

RECORD OF PROCEEDINGS

Minutes of

Meeting

January 6, 2020- REGULAR SESSION

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held _____ RECORD OF PROCEEDINGS _____ 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. Monday, January 6, 2020, 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. Perry and Mr. Sauls. Also present were Jennifer Haley, Fiscal Officer, Adelle Evans, Township Administrator, Denise Kelley, Zoning Administrator, Ken Embry, Service Dept. Director, and Deputy Kidder, Clermont County Sheriff's Department.

NOMINATIONS/ELECTIONS OF CHAIR AND VICE CHAIR FOR CALENDAR YEAR 2020

Mr. Perry motioned the Batavia Township Board of Trustees nominate Mr. Sauls as Chairman for calendar year 2020. Mr. Sauls seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

Mr. Sauls motioned the Batavia Township Board of Trustees nominate Mr. Perry as Vice Chairman for calendar year 2020. Mr. Perry seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

APPROVAL OF AGENDA AND MINUTES

Mr. Perry motioned the Batavia Township Board of Trustees approve the January 6, 2020 agenda as presented. Mr. Sauls seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

Mr. Sauls motioned the Batavia Township Board of Trustees approve the minutes of the December 10, 2019 regular meeting and the December 16, 2019 special meeting as presented. Mr. Perry seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

PUBLIC HEARING – 6:00 P.M.

Concepts Countertops Case # SP-19-03/BRIA OD

Denise Kelley, Zoning Administrator, gave the presentation. This proposal is for a 7,875 square foot addition to an existing 23,081 square foot structure known as Concepts Countertops. The addition is for a fully automated facility. All site requirements have been met.

Mr. Fraley spoke on behalf of the facility.

Mr. Perry motioned the Batavia Township Board of Trustees approve Case #SP-19-03/BRIA OD as presented. Mr. Sauls seconded the motion. On the roll being called:

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Mr. Perry yes
Mr. Sauls yes Motion carried

PUBLIC HEARING

Ulrey's Run Zoning Case # B-02-19Z-PD

Jonathan Woche summarized the presentation. This a request for Trustees' approval for a zone map amendment from R1 single family district to a planned development district with a preliminary development plan for approximately 58.5 acres located at 590 and 591 Chapel Road.

Mr. Woche discussed the draft recommendations of the conditions that the Zoning Commission considered, however, the Zoning Commission recommended denial of this project.

Jeff Hayes spoke on behalf of the applicant/developer.

Kip Bachscheider, 2018 Plumb Lane, represented the Stonegate Homeowners Association and spoke against the development.

Chris Rose, 3654 SR 222 spoke about traffic in the area and the walking path.

Mike Morrissey, 2015 Woodbrook Dr., Woodbrooke subdivision spokesperson/recording secretary, commented about the traffic flow and water run-off.

Ed Kluba, 3648 SR 222 resident, spoke against the development.

Ted Eldridge, 271 Mt Holly Rd., spoke against the development.

John Maryo, 3609 Woodview Lane, spoke against the development.

Megan Jones Dick, 597 Chapel Rd., spoke against the development.

Elizabeth Howell, 3748 SR 222 spoke against the development.

Jeff Howard, 585 Chapel Rd., spoke against the development.

Paul Ingram, 3573 Woodgate Lane, spoke against the development.

Cheryl Taylor, 520 Chapel Rd., spoke against the development.

Mr. Perry motioned the Batavia Township Board of Trustees deny **Case #B-02-19Z-PD** as presented. Mr. Sauls seconded the motion. On the roll being called:

Mr. Sauls yes
Mr. Perry yes Motion carried

There was a 5 minute recess at 7:30 p.m. The trustees returned to order at 7:35 p.m.

LAW ENFORCEMENT REPORT

Deputy Jesse Kidder gave the December 2019 Batavia Township Crime Report. Batavia Township deputies took 163 offense reports which is a 21% increase for the month. The highest crime offense has been theft. The Batavia Township deputies made 21 adult arrests and two juvenile arrests. Batavia Township deputies took 77 of the 163 offense reports for the township which is just around 45-50%. There was around \$20,000 recovered stolen property. There were four overdoses for December. There was one burglary reported. There were 57 business

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checks. There were 31 traffic citations. The reporting system is already integrating Amelia into Batavia Township. For the Village of Amelia there were about 14 additional reports taken.

PUBLIC HEARING – 7:40 p.m.

SummerWood PD – Case #B-03-19Z-PD

Mr. Wocher gave his summary of the case. This is a request for approval of a zone map amendment from R-1 single family district to PD planned development district with a preliminary development plan for approximately 20.2 acres at 4024 Amelia-Olive Branch Road.

Pat Manger, spoke on behalf of the developer of Brookstone Homes.

Andy Jones spoke on behalf of the Developer of Brookstone Homes.

Mark Walker spoke on behalf of the Developer of Brookstone Homes.

Ben Latham, 2407 Gatetree Lane, spoke about the water runoff.

Nancy Huber, 4200 Meadowfield Ct., spoke about the water runoff.

Larry Mitchell, 2411 Gatetree Lane, spoke about trees on the properties.

Greg Pelfrey, 1320 Woodburn Ct., spoke about lot sizes.

Lori Pelfrey, 1320 Woodburn Ct., spoke about lot sizes, traffic lights, stop signs, etc.

Mr. Perry motioned the Batavia Township Board of Trustees deny **Case #B-03-19Z-PD** as presented due to the density and size of the lots, and the sizes of the homes. Mr. Sauls seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

Mr. Perry motioned the Batavia Township Board of Trustees rescind the motion to deny **Case #B-03-19Z-PD**. Mr. Sauls seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

Mr. Perry motioned the Batavia Township Board of Trustees table the zoning case **#B-03-19Z-PD** and continue the hearing on February 3, 2020. Mr. Sauls seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

There was a five minute recess at 8:35 p.m. Meeting continued at 8:40 p.m.

FINANCIAL REPORTS

Ms. Haley gave the December 2019 financial reports as presented.

Mr. Perry motioned the Batavia Township Board of Trustees approve the December 2019 financial reports as presented. Mr. Sauls seconded the motion. On the roll being called:

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PS&R GRAPHICS 800-375-8094 FORM NO. 1014B

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Mr. Perry yes
Mr. Sauls yes Motion carried

REPORTS OF THE ZONING ADMINISTRATOR/INSPECTOR

Denise Kelley, Zoning Administrator gave the December permit activity reports and Brad Harris's reports.

Mrs. Kelley reported on the activity of the BZA and Zoning Commission. The Board of Zoning Appeals meeting nights have been changed to the 4th Monday of the month.

A zoning workshop is being held on March 6th and trustees, staff, zoning commission and board of zoning appeals members are invited to attend.

REPORTS OF THE SERVICE DIRECTOR

Ken Embry spoke about trees on the property that need to be removed and transplanting some other trees.

Mr. Embry gave an update on the Amelia road mileage and sign inventory.

There have been many requests for new telephone poles in areas of the township.

REPORTS OF THE TOWNSHIP ADMINISTRATOR

The CCTA monthly meeting is January 16th. There will be a special speaker from the Coroner's Office about indigent burials and the new state legislation about those burials.

Adele spoke about the claim from CORE Risk Services and Elkick Road. Mrs. Evans spoke to legal counsel and will respond accordingly to CORE Risk Services regarding the damage claim.

Adele gave an update on the Electric & Natural Gas Aggregation Program Renewal. There are more than 4,800 Batavia Township participants in the electric program, saving approximately \$20,000.

Adele will be making recommendations after discussion with Mrs. Kelley and legal counsel about the Medical Marijuana Prohibition.

Adele gave an Amelia update about undedicated roads, 60 day agreement for property transfer, and trash services. There was discussion on a joint meeting with Pierce Township and possible dates of January 22 or 23. It was determined that January 22 would work best for the board and Adele would contact West Clermont Schools to determine availability of either the middle school or Amelia elementary for the location of the meeting.

Adele spoke about the CDBG Amelia Project.

Adele gave an update on Ethan Kinner's Eagle Scout project. This should be completed in the spring.

The township received a letter of request to support CNE schools for a school based health care facility through Mercy Health. Mrs. Evans will follow up.

The outside security cameras have been installed. An inside camera can be added to the foyer area of the community center. The trustees confirmed that they want an inside camera installed.

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Chris Mullins is nearing the end of his probation. This will be an item for discussion at an upcoming trustee meeting.

OLD BUSINESS

- Mr. Perry motioned the Batavia Township Board of Trustees approve the purchase of concession equipment in the amount of \$1,100 payable to Teri Martin. Mr. Sauls seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

NEW BUSINESS

Resolution 01-01-2020

Mr. Sauls motioned the Batavia Township Board of Trustees approve **Resolution 01-01-2020** as it relates to entering into an agreement with Welsh Development to remove snow and ice from undedicated roads in Amelia Park and authorize Adele Evans, Township Administrator to sign all necessary documents. Mr. Perry seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

Resolution 01-02-2020

Mr. Perry motioned the Batavia Township Board of Trustees approve **Resolution 01-02-2020** as it relates to prohibiting marijuana processing, cultivation, and retail dispensaries licensed under Ohio Revised Code Chapter 3796, pursuant to its powers under Ohio Revised Code Sections 3796.29 and 519.21. Mr. Sauls seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

Registration Costs

Mr. Sauls motioned the Batavia Township Board of Trustees approve registration costs for any township staff/elected official, zoning commission and Board of Zoning Appeals member who wishes to attend the David J. Allor Planning & Zoning Workshop on March 6, 2020. Mr. Perry seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried

Mileage Reimbursement

Mr. Perry motioned the Batavia Township Board of Trustees approve setting the mileage reimbursement rate at 57.5 cents per mile in 2020 per the IRS and effective January 1, 2020. Mr. Sauls seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

Amelia Village Assets

Mr. Sauls motioned that the Batavia Township Board of Trustees agrees in principle and acknowledges that Pierce Township will receive the 7400 IH snow plow truck leased by the

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Village of Amelia as part of the agreements between Batavia Township and Pierce Township to transfer property under ORC Section 703.21 as a result of the dissolution of Amelia. This agreement requires Pierce Township to pay off in full the lease balance of approximately \$115,000 and to take possession of the snow plow truck immediately. Pierce Township will also receive the 2011 Ford F350 truck and the Bobcat 430 excavator. Batavia Township will receive the 2016 Case TR 270 skid steer and Parcel No. 05-01-03.-141, on Burnham Woods Drive and the structures built on the lot. Batavia Township will pay off the balance of the 2015 bonds associated with the property in the approximate amount of \$73,000. Mr. Perry seconded the motion. On the roll being called:

Mr. Sauls	yes	
Mr. Perry	yes	Motion carried


Authorization

Mr. Perry motioned the Batavia Township Board of Trustees authorize Adele Evans, Township Administrator, to sign the renewal certification applications for Batavia Township's Electric and Natural Gas Aggregation Programs, and further authorize Energy Alliances to file said applications and supporting documentation with the PUCO in a timely manner. Mr. Sauls seconded the motion. On the roll being called:

Mr. Perry	yes	
Mr. Sauls	yes	Motion carried

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 9:30 pm.


Jim Sauls,
Chairman


Jennifer Haley,
Fiscal Officer