

**CITY OF BATAVIA**  
**MINUTES OF THE BATAVIA CITY COUNCIL**  
**February 3, 2020, 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**

The meeting was called to order by Mayor Schielke at 7:30 p.m.

**2. INVOCATION followed by PLEDGE OF ALLEGIANCE**

Mayor Schielke offered a brief invocation. Ald. Russotto led the Pledge of Allegiance.

**3. ROLL CALL**

**13 of 14 aldermen were present.**

Aldermen (by ward): Michael O'Brien (1), Jennifer Baerren (1), Martin Callahan (2), Alan Wolff (2), Elliot Meitzler (3), Dan Chanzit (3), Tony Malay (4), Joe Knopp (4), Mark Uher (5), Nicholas Cerone (6), Michael Russotto (6), Drew McFadden (7) and Keenan Miller (7) were present. Abby Beck (5) was absent for roll call and joined the meeting at 7:45 p.m.

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

City Attorney	Roman Seckel
City Clerk	Ellen Posledni
City Administrator	Laura Newman
Police Chief	Dan Eul
Fire Chief	Randy Deicke
Human Resources Director	Wendy Bednarek
Director of Community Development	Scott Buening
Assistant City Administrator	Anthony Isom

**4. REMINDER: Please speak into the microphone for BATV recording**

Mayor Schielke reminded all in attendance to use the microphones.

**5. ITEMS REMOVED/ADDED/CHANGED**

None.

## 6. CONSENT AGENDA

Ald. Chanzit read the Consent Agenda as follows.

### Accept and Place on File:

A. Committee of the Whole Minutes January 7, 2020

### Approvals:

B. January 24, 2020 Payroll \$964,148.02

C. Accounts Payable Check Register \$1,022,705.37

D. City Council Minutes for January 21, 2020

E. **ORDINANCE 20-08:** Amend Title 7, Chapter 1, Section 11 of the Municipal Code related to Signs & Awnings (GH 1/23/30) CD

F. **RESOLUTION 20-003-R:** Adopt a License Agreement for awnings over a public right-of-way (GH 1/23/20 COW 1/28/20 12/0) CD

G. **ORDINANCE 20-09:** Authorizing the Execution of an Annexation Agreement for Property Located at 1203-1233 North Washington Avenue (JS 1/22/20 COW 1/28/20 12/0) CD

H. **ORDINANCE 20-10:** Annexing Territory and Amending the Zoning Map for Property Located at 1203-1233 North Washington Avenue (JS 1/22/20 COW 1/28/20 12/0) CD

I. **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 COW 1/28/20 12/0) CS

J. **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 COW 1/28/20 12/0) CS

K. **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 COW 1/28/20 12/0) CS

L. **RESOLUTION 20-018-R:** Authorization to Purchase a 2020 Peterbilt Chassis for \$97,675.00 from JX Peterbilt (SH 1/23/20 COW 1/28/20 12/0) CS

M. **ORDINANCE 20-13:** Approve New Drug and Alcohol Policy (WB 2/03/20 COW 1/28/20 12/0) GS

N. **RESOLUTION 20-028-R:** 2018 2020 IAFF Agreement (WB 2/03/20) GS

O. **RESOLUTION 20-013-R:** Authorizing Purchase of Water Meters (JB 1/15/20 COW 1/28/20 12/0) PU

P. **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 COW 1/28/20 12/0) PU

**Motion by Ald. Chanzit, seconded by Ald. Knopp, to approve the Consent Agenda as presented. Motion carried 13 yea/ 0 nay/ 1 absent.**

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

None.

## 8. CHAMBER OF COMMERCE

Chamber President and CEO Margaret Perreault thanked all who attended the recent Inspire Awards, where Nan Phillips was named Citizen of the Year. Six OLE Awards were given to local businesses, one Green OLE Award was given, and Chip In Batavia received the Spirit of Batavia Award. Nominations for the next Citizen of the Year will be accepted in late October or early November 2020.

The Chamber is launching four new Inspire Scholarships for high school students, with a focus on women in business; pursuit of a trade or manufacturing career; entrepreneurship; and an employee of a current Chamber member. To contribute funds for the scholarships, call 630.879.7134 or email [margaret@bataviachamber.org](mailto:margaret@bataviachamber.org). Students can apply at [bataviachamber.org](http://bataviachamber.org).

Upcoming events:

February 5: Non-profit forum held on the first Wednesday of each month

February 7: Economic luncheon and Business Outlook Expo

February 11: Women in Business Luncheon

February 12: Seminar at Valley Industrial

February 13: BC2 networking breakfast

February 13: Informational meeting on trip to Tuscany in October, 5:30 at Aquaviva

February 19: Networking-It at Portillo's to benefit Moose Charities, 4:30 – 6:30 p.m.

February 25: Cannabis and small business employer seminar at Batavia Public Library

Ms. Perreault introduced Chamber member Nancy Dorjath with Dorjath Law Center, located at 106 West Wilson Street, 630.761.3600, [getelderlawhelp.com](http://getelderlawhelp.com). The firm specializes in elder law.

Ald. Beck arrived at 7:45 p.m.

Ms. Dorjath shared her story about how she came to specialize in elder law and discussed how crucial estate planning is for everyone older than 18.

Mayor Schielke shared that he has heard many compliments about the firm from several Batavia residents.

Ald. Chanzit said as a banker, he witnesses horror stories all the time because people did not have an estate plan. Ald. Russotto said he has clients who have used Ms. Dorjath's services and she does an excellent job.

## 9. RESOLUTION 20-017-R: Consider Gateway Improvement Grant for Energy City Brewing, 917 First Street (new commercial sign) (CA 1/31/20 COW 1/28/20 12/0) CD

Ald. Callahan introduced the item related to a Gateway Improvement Grant, part of the Gateway Improvement Program established in April 2019 and funded by an economic development grant. The grant is intended to improve light industrial areas at the gateways to the city.

Assistant City Administrator Anthony Isom further explained the program and the request from Energy City Brewing. The grant would be for \$506 or 50% of the project cost, whichever is less.

Owners Heidi and David Files addressed the Council to discuss their current and future business model. They hope the new signage will increase their visibility. Ald. Callahan said it's a great business model. Ms. Files thanked the Chamber for helping connect them with the right people along the way.

Mayor Schielke noted the lines of people waiting to buy their beer proves they are doing something right.

**Motion by Ald. Callahan, seconded by Ald. Uher, to approve the resolution as presented. Motion carried 14 yea/ 0 nay/ 0 absent.**

**10. 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 COW 1/28/20 9/3) CD**

Ald. Callahan introduced the item related to approving video gaming for Funway.

Ald. Uher explained he would be voting no, although it was no reflection on the company or Mr. Hansen. His vote was based on his personal belief against expanding video gaming in Batavia.

Ald. Beck agreed with Ald. Uher that she does not want video gaming to expand, and noted that she wants to cap the number of video gaming consoles allowed in the city. However, she did say that she believes Funway will do a good job with their video gaming area.

**Motion by Ald. Callahan, seconded by Ald. Wolff, to approve the ordinance as presented. Motion carried 11 yea/ 3 nay/ 0 absent.**

**11. 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 COW 1/28/20 12/0) CD**

Ald. Callahan introduced the item related to a conditional use permit for a new fitness center in the facility that used to hold Bye Bye Baby on Randall Road.

Ald. Meitzler said he was pleased to see company representatives at last week's COW. He acknowledged that the city is trying to protect retail space on Randall Road, but a facility like this will boost foot traffic for adjacent businesses.

**Motion by Ald. Callahan, seconded by Ald. Meitzler, to approve the ordinance as presented. Motion carried 14 yea/ 0 nay/ 0 absent.**

## **12. ADMINISTRATOR'S REPORT**

Administrator Newman shared several updates:

- The Chamber of Commerce, MainStreet and the city are teaming up for a quarterly series of local business information meetings in 2020. The first will present information about the various incentive programs that the city makes available to businesses.
- On February 6, city staff is meeting with Dave Patzelt of Shodeen to discuss progress of the One Washington Place project and timelines.
- Oak and Swine has completed its redesign and will reopen Thursday.
- Holy Cross Church on Main Street is seeking to build a replica chapel that will look similar to the original church building that is now the home of the East Side Community Center on Wilson Street. The Batavia Park District donated the original bell back to the church, and it will be used in the new addition.
- The next Plan Commission meeting has been cancelled.
- Prairie Commons construction continues on new buildings off Kirk Road.
- Work is complete on the speculative industrial building at Fabyan Parkway and Louis Bork Drive except for some final landscaping work.
- The first two permits for the Water Tower Crossing development (Wilson Spuhler parcel) have been submitted and are under re-review by staff.
- The Batavia Fire Department is staying up to date on coronavirus via various government agencies.
- The annual audit has begun, and work will continue through June.

## **13. COMMITTEE REPORTS**

Ald. Chanzit noted the COW will include a discussion of a permanent on-street parking permit for a city resident, the allowing of liquor sales in a live theater, and whether city staff can have a liquor license.

Ald. Wolff said the COW would also include a discussion about funding a resource officer at Rotolo Middle School and work on Mahoney Creek with HR Green.

Ald. O'Brien said the COW would also include a discussion about a telecommunications agreement and a pole attachment licensing agreement.

Ald. Callahan noted the COW will also discuss new entryway signage.

## **14. OTHER BUSINESS**

Ald. Cerone said he would join Ald. Beck in requesting a discussion on placing a cap on video gaming consoles in Batavia.

Ald. Callahan noted the Flags and Flannel fundraiser for the Flag Day Monument will be March 6 at Abbey Farms. It will be sponsored by Whiskey Acres. Anyone wishing to donate items for silent auction should contact Ald. Callahan. Mayor Schielke noted they hope to break ground on the monument this summer. Ald. Callahan said they have raised nearly \$500,000 so far and will need \$1 million to fund the monument. They are also raising funds to cover ongoing maintenance. The Flags and Flannel event will have a donor matching up to \$100,000 in donations that night.

Ald. Malay announced the first two Boardwalk Shops are under construction in the Building Trades department at Batavia High School.

Ald. Chanzit asked when city staff would be viewing the documentary, “All the Queen’s Horses.” Administrator Newman confirmed it would be Tuesday. Mayor Schielke explained that the Dixon city official featured in the documentary had once visited Batavia with a delegation from Dixon that wanted to tour the city’s Riverwalk.

#### **15. MAYOR’S REPORT**

Mayor Schielke shared that a local resident called the city seeking help locating local sources of face masks. The resident has family in China, and with the outbreak of the deadly coronavirus, face masks are in short supply there.

The mayor also noted that the Batavia School District will be requested city funding to help support a full-time resource officer at Rotolo Middle School. Their current safety officer is retiring. The new officer would mostly be funded by the district, but could also serve on the Batavia Police force when school is not in session. Mayor Schielke stated it is wise policy to have a full-time officer on that school’s campus.

#### **16. ADJOURNMENT**

**Motion by Ald. O’Brien, seconded by Ald. Wolff, to adjourn. Motion carried by voice vote. The meeting adjourned at 8:23 p.m.**

*Minutes prepared and submitted by Ellen Posledni, City Clerk, February 11, 2020.*