

MINUTES
June 7, 2016
Committee of the Whole
City of Batavia

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. They 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. They may not reference some of the individual attendee's comments, nor the complete comments if referenced.

Chair Brown called the meeting to order at 7:31pm.

1. Roll Call

Members Present: Chair Brown; Ald. Russotto, Atac, Chanzit, Wolff, Fischer, O'Brien, Hohmann, Mueller, Botterman, Cerone and McFadden

Members Absent: Ald. Stark and Callahan

Also Present: Mayor Schielke (entered 7:35pm); Bill McGrath, City Administrator; Gary Holm, Director of Public Works; Wendy Bednarek, Director of Human Resources; and Jennifer Austin-Smith, Recording Secretary

2. Approve COW Minutes for May 10, 2016

Motion: To approve the COW minutes for May 10, 2016

Maker: O'Brien

Second: Hohmann

Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

3. Items to be Removed/Added/Changed

There were no matters to be removed, added or changed.

4. Matters From The Public (For Items NOT on Agenda)

There were no matters from the public.

5. Electric Division Succession Planning (Gary Holm 6/2/16) PU

Holm reported that staff spoke with the Committee earlier this year regarding our succession planning and working with Human Resources. The Electric Department, through the survey, found that we have three senior linemen who could retire soon. Most linemen desire to work contract work. Holm stated that there has been success with training apprentices. We are not proposing an increase in staff, we would like to start the apprenticeship program to get people up to speed before our senior linemen retire. Holm would like direction from Committee to begin advertising for the positions of both Journeymen and apprentices. Holm explained that advertising for both would give the City the necessary flexibility. O'Brien stated that he is in favor of it and it is important to do. Wolff asked for staff to report back to Committee so that they know what is going on with the budget. O'Brien asked if anyone is opposed to staff moving forward with advertising for the positions. There were none.

6. Resolution 16-53-R: Approving Written lease for 2 East Wilson Street (The Thomle Building) (Chris Aiston 6/2/16) GS

Aiston reported on the new proposed incubator business for the Thomle Building. Aiston stated that the Wilson Street floor would be a boutique and the second floor would be utilized as office space and gathering place. The third floor is beneath Wilson Street and would be used for storage. Aiston stated that staff would be supportive of it because of the \$600 rental fee per month and there would be a sales tax generating business in town. The tenant would be responsible for all utility costs. There would be a one-year lease with an option to extend for six months, a year or month-to-month.

Brea Hayes, proprietor of Fawn Gifts, presented to the Committee a PowerPoint presentation regarding her business. She gave her personal background, Fawn Gifts Vision Statement, services (personal care, thoughtful and compassionate gifting, private client), Thomle building opportunity, upstairs usage for local artists/book clubs (low-impact ways to get community members into the store), and phases to launch (Grand Opening August 2016).

Motion: To recommend to Council approval of Resolution 16-53-R: Approving Written lease for 2 East Wilson Street

Maker: Brown

Second: O'Brien

Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

Brown welcomed the applicant to attend the June 20, 2016 City Council meeting to further advertise her business. He noted that this meeting would be on BATV and would give her free advertising.

7. TIF Status Update

McGrath presented on the "TIF Funding Projections Excel Worksheet" which was displayed for the Committee to view. McGrath stated that we are in good shape to work with The Blue Goose project. He explained the various columns on the worksheet for the Committee's benefit. McGrath asserted that the City would have to wait until 2022 and 2023 before we could start envisioning future projects.

Hohmann asked if wayfinding is TIF eligible. McGrath stated that if it is in the bounds of the TIF district than absolutely.

Brown asked McGrath to discuss the constraints on what the money from the sale of surplus properties could be used for. McGrath stated that he could have the "City Properties Surplus Sold List" organized to what property was sold for originally and what the money could be used for.

8. Discussion/Recommendation of "Science" Bridge Sculpture

McGrath discussed the process. Staff put out a call to the artists, comments were received, and a practicing sculptor supplied his comments via a memo. A presentation was made at the COW.

McGrath stated staff would negotiate a contract with the artist of choice. McGrath discussed each piece of art for consideration on how comfortable staff is with the safety of mounting the installation onto the bridge.

The COW agreed to fill out a ballot, created by McGrath, to vote on the preferred artwork. The ballots were distributed to the COW and those attending the meeting in the audience. Those voting were asked to vote with a number five for their first choice. The artists and concepts are listed below:

- Guy Bellaver “Bulldog Quark” “Luce in Movimento”
- Chris Bennett “Enrico Fermi”
- Bouba Boumaiz “Quantum”
- Bobbie K Carlisle “Stretch the Limit”
- Douglas Eageny “Untitled”
- Francis Joe Gagnepain IV “ColliderScope”
- Kermit Gilbert “Electric Helix”
- Frederick Klingelhofer “The Last Unknown”
- Steven Lockwood “Interaction Point”
- Fisher Stolz “Untitled”
- Bruce White “Fractal Limits” (Squares)
- David Zahn “Untitled”

The Chair and the Recording Secretary tallied the ballots. The results were:

- First Place, Bruce White’s “Fractal Limits” Squares version with 52 points.
- Tie for Second Place was Fisher Stolz “Untitled” and David Zahn “Untitled” with 34 points
- Third Place was a tie between Frederick Klingelhofer “The Last Unknown” and Chris Bennett “Enrico Fermi” with 20 points.

9. Approval: Call for “Art” Bridge Sculpture

The Committee directed staff to go forward with the call for “Art” bridge sculpture. Mayor Schielke stated that the bulldogs would be moved to another location for the public to enjoy. The Committee agreed. Brown suggested the River Walk. McGrath would talk to the Park District.

10. Resolution 16-54-R: Authorize Execution of Franchise Agreement for Cable Television with Comcast of California, Colorado, Illinois, Indiana, and Michigan LP (WRM 6/3/16)

McGrath reported that our cable television is the most active in the entire area. BATV has been incorporated into the high school curriculum. McGrath stated that the 1% for PEG would be split out on the bill. The negotiation with Comcast is to negotiate some money per viewer per month and utilize that for the PEG. The 1% was figured out to .82 cents per month per customer. Staff negotiated that the ceiling could go up over time after the first five years and that is based on BATV coming up with a capital program that justifies increasing that number. The letter of approval of the .82 cents and capital program approval would be received soon. Staff is still

negotiating the poll attachment agreement (separate agreement) but if we go forward with the .82 cents then we will at least get some money in.

Wolff stated that he thinks we have a good deal that works out well for BATV. At budget time we need to look at the numbers of the percentages and what ATT's fees are to make sure that they are aligned in the same way as far as capital and operating for BATV.

Motion: To recommend to Council approval of Resolution 16-54-R: Authorize Execution of Franchise Agreement for Cable Television with Comcast of California, Colorado, Illinois, Indiana, and Michigan LP

Maker: Wolff

Second: Hohmann

Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

11. Project Status

McGrath reported on the following:

- BEI and Blue Goose meeting went well
- Work is being done on Air B&B
- Both cases from massage establishments have been continued to June for a date set for trial, as requested by the massage establishments

12. Other

Austin Dempsey, Batavia Enterprises, reported that the proposed monument has been a community effort rallied around Dr. Bernard Cigrand's achievement of creating Flag Day. This is the hundredth anniversary of Flag Day and we spent a significant time considering how we would celebrate it. We would like to leave a legacy for Batavia and future generations of Batavia. We would like this to be inspirational and educational. We hope to have school groups visit the location.

Steve Vasilion, architect, stated that this could be more than just a monument. It could tell a story that brings us through the history of time. Vasilion distributed a handout to the Committee titled "Helix Flag Day Memorial." He explained to the Committee the concept, design features, physical dimensions, construction, lighting, and donor opportunities for the Helix Flag Day Memorial. He presented a rendering of the memorial with three different locations on the City Hall site. Vasilion noted that the Park District would be consulted with to see which site would be best. He commented that he prefers the furthest south location.

Mayor Schielke stated that we do not have anything in Batavia to honor the founder of Flag Day, who was a Batavia resident. He moved from Batavia to Aurora in the last part of his life and Aurora has a monument there. All of the things that he did were while he was in Batavia. We really should be claiming it. Another monument celebrating Dr. Cigrand is in a small town named Waupaca in Wisconsin. He was a schoolteacher there in a one-room schoolhouse. Mayor Schielke stated that we would have a lot of visitors to this monument, from bike trail patrons to school groups. He thanked Vasilion for donating his talents to create the monument and Dempsey for offering his skill to help finance the project. A number of people have offered to

make donations. Mayor Schielke concluded that this is really something special for the history of our town.

O'Brien stated that he loves the design of this monument and he said that it is a fantastic, iconic design. It would bring people into our town and would elevate us as a community. Wolff stated that it is a great idea and he likes that it is bigger than he originally imagined. Vasilion stated that he would be happy to stake out a forty-foot diameter at the desired location so that we could have an idea of the monument's footprint. Atac commented that she loves the sundial aspect of the monument. Cerone stated that this monument exceeds his expectations. McFadden stated that the whole concept is fabulous.

Dempsey stated that we are looking at the fundraising opportunities. Dempsey announced that he filed a 501C3 so we could create a maintenance fund. Dempsey explained that we want to raise enough money to create an endowed fund for maintenance. Brown stated that the next step is to talk this over with the Park Board.

13. Adjournment

There being no other business to discuss, Brown asked for a motion to adjourn the meeting at 9:28pm; Made by O'Brien; Seconded by McFadden. Motion carried.

Minutes respectfully submitted by Jennifer Austin-Smith