

CITY OF BATAVIA
MINUTES OF THE BATAVIA CITY COUNCIL
July 5, 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. Mueller

3. ROLL CALL: 12 of 14 aldermen were present.

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

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

City Administrator	William McGrath
City Attorney	Roman Seckel
Deputy City Clerk	Christine Simkins
Community Development Director	Scott Buening
Finance Director	Peggy Colby
Fire Chief	Randy Deicke
Information Systems Director	Howard Chason
Police Chief	Gary Schira
Public Works Director	Gary Holm
Building Commissioner	Jeff Albertson

4. ITEMS REMOVED/ADDED/CHANGED

Remove Item 18: Executive Session Purchase and Sale of Electric Power

Motion by Ald. Atac, seconded by Ald. Fischer, to approve the Agenda as amended. Motion Carried 12 yea/ 0 nay/ 2 absent

5. CONSENT AGENDA

Accept and Place on File:

- A. April and May 2016 Financials
- B. Historic Preservation Commission Minutes for [May 23, 2016](#)

- C. Plan Commission/Zoning Board of Appeals Minutes for [May 18, 2016](#)
- D. Committee of the Whole Minutes for [May 24](#), [May 31](#) and [June 7, 2016](#)
- E. 2015 Comprehensive Annual Financial Report
- F. 2015 Annual Financial Report

Approvals:

- G. July 1, 2016 Payroll \$784,332.92
- H. [Accounts Payable Check Register](#) \$1,969,074.93
- I. **ORDINANCE 16-37:** Declare Surplus Equipment Fire Department (Dep.Chf. Jancauskas 6/13/16 COW 6/21/16 10/0) GS
- J. **ORDINANCE 16-41:** Changing the Name of South Drive to Hawks Drive (SCB 6/2/16 COW 6/21/16 10/0)
- K. **ORDINANCE 16-38:** Grant of Variance for Deferred Parking, Vista Investments, Applicant 1801 Suncastr Lane (Drew Rackow 6/20/16 COW 6/28/16 10 /0) CD
- L. **ORDINANCE 16-39:** Amending the Text of the Zoning Code (Drew Rackow 6/17/16 COW 6/28/16 10/0) CD
- M. **APPROVAL:** Class B-5 Liquor License – Speedway (Chf. Schira 6/21/16 COW 6/28/16 10/0)GS

Motion by Ald. Atac, seconded by Ald. McFadden, to approve the Consent Agenda as presented. Motion Carried 12 yea/ 0 nay/ 2 absent

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

None

7. CHAMBER OF COMMERCE:

Jay Cherry of Eagle Eye Polygraph LLC at 106 W. Wilson St. Spoke. Jay and his wife Kathleen started this family run business 2 yrs ago. Jay worked for the FBI 21 yrs and has done thousands of polygraph exams. Jay stated he has been Federally Certified to perform polygraphs for the last 12 years. His business has worked with Police and Fire Depts., Attorneys, Federal Agencies and post conviction sex offenders as well as the private sector. They are a Bi-lingual business (English & Spanish). Jay stated his family has lived in Batavia 24 years.
www.eagleeyepolygraph.com 630-937-4214

Ald.Brown asked if they do background checks to which Mr. Cherry responded they only do polygraph.

Ald. Botterman stated his family has lived next to the Cherry's for years and wanted the Council and residents to know they are a great family and what good people they are.

Mayor welcomed and thanked Jay for bringing his business to downtown Batavia. The Mayor stated our City has used their services and the relations have been very good and professional.

8. PRESENTATION: To Batavia ACCESS from BHS Baseball

Matt Holm, recently retired Head Baseball Coach & Alex Beckman new Head Coach, spoke. Matt stated that the team decided to donate the Senior Night proceeds to Access Toy Drive. The check was then presented for \$2386.50 to Roy Bailey.

Roy Bailey wanted to thank the BHS Baseball Team and also City Council. Roy went on to thank all Bulldog fans and any player who helped with the toy drive. Roy wanted to note they are currently looking for a location for the toy drive this year and for help buying the toys.

Mayor stated he has known Roy long time, and asked for the community's help in finding a location for the toy drive. The Mayor also thanked the BHS baseball team for their great generosity.

9. APPOINTMENT: Appoint Paid on Call Recruit Thomas Moon (Chf. Deicke 6/29 /16) CS

**Motion by Ald. Atac, seconded by Ald. O'Brien, Appoint Paid on Call Recruit Thomas Moon
Motion Carried 12 yea/ 0 nay/ 2 absent**

Chief Deicke stated Tom is a resident of Batavia and a full-time fire fighter for Sugar Grove. Deicke went on to say Tom is certified in: Advanced fire fighter, Hazmat Operations, Fire Engineer, Technical Rescue, and is a Fire Instructor. We are happy to have him.

Mayor swore in Tom Moon.

10. RESOLUTION 16-59-R: Authorizing Execution of an Employment Agreement Between the City of Batavia and Laura M. Newman (Wendy Bednarek 7/5/16) GS

**Motion by Ald. Brown, seconded by Ald. Wolff, to approve RESOLUTION 16-59-R an
Employment Agreement between the City of Batavia and Laura M. Newman.
Motion Carried 12 yea/ 0 nay/ 2 absent**

Mayor welcomed Laura to Batavia city government. He is looking forward to many years of leadership and administration. He said it will be hard to follow in Bills footsteps but knows Laura has great talents expressed and shown throughout the community along with the great things she has already accomplished in her career. He looks forward to Laura's administration achieving a lot more.

Laura thanked the Mayor and Council. She stated it is an exciting time to join the City. Laura has lived here 13 years and has seen many positive changes in the city. She gives credit to her predecessor Bill McGrath and knows she has big shoes to fill. She looks forward to working with the Mayor, Council, and the City's employees. Laura stated on behalf of residents and the business community she hopes to make the best city possible, for now and for the future.

11. RESIGNATION/APPOINTMENT: Accept Resignation of Laura Newman and Appoint Randy Zies to the Board of Fire and Police Commissioners (JDS 7/1/16)

Mayor states there is no time to wait on appointing a new commissioner. The Mayor asks we accept Laura's resignation and appoint Randy. Randy is a retired Battalion Chief and lifelong Batavian. He lives here and knows everyone, the Mayor stated. Randy is highly endorsed by both chiefs.

**Motion by Ald. Brown, seconded by Ald. Callahan: Accepting the Resignation of Laura Newman and Appoint Randy Zies to the Board of Fire and Police Commissioners (JDS 7/1/16)
Motion Carried 12 yea/ 0 nay/ 2 absent**

12. RESOLUTION 16-57-R: Authorizing Execution of Agreement between COB and IBEW Local #196 (Wendy Bednarek 7/5/16) GS

Ald. Atac spoke regarding the City's contract with IBEW #196 which ended the end of 2015. Collective bargaining between two parties has taken place and both have come to an agreement. Staff recommends we approve this two year agreement which include two changes Article XXIII Clothing Allowance from \$100-\$400. Article XXVI 2.5 % wage increase Jan. 1, 2016 and 2.5% Jan. 1, 2017. All other items remain the same.

**Motion by Ald. Atac, seconded by Ald. Cerone, to approve Resolution 16-57-R: Authorizing Execution of Agreement between COB and IBEW Local #196 (Wendy Bednarek 7/5/16) GS
Motion Carried 12 yea / 0 nay/ 2 absent**

**13. APPROVAL: Windmill City Fest Carnival Permit and Fee Waiver
(Jeff Albertson 6/21/16 COW 6/28/16 10/0) GS**

**Motion by Ald. Atac, seconded by Ald. McFadden, to approve Windmill City Fest Carnival Permit and Fee Waiver (Jeff Albertson 6/21/16 COW 6/28/16 10/0) GS
Motion Carried 12 yea / 0 nay/ 2 absent**

14. ADMINISTRATOR'S REPORT – City Administrator Bill McGrath

Brush pickup for East-side is week July 11 and week of July 18th for the West-side. Next pickups are Aug. 8th for East, Aug 15th West. Rake leaves to curb by 7am Monday. Garbage pickup is delayed one day due to the July 4th holiday.

Bill stated he would like a workshop with Park District to review the dam options from the 2003 Erosion Presentation with Council and the Mayor. The Park District suggested an early meeting July 18th 6pm with the Park Board who will come in to discuss with City Council.

Mayor said we should go over 2003 plan options again to get it all on the table again.

Bill stated there has been a trip through Baptist Church building to identify items of value that can be easily removed for auction for people who used to attend church there. Our contract with the former congregation requires we give them an opportunity to remove stained glass windows. The name of the project is: 1 N Washington. Our staff and the attorneys will develop and fine tune a timeline and by 1st week in Aug would like to have some action on the project. The structural engineering firm hired 3-4 years ago confirmed at that time the building had only 5 years to go unless 1 million was put into the structure. HPC will work for some type of memorial or artistic presentation to be done.

Blue Goose met with Batavia Enterprises this week. Re-development documents are still needed to analyze set up support and develop a timeline.

Suncast is building a 350,000sq ft. addition to the large bldg. Their credit was approved last week and is now moving into next phase of building.

Calls are coming in about the Seimans property regarding the weeds at site. Work is to happen quickly to de-weed. There is remediation work to be done hopefully by this fall. Bill stated it is time for a conversation with planners to see what should be built there.

Gary Holm has stated the redevelopers have replied to Batavia Enterprises on S. Shumway.

Our Utility service has received national recognition by the American Public Power Association. Batavia is in the top 25% of all public utilities in the nation for reliability. In Illinois only 3 cities that have municipal utilities received this recognition: Batavia, Geneva & Wilmette.

Recording with BATV municipal minute takes place every other week-Bill states he will introduce Laura to this week to get her 15 minutes of fame.

On Sat July 16th tours of the Water Treatment Facility (West of Wenmoth Rd.) are taking place and are free. John Dillon thought it was good to show where our water comes from and how we treat it and make it safe for our residents.

Callahan asked what has been done about the massage establishments since the ordinance was passed.

McGrath said the landlord stated they have signed a new lease for a tea business that will replace the massage business once their lease is up. The other massage business has closed.

COMMITTEE REPORTS

Community Development Committee- Ald. Brown

The Community Development Committee will meet in the Committee of the Whole on July 12 7:30pm. Washington-Wilson TIF Report, One Washington Redev. Agreement, EXEC session price of land for sale. Brown mentioned the last COW meeting had a nice presentation on the Riverbank Erosion Restoration showing recommendations and options. It was very informative.

Government Services Committee- Ald. Atac

The Government Services Committee will meet in the Committee of the Whole on July 12 7:30pm. Class B liquor lic BP Amaco, Res 16-58-R Network Switches, WSS-BEI Loan Forgiveness-7 yrs.

City Services Committee – Ald. Wolff

The City Services Committee July 26 contract registrations.

Public Utilities – Ald. O’Brien

The Public Utilities Committee will meet in the Committee of the Whole on July 12 amending Ord 16-40 Title 8 of the code re Electric Rates
O’Brien thanked Bill for bringing up award wanted to put out there again what a great job our Utility Workers do.

Mayor asked if Ald Callahan has all tickets sold community dinner.

Callahan stated there are 15 tickets left. They can contact him at:
mcallahan@cityof batavia.net or 630-624- 8058.

MAYORS REPORT

Jamie Saam contacted the Mayor about July 16th Cocktails in the Park, located behind our bldg which Main St refers to as Appleton Park. The bldg was Appleton Manuf. in 1899 run by the Van Nortwicks selling farm products & windmills. Main St. is asking to officially proclaim the location as Appleton Park. Jamie said it is hard to direct people where events at City Hall are located. They would like signage and some way to memorialize the area. Mayor would like the city attorney to draft something regarding this matter.

The Mayor mentioned he is the Chair of Council of Mayors in Chicago and serves on the planning board. Other cities agree to projects to get government 80/20 match deal, these cities cannot come up with their 20%. Our city has used \$ wisely and we should be pleased with ourselves. We have always had our 20% to be able to receive the Federal funds for projects. The Mayor stated he feels fortunate to be mayor of a city who runs things well.

19. ADJOURNMENT 8:20 p.m.

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

Minutes prepared and submitted by,
Christine Simkins
Deputy City Clerk