is an emergency because it is part of the annexation legislation before the Clermont County Commissioners for approval at their next meeting.

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. Runck, yes                                      **Motion** passed 5-0

Mr. Gipson made a **Motion** to adopt **Ordinance 1517-23**; seconded by Ms. Cole.

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

**Ordinance 1517-23 Adopted**

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**Resolution 350-23** – Resolution Designating Offices Authorized to Represent the Village of Batavia on Boards or Commissions and Designate Offices Authorized to Execute Contracts and Documents on Behalf of the Village of Batavia.

3<sup>rd</sup> reading

Mr. Runck asked if the Resolution gives the designated offices “carte blanche” authority to sign any contract. The Solicitor responded that the offices only have authority to sign what has been approved by the legislative authority.

Mr. Garrison made a **Motion** to adopt **Resolution 350-23**; seconded by Mr. Pryor.

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

**Resolution 350-23 Adopted**

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**Ordinance 1518-23** – Appropriations Amendment

1<sup>st</sup> reading Declare an Emergency and Waive the requirement for 3 reading  
This is an emergency in order to be able to pay pending bills

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

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

Mr. Pryor made a **Motion** to adopt **Ordinance 1518-23**; seconded by Mr. Runck.

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

**Ordinance 1518-23 Adopted**

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Ms. Cole then left the meeting at 7:15

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**Police Department: Chief Young**

## Report on August activity

478 Calls, 64 Traffic Stops, 43 Citations Issued, 8 Arrests, 13 Mutual Aid Calls

The Police Department investigated 11 vehicle crashes.

There was a fatality from an accident on S.R. 32 at Herold Road.

There is a safety issue on Old S.R. 32 at Bulldog Place because it is poorly lit. There is a crosswalk for children walking to get from a subdivision to the school. We have assigned a Police Officer to control the traffic at Bulldog Place for 20-30 minutes each morning. We are placing a police cruiser at each side of the crosswalk with their lights on to slow the traffic. Old S.R. 32 at that location is in the Township and the Batavia Police do not have jurisdiction to write tickets. The school and Batavia Township are aware of the problem with poor lighting. We are working with the proper agencies to have a traffic study completed and to possibly make changes at the intersection.

The police attended the Fun Fair and the Car Show. There were no arrests at either event.

The monthly report to Council now shows the SRO activity at the high school, the middle school and the elementary school.

Both new fully equipped patrol vehicles are now in service.

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

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

We are working with UDF on the design for the charging station. UDF is ok with annexing the property into the Village. UDF is willing to put a new, larger building at the site that will allow access to the charging stations. They are working with ODOT for permission to expand into the public right of way towards Bauer Road. They also plan to improve the building on Main Street.

## Harvest Meadows

The Developer has installed curbs and the first layer of asphalt. The Developer hopes to begin selling lots this year. The developer has filed zoning permits with the Planning and Zoning Commission for the multi-family units at the back of the project

## New Development

We have an emergency Ordinance tonight to consider the New Development and annexation. The Ordinance states what services are to be provided to the annexed territory. We must pass this as an Emergency since it is part of the annexation packet that must be completed at least 20 days before the Commissioners Hearing which is in November.

## New Utility Vehicles

We purchased two used Kubota Vehicles. We had one "Wrapped" in white and marked for the police to use at the High School in conjunction with the SRO. The school is thrilled with this addition. The other unit will be used by the Public Works Department.

## **Road Improvements**

### **S.R. 222**

The State is continuing the final design and environmental work for the project. There will be a projected detour that will last several months during construction. ODOT is now considering 2 roundabouts.

### **Main Street at S.R. 222**

Traffic counts are complete for the southbound “left turn” arrow for Main Street.

### **New Dump Truck for the Street Department**

The vehicle has been completed and delivered. It has cameras that allow the driver to see how much salt is in the bed and to see the distribution of the salt on the street.

### **Salt Storage**

We are going to construct a salt storage facility at the Treatment Plant at 490 S. Riverside. The total cost will be about \$25,000. This will enable the Village to store a year’s worth of salt for road treatment.

## **Water and Sewer Utilities**

### **Water Utility**

We continue to work on the transfer of the water utility to Clermont County. We have filed a Quit Claim Deed to transfer ownership of the water reservoir.

### **Hike/Bike Trail**

The Hike/Bike Committee met on August 24, 2023.

## **Zoning Administrator: Chip Stewart**

### **Zoning Permits**

Streamside – 26 zoning permits so far in 2023

Harvest Meadows – Developer has filed development plans. The Planning and Zoning Committee will have a Public Hearing on October 17th for the multi-family units.

### **Zoning Violations and Enforcement**

Currently there are 32 working violations in progress. Twelve complaints are now in compliance. We have several active court actions.

### **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. Mr. Pryor asked if we know the signal reach for the towers. Mr. Stewart didn’t know but guessed that since there are 4 towers the signal reach will probably only be In the Village.

**Village Solicitor: Christopher Moore****Water Utility**

Mr. Moore filed a Quit Claim Deed to transfer ownership of the water reservoir to Clermont County. First Title was able to provide a survey for the property for only \$300.

**Nuisance update**

An additional lawsuit was filed.

The Solicitor has reviewed the Harvest Meadows zoning plans for the multifamily units that are being presented to the Planning and Zoning Commission on October 17.

**Mayor: John Thebout**

The Mayor announced that the next Village event is going to be the December 1<sup>st</sup> Light Up the Christmas Tree.

**Fiscal Officer: John Waite.**

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

The proposed legislation was adopted at the beginning of the Meeting.

**Committee Reports:**

|                                 |              |  |
|---------------------------------|--------------|--|
| Village Council Meetings        | Next Meeting | Monday, November 13 @ 7:00pm               |
| Planning Commission             | Next Meeting | Tuesday, October 17 @ 7:00pm               |
| Finance Committee               | Next Meeting | Thursday, October 26 @ 6:00pm              |
| Hike-Bike Committee             | Next Meeting | Wednesday, October 25 @ 7:00pm             |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | Monday, October 30 @ 7:00pm<br>(Cancelled) |

**New Business / Public Participation Items****Mike Gardner**

Mr. Gardner asked the Fiscal Officer to state the total amount of Village debt. The Fiscal Officer responded that he would rather not provide a figure from memory that might not be accurate. Mr. Gardner then asked the Fiscal Officer to provide the total amount of Village revenue. The Fiscal Officer again responded that he didn't want to give a figure from memory that might not be accurate.

**Jamie Kinner**

Mrs. Kinner stated that she was holding a copy of the Audited Financial Statement for the Village of Batavia for the Years 2020-2021 and that on page 13 it listed the Village's debt at the end of 2021 as \$8,968,767.

Tom Miller

Mr. Miller stated that he was speaking as a representative of the Presbyterian Church. He wanted to know if the Village had established plans for the December Christmas Event. In prior years the event included several sites in the Village, including the Presbyterian Church. The church would like to be able to participate with this year's event.

The Mayor responded that we haven't finalized plans yet, but last year the event didn't extend much beyond the Village Hall and the corner of Main Street at Second Street.

The Fiscal Officer responded that the Batavia High School plans to have their band and chorus participate and that we plan to have the horse-drawn carriage rides again. We would like to have performers to sign Christmas Carols.

Mary Moore

Mrs. Moore stated that she had heard that there is going to be a development on the Ruebel property and she asked the Administrator if that was true. The Administrator responded that there is a contract on the property but nothing has been finalized.

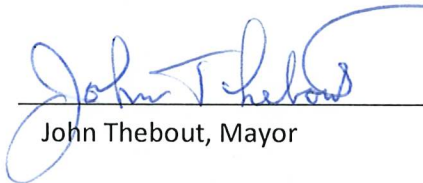
**Adjournment:**

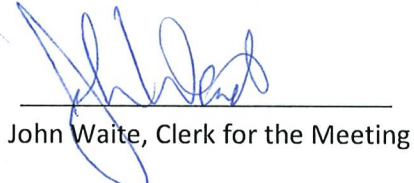
Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Garrison.

**Motion** passed 5-0

The meeting adjourned at 7:50pm.

ATTEST:

  
John Thebout, Mayor

  
John Waite, Clerk for the Meeting

**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, November 13, 2023**

The Batavia Village Council met in regular session on Monday, November 13, 2023, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Mayor John Thebout, 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, Mary Moore, Jamie Kinner, Michael Kinner, Jim Craver (Bulbs Deep), Brian Kimberly (Bulbs Deep), Gina Crowley (Bulbs Deep), Michael Gardner, Bill Whited, Annette Gatchett, John Gatchett, Joan Gatchett, Jim Stout, Lauri Zagar

**Election Results:** The Mayor announced that C. Scott Runck won the election for Mayor and Diana Cole and Jason Garrison won the election for the 2 seats on Council. The Mayor offered his congratulations to them.

**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 the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Mr. Pryor made a motion to approve the minutes of October 16, 2023 Regular Council Meeting, seconded by Mr. Gipson. The **Motion** passed 5-0-1 with Ms. Turner abstaining.

**Police Department: Chief Young**

Report on October activity

535 Calls, 71 Traffic Stops, 34 Citations Issued, 37 Written Warnings, 5 Arrests, 14 Mutual Aid Calls  
The Police Department investigated 7 vehicle crashes.

The School Resource Officers continue to be busy. The Batavia Homecoming Parade had a great turnout even with the rain. The "Bulldog Wagon" (Kubota Utility Vehicle) has been well received by the school.

The Police Department is working with the Kiwanis Club on several projects for the community. The S.R.O. Officers have started a food drive to provide Thanksgiving food for about 18 families.

Officer Ricky McAdams and Sergeant Shane Olson will be completing their probational periods.

## **Village Administrator: Ken Geis**

### **Community and Economic Development**

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

We are working with UDF on the design for the charging station. The Administrator met with officials from UDF and with the electric charging equipment provider to review their plans. The plans have been sent to the State of Ohio for approval.

Harvest Meadows

The Developer started working on the first Phase of the Project. The Developer installed curbs and is working on the first sections of roads (curbs poured and base asphalt installed). The Final Plan for the Apartments was held with the Planning Commission and the Commission unanimously approved the project.

New Development

The Commissioners will hear the Petition for annexation at their meeting on November 18. They will have 60 days to decide.

### **Road Improvements**

S.R. 222

The State is continuing the final design and environmental work for the project. There is a projected detour that will last for several months because of the project. The Administrator confirmed that there is only one roundabout for this project.

Main Street at S.R. 222

Traffic Counts are complete for the southbound "left turn" arrow for Main St and the existing traffic does not warrant a left turn signal.

Salt Storage

We started the project to construct a salt storage facility at the Treatment Plant at 490 S. Riverside. The footers and foundation work has been completed and the walls are now up. The total cost will be about \$25,000. This will enable the Village to store a year's worth of salt for road treatment.

### **Water and Sewer Utilities**

Water Utility

We continue to work on the transfer of the water utility to Clermont County. We have filed a Quit Claim Deed to transfer ownership of the water reservoir.

### **Hike/Bike Trail**

The Hike/Bike Committee met on October 25, 2023.



**Zoning Administrator: Chip Stewart****Zoning Permits**

Streamside – 29 zoning permits so far in 2023.

Harvest Meadows – There have been discussions with Fischer Homes regarding issuing zoning permits for the sale of homes.

**Zoning Violations and Enforcement**

There are Currently 32 working violations in progress.

**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 purchased a permit and code enforcement software program. He is loading the information into the program.

**Village Solicitor: Christopher Moore****Water Utility**

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

**Nuisance update**

The Clifford matter has been dismissed. The cleanup passed inspection.

A permanent injunction against the Flores property on Old Boston has been issued by the Court.

The attorney for Mr. Kinner has asked for a meeting to discuss the actions needed to resolve the dispute.

A neighbor of CRT Electronic has taken pictures of the property behind CRT's fence that documents violations of the Court Order against CRT.

The Solicitor has reviewed the Harvest Meadows zoning plans for the multifamily units that were presented to the Planning and Zoning Commission on October 17.

**Mayor: John Thebout**

The Mayor announced that the next Village event is going to be the December 1<sup>st</sup> Light Up the Christmas Tree.

Mr. Garrison asked the Mayor about the procedure for filling the vacant seat on Council when Mr. Runck becomes Mayor. The Mayor responded that once a vacancy occurs, Council has 30 days to appoint someone to fill the vacancy.

Mr. Garrison made a **Motion** to begin advertising for letters of interest to fill the 2024 vacancy on Council with a cutoff date of December 29 at 4:00pm for the receipt of letters; seconded by Mr. Gipson. **Motion** passed 6-0

**Fiscal Officer: John Waite**

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

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**Ordinance 1519-23 – Appropriations Amendment**

1<sup>st</sup> reading      Declare an Emergency and Waive the requirement for 3 reading

There are 2 items in the legislation: increasing the appropriation for Fund 2152 American Rescue Fund and for Fund 2903 Police Special Revenue Fund.

This is an emergency because under the terms of the American Rescue Act all of the funds need to be spent by the end of 2023. The funds can be spent for any government purpose. We currently don't have an appropriation for the \$849.06 of unspent American Rescue Act funds.

The increase in the Police Special Revenue Fund is because the Batavia Local Schools is now paying for 2 School Resource Officers instead of just one and we need to appropriate the \$19,000 of additional funds for payroll.

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

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

Mr. Gipson made a **Motion** to adopt **Ordinance 1519-23**; seconded by Mr. Garrison.

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

**Ordinance 1519-23 Adopted**

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**Committee Reports:**

|                                 |              |  |
|---------------------------------|--------------|--|
| Village Council Meetings        | Next Meeting | Monday, December 11 @ 7:00pm             |
| Planning Commission             | Next Meeting | Tuesday, November 21 @ 7:00pm            |
| Finance Committee               | Next Meeting | Thursday, November 30 @ 6:00pm           |
| Hike-Bike Committee             | Next Meeting | Wednesday, November 29 @ 7:00pm          |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | Monday, November 27 @ 7:00pm - Cancelled |

## New Business / Public Participation Items

Annette Gatchett

Ms. Gatchett is a resident of Batavia Township and lives on Clough Pike. She expressed her concern about the Village's new annexation on Clough Pike because there hasn't been public information about what is going to happen to the property. She asked for more inclusivity in value-based decisions about property development.

Mike Gardner

Mr. Gardner asked that meeting agendas provide more financial information about amounts of appropriations and expenditures like Ordinance 1519-23 so that the public can be better informed about how the Village is spending its money.

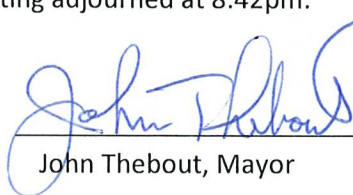
### Adjournment:

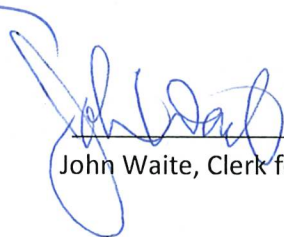
Mr. Gipson made a **Motion** to adjourn, seconded by Mr. Garrison.

**Motion** passed 6-0

The meeting adjourned at 8:42pm.

ATTEST:

  
John Thebout, Mayor

  
John Waite, Clerk for the Meeting

**Batavia Village Council**  
**Minutes of Meeting**  
**Monday, December 11, 2023**

The Batavia Village Council met in regular session on Monday, November 13, 2023, at 7:00 pm with Vice-Mayor Gipson presiding. Vice-Mayor Gipson called the meeting to order at 7:00 and led the Pledge of Allegiance to the Flag.

**Roll Call of Members Present**

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

Village Officials Attending the Meeting: Administrator Ken Geis, Fiscal Officer John Waite, Zoning Administrator Chip Stewart, and Police Chief Jim Young. Mayor Thebout did not attend.

**Others Attending the Meeting:** Jo Ann Martino, Lana Fritsch, Victor Billingsley, Jamie Kinner, Michael Kinner, Jim Craver (Bulbs Deep), Brian Kimberly (Bulbs Deep), Lauri Zagar, Tom Porter, Michael Hart, Yvonne Thoreson, Tom Miller, Kyle Meyer, Jeff Bach, Sharon Sanders

**Reminder to Audience Regarding Questions or Comments:**

The Vice-Mayor asked the audience to mute their cell phones and reminded the audience that there will be a chance for comments or questions during the Public Participation Segment of the meeting after the regular business items have concluded. He asked them to hold their questions or comments until that time.

**Approval of Financial Reports:**

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

**Approval of Minutes:**

Ms. Cole made a motion to approve the minutes of November 13, 2023 Regular Council Meeting, seconded by Mr. Runck. The **Motion** passed 6-0.

**Police Department: Chief Young**

Report on November activity

98 Calls, 76 Traffic Stops, 35 Citations Issued, 6 Written Warnings, 6 Arrests, 31 Mutual Aid Calls

The Veterans Parade was a successful event with a large crowd of attendees.

The School Resource Officers spearheaded a program in association with Batavia Schools to provide Thanksgiving meals for 25 needy families.

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

The homicide investigation from November 24 is still ongoing and we are working with the Clermont County Sheriff's Department Detectives. Mr. Runck asked why the Sheriff's Department was

involved. The Chief responded that we are a small department and the Sheriff's Department has detectives who are trained in homicide investigations.

## **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. UDF indicated that they plan to tear down the existing store and put up a new store using their current design. We are discussing a renovation of the Main Street UDF store.

Harvest Meadows

The Developer started working on the first Phase of the Project. We received a call from a person that indicated that they are going to purchase a site in Harvest Meadows. There are signs and lot designations in place.

New Development

The Commissioners denied the Petition for annexation.

Tree Lighting

The Tree Lighting event was held on Friday 12/01/2023 and was a big success. A light mist did not seem to detract from the event.

### **Road Improvements**

S.R. 222

The State is continuing the final design and environmental work for the project. There is a projected detour that will last for several months because of the project.

Main Street at S.R. 222

Traffic Counts are complete for the southbound "left turn" arrow for Main St and the existing traffic does not warrant a left turn signal.

Salt Storage

We started the project to construct a salt storage facility at the Treatment Plant at 490 S. Riverside. The footers and foundation work is complete. The Service Department is finishing up the project.

### **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.

Water Line Inventory

Fishbeck completed the lead water line study and reported that we have no known lead pipes and several homes with galvanized pipes. They are going to continue to do some research on the lots that were listed as unknown.

## **Zoning Administrator: Chip Stewart**

### **Zoning Permits**

Streamside – 34 zoning permits so far in 2023. Four were added last week.

Harvest Meadows – The final development plan for the Harvest Meadows apartments has been approved and we are waiting on plot information from the developer. He is working on assigning street addresses. Fischer Homes has told him that they have already sold 8 or 9 home sites.

### **Zoning Violations and Enforcement**

There are Currently 36 working violations in progress.

### **Crosswalks**

The Crosswalk signs have been ordered by ODOT. We have not been provided a delivery time. Mr. Pryor expressed his concern about the crosswalk from Bean & Brew to the parking lot across Main Street. Cars are not stopping for pedestrians. Mr. Garrison asked if the lighting could be improved at that site.

### **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 purchased a permit and code enforcement software program. He is loading the information into the program.

## **Village Solicitor: Christopher Moore**

### **Nuisance update**

He met with attorney Aaron Maus regarding the property on Foundry.

A court hearing was scheduled regarding the Kinner property but after a meeting between Michael Kinner, Jamie Kinner, Zoning Administrator Stewart, Village Administrator Geis and Mayor Thebout, the Court postponed the hearing until early next year to allow the parties to work on a settlement.

The Clermont County Commissioners denied the annexation petition.

**Mayor: John Thebout** was absent and Fiscal Officer John Waite presented Mayor Thebout's report.

The Mayor has requested Council to pass a Resolution in support of appointing Kathy Bailey to the Clermont County 9-1-1 Program Review Committee. He had asked Council to pass the legislation as an emergency due to the time limitation for submitting the legislation to the County Commissioner.

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**Resolution 352-23** – A Resolution in Support of Appointing Kathy Bailey to the Clermont County 9-1-1 Program Review Committee Pursuant to Ohio Revised Code Section 128.06(A)(5)

1<sup>st</sup> reading      Declare an Emergency and Waive the requirement for 3 reading

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

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

Mr. Runck made a **Motion** to adopt **Resolution 352-23**; seconded by Ms. Turner.

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

**Resolution 352-23 Adopted**

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**Fiscal Officer: John Waite**

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

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**Resolution 353-23** – A Resolution Authorizing the Expenditure for a Hike Bike Trail Feasibility Study

1<sup>st</sup> reading

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Mr. Runck told Council that although we don't have a pathway to a bridge to Sycamore Park, the County has the ability to get federal funds but we need to have a feasibility study before we can apply for federal funds. The Administrator has authority to spend up to \$50,000 so he can begin the process of obtaining a feasibility study without waiting until the Resolution is passed after the third reading.

Mr. Prior made a **Motion** to direct the Village Administrator to begin the process of obtaining a feasibility study for the hike bike trail; seconded by Mr. Gipson.

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

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**Ordinance 1520-23** – Appropriations Amendment

1<sup>st</sup> reading      Declare an Emergency and Waive the requirement for 3 readings

This is an emergency to allow for payment of end-of-year expenditures.

Mr. Pryor 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. Runck, yes, Ms. Turner, yes **Motion** passed 6-0

Ms. Cole made a **Motion** to adopt **Ordinance 1520-23**; seconded by Ms. Turner.

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

### **Ordinance 1520-23 Adopted**

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### **Ordinance 1521-23 – Adopt Temporary Appropriations for 2024**

1<sup>st</sup> reading Declare an Emergency and Waive the requirement for 3 readings

2023 Appropriations become void at the end of the year. 2024 Appropriations must be passed in order to be able to pay bills in January. This is an emergency because there isn't time to have 3 readings before the end of the year.

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

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

Mr. Runck made a **Motion** to adopt **Ordinance 1521-23**; seconded by Mr. Pryor.

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

### **Ordinance 1521-23 Adopted**

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### **Committee Reports:**

|                                 |              |  |
|---------------------------------|--------------|--|
| Village Council Meetings        | Next Meeting | Monday, January 8 @ 7:00pm               |
| Planning Commission             | Next Meeting | Tuesday, December 19 @ 7:00pm            |
| Finance Committee               | Next Meeting | Thursday, December 28 @ 6:00pm           |
| 2 <sup>nd</sup> Council Meeting | Next Meeting | Monday, December 25 @ 7:00pm - Cancelled |

### **New Business / Public Participation Items**

Yvonne Thoreson

Ms. Thoreson complained about the number of cars using Wood Street as a shortcut instead of proceeding to Main Street. The traffic is especially heavy during morning and afternoon rush hours. The cars are often speeding and some don't stop at the stop signs. Jo Ann Martino agreed with the complaint about heavy traffic.



Jamie Kinner

Ms. Kinner clarified that at the meeting with Village Officials cited by Solicitor Moore, the Kinner's attorney, John Woliver, was not able to attend.

Jo Ann Martino

Ms. Martino informed Council that cars on Main Street are not stopping for pedestrians crossing the street at Third Street or Market Street. Those crosswalks are currently dangerous.

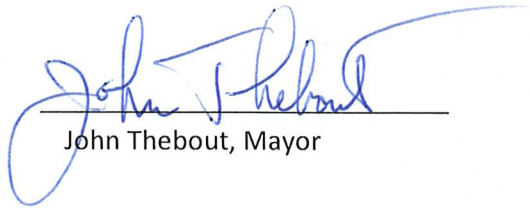
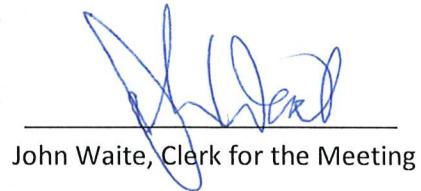
**Adjournment:**

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

**Motion** passed 6-0

The meeting adjourned at 8:00pm.

ATTEST:

  
\_\_\_\_\_  
John Thebout, Mayor  
\_\_\_\_\_  
John Waite, Clerk for the Meeting