

CITY OF BATAVIA

SPECIAL BUSINESS MINUTES

APRIL 26, 2021

The special business meeting of the City Council was held Monday, April 26, 2021 at 7:46 PM in the Council Chambers, One Batavia City Centre, Batavia, New York, with Council President Jankowski presiding. The meeting was held immediately following the conference meeting.

Present were Council President Jankowski and Councilmembers Pacino, Briggs, Canale, Christian, McGinnis, Karas, and Bialkowski. Councilmember Viele were absent.

Council President Jankowski called the meeting to order at 7:46 PM.

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New Business

#33-2021

A RESOLUTION AUTHORIZING THE CITY OF BATAVIA TO ACCEPT THE TRANSFER OF EASEMENTS RELATED TO THE ELLICOTT TRAIL AND EXECUTE THE EASEMENT ASSIGNMENT AGREEMENT

Motion of Councilmember Bialkowski

WHEREAS, the City Council for the City of Batavia approved an Inter-Municipal Agreement with the Town of Batavia to construct the Ellicott Trail; and

WHEREAS, the Ellicott Trail has been constructed and specific easements will be assigned from the Town of Batavia to the City; and

WHEREAS, the following easements related to the trail will be assigned to the City- 665 East Main St., Batavia Gardens, Ellicott Station, and Elmwood Cemetery; and

WHEREAS, the City commits to maintain and repair the Ellicott Trail inside City limits from Pearl Street Rd. to Cedar St. including the easement areas.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Batavia accepts the assignment of easements and authorizes the City Council President to execute the Ellicott Trail Easement Assignment Agreement.

Seconded by Councilmember Canale and on roll call approved 8-0.

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#34-2021

**A RESOLUTION TO ENTER INTO AN AGREEMENT WITH
KEELER CONSTRUCTION COMPANY, INC. FOR THE WASTEWATER
TREATMENT PLANT AIR HEADER REPLACEMENT PROJECT**

Motion of Councilmember Canale

WHEREAS, the City has solicited bids for Wastewater Treatment Plant (WWTP) Air Header Replacement Project, that is funded by wastewater reserve funds; and

WHEREAS, a competitive bid was made by Keeler Construction Company, Inc. of Albion, New York for the replacement of the air header as specified in the contract document titled WWTP Air Header Replacement Project – 2021-1; and

WHEREAS, Keeler Construction Company, Inc. is the lowest responsible bidder \$777,425.00;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Council President is hereby authorized on behalf of the City to execute an agreement with Keeler Construction Company, Inc. in the amount of \$777,425.00 for the WWTP Air Header Replacement Project.

Seconded by Councilmember McGinnis and on roll call approved 8-0.

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#35-2021

**A RESOLUTION TO SUPPORT THE SUBMISSION A NORTHERN BORDER
REGIONAL COMMISSION APPLICATION**

Motion of Councilmembers Pacino

WHEREAS, the Northern Border Regional Commission (NBRC), in partnership with the New York State Department of State, is offering funding for economic development and infrastructure projects; and

WHEREAS, the City of Batavia is eligible to apply for NBRC grants as Genesee County is within the NBRC's service area; and

WHEREAS, the City of Batavia would like to apply for an infrastructure grant to upgrade water lines on Bank Street between Main Street and Washington Avenue to support pending development projects as well as improving water pressure for fire suppression; and

WHEREAS, the estimated cost of the project is \$410,000; and

WHEREAS, the NBRC grant requires a twenty percent (20%) local funding share; and

NOW THEREFORE, BE IT RESOLVED, that the City of Batavia City Council supports the submission of a grant application to the Northern Border Regional Commission for Bank Street water line improvements.

BE IT FURTHER RESOLVED, that the City of Batavia will provide the twenty percent (20%) local share for the project estimated at \$82,000.

Seconded by Councilmember Briggs and on roll call approved 8-0.

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#36-2021
A RESOLUTION AUTHORIZING THE CITY OF BATAVIA TO
AMEND THE FY21/22 BUDGET

Motion of Councilmember McGinnis

WHEREAS, the City Council for the City of Batavia will receive full restoration of AIM Aid in the New York State Budget FY21/22; and

WHEREAS, the City will receive \$262,565 more in AIM funding than what was previously budgeted; and

WHEREAS, the City Council for the City of Batavia wishes to recognize the revenue and expense to reinstate the position of police officer, two fire fighter positions, and fund the police NET and community policing special details.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Batavia approves the following budget amendments:

Increase Expense	Police Salary	A.04.3120.100	\$66,464
Increase Expense	Police State Retirement	A.04.3120.801	\$12,033
Increase Expense	Police Social Security	A.04.3120.802	\$6,503
Increase Expense	Fire Salary	A.05.3410.100	\$124,197
Increase Expense	Fire State Retirement	A.05.3410.801	\$23,563
Increase Expense	Fire Social Security	A.05.3410.802	\$12,240
Increase Expense	Police NET Salary	A.04.3120.3122.101	\$7,070
Increase Expense	Police NET Social Security	A.04.3120.3122.802	\$586
Increase Expense	Community Policing Salary	A.04.3120.3123.101	\$9,235
Increase Expense	Community Policing SS	A.04.3120.3123.802	\$765
Increase Revenue	AIM Aid	A.3001	\$262,656

Seconded by Councilmember Christian and on roll call approved 8-0.

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MOTION TO ENTER EXECUTIVE SESSION

Motion of Councilmember Pacino

WHEREAS, Article 7, Section 105(1)(f), of the Public Officer's Law permits the legislative body of a municipality to enter into Executive Session to discuss "...the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation..."and;

WHEREAS, Article 7, Section 105(1)(d), of the Public Officer's Law permits the legislative body of a municipality to enter into Executive Session to discuss "...proposed, pending or current litigation..." and;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia, that upon approval of this Motion, the City Council does hereby enter into Executive Session.

Seconded by Councilmember Bialkowski and on roll call approved 8-0. Council entered executive session at 7:53 PM and ended at 8:04 PM.

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Meeting adjourned at 8:05 PM.

Respectfully submitted,

**Heidi J Parker
Clerk-Treasurer**