Chair Wolff called the meeting to order at 7:00pm.

1. Roll Call

Members Present: Chair Wolff; Ald. Miller, Russotto, Beck (entered at 7:03pm), Knopp, Baerren, O’Brien, Callahan, Malay, Cerone, McFadden

Members Absent: Aldermen Chanzit and Uher

Also Present: Mayor Schielke; Chief Deicke, Batavia Fire Department; Laura Newman, City Administrator; Scott Haines, Director of Streets and Sanitation; Joel Strassman, Planning and Zoning Officer; Jeff Albertson, Building Commissioner; Drew Rackow, Planner; Scott Buening, Director of Community Development; Wendy Bednarek, Director of Human Resources; Jeremy Barkei, Water and Sewer Superintendent; and Jennifer Austin-Smith, Recording Secretary

2. Reminder: Please speak into the microphone for BATV recording

3. Approve Minutes for January 7, 2020
Chair Wolff noted that former Alderman Salvatti is listed as present but was not longer an Alderman for that meeting. Wolff asked that the name be removed.

Motion: To approve minutes for January 7, 2020 as amended
Maker: Wolff
Second: Knopp
Voice Vote: 11 Ayes, 0 Nays, 3 Absent
Motion carried.

4. Items to be Removed/Added/Changed
There were no items to be removed, added or changed.

5. Matters From the Public (For Items NOT on the Agenda)
There were no matters from the public.

6. PUBLIC HEARING 7:00PM: Annexation Agreement for Property at 1203-1233 North Washington Avenue
Chair Wolff opened the Public Hearing at 7:02pm. There were no comments from the public.
Motion: To close the Public Hearing
Maker: O’Brien
Second: Callahan
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

Alderman Beck entered the meeting at 7:03pm. The Public Hearing was closed at 7:03pm.

7. Ordinance 20-09: Authorizing the Execution of an Annexation Agreement for Property Located at 1203-1233 North Washington Avenue (JS 1/22/20) CD
Strassman overviewed the memo with the Committee. The Committee discussed annexations and the process for this property owner’s request for annexation. Mayor Schielke expressed his support of this annexation agreement. Mayor Schielke stated that this family has owned this property for over one hundred years. This is a win-win for the City to bring this property into the City.

Motion: To recommend to City Council to approve Ordinance 20-09: Authorizing the Execution of an Annexation Agreement for Property Located at 1203-1233 North Washington Avenue
Maker: Callahan
Second: Meitzler
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

8. Ordinance 20-10: Annexing Territory and Amending the Zoning Map for Property Located at 1203-1233 North Washington Avenue (JS 1/22/20) CD

Motion: To recommend to City Council approval of Ordinance 20-10: Annexing Territory and Amending the Zoning Map for Property Located at 1203-1233 North Washington Avenue
Maker: Callahan
Second: Knopp
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

9. Presentation: Kane County Bike Share Program Provided by Koloni
Ryan Peterson presented a PowerPoint presentation to the Committee with the following information:

- User App and features
- Cycle specifications
- Locally branded
- Data information (GPS)
- Reports (Financial, ridership and maintenance)
- Locations (Koloni Location Map)
- Brian Dewey brian@koloni.me
• Local participants
• Subsidy available from KDOT
• June 1\textsuperscript{st} Launch Date
• Koloni stores the bikes off season at no cost to the partners
• Age restriction of 18 and over
• 2:1 ratio of bikes and stations
• Batavia Library interested in hosting a station
• $1500 per bike includes maintenance and storage, insurance, IT support, operations and marketing
• Redistribution of bikes throughout the circuit.

Newman stated that the Bike Share Program will be brought back for discussion on location and maximize reducing cost. Decision is needed by February 28\textsuperscript{th} because there is a three-month lead-time needed for bikes.

10. Resolution 20-017-R: Consider Gateway Improvement Grant for Energy City Brewing, 917 First Street (new commercial sign) (CA 1/22/20) CD
Aiston discussed the site location, Gateway Improvement Grant boundaries, proposed new sign and the grant request of $506.00. The sign would enhance visibility and identification of the business in the outskirts of town. Staff is supportive of this request. Heidi, applicant, discussed the potential tasting room with limited hours. There will be a taproom. She discussed the distribution of the craft beer.

Motion: To recommend to City Council approval of Resolution 20-017-R: Consider Gateway Improvement Grant for Energy City Brewing, 917 First Street (new commercial sign)
Maker: Callahan
Second: Meitzler
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

11. Ordinance 20-11: Approving a Conditional Use Permit for a Video Gaming Establishment in the GC General Commercial District, Funway 1335 South River Street, Windmill City Entertainment, Applicant (DMR 1/21/20) CD
Rackow overviewed the memo with the Committee. Callahan asked if there were questions from the public. There were none. Mayor Schielke stated that he has never been a big advocate for video gaming machines. However, this is one application we should support. There are many properties on River Street that are not in good shape. Bob Hansen, applicant, has done a great job with his property. His business brings in customers from a large ranging area into Batavia. He has taken great steps to make sure children would not get access to this area. Mayor Schielke stated that he supports this application.

Meitzler stated that if he were on the Council a month earlier he would have voted no on video gaming. He does not want to see video gaming expand. Though he supports Bob Hansen and his great business he cannot vote in favor of video gaming. Malay agreed with Meitzler's comments
and he too does not support video gaming. He will not support video gaming and its expansion. Beck stated that she loves Funway and the Hansens. She does not want to see video gaming expand in the City of Batavia. Beck stated that the City needs to look at the application fees because they are so low people will not be deterred from applying for such units. We will not be able to say no to someone in the future because we have said yes to so many in the City. Russotto stated that he is in support of this and from a case-to-case basis we are being responsible. As a City we should give the businesses tools in their toolboxes to compete with other towns and this is a way for them to compete with other towns. He does not want to drive businesses out of Batavia.

**Motion:** To recommend to City Council approval of Ordinance 20-11: Approving a Conditional Use Permit for a Video Gaming Establishment in the GC General Commercial District, Funway 1335 South River Street, Windmill City Entertainment, Applicant

**Maker:** Cerone

**Second:** Russotto

**Roll Call Vote:**
- **Aye:** Cerone, McFadden, Miller, Russotto, Knopp, Baerren, Wolff, O’Brien, Callahan
- **Nay:** Beck, Meitzler, Malay

9-3 Vote, 2 Absent, Motion carried.

12. **Ordinance 20-12: Approving a Conditional Use Permit for a Recreational Facility, Indoor-Large Scale in the GC General Commercial District, Edge Fitness, 301 North Randall Road, KIR Batavia 051, LLC, applicant (JLS 1/22/20) CD**

Strassman summarized the memo with the Committee. The Committee discussed the sidewalk fund and concerns of putting new retail in.

Bernard Centrick, law firm of Johnson and Culver representing the owner of the property, stated that he respects the issue over bringing new retail into Batavia. Since the retail store ‘Buy Buy Baby’ has gone out of that location he has heard from other tenants that they have felt the loss of traffic. This club will bring people into the center. That is the most important thing. They have worked closely with staff to meet the standards. This market is underserved for health clubs. They will not set up in this market if they do not feel that there is a need.

Chris Theison, Director of Construction for Edge Fitness, discussed the hours of operation, 10,000 average members per club, club expansion in the Chicago area, and how they are a 24-hour fully staffed club.

**Motion:** To recommend to City Council approval of Ordinance 20-12: Approving a Conditional Use Permit for a Recreational Facility, Indoor-Large Scale in the GC General Commercial District, Edge Fitness, 301 North Randall Road, KIR Batavia 051, LLC, applicant

**Maker:** Callahan

**Second:** Knopp

**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent

Motion carried.
13. **Ordinance 20-08: Amend Title 7, Chapter 1, Section 11 of the Municipal Code Related to Signs & Awnings (GH 1/23/20) CD**

Haines stated that this ordinance is a language cleanup for signs and awnings.

**Motion:** To recommend to City Council approval of Ordinance 20-08: Amend Title 7, Chapter 1, Section 11 of the Municipal Code Related to Signs & Awnings

**Maker:** Callahan

**Second:** Knopp

**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent

Motion carried.

**CONSENT AGENDA**


Haines stated that the license agreement encourages the businesses to take care of their canopies and awnings and be responsible for the liability they could cause: snow melt and refreezing and fatigue that could cause injury.

**Motion:** To recommend to City Council approval of Resolution 20-003-R: Adopt a License Agreement for Awnings Over a Public Right-of-Way

**Maker:** Callahan

**Second:** Russotto

**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent

Motion carried.

**CONSENT AGENDA**

15. **Resolution 20-007-R: Authorization to Purchase a 2020 John Deere 410L Combination Loader/Backhoe for $134,000.00 from West Side Tractor Sales Company (SH 1/7/20) CS**

Haines stated that electric, street and water funds would be utilized to purchase this equipment. $150,000 was budgeted between these three divisions. Knopp discussed the hours utilized on the loader/backhoe, benefits of staying with one manufacturer, price and why this is being replaced.

**Motion:** To recommend to City Council approval of Resolution 20-007-R: Authorization to Purchase a 2020 John Deere 410L Combination Loader/Backhoe for $134,000.00 from West Side Tractor Sales Company

**Maker:** Wolff

**Second:** Meitzler

**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent

Motion carried.

**CONSENT AGENDA**
16. Resolution 20-009-R: Authorization to Purchase a 2020 John Deere 1575 Tractor with Front Mount Broom and Snow Blower Attachments for $41,432.90 from Buck Brothers, Inc. (SH 1/7/20) CS

Haines overviewed the memo.

Motion: To recommend to City Council approval of Resolution 20-009-R: Authorization to Purchase a 2020 John Deere 1575 Tractor with Front Mount Broom and Snow Blower Attachments for $41,432.90 from Buck Brothers, Inc.

Maker: Wolff
Second: Knopp
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

CONSENT AGENDA

17. Resolution 20-010-R: Authorization to Purchase a 2020 Ford T150 Cargo Van for $23,042.00 from Landmark Ford, Inc. (SH 1/9/20) CD

Haines overviewed the memo with the Committee.

Motion: To recommend to City Council approval of Resolution 20-010-R: Authorization to Purchase a 2020 Ford T150 Cargo Van for $23,042.00 from Landmark Ford, Inc.

Maker: Wolff
Second: Knopp
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

CONSENT AGENDA

18. Resolution 20-018-R: Authorization to Purchase a 2020 Peterbilt Chassis for $97,675.00 from JX Peterbilt (SH 1/23/20) CS

Haines discussed the memo with the Committee. He stated that delivery of this truck is expected in June 2021.

Motion: To recommend to City Council approval of Resolution 20-018-R: Authorization to Purchase a 2020 Peterbilt Chassis for $97,675.00 from JX Peterbilt

Maker: Wolff
Second: Knopp
Voice Vote: 12 Ayes, 0 Nays, 2 Absent
Motion carried.

CONSENT AGENDA


Bednarek discussed the drug and alcohol policy for the City of Batavia. There has always been a no tolerance for drugs or alcohol while on the job or prior to coming to work. This outlines it more specifically within the policy. It allows municipalities to identify those who are in safety sensitive positions that they cannot use drug and alcohol on and off duty, such as police officers and firefighters. Our public works employees are subject to DOT and everyone who is a CDL
driver. On the Federal level, cannabis is still a level one illegal drug so they are all subject to those guidelines. Another piece of the change is a more outlined reasonable suspicion section. Training will be held for supervisors regarding reasonable suspicion and what that looks like.

**Motion:** To recommend to City Council approval of Ordinance 20-13: Approve New Drug and Alcohol Policy  
**Maker:** Wolff  
**Second:** Cerone  
**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent  
Motion carried.

**CONSENT AGENDA**

O’Brien overviewed the memo. Barkai discussed the water meter replacement program with the Committee. He discussed the how this would be taken out of the water fund. Newman stated that although it seems like a slow process to replace the meters over 11 years it would be to our advantage as meters reach end of life that they do not all need to be replaced at one time.

**Motion:** To recommend to City Council approval of Resolution 20-013-R: Authorizing Purchase of Water Meters  
**Maker:** Malay  
**Second:** Cerone  
**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent  
Motion carried.

**CONSENT AGENDA**

21. **Resolution 20-014-R: Authorizing Execution of Task Order #18 with Engineering Enterprises for Professional Services Related to Preliminary Engineering of the Holy Cross Force Main for an Hourly Amount NTE $30,407.00 (JB 1/15/20) PU**  
O’Brien summarized the memo. Barkai discussed the Holy Cross Force Main project with the Committee.

**Motion:** To recommend to City Council approval of Resolution 20-014-R: Authorizing Execution of Task Order #18 with Engineering Enterprises for Professional Services Related to Preliminary Engineering of the Holy Cross Force Main for an Hourly Amount NTE $30,407.00  
**Maker:** Knopp  
**Second:** Malay  
**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent  
Motion carried.

**CONSENT AGENDA**

22. **Project Status**  
Newman reported on the following:  
- She thanked the Batavia United Methodist Church who has extended an 18-month rent-free lease for the Batavia Access Toy Drive.
• Public Works the engineering staff have reviewed consultant publications for the Mahoney Creek watershed study and a recommendation will be forthcoming to City Council in February.
• Underground wires are being pulled in for the feeder line between the Paramount Substation and the new Northeast Substation.
• Planning efforts are underway for the 2020 roadway-resurfacing project. The list will be finalized based on the 2020 budget and other concerns and begin midsummer. The street list and sidewalk list is found on City Maps on the City’s home page of the City website.
• A replacement due to retirement has been found for the Police Department.
• We have recently hired two part time employees for the records office staff over the weekends to replace staff losses in 2019.
• One of the three Police Department SUVs has been received that have been authorized in the 2019 budget. The remaining two should arrive next week. These were ordered in February 2019.
• Schedule of annual reports was disused.
• Everyone has seen the news that the Park District has announced the location for the proposed recreation center that will be a referendum on the March ballot. It will be on South River Street, which was owned by Rubicon corporation.

23. Other
Meitzler stated that people have asked about McKee and VanNortwick. This is privately owned and there is a lease on that property for years to come and is not under the City’s purview for years to come. As far as it being zoned residential there has been no discussion on the future of that property. Wolff added that it is zoned Mixed-Use and the City has not approached the Park District to see if they wanted to build on that property. Mayor Schielke stated that the City approved a plan with Mooseheart a number of years ago when it was annexed. The land west of the fire station someday will be some type of park facility. The Siemens property has Siemens as the owner of a small portion of it and the rest of the property is owned by a Batavia family who has a lease with Siemens for years to come. Siemens pays a monthly fee to rent nothing there. There is a lease there that is generating income so there is no urgency to buy or sell the land.

Callahan asked if any zoning changes for that parcel effect any of the existing businesses in the Batavia Business Park. Buening stated that it should not have any effect with a zoning change. Chair Wolff asked what would trigger improvements to that intersection due to increased traffic at that site.

Callahan asked about the sidewalk at Smith Court and who is responsible for plowing it. Is it the school or is it the City. Newman stated that the City does not maintain public sidewalks. It is usually the homeowner adjacent to a public sidewalk that maintains it. We do not require those to shovel the sidewalks. Callahan noted that a resident stated that the sidewalk behind their house is plowed by the school but this one is not. Newman stated that the school has informed the City that they are not going to plow the sidewalk.
24. **Executive Session: Collective Bargaining**

**Motion:** To enter into Executive Session for Collective Bargaining  
**Maker:** O’Brien  
**Second:** Meitzler  
**Voice Vote:** 12 Ayes, 0 Nays, 2 Absent  
Motion carried.

The Committee entered into Executive Session at 9:31pm and exited at 9:45pm.

25. **Adjournment**  
There being no other business to discuss, Chair Wolff asked for a motion to adjourn the meeting at 9:45pm; Made by O’Brien; Seconded by Callahan. Motion carried.

Minutes submitted by Jennifer Austin-Smith, Recording Secretary, on February 12, 2020.