

**BATAVIA CITY COUNCIL
BUSINESS MEETING**

**City Hall - Council Board Room
One Batavia City Centre
Monday, April 11, 2016
7:00 PM**

AGENDA

- I. Call to Order
- II. Invocation – Councilperson Canale
- III. Pledge of Allegiance
- IV. Approval of March 2016 Minutes
- V. Approval of February 2016 Financials
- VI. Assignment of Agenda Items
- VII. Communications
 - a. Genesee County CROP Walk
- VIII. Council President Report
 - a. Announcement of the City Council Conference Meeting to be held on Monday, April 25, 2016 at 7:00 p.m. at the City Hall Council Board Room, 2nd Floor, City Centre.
- IX. City Attorney's Report
- X. City Manager's Report
- XI. Committee Reports
- XII. Public Comments
- XIII. Council Responses to Public Comments
- XIV. Unfinished Business
- XV. New Business

- #52-2016 A Resolution to Adopt Local Law No. 2 of 2016 Entitled a Local Law to Amend Chapter 166 of the Code of the City of Batavia
- #53-2016 A Resolution to Discontinue the Public Use and to Authorize the Council President to Sign Agreements for the Sale of the Properties Sold at Auction on March 12, 2016
- #54-2016 A Resolution Authorizing the City Council President to Execute an Inter-Municipal Real Property Tax Project Management Agreement with the County of Genesee
- #55-2016 A Resolution to Appoint Members to Various City Committees/Boards
- #56-2016 A Resolution to Enter into an Agreement with Urban Forest Analytics LLC for the Tree Management Plan
- #57-2016 A Resolution to Reject All Bids for Contract 2015-02 “Cleaning of Secondary Pond S-1” and Re-bid the Project
- #58-2016 A Resolution to Declare Department of Public Works and Police Department Vehicles and Equipment Surplus for the Purpose of Salvage and Disposal
- #59-2016 A Resolution to Schedule a Public Hearing for the Approval of a Cable Television Agreement between Time Warner Cable and the City of Batavia
- #60-2016 A Resolution to Declare Fire Department Vehicle Surplus for the Purpose of Salvage Disposal
- #61-2016 A Resolution to Transfer Reserves and Amend the Budget to Purchase a Ladder Truck

XVI. Adjournment

GENERAL FUND
CITY OF BATAVIA
FOR PERIOD ENDED - February 29, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2014	YTD Change %	Change \$
Revenues						
Real Property Taxes	\$ 5,070,713.00	\$ 5,041,556.33	99.42%	\$ 5,029,777.83	0.23%	\$ 11,779
Gain-Sale Tax Acquired Prop	\$ -	\$ (22,721.62)		\$ 13,773.09	-264.97%	\$ (36,495)
Payments in Lieu of Tax	\$ 64,590.00	\$ 63,346.35	98.07%	\$ 61,032.68	3.79%	\$ 2,314
Interest & Pen. on Tax	\$ 175,000.00	\$ 125,903.53	71.94%	\$ 246,077.19	-48.84%	\$ (120,174)
Sales and Use Tax	\$ 6,150,000.00	\$ 4,733,103.59	76.96%	\$ 4,743,539.81	-0.22%	\$ (10,436)
Utility Gross Receipts Tax	\$ 210,000.00	\$ 161,467.96	76.89%	\$ 164,950.91	-2.11%	\$ (3,483)
Cable TV Franchise	\$ 210,000.00		0.00%			\$ -
Clerk/Treasurer Fees	\$ 32,000.00	\$ 27,545.83	86.08%	\$ 30,288.93	-9.06%	\$ (2,743)
Charges for tax redemption	\$ -	\$ 4,490.00		\$ 3,930.00	14.25%	\$ 560
Marriage Licenses	\$ 3,000.00	\$ 3,182.50	106.08%	\$ 3,147.50	1.11%	\$ 35
Other Gen Govern Dept Inc.	\$ 15,840.00	\$ 15,618.10	98.60%	\$ 16,300.44	-4.19%	\$ (682)
Police Fees	\$ 2,700.00	\$ 2,077.00	76.93%	\$ 2,622.25	-20.79%	\$ (545)
Dog Seizure Fees	\$ 600.00	\$ 490.00	81.67%	\$ 590.00	-16.95%	\$ (100)
Other public safety Dept Inc.	\$ -	\$ 1,908.74		\$ 1,262.32	51.21%	\$ 646
Vital Statistics Fees	\$ 33,000.00	\$ 33,962.00	102.92%	\$ 28,196.00	20.45%	\$ 5,766
Ambulance service revenue	\$ -			\$ 351.59	-100.00%	\$ (352)
Public Works Services	\$ 12,000.00	\$ 4,214.37	35.12%	\$ 15,061.37	-72.02%	\$ (10,847)
Fines & Forfeited Bail	\$ 108,108.00	\$ 121,639.88	112.52%	\$ 100,647.20	20.86%	\$ 20,993
Maintenance Fee - Ice Rink	\$ 35,630.00	\$ 35,630.00	100.00%	\$ 34,800.00	2.39%	\$ 830
Park User Fees	\$ 3,000.00	\$ 3,845.00	128.17%	\$ 2,575.00	49.32%	\$ 1,270
Special Recreat. Fac Charges	\$ 32,189.00	\$ 32,188.87	100.00%	\$ 29,688.87	8.42%	\$ 2,500
Other Culture & Rec income	\$ 3,000.00	\$ 2,151.44	71.71%	\$ 3,210.94	-33.00%	\$ (1,060)
Zoning Fees	\$ 1,500.00	\$ 800.00	53.33%	\$ 1,100.00	-27.27%	\$ (300)
Code Violation Charges	\$ 35,500.00	\$ 24,755.00	69.73%	\$ 52,793.00	-53.11%	\$ (28,038)
EMS Program	\$ 53,990.00	\$ 15,320.00	28.38%	\$ 391.00	3818.16%	\$ 14,929
Interest and Earnings	\$ 5,000.00	\$ 1,272.45	25.45%	\$ 2,720.08	-53.22%	\$ (1,448)
Interest and Earnings Reserves	\$ -	\$ 6,868.49		\$ 10,556.41	-34.94%	\$ (3,688)
Rental of Real Property	\$ 46,000.00	\$ 55,038.28	119.65%	\$ 43,223.16	27.34%	\$ 11,815
Rental, other - facility usage	\$ 500.00	\$ 990.00	198.00%	\$ 435.00	127.59%	\$ 555
Business/Occup. Licenses	\$ 5,000.00	\$ 4,350.00	87.00%	\$ 4,225.00	2.96%	\$ 125
Games of Chance	\$ 100.00	\$ 445.65	445.65%	\$ 765.25	-41.76%	\$ (320)
Bingo Licenses	\$ 2,500.00	\$ 2,460.16	98.41%	\$ 1,599.50	53.81%	\$ 861
Dog Licenses	\$ 12,000.00	\$ 10,546.50	87.89%	\$ 10,573.00	-0.25%	\$ (27)
Licenses, Other	\$ 700.00	\$ 556.97	79.57%	\$ 445.09	25.14%	\$ 112
Bldg/Alter Permits	\$ 45,000.00	\$ 45,824.56	101.83%	\$ 31,380.48	46.03%	\$ 14,444
Street Opening Permits	\$ 10,000.00	\$ 6,100.00	61.00%	\$ 8,120.00	-24.88%	\$ (2,020)
Plumbing Permits	\$ 5,000.00	\$ 2,890.00	57.80%	\$ 3,067.00	-5.77%	\$ (177)
Permits, Other	\$ 5,000.00	\$ 7,385.00	147.70%	\$ 7,050.00	4.75%	\$ 335
Parking ticket fees	\$ 35,000.00	\$ 25,725.00	73.50%	\$ 25,800.00	-0.29%	\$ (75)
Forfeiture of Deposits	\$ 500.00	\$ 200.00	40.00%	\$ 525.00	-61.90%	\$ (325)
White Goods	\$ -			\$ -		\$ -
Sale of Scrap/Excess Mat.	\$ 2,000.00	\$ 2,978.15	148.91%	\$ 5,609.20	-46.91%	\$ (2,631)
Minor Sales	\$ 1,300.00	\$ 570.69	43.90%	\$ 712.36	-19.89%	\$ (142)
Minor Sales - EMS Program	\$ -			\$ -		\$ -
Sale of Real Property	\$ -			\$ -		\$ -
Sale of Equipment	\$ -			\$ 20,851.02	-100.00%	\$ (20,851)
Insurance Recoveries	\$ 10,000.00	\$ 65,329.86	653.30%	\$ 56,637.88	15.35%	\$ 8,692
Other Comp for Loss	\$ 13,265.00	\$ 47,848.17	360.71%	\$ 1,543.44	3000.10%	\$ 46,305
Refund-Prior Year Exps	\$ -	\$ 1,031.00		\$ -		\$ 1,031
Healthcare Premiums	\$ 74,370.00	\$ 24,585.27	33.06%	\$ 21,602.63	13.81%	\$ 2,983
Healthcare Revenue	\$ -	\$ 70,095.86		\$ 23,387.78	199.71%	\$ 46,708
Gifts and Donations	\$ -					\$ -
VLT	\$ 440,000.00	\$ 440,789.00	100.18%	\$ 440,789.00	0.00%	\$ -
Unclassified Revenue	\$ 1,500.00	\$ 1,500.79	100.05%	\$ 7,282.14	-79.39%	\$ (5,781)
Reserve revenue	\$ -					\$ -
Per Capita State Aid	\$ 1,750,975.00	\$ 1,750,975.00	100.00%	\$ 1,750,975.00	0.00%	\$ -
Mortgage Tax	\$ 105,000.00	\$ 143,344.47	136.52%	\$ 113,829.96	25.93%	\$ 29,515
Real Property Tax Admin	\$ -			\$ 11,484.93	-100.00%	\$ (11,485)
State Aid - Record Mgmt	\$ 3,271.00	\$ 3,271.00	100.00%	\$ 15,518.00	-78.92%	\$ (12,247)
State Aid - Homeland Security	\$ -	\$ 14,685.59		\$ -		\$ 14,686
State Aid - Public Safety	\$ 106,923.68	\$ 24,375.76	22.80%	\$ 16,363.18	48.97%	\$ 8,013
Consolidate Highway (CHIPS)	\$ 201,800.00		0.00%	\$ 39,830.17	-100.00%	\$ (39,830)
State Aid - Transportation	\$ -	\$ -		\$ 28,228.82	-100.00%	\$ (28,229)
Recreation Program	\$ 20,617.00	\$ 21,439.50	103.99%	\$ 17,196.50	24.67%	\$ 4,243
Arterial Reimbursement	\$ 157,400.00	\$ 86,949.91	55.24%	\$ 86,949.91	0.00%	\$ -
State Aid - Planning Studies	\$ 123,437.26	\$ 25,818.30	20.92%	\$ (16,599.26)	-255.54%	\$ 42,418
Assessment Parcel Reimb	\$ -					\$ -
Fed. Aid - Bullet Proof Vest	\$ 1,850.00	\$ 774.96	41.89%	\$ 2,324.86	-66.67%	\$ (1,550)
Fed Aid - Public Safety	\$ 111,000.00		0.00%	\$ 9,064.60	-100.00%	\$ (9,065)
Interfund Transfers	\$ 230,500.00	\$ -	0.00%	\$ 175,000.00	-100.00%	\$ (175,000)
TOTAL REVENUES	\$ 15,779,868.94	\$ 13,329,491.21	84.47%	\$ 13,565,175.01	-1.74%	\$ (235,684)

GENERAL FUND
CITY OF BATAVIA
FOR PERIOD ENDED - February 29, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2014	YTD Change %	Change \$
Expenses						
City Council	\$ 51,700.00	\$ 41,169.92	79.63%	\$ 41,060.30	0.27%	\$ 110
City Manager	\$ 160,600.00	\$ 143,937.50	89.62%	\$ 148,644.21	-3.17%	\$ (4,707)
Finance	\$ 156,206.00	\$ 110,977.07	71.05%	\$ 105,464.18	5.23%	\$ 5,513
Administrative Services	\$ 316,602.97	\$ 296,642.16	93.70%	\$ 263,921.49	12.40%	\$ 32,721
Clerk-Treasurer	\$ 161,376.00	\$ 147,922.76	91.66%	\$ 123,261.63	20.01%	\$ 24,661
City Assessment	\$ 137,562.00	\$ 112,368.23	81.69%	\$ 110,413.61	1.77%	\$ 1,955
Legal Services	\$ 221,055.00	\$ 172,024.27	77.82%	\$ 211,217.97	-18.56%	\$ (39,194)
Personnel	\$ 155,605.20	\$ 135,117.30	86.83%	\$ 126,866.92	6.50%	\$ 8,250
Engineering	\$ 47,000.00	\$ 33,069.00	70.36%	\$ 19,863.71	66.48%	\$ 13,205
Elections	\$ 11,835.00	\$ 11,835.00	100.00%	\$ 34,735.00	-65.93%	\$ (22,900)
Public Works Admin	\$ 94,310.00	\$ 77,432.70	82.10%	\$ 79,408.75	-2.49%	\$ (1,976)
City Facilities	\$ 314,782.06	\$ 252,994.36	80.37%	\$ 184,905.41	36.82%	\$ 68,089
Information Systems	\$ 76,668.00	\$ 58,967.11	76.91%	\$ 111,821.17	-47.27%	\$ (52,854)
Contingency	\$ 195,000.00	\$ -	0.00%			\$ -
Police	\$ 3,672,020.31	\$ 2,970,611.40	80.90%	\$ 3,117,482.03	-4.71%	\$ (146,871)
Fire	\$ 3,596,957.00	\$ 3,003,598.51	83.50%	\$ 3,203,399.77	-6.24%	\$ (199,801)
Control of Dogs	\$ 1,310.00	\$ 1,097.57	83.78%	\$ 974.28	12.65%	\$ 123
Inspection	\$ 289,131.85	\$ 252,553.47	87.35%	\$ 282,148.75	-10.49%	\$ (29,595)
Vital Statistics	\$ 18,330.00	\$ 15,580.66	85.00%	\$ 15,467.00	0.73%	\$ 114
Maintenance Admin	\$ 176,990.00	\$ 147,306.16	83.23%	\$ 158,293.85	-6.94%	\$ (10,988)
Street Maintenance	\$ 557,130.00	\$ 553,525.94	99.35%	\$ 553,199.71	0.06%	\$ 326
Public Works Garage	\$ 473,102.00	\$ 345,393.81	73.01%	\$ 343,848.16	0.45%	\$ 1,546
Snow Removal	\$ 514,583.94	\$ 258,831.79	50.30%	\$ 392,072.72	-33.98%	\$ (133,241)
Street Lights/Traf Signals	\$ 279,849.00	\$ 204,704.56	73.15%	\$ 200,435.94	2.13%	\$ 4,269
Sidewalk Repairs	\$ 338,558.00	\$ 303,326.74	89.59%	\$ 161,970.00	87.27%	\$ 141,357
Parking Lots	\$ -	\$ -		\$ 28,725.75	-100.00%	\$ (28,726)
Community Development	\$ 118,600.00	\$ 57,105.04	48.15%	\$ 43,795.82	30.39%	\$ 13,309
Economic Development	\$ 11,988.00	\$ -	0.00%	\$ 4,850.00	-100.00%	\$ (4,850)
Council on Arts	\$ 2,250.00	\$ 2,250.00	100.00%	\$ 2,250.00	0.00%	\$ -
Parks	\$ 580,426.67	\$ 497,371.97	85.69%	\$ 565,058.68	-11.98%	\$ (67,687)
Summer Recreation	\$ 68,659.68	\$ 58,956.48	85.87%	\$ 60,477.57	-2.52%	\$ (1,521)
Youth Services	\$ 187,225.00	\$ 141,289.63	75.47%	\$ 128,341.35	10.09%	\$ 12,948
Historic Preservation	\$ 2,395.00	\$ 515.31	21.52%	\$ 410.19	25.63%	\$ 105
Celebrations	\$ 14,570.00	\$ 8,781.50	60.27%	\$ 11,183.59	-21.48%	\$ (2,402)
Planning & Zoning Boards	\$ 3,200.00	\$ 1,965.28	61.42%	\$ 1,419.58	38.44%	\$ 546
Storm Sewers	\$ 208,419.25	\$ 141,251.33	67.77%	\$ 109,997.19	28.41%	\$ 31,254
Refuse & Recycling	\$ 62,430.00	\$ 45,951.73	73.61%	\$ 48,697.99	-5.64%	\$ (2,746)
Street Cleaning	\$ 117,180.00	\$ 99,804.27	85.17%	\$ 81,084.32	23.09%	\$ 18,720
Medical Insurance	\$ 1,658,640.00	\$ 1,497,699.60	90.30%	\$ 1,363,541.20	9.84%	\$ 134,158
Debt Service	\$ 643,846.00	\$ 584,817.08	90.83%	\$ 560,803.51	4.28%	\$ 24,014
Energy Lease	\$ 73,255.00	\$ 73,255.10	100.00%	\$ 71,099.75	3.03%	\$ 2,155
Transfer for capital projects	\$ 356,569.26	\$ 342,169.26	95.96%	\$ 125,000.00	173.74%	\$ 217,169
Transfer to other funds	\$ 398,230.00	\$ 398,230.00	100.00%	\$ 378,940.00	5.09%	\$ 19,290
Capital Reserves	\$ 214,198.00	\$ 214,198.00	100.00%	\$ 597,922.15	-64.18%	\$ (383,724)
TOTAL EXPENSES	\$ 16,740,346.19	\$ 13,816,599.57	82.53%	\$ 14,174,475.20	-2.52%	\$ (357,876)
Operating Income (Loss)		\$ (487,108.36)		\$ (609,300.19)	-20.05%	\$ 122,192

WATER FUND
CITY OF BATAVIA
FOR PERIOD ENDED - February 29, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2014	YTD Change %
Revenues					
Metered Water Sales	\$ 2,396,204.00	\$ 2,084,951.47	87.01%	\$ 1,952,992.19	6.76%
Bulk Water Sales	\$ 15,000.00	\$ 14,453.37	96.36%	\$ 13,630.16	6.04%
Water Service Charges	\$ 2,500.00	\$ 3,535.00	141.40%	\$ 2,454.99	43.99%
Capital improvement fee	\$ 116,762.00	\$ 110,671.97	94.78%	\$ 73,379.02	50.82%
Int/Pen-Water Rents	\$ 35,000.00	\$ 26,843.85	76.70%	\$ 26,432.40	1.56%
County Contract	\$ 1,347,170.00	\$ 973,327.78	72.25%	\$ 987,465.00	-1.43%
Other Govt - Walnut St Const	\$ -				
Interest and Earnings	\$ 1,000.00	\$ 1,857.59	185.76%	\$ 1,931.68	-3.84%
Interest and Earnings-Reserve	\$ -	\$ 4,121.89		\$ 7,199.54	-42.75%
State Aid - Rate study	\$ -				
State Aid - Planning	\$ -				
Rental of Real Property	\$ 550,000.00	\$ 412,500.00	75.00%	\$ 412,500.00	0.00%
Sale of scrap	\$ -			\$ 2,953.43	-100.00%
Sale of equipment	\$ -	\$ -		\$ 600.50	-100.00%
Other compensation for loss	\$ -	\$ 6,074.81			
Insurance recoveries	\$ -				
Healthcare premiums	\$ 8,100.00		0.00%		
Healthcare revenue	\$ -	\$ 7,246.23		\$ 1,419.60	410.44%
Grants from Local Governments	\$ -	\$ 10,160.00		\$ -	
Unclassified revenue	\$ 5,000.00	\$ 3,382.06	67.64%	\$ 3,125.79	8.20%
Reserve revenue	\$ -	\$ 142,507.11		\$ 72,060.13	97.76%
Interfund transfers	\$ -	\$ 12,081.30			
Total Revenue	\$ 4,476,736.00	\$ 3,813,714.43	85.19%	\$ 3,558,144.43	7.18%
Expenses					
Contingency	\$ 18,489.00		0.00%		0.00%
Water Admin	\$ 2,322,892.14	\$ 1,738,233.03	74.83%	\$ 1,722,323.50	0.92%
Pump Station & Filtration	\$ 1,619,266.63	\$ 1,022,142.35	63.12%	\$ 1,046,576.78	-2.33%
Water Distribution	\$ 357,250.00	\$ 335,941.22	94.04%	\$ 416,934.95	-19.43%
Medical Insurance	\$ 172,910.00	\$ 142,386.29	82.35%	\$ 120,945.11	17.73%
Debt Service bonds	\$ 29,695.00	\$ 7,406.91	24.94%	\$ 5,064.02	46.27%
Energy lease	\$ 17,481.00	\$ 2,279.57	13.04%	\$ 2,546.34	-10.48%
Transfer for capital projects	\$ 123,000.00	\$ 60,421.11	49.12%	\$ -	
Transfer to Other Funds	\$ 279,070.00	\$ 54,070.00	19.38%	\$ 176,460.00	-69.36%
Capital Reserves	\$ 82,086.00	\$ 82,086.00	100.00%	\$ 72,060.13	13.91%
Total Expense	\$ 5,022,139.77	\$ 3,444,966.48	68.60%	\$ 3,562,910.83	-3.31%
Operating Income (Loss)		\$ 368,747.95		(\$4,766.40)	-7836.40%

Consumption

*consumption in 1,000 gallons

	2015	Difference	2014	Difference	2013	Difference
April	68,893	14.34%	60,255	-2.56%	61,837	2.43%
May	20,338	22.24%	16,638	-16.37%	19,894	-4.81%
June	21,102	2.19%	20,649	4.18%	19,821	-9.13%
July	70,939	4.61%	67,810	0.85%	67,240	-10.36%
August	21,623	3.00%	20,993	-6.42%	22,434	-5.81%
Sept	22,223	0.62%	22,085	-3.66%	22,923	-8.17%
Oct*	83,891	9.00%	76,963	-12.35%	87,803	-26.06%
Nov	21,604	0.14%	21,574	-6.76%	23,137	-4.80%
Dec	21,247	-1.07%	21,477	-4.43%	22,473	-2.45%
Jan*	79,880	5.50%	75,713	1.62%	74,507	-8.21%
Feb	20,838	0.39%	20,758	-22.53%	26,795	12.78%
March	21,581	-3.08%	22,267	0.86%	22,077	-2.28%
Total	474,159	6.03%	447,182	-5.05%	470,941	-9.52%

**SEWER FUND
CITY OF BATAVIA
FOR PERIOD ENDED - February 29, 2016**

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2014	YTD Change %
Revenues					
Sewer Rents	\$ 2,466,509.00	\$ 2,420,024.92	98.12%	\$ 2,397,749.94	0.93%
Sewer Surcharge	\$ -	\$ 61,640.53		\$ 37,203.49	65.68%
Int/Pen-Sewer Rents	\$ 25,000.00	\$ 17,570.50	70.28%	\$ 18,136.73	-3.12%
Sewer services - other govts	\$ -	\$ 2,540.00		\$ -	
Interest and earnings	\$ 1,280.00	\$ 12,978.94	1013.98%	\$ 1,732.42	649.18%
Interest & Earnings Cap. Rsv	\$ -	\$ 2,207.60		\$ 3,246.83	-32.01%
Sale of equipment	\$ -	\$ -		\$ 3,875.50	-100.00%
Healthcare premiums	\$ 1,600.00	\$ -	0.00%		
Healthcare revenue	\$ -	\$ 6,579.90		\$ 1,315.73	400.10%
Unclassified revenue	\$ 70,000.00	\$ 218,212.84	311.73%	\$ 96,932.71	125.12%
Interfund transfers	\$ -	\$ -			
Reserve revenue	\$ -	\$ 2,120,500.00		\$ 124,375.50	1604.92%
Total Revenues	\$ 2,564,389.00	\$ 4,862,255.23	189.61%	\$ 2,684,568.85	81.12%
Expenses					
Contingency	\$ 28,000.00	\$ -	0.00%		0.00%
Wastewater Admin	\$ 301,343.57	\$ 216,932.74	71.99%	\$ 254,979.23	-14.92%
Sanitary Sewers	\$ 564,655.00	\$ 408,585.13	72.36%	\$ 213,906.03	91.01%
Wastewater Treatment	\$ 957,853.74	\$ 606,956.17	63.37%	\$ 605,274.00	0.28%
Medical Insurance	\$ 156,380.00	\$ 124,754.08	79.78%	\$ 108,685.20	14.78%
Debt Service	\$ 188,528.00	\$ 14,116.08	7.49%	\$ 12,998.74	8.60%
Energy lease	\$ 7,251.00	\$ 945.56	13.04%	\$ 1,056.24	-10.48%
Transfer to Other Funds	\$ 574,330.00	\$ 39,330.00	6.85%	\$ 37,430.00	5.08%
Transfers for Capital projects	\$ 61,500.00	\$ -	0.00%		
Capital Reserves	\$ 120,500.00	\$ 120,500.00	100.00%	\$ 124,375.50	-3.12%
Total Expenses	\$ 2,960,341.31	\$ 1,532,119.76	51.75%	\$ 1,358,704.94	12.76%
Operating Income (Loss)		\$ 3,330,135.47		\$ 1,325,863.91	151.17%

Consumption

*consumption in 1,000 gallons

	2015	Difference	2014	Difference	2013
April	105,899	17.73%	89,954	-4.78%	94,469
May	56,263	4.28%	53,952	11.96%	48,189
June	20,897	1.95%	20,497	4.17%	19,677
July	108,610	5.57%	102,880	5.70%	97,334
Aug	60,763	3.70%	58,595	5.90%	55,333
Sept	22,148	0.59%	22,017	-3.65%	22,851
Oct *	118,568	8.66%	109,123	-1.18%	110,430
Nov	62,618	1.53%	61,673	3.69%	59,481
Dec	21,183	-1.01%	21,399	-4.47%	22,400
Jan *	117,594	3.30%	113,840	-1.29%	115,332
Feb	55,978	0.49%	55,705	-3.78%	57,892
March	21,572	-2.47%	22,119	0.77%	21,950
Total	772,093	5.51%	731,754	0.88%	725,338

WORKERS COMPENSATION FUND
CITY OF BATAVIA
FOR PERIOD ENDED - February 29, 2016

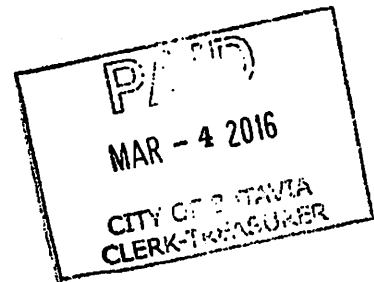
DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2014	YTD Change %
<u>Revenues</u>					
Workers Compensation	\$ 467,260.00	\$ 467,260.00	100.00%	\$ 444,830.00	5.04%
Interest and earnings	\$ -	\$ 81.84		\$ 113.26	-27.74%
Interest and earnings - Cap Rsrvs	\$ -	\$ 412.42		\$ 660.06	-37.52%
Refund of prior year expenses	\$ -	\$ 74.95		\$ -	
Insurance Recoveries	\$ 64,040.00	\$ -	0.00%	\$ -	
Reserve revenue	\$ 30,000.00	\$ 24,370.00	81.23%	\$ 23,000.00	5.96%
 Total Revenues	 \$ 561,300.00	 \$ 492,199.21	 87.69%	 \$ 468,603.32	 5.04%
 Contractual Expense	 \$ 561,300.00	 \$ 485,952.84	 86.58%	 \$ 406,081.41	 19.67%
 Total Expenses	 \$ 561,300.00	 \$ 485,952.84	 86.58%	 \$ 406,081.41	 19.67%
 Operating Income/(Loss)		 \$ 6,246.37		 \$ 62,521.91	 -90.01%

Genesee County CROP Walk

There are no additional costs for any departments.



City of Batavia
Batavia, New York 14020
(585) 345-6300



Official Use Only:

2016-11
Event Application #:

Event Application Fee - \$25.00 (non-refundable)
(A separate permit must be issued for each item requested)

Genesee Co. CROP Walk

Name of Renter / Sponsor / Organization:

"

Type / Name of Event:

Sat. April 30, 2016

Date(s) & Time(s) of Event

Profit



Non-Profit



CONTACT INFORMATION:

Bob Knipe
Primary Contact Name

20 Vernon Ave. Bat. NY 14020
Primary Contact Address

Bobknipe@netnet.com
E-Mail Address

343 5991
Home Phone #

590 6457
Cell Phone #

Other #

Beth Stich
Secondary Contact Name

207 Vernon Dr. Bat. NY 14020
Secondary Contact Address

bethgarnstich@yahoo.com
E-Mail Address

344 3126
Home Phone #

255 0135
Cell Phone #

Other #

EVENT DAY CONTACT INFORMATION:

Bob Knipe
Contact Name

343 5991
Home Phone #

590 6457
Cell Phone #

Other #

Location of your event:

First. Presb. Church, Main & Liberty, & 3 mi. rate per attached

Please provide details of your event:

3 mi walk to raise funds for hunger
relief, locally & worldwide. Co-sponsored w. Church World Service

Will there be alcohol at your event?

Yes



No



If yes, complete the following:

Type of alcoholic beverage to be served:

Liquor



Wine



Beer



Will you be providing alcohol to your group?

Yes



No



Will you be selling alcohol to your group?

Yes



No



Insurance certificate **WILL BE** required
with Liquor Legal.

Will people be allowed to bring alcohol to
the event?

Yes



No



Who will be applying to the NYS Liquor Authority for the permit to sell?

It is the Applicant's responsibility to police the area during the gathering to make sure all Alcohol Beverage Control rules are followed. Also, after the event Applicant is responsible to dispose of all empty bottles and debris.

****If you are contracting with a group to sell alcohol during your event on city property, separate insurance is required from them with Liquor Legal in addition to your insurance.****

EVENT INFORMATION (required):

Sat. 4/30/16 7:30am 4/30/16 11:00am
Set-Up Date: Set-Up Time: Tear Down Date: Tear Down Time:

PLEASE LIST ALL DATES / TIMES AND CROWD INFORMATION BELOW:

4/30/16 9:00 a.m. 10:30 a.m. 80-100
Date: Start Time: End Time: Estimated Crowd Size: # of Vendors / Displays

Date: Start Time: End Time: Estimated Crowd Size: # of Vendors / Displays

WILL THE EVENT INCLUDE:

Parade: Yes ☐ No ☒ (MAP OF DESIRED ROUTE MUST BE ATTACHED)
Run or Walk: Yes ☒ No ☐ (MAP OF DESIRED ROUTE MUST BE ATTACHED) ✓
Music: Yes ☐ No ☒ (SITE DRAWING OF STAGE OR DJ LOCATION ATTACHED)
Street Closure(s): Yes ☐ No ☒ (MAP OF CLOSED STREETS AND DROP LOCATION OF BARRICADES)
Other: Yes ☐ No ☒ (MAP OF DESIRED ROUTE MUST BE ATTACHED)

Fireworks or Hazardous Materials? Yes ☐ No ☒ Carnival or Amusement Rides? Yes ☐ No ☐

Name of Company Providing Above: Company Contact/Representative Phone #

Address, Street City Zip Code

Music: Live Group ☐ Recorded/DJ ☐

Name of Company Providing Above: Company Contact/Representative Phone #

Address, Street City Zip Code

CITY SERVICES SUPPORT:**City Code 66-15, D-2**

The City reserves the right, as part of the permitting process, to require the applicant to pay for additional operational costs of the City associated with the event.

FOR EVENTS IN CITY PARKS, GARBAGE PICK-UP WILL BE MADE ONLY TO GARBAGE CANS ON SITE.
ADDITIONAL GARBAGE MUST BE BAGGED AND REMOVED FROM PREMISES BY EVENT SPONSOR.

ELECTRIC:

Will electric be needed for the event? Yes ☐ No ☒

What will you be providing electric to? _____

Will generators be used? Yes ☐ No ☒

If yes, INCLUDE SITE DRAWING INDICATING PLACEMENT/LOCATION OF GENERATOR

SIZE OF GENERATOR(S) _____ FUEL SOURCE - GAS - ☐ - DIESEL - ☐ - PROPANE - ☐

TENTS/CANOPIES:

Will Tents/Canopies or other membrane structures be erected at event?
Will a bounce house or other air supported structures be erected at event?

Yes ☐ No ☒
Yes ☐ No ☒

Please list size(s) of Tents/Canopies or other temporary structures erected.

ANCHORING INTO PAVEMENT IS PROHIBITED!

If anchoring in grass, soil areas please contact the NYS Dig Safe # at: 1-800-962-7962 or 811

STREET CLOSURE(S):

ANY EVENT REQUIRING A STREET CLOSURE REQUIRES 90 DAY ADVANCE NOTICE

Will street(s) need to be closed for the event? Yes ☐ No ☒ Reason:

List Street(s) and Cross Street(s) that will be affected:

Street to be closed	Cross Streets
Street to be closed	Cross Streets
Street to be closed	Cross Streets
Street to be closed	Cross Streets

Will street barricades be requested from the City? Yes ☐ No ☒ How Many?

Will traffic cones be requested from the City? Yes ☐ No ☒ How Many?

(Drop off locations of requested items must be identified on the site drawing)

**BANNERS/SIGNS OR OTHER DECORATIONS ARE NOT TO BE ATTACHED
TO STREET BARRICADES, TRAFFIC CONES, LIGHT POLES, OR ANY OTHER CITY PROPERTY**

Are there any other city materials or personnel requested for the event? Identify below: (there may be additional costs)

None.

POLICE

Will City Police Officers be requested for the event? Yes ☐ No ☒

**FINAL DETERMINATION FOR NUMBER OF POLICE OFFICERS
and UTILIZATION WILL BE AT THE DISCRETION OF THE CITY.**

PLEASE NOTE:

1. Be as specific as possible in the description so we have the best understanding of your event. Also, be clear as to what you would like provided by the City. **Applications should be submitted at least 30 days in advance.**
2. Fire hydrants, Cross Streets/Alleys and Store Fronts **Shall Not Be Blocked** by any Vehicle or Concession at any time.
3. An Emergency Vehicle Safety Lane Must be Maintained at All times at All Locations
4. Fuel Containers Must be of an Approved type and Must be Properly Secured
5. Deep Fryers Must Be Approved. Commercial Types Require a Type "K" Portable Fire Extinguisher
6. All Food Vendors Must Have a Type ABC Fire Extinguisher. All Fire Extinguishers Must Be Inspected Within The Last Year. **A Valid Health Department Permit Must Be Displayed.**
7. No grease or substance of any kind may be discharged upon the streets, sidewalks, or into the storm drains and/or sewers
8. City Sign Ordinances Shall Be Complied With At All Times And In All Regards
9. No paint or other markings may be placed on the street surface.
10. Any overtime and/or material costs in excess of \$500, as determined by City Departments, must be paid by the event sponsor or other party
11. The application fee is due at time of submission of the application and is non-refundable.
12. If approved, a Certificate of Liability Insurance of at least \$1,000,000 naming the City of Batavia as an additional insured for at least the day(s) of the event must be submitted to the City Clerk prior to the event date.

Requested from
CWS 1/27/16

Genesee Co. CROP walk on behalf of Church World Service **Hold Harmless Agreement**

the organizer/sponsor, shall indemnify, hold harmless, assume liability for and defend the City of Batavia, its employees, officers and agents from any and all damages, costs and expenses including but not limited to, attorney's fees, court costs, and all other sums which the City of Batavia its employees, officers and agents may pay or become obligated to pay on account of any and every demand, claim or assertion of liability, or any claim founded thereon, arising or alleged to have arisen out of the activities described in this special event application and sanctioned by the permit issued by the City of Batavia or by any act or omission of the CROP/ CWS (Organizer/Sponsor), its members, agents, employees, volunteers, officers, or directors in relation to activities described in this application and sanctioned by the issuance of a special event permit.

2/18/16
Date:

CWS/CROP walk
Name of Event Sponsor:

[Signature] - Committee member
Authorized Signature, Title

Robert G. Knipe
Name - Printed/Typed

The rules and information contained within this application have been read and will be adhered to.

2/18/16
Date:

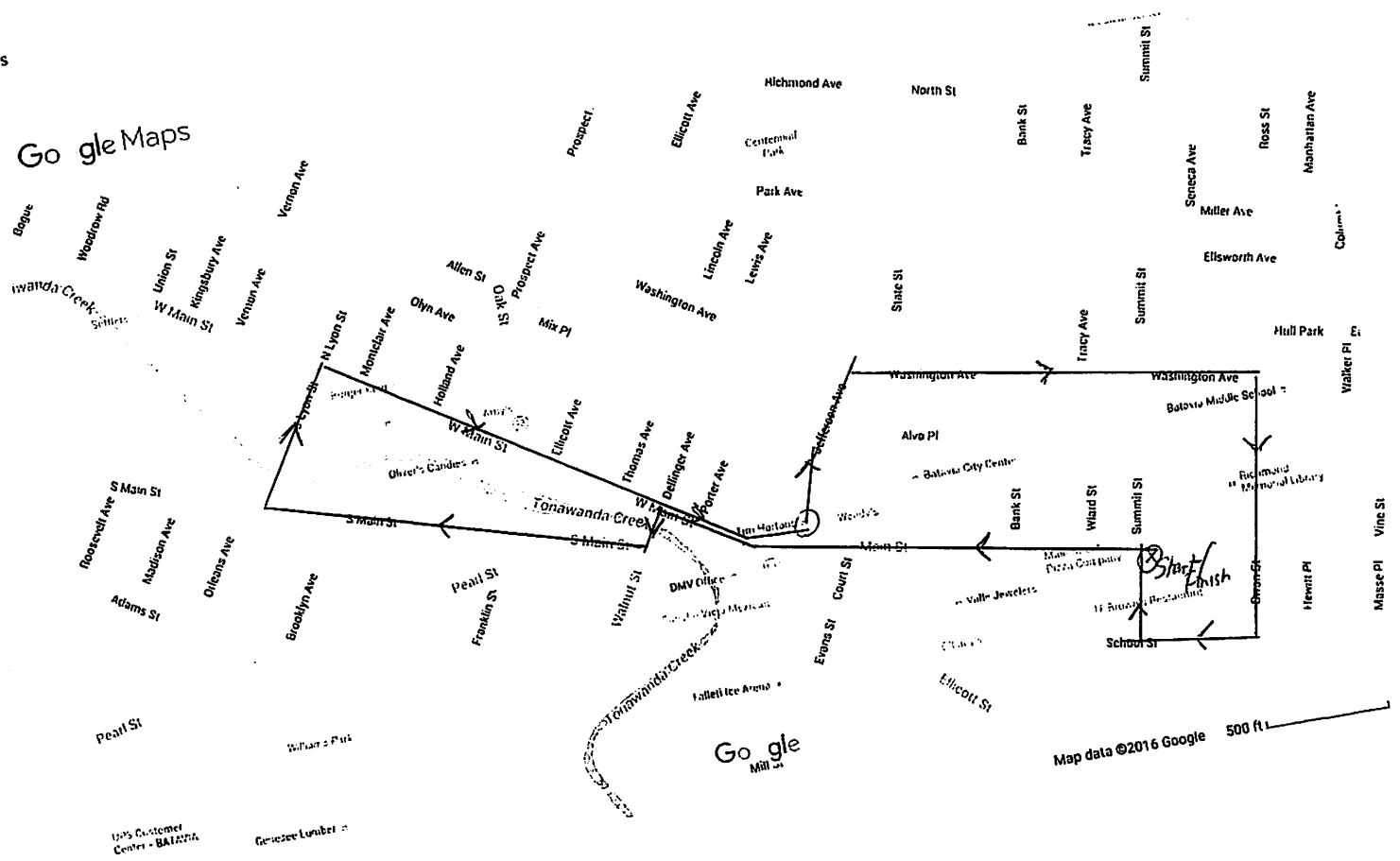
[Signature]
Signature of Applicant:

Please forward this application to:

**City Clerk's Office
Attention: Events Applications Department
One Batavia City Centre
Batavia, New York 14020**

laps

Go gle Maps



2/19/2016

Lisa Casey

From: Heidi Parker
Sent: Wednesday, March 16, 2016 12:27 PM
To: Celeste L. Strzelecki; Daniel Herberger; Janice Smith; Jim Ficarella; Lisa Casey; McKenna Downey; Patty Palmer; Raymond Tourt; Rob J. Yaeger; Shawn Heubusch
Cc: Matt Worth
Subject: FW: Crop Walk route conflicts with construction zone
Attachments: img070.jpg

Please see the updated route for the Crop Walk and let me know if this will work with the anticipated upcoming construction.

Thanks.

Heidi

Heidi J Parker
Clerk-Treasurer
City of Batavia
One Batavia City Centre
Batavia, NY 14020
585 345-6305, opt 5, opt 1
585 343-9221 (fax)

From: Bob Knipe [mailto:bobknipe@hotmail.com]
Sent: Monday, March 14, 2016 3:14 PM
To: Heidi Parker <hparker@BataviaNewYork.com>
Cc: Beth and Gary Stich <bethgarystich@yahoo.com>; Bob Knipe <bobknipe@hotmail.com>
Subject: Re: Crop Walk route conflicts with construction zone

Revised route map attached.

Hope you enjoyed your Florida trip. We're in San Francisco next week.

From: Heidi Parker <hparker@BataviaNewYork.com>
Sent: Friday, March 11, 2016 3:41 PM
To: Bob Knipe
Subject: RE: Crop Walk route conflicts with construction zone

Yes, if you could provide a map that would be helpful. They have a lot of construction going on this season so we are trying to accommodate the best we can!

Thanks.

Heidi

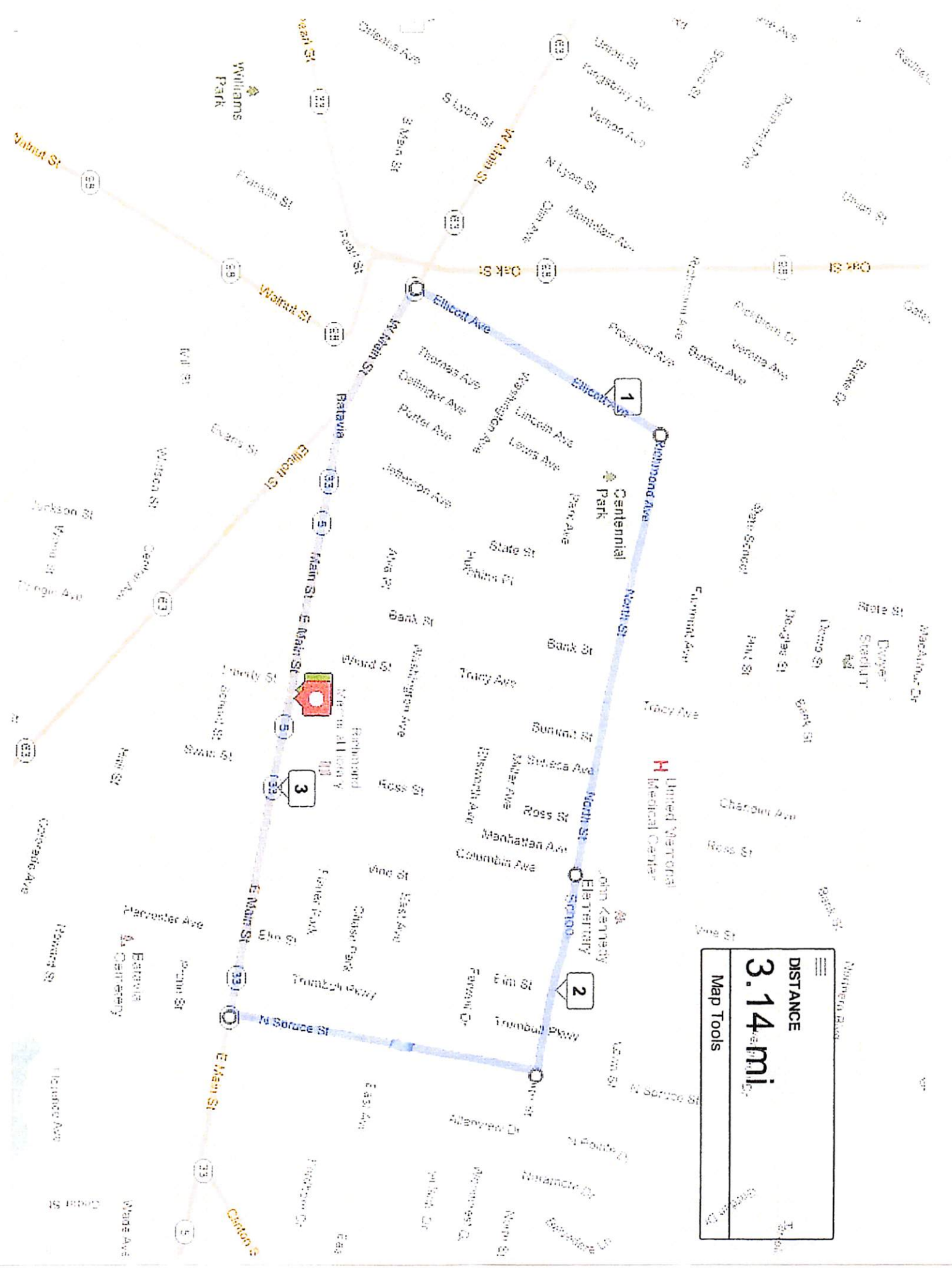
Heidi J Parker
Clerk-Treasurer
City of Batavia

One Batavia City Centre
Batavia, NY 14020
585 345-6305, opt 5, opt 1
585 343-9221 (fax)

From: Bob Knipe [<mailto:bobknipe@hotmail.com>]
Sent: Friday, March 11, 2016 8:17 AM
To: Heidi Parker <hparker@BataviaNewYork.com>
Cc: Beth and Gary Stich <bethgarystich@yahoo.com>; Bob Knipe <bobknipe@hotmail.com>
Subject: Re: Crop Walk route conflicts with construction zone

We became aware of this and have changed the route to be along Main to Jefferson, North to Richmond, East on North St. to Spruce, back to Main and Liberty etc. Same route as the last couple of years. Do you need a copy of that map? Let me know.

Thanks.



DISTANCE
3.14 mi

Map Tools

#52-2016

**A RESOLUTION TO ADOPT LOCAL LAW NO. 2 OF 2016 ENTITLED A LOCAL LAW
TO AMEND CHAPTER 166 OF THE CODE OF THE CITY OF BATAVIA**

Motion of Councilperson

WHEREAS, City Council is desirous to encourage redeveloping and investment in abandoned and vacant homes in an effort to improve neighborhood conditions; and

WHEREAS, a public hearing on this proposed Local Law was held on Monday, March 28, 2016 before this Council, pursuant to public notice duly published in **The Daily News**.

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law No. 2 of 2016 entitled **A Local Law to Amend §166 of the Code of the City of Batavia** be and the same is hereby enacted by City Council of the City of Batavia, New York.

Seconded by Councilperson
And on roll call

Local Law No. 2 of the Year 2016
City of Batavia

A LOCAL LAW TO AMEND §166 OF THE CODE OF THE CITY OF BATAVIA

Be it enacted, by the City Council of the City of Batavia, New York, as follows:

Chapter 166 Taxation

[ARTICLE IX

Exemption for Residential Redevelopment Inhibited Property

§ 166-41. Exemption Established.

Residential buildings that are reconstructed, altered or improved, pursuant to § 485-r of the NYS Real Property Tax Law shall be exempt from taxation and special ad valorem levies levied.

§ 166-42. Definitions.

REDEVELOPMENT INHIBITED PROPERTY - A residential property that been neglected or abandoned because of the local economic conditions and/or conditions on the property that inhibit the property from being redeveloped by the private sector. Land that is undeveloped may not be designated as redevelopment inhibited property.

GAP FINANCING COSTS - The total cost of the property's redevelopment as approved by the local government minus the increase in the full valuation of the property upon completion of the redevelopment.

EXEMPTION PERIOD - The "gap financing costs" divided by the "incremental increase in annual property taxes" resulting from the redevelopment. The "exemption period" is rounded up to the nearest whole number and may not exceed twenty-five years.

BASE ASSESSMENT - The assessed value of the property on the day the City of Batavia designates the property as redevelopment inhibited.

INCREASED ASSESSMENT - The assessed value of the property as is determined by the assessor upon completion of the redevelopment.

INCREMENTAL INCREASE IN PROPERTY TAXES - The taxation based on the "increased assessment" minus the taxation based on the "base assessment".

§ 166-43. Designating redevelopment inhibited property.

- A. The City of Batavia shall designate any property within the City boundaries as a redevelopment inhibited property if one or more of the following are met:

- (1) The City has acquired title to the property pursuant to Real Property Actions and Proceedings Law Article 19-A; or
- (2) The property has been continuously vacant for a period of at least three years; or
- (3) The City has acquired title to the property via foreclosure for unpaid tax pursuant to Article 11 of the Real Property Tax Law; or
- (4) The property has outstanding zoning, housing, or Uniform Code violations and the cost of remedying the violations exceeds the property's value.

§ 166-44. Eligibility for Exemption.

- A. Redevelopment inhibited property is exempt from taxation and special ad valorem levies to the extent of any increase in value attributable to demolition, alteration, or rehabilitation, or remediation pursuant to the following procedure:
 - (1) The demolition, alterations, rehabilitation, and/or remediation shall be permitted by the City of Batavia Bureau of Inspection such that a building or plumbing permits issued and said demolition, alterations, rehabilitation, and/or remediation shall have met all necessary approvals per the applicable New York State Uniform Fire Prevention and Building Code, Batavia Municipal Code and the City of Batavia Bureau of Inspection upon completion; and
 - (2) The property for which the exemption is sought must be a owner-occupied one-family residence; and
 - (3) The owner of such property must file an Affidavit of Residency with the Assessor of the City of Batavia on or before the taxable status date of March 1, confirming continued owner-occupancy of the property; and
 - (4) Redevelopment inhibited property is exempt from taxation and special ad valorem levies attributable to the increased assessment minus the taxes and special ad valorem levies imposed on the base assessment.
- B. In the event the property granted an exemption pursuant to this article ceases to be owner-occupied and/or the Affidavit of Residency is not filed annually for the approved exemption period, the exemption granted pursuant to this article shall cease.
- C. In the event the property granted an exemption pursuant to this article ceases to be a one-family dwelling, the exemption granted pursuant to this article shall cease.
- D. In the event the owner of the property is convicted of a violation or misdemeanor pursuant to New York State Uniform Fire Prevention and Building Code or the Batavia Municipal Code, the exemption granted pursuant to this article shall cease.

§ 166-45. Exemption Period.

- A. The exemption period will equal the gap financing costs divided by the incremental increase in annual property taxes resulting from the redevelopment. The exemption period is rounded up to the nearest whole number and may not exceed twenty-five years.
- B. The extent of such exemption shall decrease the last eight (8) years of the exemption period by 12 1/2% of the increase in assessment due to the redevelopment equaling 0% exemption on the final year of the exemption period.

§ 166-46. Application for Exemption.

- A. Such exemption shall be granted only upon application by the owner of such building for the redevelopment inhibited property exemption, on a form prescribed by the City. The application must be filed with the Assessor of the City of Batavia on or before the taxable status date of March 1. The application must be filed with the Assessor of the City of Batavia within three years from the date of completing the demolition, alterations, rehabilitation, and/or remediation.
- B. The owner filing such exemption does not have to be the owner responsible for completing the demolition, alterations, rehabilitation, and/or remediation.
- C. Once granted, the residential redevelopment inhibited property tax exemption runs with the land for the exemption period pursuant to this article.

§ 166-47. When Effective.

This article shall take effect immediately.

#53-2016

**A RESOLUTION TO DISCONTINUE THE PUBLIC USE AND TO AUTHORIZE THE
COUNCIL PRESIDENT TO SIGN AGREEMENTS FOR THE SALE OF THE
PROPERTIES SOLD AT AUCTION ON MARCH 12, 2016**

Motion of Councilperson

WHEREAS, the City foreclosed on 26-28 & 30 Hutchins Place, Bank Street (SBL #71.020-1-12), Evergreen Rear (SBL #71.020-1-81) and 28 Franklin Street Rear for non-payment of property taxes; and

WHEREAS, ads were placed in the Batavia Daily News and documentation was sent to Bontrager Real Estate & Auction Service, Inc. regarding the properties; and

WHEREAS, a Public Real Estate Auction was held at Bontrager's Auction Center on March 12, 2016 at 10:00 a.m.; and

WHEREAS, the highest bids received for the auctioned properties are as follows:

Property	Highest Bidder	Highest Bid
1) 26-28 & 30 Hutchins P	Christopher Hallifax	\$1,000
2) Bank Street (71.020-1-12)	Betty Russo	\$300
3) Evergreen Rear (71.020-1-81)	Donald Childs	\$1,100
4) 28 Franklin St. Rear	Donna Howard	\$650

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia, that it discontinues the public use of said properties and authorizes the City Council President to sign all necessary and appropriate closing documents, including Quit Claim deeds, to convey the property to the highest bidders for all three properties, subject to purchasers' execution of Contracts of Sale that are satisfactory to the City Attorney's Office.

**Seconded by Councilperson
and on roll call**

#54-2016

**A RESOLUTION AUTHORIZING THE CITY COUNCIL PRESIDENT TO EXECUTE
AN INTER-MUNICIPAL REAL PROPERTY TAX PROJECT MANAGEMENT
AGREEMENT WITH THE COUNTY OF GENESEE**

Motion of Councilperson

WHEREAS, the City of Batavia and the County of Genesee desire to renew an agreement to provide for inter-municipal cooperation in providing real property tax service to the citizens of Batavia; and

WHEREAS, the City currently has a tax assessor, as appointed by the City Manager, who performs actual tax assessments upon real property within the City; and

WHEREAS, the City will continue to perform tax assessment functions on property within the City; and

WHEREAS, the County through its Office of Real Property Tax Services has the staff and ability to provide real property tax assessment project management to assist the City in its tax assessment functions; and

WHEREAS, the General Municipal Law; the County Law and the General City Law authorize agreements between municipal corporations for performance by one of the municipalities for the benefit of the other municipality with regard to the function, powers and duties as set forth and intended herein; and

WHEREAS, General Municipal Law Section 119-m provides for the contracting of these types of services between municipal corporations; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the Council President is hereby authorized and directed to execute an Inter-municipal Real Property Tax Project Management Agreement with the County of Genesee.

**Seconded by Councilperson
and on roll call**

#55-2016
A RESOLUTION TO APPOINT MEMBERS TO VARIOUS
CITY COMMITTEES/ BOARDS

Motion of Councilperson

WHEREAS, certain vacancies exist on various City Committees/Boards; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the following appointments be made:

Batavia Business Improvement District Board

Patti Pacino

March 31, 2017

Historic Preservation Commission

Sharon Burkel

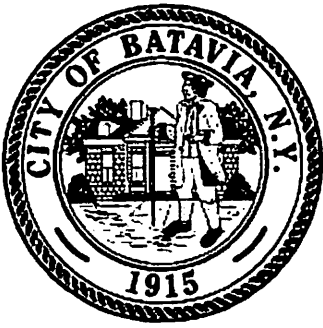
December 31, 2018

Youth Board

Shelly Wolanski

December 31, 2018

Seconded by Councilperson
and on roll call



Memorandum

To: Jason Molino, City Manager

From: Matt Worth, Director of Public Works

Date: April 5, 2016

Subject: Tree Management Plan Consultant Selection

On March 11, 2016 Requests for Proposals were sent to qualified consultants for a City of Batavia Tree Management Plan. This proposal was prepared in consultation with NYSDEC, as the City received a \$15,000 grant from DEC through an Urban and Community Forestry Program.

This project is the next step in the City utilizing a comprehensive plan for the management of the forestry in the City, primarily in the street right-of-way and park lands. The City has previously worked with Cornell University in preparation and completion of a tree inventory which is the foundation of this plan.

The City received five proposals by the March 30, 2016 submission date. A committee including the Director of Public Works, Bureau of Maintenance Superintendent, Parks Supervisor, and Genesee County Parks Supervisor independently evaluated the proposals based on the following criteria:

1. Understanding of the work to be completed
2. Experience with similar projects
3. Value of the final project deliverable
4. Familiarity of tree species in the WNY climate

The committee then met as a group, and further discussed the strengths and weaknesses of the submittals, and questions were resolved. A final scoring was then submitted and tallied to determine the final selection by the committee.

It is the recommendation of the committee that Urban Forest Analytics LLC of Geneva, NY be awarded the project as consultant to develop a Tree Management Plan for the City of Batavia.

#56-2016
A RESOLUTION TO ENTER INTO AN AGREEMENT WITH
URBAN FOREST ANALYTICS LLC FOR THE TREE MANAGEMENT PLAN

Motion of Councilperson

WHEREAS, a request for proposals was sent to qualified consultants for a Tree Management Plan that is funded through a grant that was received in the amount of \$15,000.00 from NYSDEC through an Urban and Community Forestry Program; and

WHEREAS, a selection committee was formed which scored five submitted proposals based on the strengths and weaknesses of the following criteria: their understanding of the work, experience with similar projects, value of the final project and familiarity of tree species in WNY; and

WHEREAS, the committee after scoring the strengths and weaknesses recommend that Urban Forest Analytics LLC of Geneva, NY be awarded the contract for a Tree Management Plan for a fee not to exceed \$15,000.00; and

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 Urban Forest Analytics LLC to develop a Tree Management Plan for the City of Batavia.

Seconded by Councilperson
and on the roll call

#57-2016

**A RESOLUTION TO REJECT ALL BIDS FOR CONTRACT 2015-02 “CLEANING OF
SECONDARY POND S-1” AND REBID THE PROJECT**

Motion of Councilperson

WHEREAS, in accordance with General Municipal Law Section 103, on March 7, 2016 the City of Batavia issued a competitive bid alum sludge removal entitled Contract 2015-02 “Cleaning of Secondary Pond S-1”; and

WHEREAS, on March 31, 2016 two companies submitted sealed bids which were publicly opened and read aloud; and

WHEREAS, after review of both bids by the City’s engineers and Department of Public Works it has been determined that the lowest bidder has submitted a non-conforming bid that does not comply with the bid specifications; and

WHEREAS, the second bidder is over \$500,000 higher; and

WHEREAS, the rejection of all bids and re-bidding of contract 2015-02 “Cleaning of Secondary Pond S-1” is likely to result in lower contract prices and a benefit to City taxpayers.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that all bids for Contract 2015-02 “Cleaning of Secondary Pond S-1” submitted on March 31, 2016 be hereby rejected, and the City of Batavia Department of Public Works re-bid Contract 2015-02 “Cleaning of Secondary Pond S-1” for alum sludge removal.

**Seconded by Councilperson
and on roll call**

#58-2016

**A RESOLUTION TO DECLARE DEPARTMENT OF PUBLIC WORKS AND POLICE
DEPARTMENT VEHICLES AND EQUIPMENT SURPLUS FOR THE PURPOSE OF
SALVAGE AND DISPOSAL**

Motion of Councilperson

WHEREAS, the Department of Public Works and Police Department have declared the vehicles and equipment listed below surplus and the cost of needed repairs exceeding the vehicle's value; and

WHEREAS, the City of Batavia requires a surplus declaration of property to be made prior to disposal or sale of vehicles and equipment; and

WHEREAS, any revenue received from disposal is to be put into the respective department's equipment reserve fund, fund revenue or be used for trade in value for approved equipment replacement; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Manager is authorized to declare the following as surplus for the purpose of salvage and disposal; and

BE IT FURTHER RESOLVED, that the City Manager be and hereby is authorized to make the necessary budget transfers in the 2016-2017 budget:

- (DPW) 2009 Dixie Chopper, Model #XCD350066, SN 8089007, Est. Value: \$5,000
- (DPW) 2009 Ford, E-250 Cargo Van, Vin#1FTNE24W29DA89352, Est. Value: \$9,000
- (PD) 2013 Ford Taurus, Vin#1FAHP2M88DG124255, Est. Value: \$4,000
- (PD) 2004 Chevrolet Impala, Vin#2G1WF52K749212984, Est. Value: \$2,500
- (PD) 2004 Chevrolet Impala, Vin#2G1WF52K249405740, Est. Value: \$2,500

**Seconded by Councilperson
and on roll call**

#59-2016

**A RESOLUTION TO SCHEDULE A PUBLIC HEARING FOR THE APPROVAL OF A
CABLE TELEVISION AGREEMENT BETWEEN TIME WARNER CABLE AND THE
CITY OF BATAVIA**

Motion of Councilperson

WHEREAS, a public hearing is required by the New York State Public Service Commission; and

WHEREAS, a copy of the cable television franchise agreement is available for public inspection during normal business hours at the City Clerk's Office, One Batavia City Centre, Batavia, NY 14020; and

BE IT FURTHER RESOLVED, that the City Council hold a public hearing regarding granting a cable television franchise agreement by and between the City of Batavia and Time Warner Cable in the Council Board Room, Second Floor, One Batavia City Centre, Batavia, New York, at 7:00 PM on Monday, April 25, 2016; and

BE IT FURTHER RESOLVED, that the City Clerk publish or cause to be published a public notice in the official newspaper of the City of said public hearing at least seven (7) days prior thereto.

**Seconded by Councilperson
and on roll call**

#60-2016

**A RESOLUTION TO DECLARE FIRE DEPARTMENT VEHICLE SURPLUS FOR THE
PURPOSE OF SALVAGE DISPOSAL**

Motion of Councilperson

WHEREAS, the Fire Department has declared Ladder Truck 15 surplus and the cost of needed repairs exceeding the vehicle's value; and

WHEREAS, the City of Batavia requires a surplus declaration of property to be made prior to disposal or sale of vehicles and equipment; and

WHEREAS, any revenue received from disposal is to be put into general fund revenue and used to offset the cost of a replacement ladder truck; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Manager is authorized to declare the following as surplus for the purpose of salvage and disposal; and

BE IT FURTHER RESOLVED, that the City Manager be and hereby is authorized to make the necessary budget transfers in the 2016-2017 budget:

- 1994 Pierce Arrow 100 foot aerial platform truck, Vin#4P1CA02G95A000183, Ladder 15

**Seconded by Councilperson
and on roll call**

#61-2016
A RESOLUTION TO TRANSFER RESERVES AND AMEND THE BUDGET TO
PURCHASE A LADDER TRUCK

Motion of Councilperson

WHEREAS, the City of Batavia has an established Fire Capital Equipment Reserve Fund in the General Fund in the amount of \$908,000 as of February 29, 2016; and

WHEREAS, the City of Batavia for the fiscal year ending March 31, 2016 has a ladder truck (Ladder 15) which is 22 years old; and

WHEREAS, City Council for the past several years has identified the need to replace Ladder 15 and has purposefully assigned funds to the Fire Capital Equipment Reserve Fund; and

WHEREAS, the Fire Department conducted and presented Ladder 15 Needs Assessment, a vehicle needs analysis, on the existing apparatus to determine what type of ladder truck will be needed for the Fire Department to be efficient and effective in the future; and

WHEREAS, it is recommended by the City Manager and Fire Chief that the City purchase an Emergency One (E-One) 100 foot rear mount platform ladder truck to replace Ladder 15; and

WHEREAS, the City of Batavia is desirous to utilize the Fire Capital Equipment Reserve Fund to fund the capital expenditure of a ladder truck; and

WHEREAS, to properly account for the expenditure of this money, budget amendments need to be made.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Manager be and hereby is authorized to use \$905,000 of Fire Capital Equipment Reserve Fund monies to purchase an E-One 100 foot rear mount platform ladder truck and to make the following budget amendments to the 2016-2017 budget to cover said service:

Effective April 11, 2016, amend the 2016-17 budget:

Increasing revenue accounts:

001.0001.0511.2101	Appropriated reserves (Fire Reserve)	\$908,000
001.0001.2665		\$30,000

Increase expenditure accounts:

001.3120.0200.2101	Fire Department Equipment (Reserves)	\$908,000
001.3120.0200	Fire Equipment	\$30,000

Seconded by Councilperson
and on roll call