

# RECORD OF PROCEEDINGS

Minutes of

May 4, 2021 – REGULAR SESSION

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10191 RECORD OF PROCEEDINGS

Held \_\_\_\_\_ 20 \_\_\_\_\_  
Minutes of BOARD OF TRUSTEES – BATAVIA TOWNSHIP

The Board of Trustees of Batavia Township met for a regular session at 6:00 p.m. Tuesday, May 4, 2021, at the Batavia Township Community Center.

## CALL TO ORDER

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

## APPROVAL OF AGENDA AND MINUTES

Mr. Perry motioned the Batavia Township Board of Trustees approve the May 4, 2021 agenda as presented. Mr. Sauls seconded the motion. On the roll being called:

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

Mr. Perry motioned the Batavia Township Board of Trustees approve the Minutes of the April 6, 2021 regular meeting as presented. Mr. Sauls seconded the motion. On the roll being called:

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

## FINANCIAL REPORTS

Ms. Haley gave the April 2021 financial reports.

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

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

## LAW ENFORCEMENT MONTHLY REPORT

Deputy Jesse Kidder gave the Batavia Township crime report for the month of April. There were 185 offense reports, a 15% increase from March. The Deputies handled 94 of these which is 51%. The highest crime type report was drug offenses. For the Batavia Township Deputy activity: There were 30 adult arrests and 8 juvenile arrests. There were 86 warrant services and attempts. There were 17 traffic citations and 42 warnings. There were 137 business checks in the Township. They assisted other law enforcement agencies 22 times. There was a total of 400 calls for service in April. Of the 231 incident reports, 155 were taken by the Deputies. We recovered \$830 in stolen property. There were three overdoses.

### Public Hearing – 32 Easy Access Storage – BRIA Overlay District-Case# OD/SP21-02

Denise Kelley, Zoning Administrator, gave a project summary of the case. Carl Harman, Engineer, was present and spoke on behalf of the applicant.

Mr. Parsons motioned the Batavia Township Board of Trustees approve **32 Easy Access Storage – BRIA Overlay District-Case# OD/SP21-02** as presented and to include mounding along James E. Sauls Drive, with trees planted, as well as hard surface, including

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tar & chip, not gravel, for the drive area. Mr. Sauls seconded the motion. On the roll being called:

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

### Public Hearing – Redwood PD Case # B-02-21ZPD

Jonathan Woche gave the staff report and summary of the property located at 1940 SR125.

Greg Thurman, VP of Land Acquisition for Redwood spoke on behalf of the development.

Steve Rohrich, 3427 Brown Rd., commented about the retention pond issue & street access issue.

Jeff Biedenham, 89 Mt. Holly Rd., expressed his concerns about the runoff.

Kimberly Rohrich, 3427 Brown Rd., had concerns about the soil erosion, watershed, runoff, and fencing.

Mr. Sauls motioned the Batavia Township Board of Trustees approve **Redwood PD Case # B-02-21ZPD** and that they conform to all conditions outlined in Jonathan’s report. Mr. Perry seconded the motion. On the roll being called:

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

There was a five minute break.

### Ohio House State Representative Adam Bird (66<sup>th</sup> District) 7:30 p.m. Discussion of Village Dissolution Legislation

Adam Bird gave a power point presentation that was also presented to Pierce Township. This included a presentation of feedback from Pierce Township. This is a draft; it has not been introduced to the House. It was drafted with input from the following: The County Auditor’s Association, the County Commissioner’s Association, the Ohio Attorney General, Ohio Auditor of State, Ohio Municipal Electric Association, Municipal League, and OTA. Jean Schmidt and the Ohio Township Association were also present for the discussion. There was a major discussion regarding the list of issues in the Village Dissolution Legislation that was circulated to the Townships.

### SERVICE DIRECTOR REPORT

Ken Embry gave the April report. Our salt is on contract and we have received all but 20 ton. We have a 1400-ton capacity. We used approximately 700 ton this year.

River Birch was added to the paving contract. Lakeside Blvd. was discussed.

Ken Embry is retiring after 31 years of service to the Township. He is deeply appreciated and will be missed.

### ZONING ADMINISTRATOR/INSPECTOR REPORT

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Denise Kelley, Zoning Administrator, gave Brad Harris's report as well as the April permit activity report. There were 21 single family permits.

The Zoning Appeals reviewed 3 cases, all approved. The BZA has no hearings scheduled this month.

The Zoning Commission met on April 15<sup>th</sup>. They will have three final development reviews.

## PUBLIC PARTICIPATION

Keith Thurman, 1801 Chapelwoods Dr. spoke about the issues with the road island in the center of Chapelwoods Dr. They will get a petition from neighbors and Ken will have OUPS mark for utilities.

## TOWNSHIP ADMINISTRATOR REPORT

Adele gave the Amelia update. There may be at least one more meeting. It appears the cemetery funds will be transferred to the Township. Adele and Loretta will be working through the office furniture, chairs, etc. The records retention still needs to be resolved.

Adele, Ken Embry and Steven Tyminski met about the K-9 memorial.

One of the service trucks damaged a fire truck. Chief received a quote for the damages.

The State Auditor is completing the state audit.

Adele spoke about the park projects including the splash park and orientation of the restroom.

Trash amnesty week is May 31<sup>st</sup> thru June 4<sup>th</sup>. Adele posts on social media. Junk Days will be June 5<sup>th</sup> from 8am-2pm at the maintenance building and the community shred event will be the same day from 9-noon at the Township Hall.

Adele gathered cost information for the state bid for a new maintenance truck purchase for a GMC or a Ford. This will most likely not be received until 2022.

## COMMITTEE REPORTS

Mr. Parsons reported on the Batavia-Union Cemetery. There will be a workday next week and a meeting next week.

Ms. Haley, Chairman reported on Central Joint Fire & EMS District. There was a retirement in the district. We hired two new full time, two part-time, and approved a scan project, scan run sheets. They remodeled station 12. Mr. Parsons spoke his concerns over the proposed annexation from the Batavia Village. The residents of the Township and village need to be informed.

## NEW BUSINESS

Mr. Sauls motioned the Batavia Township Board of Trustees adopt **Resolution No. 05-01-2021** adopting the Clermont County All-Hazard Mitigation Plan. Mr. Perry seconded the motion. On the roll being called:

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

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Mr. Perry motioned the Batavia Township Board of Trustees adopt **Resolution 05-02-2021** authorizing acceptance of Amelia CIC property located on Woodlands Drive, as joint owner with Pierce Township per the previously executed agreement between Pierce Township and Batavia Township dated January 22, 2020. Mr. Sauls seconded the motion. On the roll being called:

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

Mr. Sauls motioned the Batavia Township Board of Trustees accept Ken Embry's notice of retirement effective July 31, 2021. Mr. Parsons seconded the motion. On the roll being called:

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

Mr. Parsons motioned the Batavia Township Board of Trustees accept the proposal from Above and Beyond Carpentry in the amount of \$9,460.00 for the construction and installation of two display cabinets in the Batavia Township Community. Mr. Perry seconded the motion. On the roll being called:

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

Mr. Sauls motioned the Batavia Township Board of Trustees authorize Adele Evans, Township Administrator, to enter into an agreement for energy supply services for Batavia Township facilities, not to exceed 4.98¢/kWh for a term not to exceed 36 months and commencing in June 2021. Mr. Perry seconded the motion. On the roll being called:

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

Mr. Perry motioned the Batavia Township Board of Trustees authorize Adele Evans, Township Administrator, to enter into an agreement for energy supply services for Batavia Township street lighting, not to exceed 3.5¢/kWh for a term not to exceed 36 months and commencing in June 2021. Mr. Sauls seconded the motion. On the roll being called:

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

#### **Resolution 05-03-2021**

Mr. Sauls motioned the Batavia Township Board of Trustees adopt **Resolution 05-03-2021** authorizing the abatement, control or removal of vegetation, garbage, refuse, or debris for Parcel Identification Number 032022E004W, located at 23 Hitchcock Lane. Mr. Perry seconded the motion. On the roll being called:

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

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Mr. Perry motioned the Batavia Township Board of Trustees approve the request for the transfer of liquor license from Batavia C Store, Inc. (dba Batavia Sunoco) to Maakali Petroleum, LLC (dba Batavia Sunoco), located at 2700 Old State Route 32, and furthermore not request a hearing with the Ohio Division of Liquor Control. Mr. Sauls seconded the motion. On the roll being called:

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

### Resolution 05-05-2021

Mr. Sauls motioned the Batavia Township Board of Trustees adopt **Resolution 05-04-2021** authorizing the transfer of funds from the General Fund 1000 to Debt Service Fund 3101 in the amount of \$78,000.00 and furthermore authorizes the first interest payment due June 1, 2021 payable to Park National Bank. Mr. Perry seconded the motion. On the roll being called:

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

Mr. Sauls motioned the Batavia Township Board of Trustees approve the not to exceed \$40,000 for the additional curbing work with the 2021 paving project. Mr. Perry seconded the motion. On the roll being called:

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

### OTHER BUSINESS

It is agreed to move the June meeting to June 8, 2021. Mrs. Evans will send out the appropriate notices.

### ADJOURNMENT

With no further business to come before the Board, Mr. Perry motioned to adjourn the meeting. Mr. Sauls seconded the motion. Meeting adjourned at 10:11 p.m.



Rex Parsons,  
Chairman



Jennifer Haley,  
Fiscal Officer

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