

**MINUTES**  
**July 20, 2021**  
**Committee of the Whole – Hybrid Meeting**  
**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 Wolff called the meeting to order at 7:00pm.

**1. Roll Call**

**Members Present:** Chair Wolff; Ald. Miller, Russotto, Beck (online), Solfa, Baerren, Leman, Ajazi, Cerone (online), and Vogelsinger (online)

**Members Absent:** Ald. Knopp, Chanzit, Malay, Uher

**Also Present:** Mayor Schielke; Laura Newman, City Administrator; Chief Eul, Batavia Police Department; Gary Holm, Director of Public Works; Anthony Isom, Assistant to the City Administrator (online); and Jennifer Austin-Smith, Recording Secretary (online)

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

**3. Approve Minutes for: May 25, 2021**

**Motion:** To approve the minutes for May 25, 2021

**Maker:** Russotto

**Second:** Miller

**Roll Call Vote:** **Aye:** Russotto, Beck, Solfa, Wolff, Baerren, Leman, Ajazi, Cerone, Vogelsinger, Miller

**Nay:**

10-0 Vote, 4 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. Consent Agenda**

**(The Consent Agenda is made up of items recommended by city staff that requires recommendation to the full City Council by the COW. This agenda is placed as a separate item on the COW agenda. The items on the Consent Agenda are usually minor items, already budgeted, standard non-policy activities or outgrowths of earlier meetings and are voted on as a "package" in the interest of saving time on non-**

**controversial issues. However, any council member may, by simple request, have an item removed and placed on the “regular” agenda.)**

**a. Approve: COW Executive Session Minutes for January 26, 2021, April 20, 2021 and May 11, 2021**

**Motion:** To approve the Consent Agenda

**Maker:** Russotto

**Second:** Miller

**Roll Call Vote:** **Aye:** Russotto, Beck, Solfa, Wolff, Baerren, Leman, Ajazi, Cerone, Vogelsinger, Miller

**Nay:**

10-0 Vote, 4 Absent. Motion carried.

### **7. Presentation: Kane County State’s Attorney Jamie Mosser**

Dave Brown, County Board representative, representing 80% of the citizens of Batavia and 20% of North Aurora for a total of 22,000 people, addressed the Committee. Brown stated that the Board is made up of twenty-four Board members along with Madame Chair and the Board has thirteen committees. Brown shared that he sits on five of the committees and many add on committees. He is on the DUI Taskforce and the ARC Committee. The ARC is tasked with figuring out where the needs are in the communities of Kane County for the American Rescue Plan Act.

Jamie Mosser, State’s Attorney, addressed the Committee. Mosser discussed the Safety Act. Back in December it was House Bill 163 and it was 611 pages. It morphed into House Bill 3653, which was 764 pages and was passed in the lame duck session and signed into law by Governor Pritzker on February 22, 2021. This bill will bring forth true criminal justice reform that is much needed in our community. The sponsors of the Bill have allowed us to discuss law enforcement concerns. Points they are still discussing are as follows: every person has the right to three phone calls within three hours of arrest that may put other people in danger or prevent the investigation to be done in the best way it possibly can, ending of cash bail guided by public safety, bond hearing attendees, detention hearings, training to identify people in the criminal justice system due to mental health issues, unfunded mandates, and expenses.

### **8. Discussion: Wastewater Treatment Facility Planning Area**

Holm overviewed his memo. Back in 2009 the City adopted a Wastewater Master Plan. Prior to that the City Council spent several years debating how far west the City was contemplating annexing. The COW viewed a map titled ‘Facility Planning Area and Comprehensive Planning Area’ that was included in the memo. The decision to stick within the red line, as outlined on the map, was driven by the following:

- Financials; \$60-\$70 million to acquire property on Mooseheart’s property for a brand new wastewater treatment facility
- Stay at our existing treatment facility
- Keep our treatment capacity below five million gallons per day capacity
  - Avoid the Industrial Pre-Treatment Program with extensive sampling, monitoring and a huge cost at a consultant standpoint

In 2014 the City updated the Master Plan and at that time the Council confirmed that they do not have a desire to annex further west or farther south and we do want to stick with the treatment plant within the downtown area. At that time it was also decided to not acquire additional properties surrounding the treatment plant.

Holm reported in 2019 we did the first phase of wastewater improvements to the plant. We are going through an update process now because it is anticipated that we would have Phase 2a and 2b to the next round of improvements to the plant. As part of those improvements the EPA will require an updated facility plan and staff is working on that right now.

Holm stated that he is here tonight to check in with Council to verify that Council is okay with the concept of this red line (facility planning area) and to verify that Council still is not in a large annexation mode to acquire large properties out to the west, which would result in reexamining how we do our treatment or to explore another treatment facility. The general consensus of the Committee was comfortable with the general red line concept and allowing staff to continue. Holm noted that there are some areas that should be included in the red line and areas that are incorporated into the City that go to Fox Metro. Chair Wolff suggested color coordinating those changes to the 'Facility Planning Area and Comprehensive Planning Area' map.

## **9. Project Status**

Newman reported on the following:

- Asbestos remediation is being worked on at 916 Park Street. As soon as that is complete the City will continue with the actual demolition
- Target has submitted permits for additional renovations at their store on Randall Road
- Staff has received revised plans for the Winding Creek Development on McKee Street
- Plan Commission meets tomorrow and will discuss changes in parking to the Zoning Code
- Revision to TIF grant programs will be on the COW agenda on July 27<sup>th</sup>
- Water main replacement work in Ward One
- General contractor for paramount electric substation has completed all construction and we are moving now to the testing and commissioning phase of the project
- Roadway resurfacing sidewalk projects will be ongoing for the next few months
  - Located on the City's website, Capital Projects on City Maps

## **10. Other**

Chair Wolff asked about the Share Rows on Main Street. There seem to be a lot more than expected on the street and the location is not where he expects to see them on the street. Holm stated that staff has noted that with the contractor already and he has to come back in.

## **11. Adjournment**

There being no other business to discuss, Chair Wolff asked for a motion to adjourn the meeting at 8:04pm; Made by Miller; Seconded by Russotto. Motion carried.

Minutes respectfully submitted by Jennifer Austin-Smith, Recording Secretary, on August 10, 2021.