

**Village of Batavia – MINUTES of COUNCIL MEETING,
April 13, 2020**

**Batavia Village Council
Minutes of Meeting
Monday, April 13, 2020**

The Batavia Village Council met in regular session on Monday, April 13, 2020, at 7:00 pm with Mayor Thebout presiding. Mayor Thebout called the meeting to order and led the Pledge of Allegiance to the Flag.

Roll Call of Members Present

Mr. Handra, Ms. Turner, Mr. Garrison, Mr. Vickers, Ms. Cole, and Mr. Gipson.

Village Officials Attending the Meeting: Administrator Dennis Nichols, Fiscal Officer John Waite, Chief Young, Officer Kuhl, and Officer McMillan.

Solicitor Christopher Moore was not present, but listened in on the live stream.

Others Attending the Meeting: Due to safety concerns regarding the corona virus, the public was prohibited from attending the meeting. However, the meeting was streamed live, so the public was able to see and hear the proceedings.

Approval of Financial Reports:

Mr. Handra made motion to approve the March Bank Statements and Cash Journal, seconded Ms. Turner. The motion passed 6-0

Approval of Minutes:

Mr. Handra noted a correction to the minutes of the March 9 meeting. The date for the March Finance Committee meeting was corrected to March 26. Mr. Vickers noted a correction that his vote on the Motion to accept the \$200,000 offer to sell 389 E. Main Street, was to vote to abstain.

Mr. Vickers made a motion to approve the minutes of the March 9, 2020 Council Meeting, as amended, seconded by Mr. Handra. The motion passed 6-0

Police Department, Chief Young

Chief Young reported on the impact of the corona virus on police operations. The police department's part-time officer works full-time for the Clermont Communications Center, and has been told by the Communications Center he will not allowed to work an outside part-time job during the crisis. A full-time police officer has decided to use sick leave to stay home while seeking medical furlough status. The school resource officer is available for regular duty while the schools are closed.

There have not been as many traffic stops recently. The police at trying to do traffic enforcement with limited contact.

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The chief introduced Cameron Ammerman, who is being hired as an unpaid auxiliary officer. He works as a full-time officer for University of Cincinnati Health. He lives in Batavia Township. Mr. Ammerman was sworn in by the Mayor.

Village Administrator: Dennis Nichols

Sale of 389 E. Main Street

We have received an offer to purchase 389 E Main Street for \$200,000, pending an inspection and adjustment for mechanical systems. The purchasing group owns and operates Abby Girl Sweets at Jungle Jim's, plus two other locations. They own a company called United Grounds and plan to operate a coffee roasting and blending firm Grounds at 389.

They have been unable to obtain financing for the purchase of the building due to financial turmoil from the corona virus. However, they still want to find a way to purchase the building. They have asked if the Village would consider accepting \$100,000 cash, with an agreement pay the balance in a year; or to pay off the balance within 5 years with interest at prime plus 5%. The Village Solicitor was directed to draft an agreement.

Mr. Handra made a **Motion** to accept the offer of ½ the purchase in cash with the balance to be paid or financed in a year, and to have our Solicitor prepare the agreement, seconded by Mr. Gipson.

Vote by roll: Mr. Handra, yes, Ms. Turner, yes, Mr. Vickers, abstain, Mr. Garrison, yes, Ms. Cole, yes, Mr. Gipson, yes **Motion passed 5-0-1**

Disposition of 196 E Main Street

The project is on hold until we stabilize our finances.

Sewer system

Insituform has finished lining the sewer lines and they will begin lining the laterals next week.

Water System

We have completed the requirements for a merger into the county's system and we are waiting for the draft of a joint resolution with the county. Chris Moore is working with the county.

State Route 32, 132 and 222

There are many accidents at the stop sign on S.R. 132 coming down from Owensville with cars on S.R. 222. ODOT wants to put a stoplight at the intersection. They are also considering a roundabout. Burgess & Niple, engineering consultants, is preparing plans for changes at the intersection. The State of Ohio will provide 100% funding, if they approve the application.

Blight

The Administrator recommend declaring nuisance at 225 Wood and 280 South Fourth Streets and setting hearings in April and May.

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Annexation and Development

We have filed the petition to annex 157 acres on the eastern boundary of the village. This is a type 1 annexation. The hearing before the Clermont County Board of Commissioner is set for June 3.

An Ordinance Stating Services to be provided to Annexed Property

Ordinance 1454-20 1st reading Waive 3 readings and pass as an emergency

Ohio Revised Code requires the legislative authority to adopt an Ordinance stating what services will be provided to property being annexed, and to provide that Ordinance to the County Commissioners twenty days before the Commissioners act on the annexation request. The annexation is scheduled for a hearing on June 3. Therefore, this is an emergency.

Mr. Handra made a **Motion** to declare this to be an emergency and to waive the three readings, seconded by: Mr. Vickers

Vote by roll: Mr. Handra, yes, Ms. Turner, yes, Mr. Vickers, yes, Mr. Garrison, yes,
Ms. Cole, yes, Mr. Gipson, yes **Motion passed 6-0**

Mr. Vickers made a **Motion** to adopt **Ordinance 1454-20**, seconded by: Mr. Gipson

Vote by roll: Mr. Handra, yes, Ms. Turner, yes, Mr. Vickers, yes, Mr. Garrison, yes,
Ms. Cole, yes, Mr. Gipson, yes **Motion passed 6-0 Ordinance 1454-20 Adopted**

An Ordinance Authorizing the Transfer and Sale of Certain Undeveloped Parcels of Land through the Village of Batavia Clermont County CIC, Inc.

Ordinance 1455-20 1st reading

The Village owns several undeveloped parcels of land that are of no benefit to the Village. This allows us to transfer those parcels to the CIC and sell them, if and when, the transfer would benefit the Village.

Vacating the Village's ownership rights for a possible extension of 8th Street

Ordinance 1451-20 2nd Reading **Do not pass. Table this Ordinance**

Mr. Staggs is considering a 100-acre development with large lots for his property north of Eighth Street. In order to facilitate the development, the Village agreed to vacate its ownership right for a possible extension of Eighth Street from Wood Street to Main Street. We had a first reading of **Ordinance 1451-20** on February 10.

We have now determined that in order to annex his property into the Village, Mr. Staggs will need to have street frontage, and vacating the Village's right of way could prevent an annexation. Therefore, we are recommending that Council table **Ordinance 1451-20**, instead of passing it.

Mr. Vickers made a **Motion** to table Ordinance 1451-20, seconded by Mr. Handra.

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Vote by roll: Mr. Handra, yes, Ms. Turner, yes, Mr. Vickers, yes, Mr. Garrison, yes, Ms. Cole, yes, Mr. Gipson, yes. **Motion passed 6-0 Ordinance 1451-20 is Tabled**

Mayor, John Thebout

Veteran’s Day Parade

The Mayor informed Council that this year the parade will be Sunday, November 8, at 2:00pm, instead of on November 11.

Batavia High School

Since the High School has been closed and there will not be a graduation for the seniors, the school administration has asked if the Village would agree to let the School hang pictures of the seniors from light poles on Main Street for a two or three week period. Council agreed, but specified that the pictures should be put up and taken down by our street department.

Fiscal Officer: John Waite

Mr. Waite presented the Fiscal Officer’s report on March activity.

Appropriations for full-year 2020

Ordinance 1450-20 3rd reading

An ordinance adopting appropriations for the full year 2020. The appropriations was amended to reflect the revenue from the sale of the \$4.25 million bond.

Mr. Handra made a **Motion** to adopt **Ordinance 1450-20**, seconded by: Mr. Vickers

Vote by roll: Mr. Handra, yes, Ms. Turner, yes, Mr. Vickers, yes, Mr. Garrison, yes, Ms. Cole, yes, Mr. Gipson, yes **Motion passed 6-0 Ordinance 1450-20 Adopted**

The Ohio Public Works Commission has informed us that because of the effect the corona virus is having on the State of Ohio’s finances, they may not be able to process any draw requests made on existing grants or loans after June 30. They also may not process any new OPWC applications this year.

Committee Reports:

Finance Committee:	Bob Handra	Next Meeting, Thursday, April 23 @ 6:00 pm.
Planning Commission	Bob Handra	the April meeting is being suspended

New Business / Public Comment

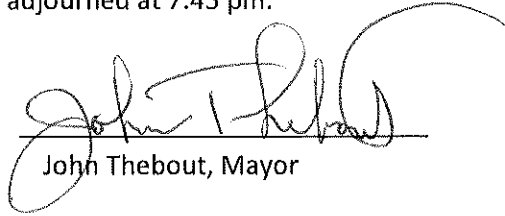
None

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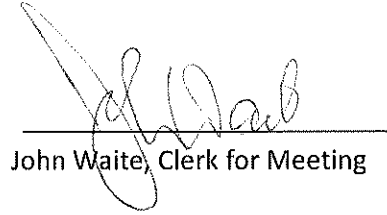
Adjournment:

Mr. Gipson made a motion to adjourn, seconded by Mr. Handra. Motion passed 6-0
The meeting adjourned at 7:45 pm.

ATTEST:



John Thebout, Mayor



John Waite, Clerk for Meeting