

CITY OF BATAVIA
MINUTES OF THE BATAVIA CITY COUNCIL
February 15, 2016 at 7:30 p.m. - City Council Chambers
100 N. Island Ave. Batavia, Illinois

PLEASE NOTE: These minutes are not a word-for-word transcription of the statements made at the meeting, nor intended to be a comprehensive review of all discussions. Minutes are intended to make an official record of the actions taken by the Committee/City Council, and to include some description of discussion points as understood by the minute-taker. Any references to discussion and /or statements are only to provide greater clarity to the public and they may not reference all, some, or any of an individual speaker's comments.

1. MEETING CALLED TO ORDER by Mayor Schielke 7:32 p.m.

2. INVOCATION followed by PLEDGE OF ALLEGIANCE led by Ald. Stark

3. ROLL CALL: 8 of 14 aldermen were present.

Aldermen (by ward): Martin Callahan (2), Alan Wolff (2), Susan Stark (4), Paula Mueller (4), Kevin Botterman (5), Michael Russotto (6), Drew McFadden (7) and David Brown (7) were present. Michael O'Brien (1), Carl Fischer (1), Kyle Hohmann (3), Dan Chanzit (3), Lucy Thelin Atac (5), and Nicholas Cerone (6) were absent.

Also present were BATV and members of the press, public and the following:

City Administrator	William McGrath
City Attorney	Roman Seckel
City Clerk	Heidi Wetzell
Finance Director	Peggy Colby
Human Resources Director	Wendy Bednarek.
Fire Chief	Randy Deicke
Deputy Police Chief	Glenn Autenreith
Wastewater Division Superintendent	Byron Ritchason

4. ITEMS REMOVED/ADDED/CHANGED

Move Consent Agenda Item G: Resolution 16-11-R to the Regular Agenda as Item 10

Motion by Ald. Stark, seconded by Ald. Russotto, to amend the agenda as presented.

Motion carried 8 yea/ 0 nay/ 6 absent.

5. CONSENT AGENDA

Accept and Place on File:

A. Committee of the Whole Minutes from January 12, 2016

B. September, October, November and December 2015 Financials GS (COW 2/2/16 12/0)

C. January 2016 Building Report

Approvals:

D. February 11, 2016 Payroll \$761,158.01

E. Accounts Payable Check Register \$1,033,501.41

F. ORDINANCE 16-07: Prevailing Wage Ordinance (AMP 1/12/16 COW 2/2/16 12/0) GS

G. REMOVED TO ITEM 10 RESOLUTION 16-11-R: Task Order # 8 Engineering Services with Trotter & Associates, Inc. for Design Engineering of WWTP

(Byron Ritchason 1/29/16 COW 2/2/16 13/0) PU

H. ORDINANCE 16-04: Amending Title 11, Chapters 2 and 5 of the Batavia Municipal Code, Subdivision Regulations (AMP 1/15/16 COW 2/2/16 13/0) GS

I. RESOLUTION 16-08-R: Tax Abatement--GO Bond Refunding Series 2012A

(Liz Perez 1/26/16 COW 2/2/16 13/0) GS

J. RESOLUTION 16-09-R: Tax Abatement – GO Bond Refunding Series 2013

(Liz Perez 1/26/16 COW 2/2/16 13/0) GS

K. RESOLUTION 16-10-R: Tax Abatement – GO Bond Refunding Series 2015

(Liz Perez 1/26/16 COW 2/2/16 13/0) GS

L. RESOLUTION 16-14-R: Authorizing a Representative to Sign Loan Documents

(WRM 2/5/16 COW 2/9/16 13/0) GS

M. RESOLUTION 16-12-R: Authorizing Execution of the Local Agency Agreement for Federal Participation for the Wilson Street LAFO Resurfacing-Raddant Road to Kirk Road Project with the Illinois Department of Transportation.

(Tim Grimm 2/4/16 COW 2/9/16 13/0) CS

N. RESOLUTION 16-13-R: Authorizing Execution of the Construction Engineering Services Agreement for Federal Participation for the Wilson Street LAFO Resurfacing – Raddant Road to Kirk Road with AECOM. (Tim Grimm 2/4/16 COW 2/9/16 13/0) CS

O. RESOLUTION 16-17-R: Approving and Accepting a Plat Dedicating a Portion of South Drive (Scott Buening 2/8/16 COW 5/6/14 9/0)

P. RESOLUTION 16-18-R: Approving a Plat of Dedication for a Portion of Randall Road (Scott Buening 2/8/16 COW 5/6/14 9/0)

Ald. Wolff explained that he would normally vote no on the Prevailing Wage Act but as the act has to pass in order for the City to receive state money and given the low attendance he will vote yes to make sure it passes.

Motion by Ald. McFadden, seconded by Ald. Stark, to approve the Consent Agenda as presented. Motion Carried 8 yea/ 0 nay/ 6 absent

6. MATTERS FROM THE PUBLIC: (For Items NOT on the Agenda)

Jan Bradley, 522 State Street, grew up in Batavia and was a youth corrections officer at the facility in St. Charles.

She stated there are almost 100 Batavia High School kids that spend time at a known drug house on State Street. She noticed it on October 9, 2015 made the police aware of this the second week of October 2015. She has recorded 61 license plates, recoded illegal activity, observed drug sales, drug use, illegal consumption of alcohol by minors, and passed out fliers to the neighbors to encourage them to report activity. She has requested extra patrols, spoken to officers, the

Chief, the Mayor, the Northern Illinois Drug Task Force Commander who stated that Batavia declined their assistance, DCFS and the kids own father.

She has been told over and over again that the residents are in the process of moving however, that has not happened and even if they do move the kids will just move on to another house. She asked the Council to do whatever is in their power to stop this before one of these kids dies of an overdose or commits a serious crime to fund their habit.

Bradley read a letter from Roberta Filmore 514 State Street an 86 year old woman who could not be here this evening stating she has seen transactions, teenagers smoking drugs, cars coming and going at all hours and the kids are outside making noise all night long. She has spoken to the police and asked the council to quit dragging their feet and do something about this.

Mayor Schielke is aware and the police have spending quite a bit of time on this and have made several arrests and anticipate making more. It is an ongoing investigation and while he cannot go into details he feels the department is on top on this.

7. MAINSTREET MINUTE

Kurt Hageman, president of Batavia Main Street gave the Main Street 2015 review and 2016 Outlook as well as a review of the mission and vision statements and the budget.

Due to funding cuts there is no state Main Street director or program; there is still a national program. Illinois Main Street organizations are getting together to keep up the education programs that are so very important to the organizations.

Mayor Schielke is pleased that the program is so strong in Batavia despite the lack of state funding.

Jamie Saam and Cathy McNally announced the winners of this year's Banner Program.

Spring	Ryan Bamrick
Summer	Drew Henning
Fall	Cameron Erickson
Winter	Amy Whiting
Winter Indoor Market	Angela Anderson

Ald. Fischer entered the meeting at 8:10 p.m. making 9 of 14 aldermen in attendance

8. PROCLAMATION: 2016 Engineering Week

Ald. McFadden read the proclamation reminding all that the health safety and comfort of the community rely on the skills of engineers and proclaiming Feb 21-27 2016 as National Engineer's Week in Batavia.

Motion by Ald. McFadden, seconded by Ald. Botterman, to approve the Proclamation - 2016 Engineering Week. Motion carried 9 yea/ 0 nay/ 5 absent

9. APPROVAL: 6th Amendment to Tri Com Intergovernmental Agreement (Chief Schira 1/28/16 COW 2/9/16 13/0) GS

Ald. McFadden announced this agreement was discussed last week at the Committee of the Whole.

Ald. Stark is the City of Batavia representative to the Tri Com board. This amendment sets the number of board members from each community that is a Tri Com member and the usage and user fees for the members.

Motion by Ald. Stark, seconded by Ald. McFadden, to approve the 6th Amendment to Tri Com Intergovernmental Agreement. Motion carried 9 yea/ 0 nay/ 5 absent

10. RESOLUTION 16-21-R: Authorizing Application for Kane County Riverboat Fund Grant (WRM 2/12/16 Chief Deicke 2/12/16) CD

Chief Deicke reminded all that during the budget the electronic signs for the two fire stations were turned down due to budget constraints. The signs are eligible for a grant from the Kane County Riverboat Fund. The grant would pay for part of the signs and the city would have to spend 19,000. The Chief needs authorization from the council to write the grants.

The Mayor feels this would be a good idea as the fire stations are at main entrances to the City.

Ald. Wolff is in favor of the signs and is sure the City could find the money, possibly from the proceeds of property sale.

Ald. Stark is concerned that the applications will be authorized and then will deny the money to fund it and would like some guarantee that the Council will fund this.

Ald. O'Brien entered the meeting at 8:18 p.m. making 10 of 14 aldermen present.

Mayor Schielke commented that if the Council did pass the resolution and the application was successful then the Council did not approve the funds necessary that it may cut off serious considerations for future grants. In short the city would be shooting itself in the political foot.

Ald. Brown shares the concern that if this is approved then it must be supported if the grant is successful and encouraged any who would not support funding it to vote no.

Motion by Ald. Brown, seconded by Ald. Wolff, to approve Resolution 16-21-R Authorizing Application for Kane County Riverboat Fund Grant. Motion Carried 10 yea/ 0 nay/ 4 absent

**10 a RESOLUTION 16-11-R: Task Order # 8 Engineering Services with Trotter & Associates, Inc. for Design Engineering of WWTP
(Byron Ritchason 1/29/16 COW 2/2/16 13/0) PU**

Ald. Brown announced this Resolution was pulled off the consent agenda as it is a very significant project and it was thought it should be announced. It is a multi- million dollar project that will take many years. This portion is \$1.3 million dollars and in two phases. The first phase will include the rehabilitation of the existing infrastructure and incorporation of chemical phosphorus removal capabilities to address current regulatory requirements. The second phase will include expansion of the facility from 4.2 MGD to 4.9 MGD, as well as additional rehabilitation of the existing infrastructure including the excess flow facilities, primary clarifiers and sludge thickening facilities.

The facility is getting old and needs to be updated to meet state requirements.

Ald. O'Brien comment noted that the design costs are generally about 12% of the total and this came in lower than that so the City is getting a good deal here.

Mayor Schielke feels this is an investment in the future not only for the City but also for our environment. It is something we will leave our children and grandchildren.

Ald. O'Brien noted that Scott Trotter is trying to plan for possible future legislative actions expected put in place.

Motion by Ald. Brown, seconded by Ald. O'Brien, to approve Resolution 16-11-R Authorizing Execution of Task Order #8 with Trotter and Associates, Inc. for Engineering services in the amount not to exceed of \$1,335,600. Motion carried 10 yea/ 0 nay/ 4 absent

11. ADMINISTRATOR'S REPORT – City Administrator Bill McGrath

Regarding the Wastewater Treatment Plant Project one item the designers have discovered is that the site of the food pantry and clothes closet could be utilized. Also the Baptist church will probably come down this year and will cause issues for the toy drive and Batavia Youth Baseball. There will be a discussion at the Committee of the Whole to regarding commitments to the organizations.

The Thomle building will be available soon. The cabinet business there now will be moving to Main Street. There will be discussion about whether to sell the building or keep it as an incubator space

The City will be sticker large items put out too early for garbage pick-up or items put out for a few weeks with the hopes that someone will pick it up.

River Street was on the list of the 6 top romantic downtowns for people to walk through as compiled by the Historic Preservation Trust.

Ald. O'Brien commented that it was good to another successful business launched from the incubator space.

12. COMMITTEE REPORTS

Community Development Committee- Ald. Brown

The Community Development Committee meet in the Committee of the Whole on February 16 and 23. The Plan Commission meeting scheduled for February 17 is cancelled and the Historic Preservation Commission will meet on February 22.

Government Services Committee- Ald. McFadden

The Government Services Committee has nothing to report.

City Services Committee – Ald. Wolff

The City Services Committee will meet in the Committee of the Whole on February 16.

Public Utilities – Ald. O'Brien

The Public Utilities Committee will meet in the Committee of the Whole on February 16.

13. OTHER BUSINESS

Ald. Stark announced the City of Batavia will now have a text 911 feature but wanted to remind all that text 911 is a last resort the first and best way to contact 911 is to call them.

14. MAYOR'S REPORT

The Mayor spent time with the Metropolitan Planning Council and spoke with King Harris who donated the Harris Theater at Millennium Park. Harris came out to Batavia with the former Mayor of Glenview and was very impressed by how the City treats, cares for and restores older homes. Over the past few weeks the Mayor has been in several homes that were restored by mostly younger couples. This commitment to restore older home is very heartwarming and will lead to new younger kids coming into the school district.

He remarked that after the Chicago fire there was a big push for non-combustible construction materials. The quarries in Batavia needed more workers and recruited in Scandinavia for workers. The Scandinavians then settled here and built their houses very well.

The Flag Day committee is coming up with some interesting ideas including an adult soap box derby along with an old fashioned ice cream social. There is also the idea of a human American flag.

- 15. CLOSED SESSION: 8:55 p.m. – 8:59 p.m.**
a. Purchase and Sale of Electric Power
b. Collective Bargaining

Motion by Ald. Brown, seconded by Ald. McFadden, to enter into Closed Session to discuss Purchase and Sale of Electric Power and Collective Bargaining. Motion Carried by Voice Vote

All those who entered Closed Session returned to Regular Session.

- 16. RESOLUTION 16-19-R: A Resolution Authorizing the Execution of an Agreement Between the City of Batavia and the International Association of Firefighters Local #3436 (Wendy Bednarek 2/15/16)**

Motion by Ald. Stark, seconded by Ald. Fischer, to approve Resolution 16-19-R: A Resolution Authorizing the Execution of an Agreement Between the City of Batavia and the International Association of Firefighters Local #3436. Motion carried 10 yea/ 0 nay/ 4 absent.

- 17. ADJOURNMENT 9:00 p.m.**

Motion to adjourn by Ald. Brown, seconded by Ald. O'Brien, motion passed by voice vote.

Minutes prepared and submitted by,
Heidi Wetzel
City Clerk