

CITY OF BATAVIA
MINUTES OF THE BATAVIA CITY COUNCIL
May 3, 2021 at 7:30 p.m. - City Council Chambers
100 N. Island Ave. Batavia, Illinois
Part I

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

Mayor Schielke called the meeting to order at 7:30 p.m.

2. INVOCATION followed By PLEDGE OF ALLEGIANCE

Mayor Schielke shared a brief invocation. Ald. McFadden led the Pledge of Allegiance.

3. ROLL CALL

14 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), Joe Knopp (4), Tony Malay (4), Abby Beck (5), Mark Uher (5), Nicholas Cerone (6), Michael Russotto (6), Keenan Miller (7) and Drew McFadden (7) were present.

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

City Administrator	Laura Newman
City Attorney	Roman Seckel
City Clerk	Ellen Posledni
Director of Public Works	Gary Holm (attended via internet)
Director of Finance	Peggy Colby (attended via internet)
Fire Chief	Randy Deicke (attended via internet)
Director of Comm. and Econ. Development	Scott Buening (attended via internet)
Assistant City Administrator	Anthony Isom (attended via internet)

4. REMINDER: Please Speak Into The Microphone For BATV Recording

Mayor Schielke shared reminder to use the microphone.

5. ITEMS REMOVED/ADDED/CHANGED

Ald. Chanzit requested that item 16 be moved to 3a in Part II of the meeting. He also asked that items F and G on the Consent Agenda be moved to 10a.

Ald. Chanzit moved to amend the agenda as requested, seconded by Ald. Knopp. Motion carried 14 yea/ 0 nay/ 0 absent.

6. CONSENT AGENDA

Ald. Chanzit read the agenda:

Accept and Place on File:

A. Committee of the Whole Minutes March 9, 2021, March 16, 2021, March 23, 2021 and March 30, 2021

B. January 2021, February 2021, March 2021 City Council Financial Reports

Approvals:

C. April 30, 2021 Payroll \$906,639.43

D. Accounts Payable Check Register \$4,281,079.57

E. City Council Minutes for April 19, 2021

F. ~~RESOLUTION 21-035-R: Grant Sign Agreement for Windmill Grille and Pizzeria (SCB 4/20/21 COW 4/20/21 12/0) CD~~

G. ~~RESOLUTION 21-036-R: Grant Sign Agreement for Ziggy's Nail Salon (SCB 4/20/21 COW 4/20/21 12/0) CD~~

H. **RESOLUTION 21-038-R:** Requesting a permit from IDOT for the closure of Route 31 for 2021 July 4th Fireworks Display Special Event (GH 4/16/21 COW 4/27/21 14/0)

I. **RESOLUTION 21-042-R:** Authorizing Execution of Task Order #25 with Engineering Enterprises, Inc. for Carriage Crest Recharge Basin Dewatering Well Analysis Phase I, Part B Supplemental Subsurface Investigation (deep wells) (AP 4/23/21 COW 4/27/21 14/0) PU

J. **RESOLUTION 21-039-R:** Approving Task Order #11 with Trotter and Associates, Inc. for preparation of a Project Planning Report, Facility Plan and Wastewater Treatment Facility Modeling. (GH 4/20/21 COW 4/27/21 14/0) PU

K. **RESOLUTION 21-040-R:** Authorizing a contract with Carlisle Utility Contractors Inc. to perform conduit installation by directional boring for new electrical service at 1252 Pierson Dr for an amount not to exceed \$87,174 which includes 10 percent contingency amount (RB 4/22/21 COW 4/27/21 14/0) PU

L. **RESOLUTION 21-041-R:** Authorizing a contract with Carlisle Utility to perform conduit installation by directional boring for new electrical services at 1801 Suncast Ln for an amount not to exceed \$47,313 which includes 10 percent contingency amount. (RB 4/23/21 COW 4/27/21 14/0) PU

Ald. Chanzit moved to approve the Consent Agenda as read, seconded by Ald. Meitzler. Motion carried 14 yea/ 0 nay/ 0 absent.

7. MATTERS FROM THE PUBLIC: (For Items NOT On The Agenda)

Michelle DeRaedt introduced herself and shared information about the new Batavia Community Garden she is involved with at 2S676 Hart Road in Batavia on 5.5 acres donated by Amanda Rauch. Volunteers may rent a plot to grow their own food and help with a plot to grow fresh produce for the Batavia Interfaith Food Pantry. They have about 15 volunteers so far, and most participants are new to Batavia. More information can be found on the Facebook Group, Batavia Community Garden. Ms. Rauch and volunteer Adam Stander also shared information and why they got involved with the project.

8. PUBLIC HEARING 7:35 P.M.: Hearing To Solicit Comments On The Illinois Environmental Protection Agency’s Preliminary Environmental Impacts Determination For The City Of Batavia’s Lead Service Line Replacement Project.

The Public Hearing opened at 7:48 pm. Administrator Newman explained the purpose of the hearing. Steven Dennison, engineering consultant, was present to address any comments from the public. Comments may also be mailed or emailed to the city. No members of the public opted to speak.

Mayor Schielke noted that this is just the beginning of this project, and it will be discussed more as time goes on.

Ald. Chanzit moved to close the Public Hearing, seconded by Ald. O’Brien. Motion carried 14 yea/ 0 nay/ 0 absent.

The hearing closed at 7:51 pm.

9. PROCLAMATION: Recognizing The Batavia Rotary BHS Interact Club

Ald. Chanzit read the proclamation designating Monday, May 3, as BHS Interact Club Day in Batavia.

Ald. Chanzit moved to approve the proclamation as read, seconded by Ald. O’Brien. Motion carried 14 yea/ 0 nay/ 0 absent.

10. CHAMBER OF COMMERCE

Chamber President and CEO Margaret Perreault said the Chamber continues to communicate with local businesses to keep them informed about the evolving situation during the pandemic. They are meeting regularly with Kane County Health Department and sharing funding opportunities with Chamber members. Applications for the Restaurant Revitalization Fund grants via the Small Business Administration opened today, and funds are expected to be depleted quickly. The Paycheck Protection Program (PPP) has been extended to May 31, allowing businesses to apply for forgivable loans.

Companies continue looking for employees. Check the Chamber job board for current opportunities.

This week is National Small Business Week. Small businesses create 2/3 of the jobs in the U.S.

Chamber Bucks are still being sold and would make a great Mother’s Day gift.

A list of upcoming events was shared. More information can be found on the Chamber website as well as Facebook and Instagram.

Juliana Cancelo of Bocadito’s spoke via internet about the restaurant’s recent relocation to the Newton House. The entire building is undergoing renovation. The restaurant hopes to reopen in June 2021.

10a. RESOLUTION 21-035-R: Grant Sign Agreement for Windmill Grille and Pizzeria (SCB 4/20/21 COW 4/20/21 12/0) CD

RESOLUTION 21-036-R: Grant Sign Agreement for Ziggy's Nail Salon (SCB 4/20/21 COW 4/20/21 12/0) CD

Ald. Callahan introduced the items related to the city's downtown signage program. The city offers \$1,000 or 50% of the cost of new signage, whichever is less. For item F, Windmill Grille applied for \$1,000 for a sign that has already been installed. Ald. Knopp said he was contacted by a business owner in Ward 4 who have been turned down for a façade grant because the business had already been given several grants. He asked why this business was denied, noting the rules around the grants should be applied consistently.

Mayor Schielke suggested the grant policy should be added to the next Committee of the Whole for further discussion.

Administrator Newman noted that neither of the applicants on tonight's agenda had received a previous grant. Ald. Knopp asked if the buildings or the prior owners had received grants. Administrator Newman said the Ward 4 applicant was asking for replacement of a sign for which a grant had been provided seven years ago. Ald. Knopp asked if Aliano's had received a grant, and Administrator Newman explained that they had received a different grant for an interior build-out. Director Buening added that the façade grant program was not available when Aliano's received their grant.

Ald. Callahan said these issues could be addressed at a later date, noting that the two applicants on tonight's agenda meet the criteria for the grant and could be approved tonight. Ald. Wolff agreed, noting that this should be discussed at a COW, and paperwork for the grant could be clarified if needed. Administrator Newman suggested that Community Development could propose some clarifying language. Ald. Chanzit said this issue could have been handled by staff before tonight's meeting, and these items did not need to be pulled from the Consent Agenda.

One of the applicants, the owner of Ziggy's Nail Salon, shared that the new business has been closed twice due to regulations related to the pandemic.

Ald. Cerone moved to approve Resolution 21-035-R, seconded by Ald. Knopp. Motion carried 14 yea/ 0 nay/ 0 absent.

Ald. Cerone moved to approve Resolution 21-036-R, seconded by Ald. Knopp. Motion carried 14 yea/ 0 nay/ 0 absent.

11. RE-APPOINTMENT: Batavia Environmental Commission – Andrew Greenhagen And Carolyn Burnham For A Three Year Term – Term Expires 4/30/24

Mayor Schielke asked for approval for the reappointments.

Ald. Malay moved to approve the reappointments, seconded by Ald. Beck. Motion carried 14 yea/ 0 nay/ 0 absent.

12. APPOINTMENT: Historic Preservation Commission (Filling Unexpired Terms) – Robin Barraza Term Expires 10/21/23 & Mary Lombardo Term Expires 10/21/22.

Mayor Schielke noted that four people had left the Historic Preservation Commission, and new appointments were required in order for the group to continue its work.

Ald. Chanzit moved to approve the appointments, seconded by Ald. Russotto. Motion carried 14 yea/ 0 nay/ 0 absent.

13. APPROVAL: Annual Department Head Reappointments (JDS 4/29/21)

Mayor Schielke read the list of department heads to be reappointed.

Ald. McFadden moved to approve the reappointments, seconded by Ald. Cerone. Motion carried 14 yea/ 0 nay/ 0 absent.

Ald. Beck left the meeting at 8:20 pm.

14. APPROVAL: Class B-1 (Package Store) Liquor License For Madhushanti, Inc, D/B/A/ Craft And Smoke, Located At 20 N. Island Ave, Batavia IL (DE 4/21/21 COW 4/27/21 13/0) GS

Mayor Schielke asked for the approval of the liquor license.

Ald. McFadden moved to approve the license as requested, seconded by Ald. Knopp. Motion carried 13 yea/ 0 nay/ 1 absent.

15. APPROVAL: Class D-1 (Restaurant – All Liquor) Liquor License For SMOKEDBBQMEATS, LLC, D/B/A Doc Watson’s Smokehouse, Located At 842 N. Randall Rd, Batavia IL (DE 4/21/21 COW 4/27/21 13/0) GS

Mayor Schielke asked for the approval of the liquor license.

Ald. Chanzit moved to approve the license as requested, seconded by Ald. Cerone. Motion carried 13 yea/ 0 nay/ 1 absent.

Ald. Beck returned to the meeting at 8:22 pm.

~~16. RESOLUTION 21-046-R: Appointing Jennifer Fox As Treasurer (LN)~~

17. ADMINISTRATOR'S REPORT

Administrator Newman reported that staff met with H.R. Green on proposals for the Rt. 31/Fabyan Parkway intersection, which has been a dangerous intersection for some time. Kane County is moving forward with plans to address the problems. An interactive website is available to learn more about the project, and Kane County will host public meetings in June 2021 to share more information.

18. COMMITTEE REPORTS

Ald. O’Brien shared that Illinois energy legislation would be discussed at the next COW meeting.

19. OTHER BUSINESS

None.

20. MAYOR'S REPORT

Mayor Schielke said the city is losing servants tonight who have done an excellent job for the city. He noted that this City Council has been able to disagree in one meeting and come together at the next meeting and agree on other issues. The group has managed property tax rates well. He said the key to these aldermen's success on Council is that they listen to constituents and represent them well. He added that he has cast a record number of tie-breaking votes in the last four years, which speaks well of the diversity among the aldermen and the residents they represent.

21. ADJOURNMENT SINE DIE

Part I of the meeting adjourned at 8:26 pm.

Minutes prepared and submitted by Ellen Posledni, former City Clerk, May 31, 2021.