

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

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

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

**Roll Call of Members Present:**

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

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

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

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

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

**Approval of Financial Reports:**

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

**Approval of Minutes:**

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

**Comment on 2024 Expenses Exceeding Revenue**

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

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

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

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

**Police Department: Chief Young**

Report on March activity

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

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

One officer is seeking employment with Goshen Township.

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

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

Officer Manning is working on several grants.

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

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

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

**Village Administrator: Ken Geis**

**Community and Economic Development**

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

We continue to work on this project and site access.

Streamside

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

Library

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

River Pointe

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

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

Annexation

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

**Road Improvements**

S.R. 222

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

Second Street and Spring Street

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

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

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

**Water and Sewer Utilities**

Water Utility

We continue to work on this transfer.

**Zoning Administrator:** Chip Stewart

Report on 2024 zoning applications for new residential units

95 total zoning permits this year

Streamside - 17 new home permits in 2024

Harvest Meadows - 58 new home permits in 2024

Zoning Violations and Enforcement

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

Crosswalks

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

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

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

#### Verizon Cell Towers

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

#### Zoning Change

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

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

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

The Solicitor worked with the Zoning Administrator on zoning violations.

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

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

The Solicitor worked on the Streamside past due PILOT payments.

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

#### **Mayor: C. Scott Runck**

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

There are 2 new businesses in the Village.

Lush Beauty Salon on 4<sup>th</sup> Street.

A photo studio at 175 E Main

#### **Fiscal Officer: John Waite**

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

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

#### **Ordinance 1526-24 – 3<sup>rd</sup> Reading**

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

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

**Ordinance 1526-24 adopted**

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

**Ordinance 1527-24 – 3<sup>rd</sup> Reading**

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

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

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

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

**Ordinance 1528-24 – 3<sup>rd</sup> Reading**

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

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

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

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

**Resolution 355-24 – 3<sup>rd</sup> Reading**

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

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

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

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

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

**Resolution 355-24 adopted**

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

**Resolution 356-24** – 3<sup>rd</sup> Reading

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

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

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

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

**Resolution 357-24** – 3<sup>rd</sup> Reading

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

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

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

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

**Resolution 358-24** – 3<sup>rd</sup> Reading

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

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

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

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Accept Property Transfer from the Audrey Sedacca Estate to the Village

**Resolution 359-24** – 3<sup>rd</sup> Reading

The Estate of Audrey Sedacca wants to donate two parcels of land to the Village of Batavia and the Probate Court wants to see a Resolution from the Village agreeing to accept the property.

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

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

**Resolution 359-24 adopted**

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Approve the Retirement and then Immediate Rehire for Officer Warner

**Resolution 360-24** – 2<sup>nd</sup> Reading

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Adopt 2025 Tax Budget

**Resolution 361-24 – 2<sup>nd</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.

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

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

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

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

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

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

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

**Resolution 362-24 adopted**

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**Committee Meetings / Reports**

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

**New Business / Public Participation Items**

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

**Adjournment:**

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

ATTEST:

  
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C. Scott Runck, Mayor

  
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John Waite, Clerk for the Meeting