

BATAVIA CITY COUNCIL BUSINESS MEETING

**City Hall - Council Board Room
One Batavia City Centre
Tuesday, September 6, 2016
7:00 PM**

AGENDA

- I. Call to Order
- II. Invocation – Councilperson Christian
- III. Pledge of Allegiance
- IV. Approval of August 2016 Minutes
- V. Approval of July 2016 Financials
- VI. Assignment of Agenda Items
 - Public Hearing
 - a. Community Development Block Grant(CDBG) Program for Housing Rehabilitation Activities
 - b. Round 4 Restore NY Communities Initiative Municipal Grant Program
- VII. Communications
 - a. NYCOM Service Recognition
 - 1) Darryle Streeter – 25 Years
 - 2) William Davis – 30 Years
 - 3) James Ficarella – 30 Years
 - b. Alzheimer’s Association Fundraising Walk – 9/24/16, 8:00 a.m.
- VIII. Council President Report
 - a. The October Business Meeting will be held Tuesday, October 11, 2016 in the City Hall Council Board Room, 2nd Floor, City Centre.
- IX. City Attorney’s Report
- X. City Manager’s Report
- XI. Committee Reports
 - a. Presentation of City’s Financial Statements - Laura Landers, Certified Public Accountant and Partner with Freed Maxick

- XII. Public Comments
- XIII. Council Responses to Public Comments
- XIV. Unfinished Business
- XV. New Business
 - #84-2016 A Resolution to Adopt Local Law No. 3 of 2016 Entitled a Local Law to Amend the Business Improvement District Plan
 - #85-2016 A Resolution to Declare Department of Public Works Vehicles and Equipment Surplus for the Purpose of Salvage and Disposal
 - #86-2016 A Resolution to Submit a Community Development Block Grant Application
 - #87-2016 A Resolution to Submit an Application for the Round 4 Restore NY Communities Initiative Municipal Grant Program
 - #88-2016 A Resolution to Authorize Wage Adjustment for the City Manager
- XVI. Adjournment

GENERAL FUND
CITY OF BATAVIA
FOR PERIOD ENDED - July 31, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2015	YTD Change %	Change \$
Revenues						
Real Property Taxes	\$ 5,111,384.00	\$ 5,089,118.20	99.56%	\$ 5,041,556.33	0.94%	\$ 47,562
Gain -Sale Tax Acquired Prop.	\$ -	\$ 35,166.68		\$ 36,277.26	-3.06%	\$ (1,111)
Payments in Lieu of Tax	\$ 52,265.00	\$ 51,921.56	99.34%	\$ 63,346.35	-18.04%	\$ (11,425)
Interest & Pen. on Tax	\$ 190,000.00	\$ 27,038.83	14.23%	\$ 20,459.53	32.16%	\$ 6,579
Sales and Use Tax	\$ 6,130,000.00	\$ 1,466,924.88	23.93%	\$ 1,522,975.47	-3.68%	\$ (56,051)
Utility Gross Receipts Tax	\$ 220,000.00	\$ 44,277.09	20.13%	\$ 54,499.22	-18.76%	\$ (10,222)
Cable TV Franchise	\$ 165,000.00	\$ -	0.00%	\$ -		\$ -
Clerk/Treasurer Fees	\$ 32,000.00	\$ 10,172.64	31.79%	\$ 13,352.61	-23.82%	\$ (3,180)
Charges for Tax Redemption	\$ -	\$ 600.00		\$ 300.00	100.00%	\$ 300
Marriage Licenses	\$ 3,000.00	\$ 1,590.00	53.00%	\$ 1,882.50	-15.54%	\$ (293)
Other Gen Govern Dept Inc.	\$ 15,391.00	\$ -	0.00%	\$ -		\$ -
Police Fees	\$ 2,800.00	\$ 726.50	25.95%	\$ 963.50	-24.60%	\$ (237)
Dog Seizure Fees	\$ 600.00	\$ 190.00	31.67%	\$ 200.00	-5.00%	\$ (10)
Other Public Safety Dept Inc	\$ -	\$ 1,117.65		\$ -		\$ 1,118
Vital Statistics Fees	\$ 33,000.00	\$ 11,620.00	35.21%	\$ 12,080.00	-3.81%	\$ (460)
Ambulance service revenue	\$ -	\$ -		\$ -		\$ -
Public Works Services	\$ 12,000.00	\$ 63.73	0.53%	\$ -		\$ 64
Fines & Forfeited Bail	\$ 125,000.00	\$ 38,275.00	30.62%	\$ 40,019.50	-4.36%	\$ (1,745)
Maintenance Fee - Ice Rink	\$ 36,480.00	\$ -	0.00%	\$ -		\$ -
Park User Fees	\$ 3,100.00	\$ 2,300.00	74.19%	\$ 2,360.00	-2.54%	\$ (60)
Special Recreat. Fac Charges	\$ 20,000.00	\$ -	0.00%	\$ -		\$ -
Other Culture & Rec income	\$ 3,000.00	\$ 1,226.22	40.87%	\$ 2,000.00	-38.69%	\$ (774)
Zoning Fees	\$ 1,000.00	\$ 500.00	50.00%	\$ 450.00	11.11%	\$ 50
Code Violation Charges	\$ 36,000.00	\$ 5,774.10	16.04%	\$ 5,035.00	14.68%	\$ 739
EMS Program	\$ 45,590.00	\$ (12,760.00)	-27.99%	\$ (9,220.00)	38.39%	\$ (3,540)
Interest and Earnings	\$ 2,000.00	\$ 110.45	5.52%	\$ 749.99	-85.27%	\$ (640)
Interest and Earnings Reserves	\$ -	\$ 774.67		\$ 2,503.12	-69.05%	\$ (1,728)
Rental of Real Property	\$ 24,480.00	\$ 12,458.74	50.89%	\$ 19,174.60	-35.02%	\$ (6,716)
Rental, other - facility usage	\$ 500.00	\$ 650.00	130.00%	\$ 460.00	41.30%	\$ 190
Business/Occup. Licenses	\$ 5,000.00	\$ 2,965.00	59.30%	\$ 635.00	366.93%	\$ 2,330
Games of Chance	\$ 100.00	\$ 135.15	135.15%	\$ 20.00	575.75%	\$ 115
Bingo Licenses	\$ 2,500.00	\$ 599.81	23.99%	\$ 416.15	44.13%	\$ 184
Dog Licenses	\$ 12,000.00	\$ 4,645.50	38.71%	\$ 4,356.00	6.65%	\$ 290
Licenses, Other	\$ 700.00	\$ 281.83	40.26%	\$ 925.63	-69.55%	\$ (644)
Bldg/Alter Permits	\$ 50,000.00	\$ 11,089.50	22.18%	\$ 23,039.36	-51.87%	\$ (11,950)
Street Opening Permits	\$ 10,000.00	\$ 1,400.00	14.00%	\$ 4,010.00	-65.09%	\$ (2,610)
Plumbing Permits	\$ 3,700.00	\$ 1,486.00	40.16%	\$ 860.00	72.79%	\$ 626
Permits, Other	\$ 6,000.00	\$ 4,510.00	75.17%	\$ 4,370.00	3.20%	\$ 140
Parking ticket fees	\$ 35,000.00	\$ 5,350.00	15.29%	\$ 11,825.00	-54.76%	\$ (6,475)
Forfeiture of Deposits	\$ 500.00	\$ 1,625.00	325.00%	\$ 125.00	1200.00%	\$ 1,500
White Goods	\$ -	\$ -		\$ -		\$ -
Sale of Scrap/Excess Mat.	\$ 2,000.00	\$ 1,590.74	79.54%	\$ 61.00	2507.77%	\$ 1,530
Minor Sales	\$ 1,300.00	\$ 183.31	14.10%	\$ 245.76	-25.41%	\$ (62)
Minor Sales - EMS Program	\$ -	\$ -		\$ -		\$ -
Sale of Real Property	\$ -	\$ -		\$ -		\$ -
Sale of Equipment	\$ 30,000.00	\$ 28,400.33	94.67%	\$ -		\$ 28,400
Insurance Recoveries	\$ -	\$ -		\$ 20,423.39	-100.00%	\$ (20,423)
Other Comp for Loss	\$ 5,214.90	\$ 14,237.10	273.01%	\$ 34.87	40729.08%	\$ 14,202
Refund-Prior Year Exps	\$ -	\$ 599.23		\$ 1,031.00	-41.88%	\$ (432)
Healthcare Premiums	\$ 59,540.00	\$ 12,531.67	21.05%	\$ 14,805.10	-15.36%	\$ (2,273)
Healthcare Revenue	\$ -	\$ 7,598.24		\$ 7,929.57	-4.18%	\$ (331)
Gifts and Donations	\$ -	\$ -		\$ -		\$ -
VLT	\$ 125,000.00	\$ 440,789.00	352.63%	\$ 440,789.00	0.00%	\$ -
Unclassified Revenue	\$ 1,000.00	\$ 611.50	61.15%	\$ 1,498.73	-59.20%	\$ (887)
Reserve revenue	\$ -	\$ -		\$ -		\$ -
Per Capita State Aid	\$ 1,750,975.00	\$ 1,504,868.00	85.94%	\$ 1,504,868.00	0.00%	\$ -
Mortgage Tax	\$ 115,000.00	\$ 52,179.89	45.37%	\$ 76,560.12	-31.84%	\$ (24,380)
Real Property Tax Admin	\$ -	\$ -		\$ -		\$ -
State Aid - Record Mgmt	\$ -	\$ -		\$ 2,616.00	-100.00%	\$ (2,616)
Rail Infrastructure Invest. Act	\$ -	\$ -		\$ -		\$ -
State Aid - Public Safety	\$ 24,915.03	\$ (21,577.04)	-86.60%	\$ 6,961.94	-409.93%	\$ (28,539)
Consolidate Highway (CHIPS)	\$ 519,980.00	\$ -	0.00%	\$ -		\$ -
State Aid - Sidewalk repair	\$ -	\$ -		\$ -		\$ -
Code Enforcement - member ite	\$ -	\$ -		\$ -		\$ -
Recreation Program	\$ 19,715.00	\$ 3,442.00	17.46%	\$ 3,442.00	0.00%	\$ -
Arterial Reimbursement	\$ 157,400.00	\$ -	0.00%	\$ -		\$ -
State Aid - Planning Studies	\$ 50,848.75	\$ (24,151.25)	-47.50%	\$ -		\$ (24,151)
State Aid Conservation Progr	\$ 15,000.00	\$ -	0.00%	\$ -		\$ -
Fed. Aid - Bullet Proof Vest	\$ 1,890.00	\$ -	0.00%	\$ -		\$ -
Fed. Aid - Hmid Security	\$ 69,966.01	\$ (30,033.99)	-42.93%	\$ -		\$ (30,034)
Fed Aid - Public Safety	\$ 4,615.20	\$ (385.80)	-8.36%	\$ -		\$ (386)
Interfund Transfers	\$ 200,000.00	\$ 146,265.00	73.13%	\$ 201,303.00	-27.34%	\$ (55,038)
TOTAL REVENUES	\$ 15,544,449.89	\$ 8,961,072.66	57.65%	\$ 9,164,576.60	-2.22%	\$ (203,504)

GENERAL FUND
CITY OF BATAVIA
FOR PERIOD ENDED - July 31, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2015	YTD Change %	Change \$
Expenses						
City Council	\$ 51,700.00	\$ 17,075.11	33.03%	\$ 18,635.56	-8.37%	\$ (1,560)
City Manager	\$ 160,700.00	\$ 42,568.05	26.49%	\$ 40,728.66	4.52%	\$ 1,839
Finance	\$ 151,972.42	\$ 28,991.51	19.08%	\$ 38,227.24	-24.16%	\$ (9,236)
Administrative Services	\$ 326,550.00	\$ 84,547.76	25.89%	\$ 133,785.08	-36.80%	\$ (49,237)
Clerk-Treasurer	\$ 122,750.00	\$ 45,683.01	37.22%	\$ 58,941.48	-22.49%	\$ (13,258)
City Assessment	\$ 138,442.00	\$ 39,728.91	28.70%	\$ 37,527.26	5.87%	\$ 2,202
Legal Services	\$ 223,805.00	\$ 88,082.67	39.36%	\$ 50,505.04	74.40%	\$ 37,578
Personnel	\$ 139,900.00	\$ 30,800.42	22.02%	\$ 33,576.27	-8.27%	\$ (2,776)
Engineering	\$ 32,000.00	\$ -	0.00%	\$ 7,500.00	-100.00%	\$ (7,500)
Elections	\$ 18,210.00	\$ 18,210.00	100.00%	\$ 11,835.00	53.87%	\$ 6,375
Public Works Admin	\$ 94,960.00	\$ 23,831.55	25.10%	\$ 22,494.27	5.94%	\$ 1,337
City Facilities	\$ 353,837.39	\$ 97,393.85	27.53%	\$ 113,916.10	-14.50%	\$ (16,522)
Information Systems	\$ 79,575.00	\$ 51,008.00	64.10%	\$ 48,125.00	5.99%	\$ 2,883
Contingency	\$ 250,000.00	\$ -	0.00%	\$ -		\$ -
Police	\$ 3,637,737.85	\$ 882,996.83	24.27%	\$ 921,376.59	-4.17%	\$ (38,380)
Fire	\$ 4,552,583.03	\$ 1,848,152.96	40.60%	\$ 898,910.14	105.60%	\$ 949,243
Control of Dogs	\$ 1,310.00	\$ 48.79	3.72%	\$ 1,013.32	-95.19%	\$ (965)
Inspection	\$ 296,400.00	\$ 79,452.28	26.81%	\$ 72,354.51	9.81%	\$ 7,098
Vital Statistics	\$ 18,410.00	\$ 4,312.63	23.43%	\$ 4,174.45	3.31%	\$ 138
Maintenance Admin	\$ 180,153.52	\$ 47,098.11	26.14%	\$ 46,195.67	1.95%	\$ 902
Street Maintenance	\$ 757,435.00	\$ 231,094.87	30.51%	\$ 146,518.23	57.72%	\$ 84,577
Public Works Garage	\$ 443,782.00	\$ 97,095.44	21.88%	\$ 125,348.09	-22.54%	\$ (28,253)
Snow Removal	\$ 587,609.00	\$ 11,589.34	1.97%	\$ 98,777.35	-88.27%	\$ (87,188)
Street Lights/Traf Signals	\$ 305,960.60	\$ 59,898.29	19.58%	\$ 61,696.33	-2.91%	\$ (1,798)
Sidewalk Repairs	\$ 259,990.00	\$ 196,136.00	75.44%	\$ -		\$ 196,136
Parking Lots	\$ 35,200.00	\$ -	0.00%	\$ -		\$ -
Community Development	\$ 95,848.75	\$ 23,675.82	24.70%	\$ 8,110.47	191.92%	\$ 15,565
Economic Development	\$ -	\$ -		\$ -		\$ -
Council on Arts	\$ 2,250.00	\$ 2,250.00	100.00%	\$ 2,250.00	0.00%	\$ -
Parks	\$ 614,430.60	\$ 215,551.41	35.08%	\$ 191,998.43	12.27%	\$ 23,553
Summer Recreation	\$ 70,636.58	\$ 25,543.99	36.16%	\$ 27,691.51	-7.76%	\$ (2,148)
Youth Services	\$ 159,775.00	\$ 36,061.31	22.57%	\$ 40,083.56	-10.03%	\$ (4,022)
Historic Preservation	\$ 2,100.00	\$ 38.37	1.83%	\$ 183.26	-79.06%	\$ (145)
Celebrations	\$ 13,640.00	\$ 6,347.14	46.53%	\$ 3,039.99	108.79%	\$ 3,307
Planning & Zoning Boards	\$ 3,200.00	\$ 478.99	14.97%	\$ 830.64	-42.33%	\$ (352)
Storm Sewers	\$ 209,809.69	\$ 40,905.43	19.50%	\$ 28,700.40	42.53%	\$ 12,205
Refuse & Recycling	\$ 64,762.00	\$ 13,257.41	20.47%	\$ 7,677.78	72.67%	\$ 5,580
Street Cleaning	\$ 310,950.00	\$ 6,700.30	2.15%	\$ 15,960.64	-58.02%	\$ (9,260)
Medical Insurance	\$ 1,611,970.00	\$ 696,940.90	43.24%	\$ 625,293.25	11.46%	\$ 71,648
Debt Service	\$ 644,445.00	\$ 110,363.83	17.13%	\$ 56,156.45	96.53%	\$ 54,207
Energy Lease	\$ 75,475.00	\$ -	0.00%	\$ 125,000.00	-100.00%	\$ (125,000)
Transfer for capital projects	\$ 125,000.00	\$ 125,000.00	100.00%	\$ -		\$ 125,000
Transfer to other funds	\$ 322,090.00	\$ 60,750.00	18.86%	\$ 19,740.00	207.75%	\$ 41,010
Capital Reserves	\$ 146,265.00	\$ 146,265.00	100.00%	\$ 201,303.00	-27.34%	\$ (55,038)
TOTAL EXPENSES	\$ 17,693,620.43	\$ 5,535,926.28	31.29%	\$ 4,346,181.02	27.37%	\$ 1,189,745
Operating Income (Loss)		\$ 3,425,146.38		\$ 4,818,395.58	-28.92%	\$ (1,393,249)

WATER FUND
CITY OF BATAVIA
FOR PERIOD ENDED - July 31, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2015	YTD Change %
Revenues					
Metered Water Sales	\$ 2,413,047.00	\$ 599,082.42	24.83%	\$ 642,851.23	-6.81%
Bulk Water Sales	\$ 15,000.00	\$ 11,935.88	79.57%	\$ 8,831.11	35.16%
Water Service Charges	\$ 2,500.00	\$ 1,390.00	55.60%	\$ 2,750.00	-49.45%
Capital improvement fee	\$ 128,439.00	\$ 47,871.19	37.27%	\$ 43,278.28	10.61%
Int/Pen-Water Rents	\$ 35,000.00	\$ 5,768.69	16.48%	\$ 8,541.96	-32.47%
County Contract	\$ 1,344,083.00	\$ 323,655.00	24.08%	\$ 324,240.00	-0.18%
Other Govt - Walnut St Const	\$ -	\$ -		\$ -	
Interest and Earnings	\$ 1,000.00	\$ 143.18	14.32%	\$ 1,232.44	-88.38%
Interest and Earnings-Reserve	\$ -	\$ 400.49		\$ 1,505.75	-73.40%
State Aid - Rate study	\$ -	\$ -		\$ -	
State Aid - Planning	\$ -	\$ -		\$ -	
Federal Aid - Bank Street CDB	\$ -	\$ -		\$ -	
Rental of Real Property	\$ 550,000.00	\$ 137,500.00	25.00%	\$ 137,500.00	0.00%
Sale of scrap	\$ 1,800.00	\$ 89.37	4.97%	\$ -	
Sale of equipment	\$ -	\$ 135.00		\$ -	
Gain on disposition of asset	\$ -	\$ -		\$ -	
Insurance recoveries	\$ -	\$ -		\$ -	
Other Compensation for Loss	\$ -	\$ 1,051.50		\$ -	
Healthcare premiums	\$ 11,500.00	\$ -	0.00%	\$ -	
Healthcare revenue	\$ -	\$ 757.18		\$ 827.18	-8.46%
Unclassified revenue	\$ 5,000.00	\$ 1,585.00	31.70%	\$ 1,090.90	45.29%
Reserve revenue	\$ 768,151.00	\$ 140,939.00	18.35%	\$ 142,507.11	-1.10%
Interfund transfers	\$ -	\$ -		\$ -	
Total Revenue	\$ 5,275,520.00	\$ 1,272,303.90	24.12%	\$ 1,315,155.96	-3.26%
Expenses					
Contingency	\$ 15,000.00	\$ -	0.00%	\$ -	0.00%
Water Admin	\$ 2,438,745.42	\$ 585,453.76	24.01%	\$ 595,943.58	-1.76%
Pump Station & Filtration	\$ 1,212,678.91	\$ 284,851.34	23.49%	\$ 295,236.98	-3.52%
Water Distribution	\$ 379,440.00	\$ 107,054.79	28.21%	\$ 113,924.67	-6.03%
Medical Insurance	\$ 160,210.00	\$ 58,530.47	36.53%	\$ 53,605.62	9.19%
Debt Service bonds	\$ 33,131.00	\$ 5,707.79	17.23%	\$ 1,934.82	195.00%
Energy lease	\$ 18,010.00	\$ -	0.00%	\$ -	
Transfers for capital projects	\$ 700,000.00	\$ -	0.00%	\$ 60,421.11	-100.00%
Transfer to Other Funds	\$ 243,740.00	\$ 8,250.00	3.38%	\$ 2,680.00	207.84%
Capital Reserves	\$ 140,939.00	\$ 140,939.00	100.00%	\$ 82,086.00	71.70%
Total Expense	\$ 5,341,894.33	\$ 1,190,787.15	22.29%	\$ 1,205,832.78	-1.25%
Operating Income (Loss)		\$ 81,516.75		\$109,323.18	-25.44%

Consumption

*consumption in 1,000 gallons

	2016	Difference	2015	Difference	2014
April	68,563	-0.48%	68,893	14.34%	60,255
May	20,800	2.27%	20,338	22.24%	16,638
June	20,079	-4.85%	21,102	2.19%	20,649
July	67,894	-4.29%	70,939	4.61%	67,810
August	21,283	-1.57%	21,623	3.00%	20,993
Sept	24,753	11.38%	22,223	0.62%	22,085
Oct*	0	-100.00%	83,891	9.00%	76,963
Nov	0	-100.00%	21,604	0.14%	21,574
Dec	0	-100.00%	21,247	-1.07%	21,477
Jan*	0	-100.00%	79,880	5.50%	75,713
Feb	0	-100.00%	20,838	0.39%	20,758
March	0	-100.00%	21,581	-3.08%	22,267
Total	223,372	150.33%	474,159	6.03%	447,182

SEWER FUND
CITY OF BATAVIA
FOR PERIOD ENDED - July 31, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2015	YTD Change %
Revenues					
Sewer Rents	\$ 2,473,988.00	\$ 776,605.18	31.39%	\$ 837,125.15	-7.23%
Sewer Surcharge	\$ -	\$ 57,818.70		\$ 22,235.81	160.03%
Int/Pen-Sewer Rents	\$ 25,000.00	\$ 3,967.40	15.87%	\$ 4,862.62	-18.41%
Interest and earnings	\$ 1,280.00	\$ 500.95	39.14%	\$ 11,072.26	-95.48%
Interest & Earnings Cap. Rsv	\$ -	\$ 499.01		\$ 777.92	-35.85%
CHIPS - North/Ross	\$ -	\$ -		\$ -	
Sale of equipment	\$ -	\$ 13,500.00		\$ -	
Healthcare premiums	\$ 1,600.00	\$ -	0.00%	\$ -	
Healthcare revenue	\$ -	\$ 449.03		\$ 751.12	-40.22%
Unclassified revenue	\$ 70,000.00	\$ 32,864.41	46.95%	\$ 143,534.90	-77.10%
Interfund transfers inc	\$ -	\$ -		\$ -	
Reserve revenue	\$ 646,200.00	\$ 730,000.00	112.97%	\$ 120,500.00	505.81%
Total Revenues	\$ 3,218,068.00	\$ 1,616,204.68	50.22%	\$ 1,140,859.78	41.67%
Expenses					
Contingency	\$ 15,000.00	\$ -	0.00%	\$ -	
Wastewater Admin	\$ 301,265.41	\$ 68,234.00	22.65%	\$ 74,516.49	-8.43%
Sanitary Sewers	\$ 422,740.00	\$ 77,440.99	18.32%	\$ 87,658.98	-11.66%
Wastewater Treatment	\$ 843,888.08	\$ 182,536.38	21.63%	\$ 186,334.99	-2.04%
Medical Insurance	\$ 95,310.00	\$ 30,621.15	32.13%	\$ 46,843.60	-34.63%
Debt Service	\$ 229,287.00	\$ 10,134.60	4.42%	\$ 3,708.70	173.27%
Energy lease	\$ 7,471.00	\$ -	0.00%	\$ -	
Transfer to Other Funds	\$ 31,810.00	\$ 6,000.00	18.86%	\$ 1,950.00	207.69%
Transfers for Capital projects	\$ 562,000.00	\$ -	0.00%	\$ -	
Capital Reserves	\$ 730,000.00	\$ 730,000.00	100.00%	\$ 120,500.00	505.81%
Total Expenses	\$ 3,238,771.49	\$ 1,104,967.12	34.12%	\$ 521,512.76	111.88%
Operating Income (Loss)		\$ 511,237.56		\$ 619,347.02	-17.46%

Consumption

*consumption in 1,000 gallons

	2016	Difference	2015	Difference	2014
April	107,238	1.26%	105,899	17.73%	89,954
May	46,669	-17.05%	56,263	4.28%	53,952
June	20,070	-3.96%	20,897	1.95%	20,497
July	104,963	-3.36%	108,610	5.57%	102,880
Aug	49,374	-18.74%	60,763	3.70%	58,595
Sept	24,633	11.22%	22,148	0.59%	22,017
Oct *	0	-100.00%	118,568	8.66%	109,123
Nov	0	-100.00%	62,618	1.53%	61,673
Dec	0	-100.00%	21,183	-1.01%	21,399
Jan *	0	-100.00%	117,594	3.30%	113,840
Feb	0	-100.00%	55,978	0.49%	55,705
March	0	-100.00%	21,572	-2.47%	22,119
Total	352,947	233.29%	772,093	5.51%	731,754
			105,899		

WORKERS COMPENSATION FUND
CITY OF BATAVIA
FOR PERIOD ENDED - July 31, 2016

DESCRIPTION	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2015	YTD Change %
<u>Revenues</u>					
Workers Compensation	\$ 322,640.00	\$ -	0.00%	\$ -	
Interest and earnings	\$ -	\$ 9.46		\$ 12.85	-26.38%
Interest and earnings - Cap Rsrvs	\$ -	\$ 37.59		\$ 151.33	-75.16%
Insurance Recoveries	\$ -	\$ -		\$ -	
Refunds of Prior Years Expend	\$ -	\$ -		\$ 74.95	-100.00%
Reserve revenue	\$ -	\$ 75,000.00		\$ 24,370.00	207.76%
Total Revenues	\$ 322,640.00	\$ 75,047.05	23.26%	\$ 24,609.13	204.96%
Contractual Expense	\$ 322,640.00	\$ 83,211.17	25.79%	\$ 210,634.00	-60.49%
Total Expenses	\$ 322,640.00	\$ 83,211.17	25.79%	\$ 210,634.00	-60.49%
Operating Income/(Loss)		\$ (8,164.12)		\$ (186,024.87)	-95.61%



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

Official Use Only:

2016-31
Event Application #:

PAID

AUG 26 2016

CITY OF BATAVIA
CLERK-TREASURER

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

Event Sponsor Alzheimer's Association

Type of Event Walk

Date of Event 9/24/16 Saturday

Time of Event (don't include set up time here - just actual event time) 8:00am

Location of Event Genesee County Nursing Home

Details of Event (be as specific as possible!) 2 mile fundraising walk

Contact Information:

Primary contact:

Name Lynn Westcott
Phone # 716-440-4251
E-mail address lwestcott@alz.org

Secondary contact:

Caitlin Fager
716-626-0600
cfager@alz.org

* Events will be posted on the City's website calendar. If there is a website you would like to include that people can visit for more information or registration, if applicable, note website here: alz.org / wny

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):Set up date: 9/24/16Set up time: 6:30amTear down date: 9/24/16Tear down time: 12:00**PLEASE LIST ALL DATES / TIMES AND CROWD INFORMATION BELOW:**Date: 9/24/16 Start time: 9am End time: 12pmEstimated crowd size: 550 # of Vendors/Displays 8**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 ☒

Marc Tillery _____ 583-813-8800
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. 2 - 20 x 20

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)

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.

Hold Harmless Agreement

Alzheimer's Association 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 Alzheimer's Association (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.

8/4/16
Date:

Alzheimer's Association
Name of Event Sponsor:
Lauren Jean Pelletier, Executive Director
Authorized Signature, Title
Lauren Jean Pelletier
Name - Printed or Typed

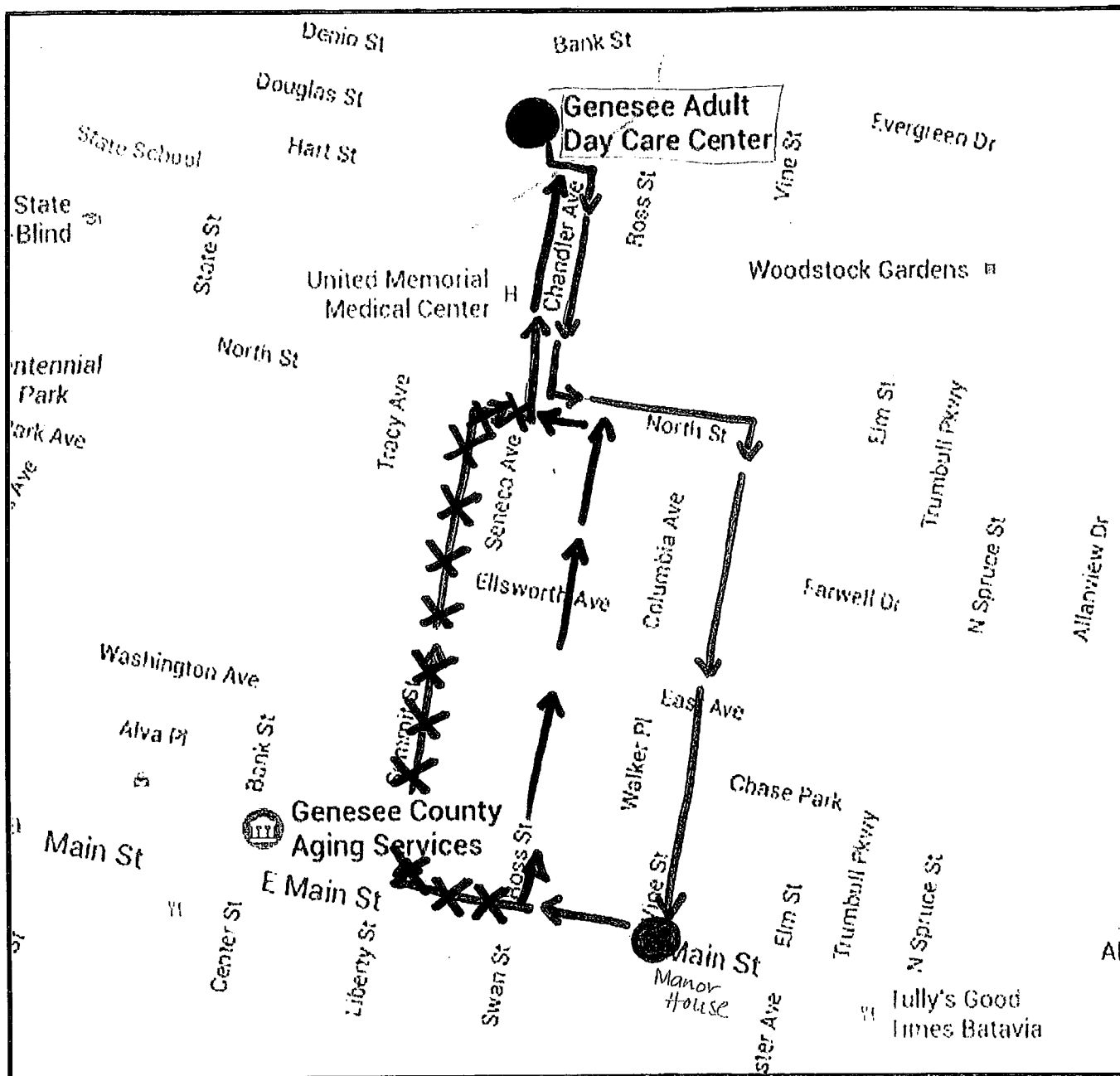
The rules and information contained within this application have been read and will be adhered to.

8.8.16
Date:

Lauren Jean Pelletier
Signature of Applicant:

Please forward this application to:

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



Genesee County Walk To End Alzheimer's Route
Saturday, September 24, 2016
Batavia, NY

*Revised route, highlighted in
orange. Lynn Westcott
8/30/16*

Alzheimer's Association Walk

Estimated cost from the police department is \$187.28. There are no other estimated costs from any other departments.

YWCA Awareness Walk / Run 5K

Estimated cost from the police department is \$468.20. There are no other estimated costs from any other departments.

#84-2016

**A RESOLUTION TO ADOPT LOCAL LAW NO. 3 OF 2016 ENTITLED A LOCAL LAW
TO AMEND THE BUSINESS IMPROVEMENT DISTRICT PLAN**

Motion of Councilperson

WHEREAS, City Council having found that the amendment of the district plan, herein attached, is in the public interest, that all notice and hearing requirements have been complied with, that all properties within the district will benefit from the amendments and that all property benefited is included in the boundaries of the district; and

WHEREAS, a public hearing on this proposed Local Law was held on Monday, June 27, 2016 before this Council, pursuant to public notice duly published in **The Daily News**.

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law No. 3 of 2016 entitled **A Local Law to Amend the Business Improvement District Plan in the City of Batavia** **accordance with Article 19-A of the General Municipal Law** 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. 3 OF THE YEAR 2016 CITY OF BATAVIA

A LOCAL LAW AMENDING THE BUSINESS IMPROVEMENT DISTRICT PLAN

A LOCAL LAW amending the Business Improvement District Plan in the City of Batavia in accordance with Article 19-A of the General Municipal Law submitted to the City Clerk on June 9, 2016.

BE IT ENACTED by the City Council of the City of Batavia as follows:

SECTION 1. The Downtown Business Improvement District established by Local Law No. 6 of 1997 adopted on November 24, 1997 and further outlined in Chapter 58 of the Code of the City of Batavia, and was amended by Local Law No. 3 of 2005 adopted on June 27, 2005 to include the Ellicott Street business area, the City Council having found that the amendment of the district plan, herein attached, is in the public interest, that all notice and hearing requirements have been complied with, that all properties within the district will benefit from the amendments and that all property benefited is included in the boundaries of the district.

SECTION 2. The provision of services within the district shall be pursuant to said amended district plan of the Downtown Batavia Business Improvement District (BID). All said services shall be in addition to, and not a substitution for required municipal services provided by the City of Batavia on a city-wide basis.

SECTION 3. To the extent not explicitly provided herein, the provisions set forth in Article 19-A of the General Municipal Law shall govern the operation of the Downtown Batavia Business Improvement District and the Batavia Business Improvement District Management Association. Insofar as the provisions of this Local Law are inconsistent with the provisions of any other Local Law or act, the provisions of this local law shall be controlling.

SECTION 4. Any additional amendments to the BID or the BID Plan shall be made in accordance with the provisions set forth in section 980-i of Article 19-A of the General Municipal Law.

SECTION 5. The invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law which can be given effect without such invalid part or parts.

A PLAN UPDATE FOR THE
BUSINESS IMPROVEMENT DISTRICT



June 2016

Prepared by City of Batavia

In 1997, a core group of property owners within Downtown Batavia Business District asked the City of Batavia to form a Business Improvement District (BID) to help foster streetscape improvements and business growth. The boundaries of the district included the historic downtown Main Street from Liberty/Summit Streets to the Upton Monument and areas to the north and south between Washington Avenue and Ellicott Street. In March 1998 these owners also formed the non-profit Batavia Business Improvement District Management Association Incorporated (Management Association) to provide marketing, promotional and other business improvement district development services for the BID to the City of Batavia.

Since 1998, the BID and the Management Association have had many accomplishments and were fortunate to benefit from numerous development and streetscape projects the City has initiated, including a complete redevelopment of Main Street. The Management Association has also partnered with the City on a number of streetscape and beautification projects throughout the downtown core, administered a popular facade improvement program and promoted a summer concert series.

Because of the BID's success, and its visual transformation, interest in the BID grew and owners in the adjacent Ellicott Street area, just southeast of downtown, requested the City of Batavia to consider an amendment of the Downtown BID boundaries that would annex their properties to the BID. Consequently, in 2005 the City Council authorized the extension of the BID to include the adjacent Ellicott Street area.

Because the BID Plan has not been updated since 2005, the City of Batavia has prepared updates to the Plan including a change in the district assessment charge to properly reflect operations, capital accounting for surplus funds, compliance with the Open Meetings Law and Freedom of Information Law and additional budgetary compliance reporting.

I. Map and Boundary of the District

Exhibit A is a description of the boundaries of the district. Exhibit B is a list of benefitted properties by address and property owner.

II. Land Uses

Allowed uses within the district comply with the City of Batavia Zoning Ordinance. The current BID includes the C-3 zoning district and allows such uses as retail stores, banks, offices, restaurants, hotels, places of amusement, services, shopping centers, residential uses and government buildings. Other districts included in the current BID boundaries are the C-2 zoning district which allows such uses as retail stores, restaurants, hotels, places of amusement, offices, banks and shopping centers, a small section of industrial zoned property and the P-2 planned development district on Main Street for the United Memorial Center Bank Street Campus.

There are no immediate plans to change the allowed uses within the current zoning district.

III. Activities allowed by Business Improvement District Law (Article 19-A)

The main objectives of the improvement district are to provide for attractive and functional infrastructure improvements, and to have an operational budget for marketing, communications, events and administration. The concept has created an attractive downtown area that has encouraged investment in the area and provided a pedestrian friendly environment to downtown shoppers, businesses and other downtown users.

An operational budget insures that the City and the Management Association can communicate and market

the district to the public, downtown owners and potential investors. The operational budget also provides funds for basic administration of the Management Association activities such as meetings and staff.

The General Municipal Law authorizes the legislative body of a participating municipality to exercise the following powers with respect to a business improvement district:

a.) To provide for district improvements located within the municipality to promote business activity in the district:

1. construction and installation of landscaping, planting and park areas;
2. construction of lighting and heating facilities;
3. construction of physically aesthetic and decorative safety fixtures, equipment and facilities;
4. construction of improvements to enhance security of persons and property within the district;
5. construction of pedestrian overpasses and underpasses and connections between buildings;
6. closing, opening, widening or narrowing of existing streets;
7. construction of ramps, sidewalks, plazas and pedestrian malls;
8. rehabilitation or removal of existing structures as required;
9. removal and relocation of utilities and vaults as required;
10. construction of parking lot and parking garage facilities; and
11. construction of fixtures, equipment, facilities and appurtenances as may enhance the movement, convenience and enjoyment of the public and be of economic benefit to surrounding properties such as: bus stop shelters; benches and street furniture; booth, kiosks, display cases, and exhibits; signs; receptacles; canopies; pedestrian shelters and fountains.

b.) To provide for the operation and maintenance of any district improvement.

c.) To provide for additional maintenance or other additional services required for the enjoyment and protection of the public and the promotion and enhancement of the district whether or not in conjunction with improvements authorized by this section, including:

1. enhanced sanitation services;
2. services promoting and advertising activities within the district;
3. marketing education for businesses within the district;
4. decorations and lighting for seasonal and holiday purposes; and
5. services to enhance the security of persons and property within the district.

d.) To construct improvements on the properties of businesses located within the BID for the specific purpose of increasing access from public areas to the businesses for persons with disabilities. This is the only exception to the requirement that BID improvements be made on or within municipal or district owned or leased property.

Note: Funding from a source other than the BID assessment may be spent for improvements and services that are not listed in the General Municipal Law §980-c.

IV. Improvements, operation costs and the maximum costs thereof

a) Capital Infrastructure Improvements

The BID has enjoyed millions in infrastructure and facade improvements over the last 15 years. While most of the streetscape improvements on Main Street were funded by the state and federal governments, the remainder of streetscape and facade improvements were funded through an \$830,000

bond that will be retired with payments from BID special assessments and City general funds in 2016.

In 2005 the City expanded the BID boundaries to include Ellicott Street businesses. The district plan was subsequently amended providing for an increase in the annual BID assessment to \$120,000. An additional \$350,000 of downtown infrastructure improvements was proposed along Ellicott Street as part of district plan amendment. The improvements desired included trees, decorative lighting and sidewalk improvements that mimic the improvements already in place within the current BID. The district plan continued to outline that BID assessments would cover 60% of the debt service related to capital improvements and the City would contribute general funds for 40% of the debt service. In addition, any outside sources of funds would be dedicated toward reducing the annual bond costs proportionally. Following the BID expansion the City received a \$500,000 Transportation Enhancement Program (TEP) grant and the Ellicott Street Scape project was expanded to a \$750,000 total project cost, making the local match between the City and the BID \$250,000 to complete Ellicott Streetscape improvements. At the conclusion of the project both the City and BID paid for the remaining cost of the project with available funds and the City did not issue a bond or incur debt service for the project as was originally planned in the 2005 district plan amendment.

There are no immediate infrastructure or physical improvements planned; however, the City and the Management Association expect to begin a district plan update to include infrastructure and capital improvements.

b.) Operations

1. A primary concern regarding the BID assessment and levy is that the 2016/17 BID assessment get exceeds the General Municipal Law limits for district assessment charges used for operations. As outlined in General Municipal Law §980-k, the City is limited in the amount of money that can be raised for a BID through the assessment. The district assessment charge, excluding debt service, may not exceed 20 percent of the total general municipal taxes levied in a year against the taxable property in the BID. For 2016/17 the total general municipal taxes levied in the 2016/17 year is \$275,194. Therefore, the maximum amount of district assessment charge that can be raised for operational use, excluding debt service, is \$55,038.

The City debt service payment for the 1999 infrastructure bond improvements for the 2016/17 year is \$25,651.08. The proportional share of infrastructure bond payments is 60 percent for the BID owners and 40 percent for the City of Batavia. Thus the BIDs share of debt service is \$15,391, while the City's share is \$10,260. This is the last debt service payment for the 1999 infrastructure bond improvements.

Therefore, the maximum amount of district assessment charge that should have been levied should be no greater than \$70,429 (\$55,038 for operation + \$15,391 for debt service). The actual BID assessment levied for this year, \$120,000, exceeds the authorized amount allowed for operations and debt service payments under the General Municipal Law. As a result, the BID assessment that was levied May 1, 2016 was an additional \$49,571 in conflict with the General Municipal Law and the district plan with no authorized use of the additional funds.

The following BID budget amendments were made by the City:

- i. The Management Association has budgeted \$55,020 for annual operations and management of the district.
- ii. The BIDs share of debt service is \$15,391, while the City's share is \$10,260. August 1, 2016 is the last debt service payment for the 1999 infrastructure bond improvements.
- iii. The additional levy of \$49,571 will be held in the City's Trust Account until the BID plan

can be updated and approved by City Council to include a capital infrastructure project.

2. Prior to the May 2016 BID levy, the City has paid over to the Management Association 100% of the amount of the BID levy and the Management Association has remitted to the City an amount equal to the BID's 60% share of debt service payments as described. The Management Association has kept any BID assessment proceeds in excess of the amount allowed in a reserve fund. As of June 6, 2016, the balance of this reserve was \$202,865.54. The Management Association will maintain these funds in a separate bank account and on a monthly basis provide the City's Chief Fiscal Officer with statements verifying the funds have been retained. The City and the BID Association will utilize these funds for capital improvements, either on a "pay as you go basis" or through the issuance of debt, as made mutually agreeable to the City and the Management Association as incorporated into an updated district plan. The funds will remain unutilized until the update district plan is adopted outlining new capital and infrastructure improvements.
3. In future years, the Management Association's proposed budget shall be forwarded to the City's Chief Fiscal Officer (City Manager) no later than January 15th of every year. The City Manager will then review the proposed budget and complete a statement to the City Council and Management Association Board of Directors indicating that the provisions of General Municipal Law 19-A have been met. This step will serve to ensure that the proposed levy by the City of Batavia for the BID is compliant with the General Municipal Law.

V. Time for Implementation

Once this plan is amended and approved by the City of Batavia, the City and Management Association will undertake the implementation of actions set forth herein in the updated district plan..

VI. Rules & Regulations of the District and the District Management Association

The Management Association will continue to provide BID operational, management, marketing and other BID-related services to the City of Batavia as an independent contractor as permitted under Article 19-A of the General Municipal Law.

The Management Association's Board of Directors will manage the business of the corporation and consist of a majority of property owners. Three public representatives shall also continue to make up the Board of Directors and one each will be appointed by the City's Chief Executive Officer, City's Chief Financial Officer, and the City of Batavia Council.

Offices for the Management Association will be within the district. This office shall be staffed by an Executive Director and other staff as budgeted by the Board of Directors.

Subject to any provisions of General Municipal or City Law, the Not-for Profit Corporation Law or any similar laws, the Management Association may buy, sell or exchange real property. The Management Association may also accept and apply for funds and contributions of real estate.

Because a substantial portion of the Management Association's activities are funded by a special assessment levied by the City and its activities are important to the economic health and vitality of the City, it is necessary that the business of the Management Association be performed in an open and public manner. This provides for the residents and businesses in the community to be fully aware of and able to observe the activities of the Management Association Board of Directors, as well as attend and listen to the deliberations and decisions that go into the making of BID policy. In addition, providing access to meeting minutes allows residents and businesses to observe the decision-making process by the Board and to review the documents leading to those determinations.

Under General Municipal Law §980-a the requirements of a district plan may provide for “*any other item or matter required to be incorporated therein by the legislative body.*” Therefore, the Batavia City Council is requiring that the Management Association Board of Directors comply, conform and abide by the State of New York Open Meetings and Public Information Laws. This will apply to all Management Association and sub-committee meetings, including Executive Committee meetings. The Management Association will further post all by-laws, Board and Committee meeting minutes, annual budgets, audited financial statements and annual reports on the Management Association’s website for public viewing.

VII. Business Improvement District Assessment

As outlined in Section IV of this document two sources have been identified for funding the activities of the Business Improvement District: the Business Improvement District assessment (BID Assessment) and the City of Batavia. The BID Assessment for each property is calculated by multiplying the assessed valuation of the property by the BID assessment rate.

The current BID Assessment for 2016/2017 is \$120,000 based on a BID assessment rate of \$3.90615 per \$1,000 of assessed value. This amended plan proposes the following:

1. The bond infrastructure payment will continue to be shared between the BID Assessment and City of Batavia general funds based on a 60%/40% share respectively. August 1, 2016 will be the final bond payment of \$25,651.08. The following is a breakdown of shared costs:
 - The amount contributed by the BID Assessment is \$15,390.65.
 - The amount contributed by City of Batavia general funds is \$10,260.43.
2. For fiscal year 2016/2017 only, \$49,589.35 of the BID Assessment will be retained by the City and placed in the City’s Trust Account until this Downtown Business Improvement District Plan can be updated and the funds can be utilized towards capital and infrastructure improvements.
3. The BID Assessment, after 2016/2017 will be an amount equal to the sum of (a) the amount to be paid to the Management Association for operational activities funded by the BID Assessment pursuant to the contract by and between the City of Batavia and the Management Association (which is contemplated to be not less than the maximum amount permitted by law to be raised by the BID Assessment for BID operational activities), and (b) such amount as may be needed for debt service on additional capital improvements within the BID and paid for by the BID Assessment, as provided for in future amendments or revisions to this Downtown Business District Improvement developed cooperatively by the City of Batavia and the Management Association.

VIII. Description of Boundaries

See the attached description of the boundaries of the existing BID.

IX. List of Benefitted Properties

A list of benefitted properties is attached.

#85-2016

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

Motion of Councilperson

WHEREAS, the Department of Public Works 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:

- 1998 John Deere 6x4 Gator, SN – W006x4030716
- 1996 Ford LS 9000 Dump truck and accessories, VIN# 1FDYS90L4TVA05782
- 1997 Dodge Ram Van, VIN# 2B7HB21X9VK594212
- 1993 Jacobsen HR-15, SN#1864
- 1996 Elgin Pelican P-Series, P2006S

**Seconded by Councilperson
and on roll call**

#86-2016
A RESOLUTION TO SUBMIT A COMMUNITY DEVELOPMENT BLOCK GRANT
APPLICATION

Motion of Councilperson

WHEREAS, the City of Batavia would like to apply for grant funding to continue its Housing Rehabilitation Program to benefit low to moderate income households; and

WHEREAS, the New York State Community Development Block Grant (CDBG) program provides funding for housing rehabilitation activities;

NOW THEREOFRE, BE IT RESOLVED, that the City Manager of the City of Batavia, New York, is hereby authorized as the official representative of the City of Batavia to execute and submit a Community Development Block Grant application to the administrative agency for the Fiscal Year 2016 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required.

Seconded by Councilperson
and on roll call

#87-2016

**A RESOLUTION TO SUBMIT AN APPLICATION FOR THE ROUND 4 RESTORE NY
COMMUNITIES INITIATIVE MUNICIPAL GRANT PROGRAM**

Motion of Councilperson

WHEREAS, the Empire State Development Corporation is requesting funding proposals for the fourth round of the RESTORE NY Municipal Grant program; and

WHEREAS, grant funds are available for projects to demolish, deconstruct, rehabilitate and/or reconstruct vacant, abandoned, condemned and surplus properties; and

WHEREAS, the goals of the RESTORE NY program are to revitalize urban centers, induce commercial investment and improve the municipal housing stock; and

WHEREAS, municipalities with populations less than 40,000 can apply for up to \$500,000 in grant funding;

NOW THEREFORE, LET IT BE RESOLVED by the City Council of the City of Batavia that it hereby authorizes submission of a RESTORE NY grant application not to exceed \$500,000 for Phase 1 of the Ellicott Station redevelopment project.

BE IT FURTHER RESOLVED, that project meets the following objectives:

- (1) The project is consistent with the Batavia Opportunity Area Plan.
- (2) Financing for the project is appropriate and committed.
- (3) The Project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources.
- (4) The project enhances infrastructure and/or other facilities in a manner that will attract, create and sustain employment opportunities.

Seconded by Councilperson
And on roll call

#88-2016
**A RESOLUTION TO AUTHORIZE WAGE ADJUSTMENT FOR THE CITY
MANAGER**

Motion of Councilperson

WHEREAS, the City Council of the City of Batavia wishes to grant a wage adjustment to the City Manager for the current year based on his favorable performance evaluation;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the wage of the City Manager is increased by 2.75%, to \$93,782 and be and hereby is enacted and retroactive to April 1, 2016.

**Seconded by Councilperson
and on roll call**