

**CITY OF BATAVIA**

100 N. Island Avenue, Batavia, IL 60510  
(630) 454-2000 <http://cityofbatavia.net>

**Committee of the Whole Agenda**

Tuesday, January 4, 2022  
7:00 PM Council Chambers 1st Floor

Hybrid Meeting

To participate in the live meeting use the Webinar link below to register for the event at  
Registration Link

[https://cityofbatavia-net.zoom.us/webinar/register/WN\\_rAPPCYsYQICAe\\_nvRn853g](https://cityofbatavia-net.zoom.us/webinar/register/WN_rAPPCYsYQICAe_nvRn853g). You will need to provide your name and email address.

Residents can listen by phone to the Committee of the Whole meeting by Dialing (312) 626-6799 and use the Webinar ID **817 3282 1057**. Webinar Passcode is **084858**. Callers can ask question by pressing \*9 to raise their hand. Questions can be asked prior to the meeting by emailing [publiccomment@cityofbatavia.net](mailto:publiccomment@cityofbatavia.net).

For viewing purposes only, the meeting will be broadcast live on BATV's YouTube channel which can be accessed at <https://www.youtube.com/user/BATV1017>.

1. Roll Call
2. Reminder: Please Speak Directly Into Microphone For BATV Recording
3. Approve Minutes For: October 12, 2021

Documents:

[COW 10-12-21M.PDF](#)

4. Items Removed/Added/Changed
5. Matters From The Public (For Items NOT On Agenda)
6. Consent Agenda

(The consent agenda is made up of items recommended by city staff that require recommendation to the full City Council by the Cow. This agenda is placed as a separate item of 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. **Resolution 22-001-R:** Authorizing execution of a contract for the 2021 City Hall Fire Main Project with Automatic Fire Systems, Inc. for an amount not to

exceed \$17,980.00 (Scott Haines 12/28/21)

Documents:

[RES 22-001-R 2021 CITY HALL FIRE MAIN PROJECT WITH AUTOMATIC FIRE SYSTEMS INC..PDF](#)

7. Discussion: Future Disposition Of The One Washington Place Project Site (CD)(LN)
8. Project Status
9. Other
10. Executive Session: Purchase Or Lease Of Real Property
11. Adjournment

**MINUTES**  
**October 12, 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 (online); Beck (joined online at 7:01pm), Chanzit, Solfa, Baerren, Leman, Ajazi (online), Uher, Cerone (online) and Vogelsinger (joined at 7:04pm)

**Members Absent:** Ald. Malay

**Also Present:** Mayor Schielke; Laura Newman, City Administrator; Gary Holm, Director of Public Works; Andrea Podrazza, Senior Civil Engineer; Joel Strassman, Planning and Zoning Officer (online); Drew Rackow, Planner; Jeff Albertson, Building Commissioner (online); Rahat Bari, City Engineer; Scott Buening, Director of Community and Economic Development (online); 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 August 24, 2021 and August 31, 2021**

**Motion:** To approve the minutes for August 24, 2021 and August 31, 2021

**Maker:** Solfa

**Second:** Uher

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

**Nay:**

11-0 Vote, 3 Absent, Motion carried.

**4. Items 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. Ordinance 21-53: Annexing Properties on Morton, McKinley, and Walnut Streets (Voluntary) (SCB 9/28/21) CD**

**Motion:** To approve the Consent Agenda as presented  
**Maker:** Wolff  
**Second:** Solfa  
**Roll Call Vote:** **Aye:** Wolff, Baerren, Leman, Ajazi, Uher, Cerone, Miller, Russotto, Beck, Chanzit, Solfa  
**Nay:**  
11-0 Vote, 3 Absent, Motion carried.

*Ald. Vogelsinger entered the meeting at 7:04pm*

**7. 7:05pm: PUBLIC HEARING: Annexation Agreement for Winding Creek Planned Development and Subdivision, 37W330 and 2500 McKee Street, Pulte Home Company, Applicant**

Chair Wolff opened the Public Hearing at 7:05pm. There were no public comments. Chair Wolff moved to close the Public Hearing at 7:06pm.

**Motion:** To close the Public Hearing  
**Maker:** Wolff  
**Second:** Uher  
**Roll Call Vote:** **Aye:** Wolff, Baerren, Leman, Ajazi, Uher, Cerone, Vogelsinger, Miller, Russotto, Beck, Chanzit, Solfa  
**Nay:**  
12-0 Vote, 2 Absent, Motion carried.

**8. Presentation: Carriage Crest Phase I Engineering Study by Engineering Enterprises (AMP 9/22/21)**

Tim Paulson, Engineering Enterprises, presented a PowerPoint presentation titled “Carriage Crest Recharge Basin Dewatering Well Analysis” to the Committee of the Whole (COW). The presentation included the following information:

- Objective
- Review Basin Background and Survey Summary
- Basin Background
- Basin Cross Section Sketch
- Residential Survey Statistics (2019)
- Survey Summary

- Respondent Flooding Frequency Exhibit
- Phase 1 – Part A Investigation
- Flooding Depth Exhibit
- Alternative Comparison Table
- Conclusions and Recommendations, Phase 1 – Part A
- Project Approach – Phase 1 Part B
- Groundwater Monitoring Results
- Groundwater Monitoring Exhibit
- Monitoring Well Locations
- Groundwater Monitoring Results, Key Observations and Results
- Groundwater Monitoring Results, Conclusions from Study
- Groundwater Monitoring Results, Summary
- Additional Investigation of Fox River Outfall
  - Scope
- Basin Property Exhibit
  - Design Modeling Parameters
  - Modeling Results
- Carriage Crest Fox River Outfall Storm Sewer Exhibit
- Future Development Area Fox River Outfall Exhibit
- Fox River Outfall, Storm Sewer Profile Exhibit
- Permitting
- 2021 Concept Cost Estimate (\$4,500,000)
  - Includes 30% Contingency Factor
- Conclusions and Recommendations, Phase 1 Part B
- Next Steps

Podraza overviewed the project process with the Committee. The Committee discussed outfall, design engineering, possibility of protecting the existing storm sewer, utility GIS, and ages of water mains for possible water main replacement while the street is torn apart. Solfa stated that this is a prime example on how to utilize the American Rescue Plan Act (ARPA) funds and stated that we should use the money towards this project.

**9. Presentation: Initial Land Use Proposal – Plaza West Apartments – 37W375 Fabyan Parkway and Property Along Hawkes Drive, Andrea Rogona, National Shopping Plazas, Inc., Applicant (DMR 10/7/21) CD**

Andrea Rogona, National Shopping Plazas, Inc., addressed the Committee. She stated that the parcel we are discussing tonight is a 4.4-acre parcel west of Wal-Mart. The property has been marketed for commercial use but due to its location there has not been much success attracting commercial use.

Terry Smith, land planner and architect, presented a PowerPoint titled “Plaza West Apartments” with the following information:

- BSB Design National/Local Experience
- Site Context

- Location
- Grading
- Concept Site Plan
- Parking and Attached Garage
- Architectural Character
- Market Study Conclusions
- Concept Site Plan

Rackow noted that there were no comments from the public. He added that multi-family could be a potential use for this property.

*Ald. Beck exited the meeting at 8:14pm*

**10. Approval: Class D-1 (Restaurant – All Liquor) Liquor License Application for Fernando’s Street Kitchen Inc. Located at 12 S. Water Street, Batavia (EB 10/6/21) GS**

**Motion:** To recommend approval of Class D-1 (Restaurant – All Liquor) Liquor License Application for Fernando’s Street Kitchen Inc. Located at 12 S. Water Street, Batavia

**Maker:** Chanzit

**Second:** Uher

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

**Nay:**

11-0 Vote, 3 Absent, Motion carried.

*Ald. Beck rejoined the meeting remotely at 8:17pm.*

*Ald. Chanzit exited the meeting at 8:48pm and rejoined the meeting remotely at 8:50pm.*

**11. Winding Creek Planned Development and Subdivision, 37W330 and 250 McKee Street, (JLS 8/8/21) CD**

- a. **Ordinance 21-54: Amendment to the Comprehensive Plan Land Use Map**
- b. **Ordinance 21-55: Authorizing the Execution of an Annexation Agreement**
- c. **Ordinance 21-56: Annexing and Zoning Territory to the R1-M Single Family Medium Density and POS Parks and Open Space Districts**
- d. **Ordinance 21-57: Amending the Official Zoning Map for a Planned Development Overlay**
- e. **Resolution 21-097-R: Preliminary Plat of Subdivision for the Winding Creek Subdivision**

Strassman recapped the memo with the Committee. Rob Getts, Pulte Homes, presented a PowerPoint with the following information:

- About Pulte Homes
- Site Plan

- Site Data
- Product Matrix
  - Meadows
  - Estates
- Elevations
  - Meadows
  - Estates

**Motion:** To recommend approval of Ordinance 21-54: Amendment to the Comprehensive Plan Land Use Map

**Maker:** Wolff

**Second:** Solfa

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

**Nay:**

11-0 Vote, 3 Absent, Motion carried.

**Motion:** To recommend approval of Ordinance 21-55: Authorizing the Execution of an Annexation Agreement

**Maker:** Wolff

**Second:** Solfa

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

**Nay:**

11-0 Vote, 3 Absent, Motion carried.

**Motion:** To recommend approval of Ordinance 21-56: Annexing and Zoning Territory to the R1-M Single Family Medium Density and POS Parks and Open Space Districts

**Maker:** Wolff

**Second:** Solfa

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

**Motion:** To recommend approval of Ordinance 21-57: Amending the Official Zoning Map for a Planned Development Overlay

**Maker:** Wolff

**Second:** Baerren

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

**Motion:** To recommend approval of Resolution 21-097-R: Preliminary Plat of Subdivision for the Winding Creek Subdivision

**Maker:** Wolff

**Second:** Solfa

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

**12. Resolution 21-098-R: Authorizing a Change Order for MPSystem Contract to Perform Testing for Breaker Replacement at Batavia's Substations in the Amount of \$54,539 which Includes 10 Percent Contingency Amount (RB 10/8/21) PU**

Bari discussed the memo with the Committee.

**Motion:** To recommend approval of Resolution 21-098-R: Authorizing a Change Order for MPSystem Contract to Perform Testing for Breaker Replacement at Batavia's Substations in the Amount of \$54,539 which Includes 10 Percent Contingency Amount

**Maker:** Cerone

**Second:** Uher

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

**13. Resolution 21-099-R: Authorizing a Contract with Osmose to Perform Pole Attachment Audit in Batavia for an Amount Not to Exceed \$89,495 which Includes 10 Percent Contingency Amount (RB 10/8/21) PU**

Bari discussed the memo with the Committee. Cerone asked Bari to report the results they find to the Committee.

**Motion:** To recommend approval of Resolution 21-099-R: Authorizing a Contract with Osmose to Perform Pole Attachment Audit in Batavia for an Amount Not to Exceed \$89,495 which Includes 10 Percent Contingency Amount

**Maker:** Cerone

**Second:** Uher

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

**14. Resolution 21-100-R: Authorizing a Contract with Osmose to Perform Pole Inspection and Treatment in Batavia for an Amount not to Exceed \$207,900 which Includes 10 Percent Contingency Amount (RB 10/8/21) PU**

Bari overviewed the memo.



**Motion:** To recommend approval of Resolution 21-100-R: Authorizing a Contract with Osmose to Perform Pole Inspection and Treatment in Batavia for an Amount not to Exceed \$207,900 which Includes 10 Percent Contingency Amount

**Maker:** Cerone

**Second:** Uher

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

### **15. Discussion: Dam Removal Alternative Concepts Community Survey Results (LN)**

Newman discussed the Community Engagement Summary with the Committee. The Committee discussed the survey results, State funding for removal of the dam and funding. Chair Wolff commented that we only get once chance at this and if we do not move forward we will find ourselves in the same situation we were years ago where we would see other places get their dams removed or modified and we are stuck with what we got. Chair Wolff stated that he wants to have a usable river because it is the best thing to do for the community. The Committee discussed which concepts they would prefer and there was a leaning toward concepts A and B. Newman suggested having a joint meeting with the Park District to find a consensus.

Chair Wolff opened the floor for public comments. Eric Asby commented that options B and E gain some favor with people who are really interested in this topic. Whitewater is an important element in this discussion. He shared that he visited the whitewater training ground this last weekend. He was surprised to learn that nearly 90% of the water is flat water around this area. They use the flat water for recreation, paddleboards, and training in addition to the whitewater. He was not a fan of the whitewater idea until he saw what was available in North Carolina and the way the blend flat water, in which we are calling the Depot Pond. We have a great opportunity to do something for the community that has great longevity. The river has been economic and recreational and a draw of this area. The flat water created by the dam is really important. The amount of foot traffic that walks along the flat water, from non-Batavians, is quite large. He asked the Committee to think about this project as bigger than just whitewater recreation. The survey shows the people are interested in this for many more reasons than just whitewater. They are interested in preserving the heritage, the iconic view from downtown, expanse of the river, and the opportunity to walk along this expanse of water. Batavians would be behind a longer, bigger vision and we are interested in funding it for a really beautiful community to live in.

Larry Neigel agreed with Eric's comments. He added that the he talked to hundreds of people along the bike path and almost all of them chose either B or E because they wanted to keep the river as close to as it is now. We understand the dam has to go but do not narrow the river in half. Once you make this decision, it is forever. You want to look back with pride at what you choose to do. He asked the Committee to consider that the people choose B and E were doing it because they wanted to keep the river configuration as close to as it is as possible.

### **16. Project Status**

Newman reported on the following:

- We received good news from IEMA that we have qualified for an additional \$12,000 in reimbursement of COVID related expenses
- Staff has a meeting with the Park District and Hitchcock Design Group to plan our joint meeting
- Kick-off meeting for the Active Transportation Plan meeting will be on October 19<sup>th</sup>
- Leaf collection and brush collection
- IDOT paperwork has been submitted for reconstruction on a water main on South River Street
- Updates on the Police Department vacancies
- Batavia Fire Department fire house software updating
- Hudson Crossing property in Oswego tour hosted by Shodeen on the 14<sup>th</sup> at 2pm

### 17. Other

Baerren reported the Batavia United Way has an upcoming Bat Race and they are looking for costume contest judges for the race. The race starts at 8:30am on 10/31.

Cerone stated that he has had several complaints from residents about those speeding through the town. He would like a discussion at an upcoming COW to talk about handling the speed limit. He would like to raise the topic of establishing a 25mph speed limit again. Chair Wolff joined Cerone with his request. Chanzit noted that from a previous conversation on this matter the Chief of Police stated if we lower the speed limit it just opens up the amount of people they could write tickets to, it does not slow down traffic. Cerone stated that he would like to see those studies once again and it is an issue worth discussing.

Miller stated that he would like to see more affordable housing in Batavia. We are starting to price people out of our town. As we look at projects coming up, we need to discuss more affordable housing for people to live in and grow their families.

### 18. Executive Session: 4<sup>th</sup> Ward Alderman Appointment

**Motion:** To enter into Executive Session for 4<sup>th</sup> Ward Alderman Appointment

**Maker:** Uher

**Second:** Solfa

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

**Nay:**

12-0 Vote, 2 Absent, Motion carried.

The Committee entered into Executive Session at 10:41pm and exited Executive Session at 11:11pm.

### 19. Adjournment

There being no other business to discuss, Chair Wolff asked for a motion to adjourn the meeting at 11:11pm; Made by Cerone; Seconded by Solfa. Motion carried.

Below are emails from residents to be shared in the minutes:

Thank you for sending this out. I was on the call last night and tried to share some comments. Unfortunately, my browser was blocking me from "unmuting" myself. Apologies.

I wanted to express my sincere gratitude for the efforts, comments, and concern expressed by each of you, and the City, regarding this issue.

My home is in the "heart" of this issue. I was one of the first buyers in this development. Although my home was listed as "flooded but not within the last 10 years" survey, it did flood again after the survey was conducted. We did incur considerable damage from both floods. I have 3 pumps and have put in tremendous efforts to keep from flooding on several other occasions. My wife gets extremely nervous every time heavy rain is forecasted. Although this project will take years to move from development to completion (and I anticipate being victimized by at least one more flood during this time), I am pleased that the City has done their "due diligence" regarding all the options and has recognized the importance of moving to the only reasonable solution available. I understand the costs involved as well as the significant amount of time to complete such a project, however I do not believe I would ever be able to sell my house (even if I wanted to) without this option.

Once again, thank you for your efforts and for continuing to represent our area regarding this serious matter.

Sincerely,  
Jeff Kruger

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My name is P.J. Fitzpatrick, and my family lives at 1075 Parkview Drive. I was initially scheduled to participate in the virtual meeting tonight, but a work function has created a conflict, therefore submitting this statement.

We have experienced challenges associated with flooding in our basement for over 13 years. The problems occur when the water table gets so high that sump pumps (at times 5 running at a time) are not able to keep up with the volume of infiltration. We have taken on water 6 times during this time period, and were saved a couple other times as a result of the City's pumping efforts. The duration of the events are measured in days rather than hours, as last event (May 2020) one of our pumps ran continuously for 9 days without cycling.

We very much appreciate the efforts of the Public Works staff during the flooding events, as well as the recent response with the study being performed by EEI ( both Phases IA and IB). It is also a welcoming sight to see that the Phase II design engineering phase has been budgeted in the 2021 annual budget, allowing for a quick transition to design once an option is selected. Once I view the presentation, I will forward any questions to the appropriate parties, and am definitely available for any questions or consultations with City Staff or the design consultants.

The ask here is that the City maintain the current momentum and include dollars for implementation of the proposed solution in the 2022 budget, so that remedies can be incorporated as soon as practical. We realize that the recent year did not experience the volume of precipitation/groundwater activity that we have seen in the past, and caution that it is not "if", rather "when" we will experience the next flooding event. Our wish is that an implementation strategy be completed soon, so that hope and prayer is not our only defense against the next flooding event.

Thank you for your consideration, and do not hesitate to reach out with any questions.

P.J. Fitzpatrick

Minutes respectfully submitted by Jennifer Austin-Smith, Recording Secretary

TO: Committee of the Whole – City Services

FROM: Scott A. Haines, Superintendent, Public Properties and Services Division

DATE: December 28, 2021

RE: Resolution 22-001-R: Authorization to Execute a Contract for the 2021 City Hall Fire Main Project with Automatic Fire Systems, Inc. in the amount of \$17,980.00

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**Summary**

We are currently in the planning stages for the City Hall remodeling project, and there is a section of fire sprinkler main that needs to be relocated to make way for the new stairs. These new stairs are designed to be built in the office area immediately to the south of the vestibule just inside the Police lobby side. This space is currently occupied by RSVP. The project includes installing a new section of fire sprinkler main around the proposed stairs, existing stairs, and vestibule; the new main would connect to an existing main at both ends. The project includes about 125' of new 4" fire sprinkler main. The removal of the existing 8" sprinkler main that is needed to make way for the new stairs will be included in the demolition portion of the City Hall remodeling project.

**Background**

We originally bid the project out on October 19, 2021, and received only one bid. That bid was rejected in November, 2021, because it was significantly higher than the budgeted amount. Staff modified the scope to installation of the new 4" fire main; removal of the existing 8" fire main will be done with the City Hall remodeling demolition. After rejecting the bid from October 19, 2021, staff rebid the project. One bid was received from Automatic Fire Systems in the amount of \$17,980.00, which is under the \$25,000.00 budgeted for this project. Staff has not worked with Automatic Fire Systems, Inc. in the past, but we checked references and all were very positive.

**Recommended Committee/Council Action**

Approve Resolution 22-001-R, authorizing execution of a contract for the 2021 City Hall Fire Main Project with Automatic Fire Systems, Inc. of Machesney Park, Illinois, for an amount not to exceed \$17,980.00

**CITY OF BATAVIA, ILLINOIS  
RESOLUTION 22-001-R**

**AUTHORIZING EXECUTION OF A CONTRACT  
FOR 2021 CITY HALL FIRE MAIN PROJECT  
WITH AUTOMATIC FIRE SYSTEMS, INC.  
OF MACHESNEY PARK, ILLINOIS**

**WHEREAS**, the City of Batavia has determined the need to relocate a section of fire sprinkler main at City Hall in preparation for a remodeling project;

**WHEREAS**, the sole bid was submitted by Automatic Fire Systems, Inc. and references were found to be satisfactory;

**WHEREAS**, there are sufficient funds in the budget for this project; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Batavia, Kane and DuPage Counties, Illinois, as follows:

**SECTION 1.** That the Mayor and City Clerk are hereby authorized to execute a contract for the 2021 City Hall Fire Main Project with Automatic Fire Systems, Inc. of Machesney Park, Illinois, for \$17,980.00.

CITY OF BATAVIA, ILLINOIS, RESOLUTION 22-001-R

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**PRESENTED** to and **PASSED** by the City Council of the City of Batavia, Illinois, this 18<sup>th</sup> day of January, 2022.

**APPROVED** by me as Mayor of said City of Batavia, Illinois, this 18<sup>th</sup> day of January, 2022.

\_\_\_\_\_  
Jeffery D. Schielke, Mayor

Ward	Aldermen	Ayes	Nays	Absent	Abstain	Aldermen	Ayes	Nays	Absent	Abstain
1	Solfa					Baerren				
2	Leman					Wolff				
3	Ajazi					Chanzit				
4	Malay					Connelly				
5	Uher					Beck				
6	Cerone					Russotto				
7	Vogelsinger					Miller				
Mayor Schielke										

VOTE: _____ Ayes _____ Nays _____ Absent _____ Abstention(s) counted as _____ Total holding office: Mayor and 14 aldermen
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ATTEST:

\_\_\_\_\_  
Kate Garrett, City Clerk

**2021 City Hall Fire Main Project**  
**Contract**

1. **THIS AGREEMENT**, made and concluded this 18th day of January, 2022, between the **City of Batavia** acting by and through the **City Council of the City of Batavia**, known as the party of the first part, and **Automatic Fire Systems, Inc.**, their executors, administrators, successors, or assigns, known as the party of the second part.
  
2. **WITNESSETH:** That for and in consideration of the payments and agreements mentioned in the Proposal, attached hereto, to be made and performed by the party of the first part and, according to the terms expressed in the Contract Bond referring to these presents, the party of the second part agrees with said party of the first part, at their own proper cost and expense, to do all the work, furnish all materials, and all labor necessary to construct the **2021 City Hall Fire Main Project** in accordance with the plans, specifications, and special provisions hereinafter described and in full compliance with all of the parts of this agreement and the requirements of the Engineer under it.
  
3. And it is also understood and agreed to that the Contract Documents for the **2021 City Hall Fire Main Project**, attached hereto, constitute all essential documents of this contract and are a part thereof.
  
4. **IN WITNESS WHEREOF**, the said parties have executed these presents on the date above mentioned.

For the Owner,  
Party of the First Part

**City of Batavia**

\_\_\_\_\_  
Attest: Kate Garrett, City Clerk  
(Corporate Seal)

By: \_\_\_\_\_  
Jeffery D. Schielke, Mayor

For the Contractor,  
Party of the Second Part

**Automatic Fire Systems, Inc.**

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Attest: Secretary

By: \_\_\_\_\_  
President, Party of Second Part