



**BATAVIA CITY COUNCIL
BUSINESS MEETING**

**City Hall - Council Board Room
One Batavia City Centre
Monday, September 9, 2019
7:00 PM**

AGENDA

- I. Call to Order
- II. Innovation – Councilperson Canale
- III. Swearing in New Councilperson
- IV. Approval of August 2019 Minutes
- V. Assignment of Agenda Items
- VI. Communications
 - a. BID Wine Walk – October 5, 2019, 4-8 p.m.
- VII. Council President Report
 - a. Announcement of the City Council Conference Meeting to be held on Monday, September 23, 2019 at 7:00 p.m. at the City Hall Council Board Room, 2nd Floor, City Centre.
 - b. Proclamations:
9 and 10 Year Old Little League
Charles Neilans, Chief Operator of Water
- VIII. City Attorney's Report
- IX. City Manager's Report
- X. Committee Reports
- XI. Public Comments
- XII. Council Responses to Public Comments
- XIII. Unfinished Business
- XIV. New Business

#106-2019 A Resolution Appointing Jeremy Karas To A Councilperson-At-Large Position

#107-2019 A Resolution To Enter Into An Agreement With Catenary Construction Corp. For Construction Services For The Repair Of Redfield Pillars

#108-2019 A Resolution Authorizing The Batavia Revolving Loan Fund Grant Award And Authorizing Execution Of A Participation Agreement (Clark)

#109-2019 A Resolution Authorizing The Batavia Revolving Loan Fund Grant Award And Authorizing Execution Of A Participation Agreement (Valle)

#110-2019 A Resolution To Waive Residency Requirement

XV. Executive Session...Real Property, Litigation and Employment Matters

XVI. Adjournment

BID Wine Walk

There are no costs from the departments.



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

Official Use Only:

2019-39
Event Application #:

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

Event Sponsor Downtown Batavia Business Improvement District DATE: 09/22/2019 TIME: 11:20:16
Type of Event Wine Walk GENERAL RECEIPTS
Date of Event Sat. Oct 5, 2019 RECEIPT TYPE: 2590
RECEIPT # 402206
AMOUNT PAID ---- 25.00

Time of Event (don't include set up time here - just actual event time) 4 PM - 8 PM

Location of Event Downtown Batavia (Approx 25 Businesses)

Details of Event (be as specific as possible!) Annual Event - 21+ older may walk from shop to shop to do a wine tasting. Businesses participating will be responsible for 1 day Event Liquor Permit plus provide insurance coverage.

Contact Information:

Primary contact:

Secondary contact:

Name Barb Dietrich
Phone # 585-344-0900
E-mail address barb@DowntownBataviaNY.com

* 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: _____

Will there be alcohol at your event? Yes ☒ No ☐ If yes, complete the following:
Type of alcoholic beverage to be served: Liquor ☐ Wine ☒ Beer ☐ Ciders
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? participating businesses

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: Oct 5, 2019 Set up time: approx 2 pm
Tear down date: Oct 5, 2019 Tear down time: approx 8 pm

PLEASE LIST ALL DATES / TIMES AND CROWD INFORMATION BELOW:

Date: Oct 5, 2019 Start time: 4pm End time: 8pm
Estimated crowd size: 600 # 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?

Yes ☐ No ☒

Will a bounce house or other air supported structures be erected at event?

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)

POLICE

Will City Police Officers be requested for the event? Yes ☒ No ☐ *Courtesy walk thru.*

**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.

Batavia Improvement District - B.I.D. Hold Harmless Agreement

B.I.D. 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 B.I.D. (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.

8/21/19
Date:

Batavia Improvement District - B.I.D.
Name of Event Sponsor:
Blutrich / Exe. Director
Authorized Signature, Title
Barbara Dietrich
Name - Printed or Typed

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

8/21/19
Date:

Blutrich
Signature of Applicant:

Please forward this application to:

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



BATABUS-02

TDEMARS

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

06/14/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER License # BR-941583 Lawley Genesee LLC 20 Jefferson Square Batavia, NY 14020	CONTACT NAME: Theresa DeMars	
	PHONE (A/C, No, Ext): (585) 344-9511 9511	FAX (A/C, No): (716) 849-8291
	E-MAIL ADDRESS: tdemars@lawleyinsurance.com	
	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A: Philadelphia Indemnity Ins Co	18058
INSURED Batavia Business Improvement District Management Assoc Inc 200 East Main St Suite 12 Batavia, NY 14021-1697	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY	X		PHPK1812516	06/15/2019	06/15/2020	EACH OCCURRENCE \$ 1,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
							MED EXP (Any one person) \$ 5,000
							PERSONAL & ADV INJURY \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE \$ 2,000,000
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input checked="" type="checkbox"/> LOC						PRODUCTS - COMP/OP AGG \$ 2,000,000
	OTHER:						\$
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS						BODILY INJURY (Per accident) \$
	<input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR						EACH OCCURRENCE \$
	EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE						AGGREGATE \$
	DED <input type="checkbox"/> RETENTION \$						\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						PER STATUTE <input type="checkbox"/> OTHER <input type="checkbox"/>
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N						E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Certificate Holder is named as Additional Insured in respects to:

Memorial Day Parade
Jackson Square Concert Series
Beertavia
FeBREWary
Taste of Fall Wine Walk
Christmas in the City

CERTIFICATE HOLDER

CANCELLATION

City of Batavia
1 City Centre
Batavia, NY 14020

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

#106-2019
A RESOLUTION APPOINTING JEREMY KARAS TO A
COUNCILPERSON-AT-LARGE POSITION

Motion of Councilperson

WHEREAS, due to Councilperson-at-Large, Adam Tabelski resignation, a vacancy has occurred in the Councilperson-At-Large position effective August 12, 2019; and

WHEREAS, Section 3.3 of the City Charter provides that when a position of a Councilperson becomes vacant, pending the election and qualification of a Councilperson to fill the vacancy, the Council shall fill the vacancy temporarily by appointment of a qualified person, who shall be the same political affiliation as the Councilperson whose place has become vacant; and

WHEREAS, Jeremy Karas of 29 Union Street, Batavia, New York 14020 fulfills the qualifications to temporarily fill this vacancy;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia that Jeremy Karas is hereby temporarily appointed as Councilperson-at-Large representing City of Batavia effective immediately, such appointment to remain in force until the election and qualification of Councilperson-at-Large to fill the vacancy in accordance with the Charter of the City of Batavia.

Seconded by Councilperson
and on roll call

#107-2019
A RESOLUTION TO ENTER INTO AN AGREEMENT
WITH CATENARY CONSTRUCTION CORP. FOR CONSTRUCTION
SERVICES FOR THE REPAIR OF REDFIELD PILLARS

Motion by Councilperson

WHEREAS, a Project for the Repair of Redfield Parkway Pillars has been approved in the 2019-2020 capital budget; and

WHEREAS, the City of Batavia has solicited bids for the “Repairs of Redfield Parkway Pillars” on August 1st, 2019; and

WHEREAS, One bid was received on August 27th, 2019 and Catenary Construction Corp. is the lowest responsible bidder in the amount of (\$46,000.00); and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia hereby authorizes the City Council President to execute the agreement with Catenary Construction Corp., for the Repair of Redfield Parkway Pillars.

Seconded by Councilperson
and on roll call



August 27, 2019

Mr. Matt Worth
Director of Public Works
City of Batavia
One Batavia City Centre
Batavia, NY 14020

re: Redfield Parkway Pillars

Dear Matt,

We have evaluated the bid received on August 27, 2019 for the Redfield Parkway Pillars which consists of removal of the deteriorated mortar and repointing of the entire structure. One third of the existing stone is damaged and will be removed and replaced with new stone to match the existing. The existing exposed electrical conduit will be removed and rerouted to be concealed within the pillar cavity. The existing light fixtures will be removed, salvaged and reinstalled.

Four bid packages were picked up and one bid was received by Catenary Construction Corporation in the amount of \$46,000.

In.Site:Architecture estimated the project cost to be in the range of \$57,000 - 67,000.

Our evaluation of the experience, reputation and previous working relationship with the low bidder, Catenary Construction Corporation indicates that they are capable of completing the work required. Therefore, we recommend the award of a contract for improvements to the Redfield Parkway Pillars to Catenary Construction Corporation.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Kurt Schnarr', is written over a horizontal line.

Kurt Schnarr, Assoc. AIA
In.Site: Architecture
2 Borden Avenue, Suite 202
Perry, NY 14530
585.237.2614

#108-2019

**A RESOLUTION AUTHORIZING THE BATAVIA REVOLVING LOAN FUND GRANT
AWARD AND AUTHORIZING EXECUTION OF A PARTICIPATION AGREEMENT**

Motion of Councilperson

WHEREAS, the City Council for the City of Batavia amended the Revolving Loan Fund Agreement on April 8, 2019; and

WHEREAS, according to the amendment, notwithstanding any other provisions of the Revolving Loan Fund Agreement, the Loan Fund may also, on a project specific basis and with City Council approval, make a grant for an eligible project or funding purpose within the City; and

WHEREAS, the City Council for the City of Batavia enacted a policy to allow for grant funds to be accessed for specific purposes including Brownfield Opportunity Area (BOA) advancement, City Priority Economic Development, and Building Improvements; and

WHEREAS, Guy Clark, of Cedar Street Sales & Rental (“Owner”) has submitted a completed application for grant funds to the Batavia Development Corporation, the Batavia Development Corporation has acknowledged receipt of the application and application fee, received the deed to the property, the project financials, reviewed and scored the project, and advanced the project to the City Council of the City of Batavia to review; and

WHEREAS, the Owner intends to complete improvements of the property located at 111 Cedar St. Batavia, NY 14020 using funds to be provided through the Program; and

WHEREAS, The City of Batavia will distribute grant funds to the Owner for the project in accordance with the terms and conditions of the City of Batavia Revolving Loan Fund Grant Policy dated June 14, 2019 and the Grant Agreement; and

WHEREAS, after evaluation of the application, based on the Grant Policy, the City of Batavia City Council finds that the award of the grant to be consistent with the policy and in the interest of the City of Batavia;

NOW, THEREFORE, BE IT RESOLVED that the City of Batavia City Council approves granting \$20,000 to the project; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City of Batavia City Council authorizes the City Council President to execute the Grant Agreement with the Owner.

**Seconded by Councilperson
and on roll call**

#109-2019

**A RESOLUTION AUTHORIZING THE BATAVIA REVOLVING LOAN FUND GRANT
AWARD AND AUTHORIZING EXECUTION OF A PARTICIPATION AGREEMENT**

Motion of Councilperson

WHEREAS, the City Council for the City of Batavia amended the Revolving Loan Fund Agreement on April 8, 2019; and

WHEREAS, according to the amendment, notwithstanding any other provisions of the Revolving Loan Fund Agreement, the Loan Fund may also, on a project specific basis and with City Council approval, make a grant for an eligible project or funding purpose within the City; and

WHEREAS, the City Council for the City of Batavia enacted a policy to allow for grant funds to be accessed for specific purposes including Brownfield Opportunity Area (BOA) advancement, City Priority Economic Development, and Building Improvements; and

WHEREAS, Stephen Valle and John & Carrie Lawrence (“Owner”) has submitted a completed application for grant funds to the Batavia Development Corporation, the Batavia Development Corporation has acknowledged receipt of the application and application fee, received the deed to the property, the project financials, reviewed and scored the project, and advanced the project to the City Council of the City of Batavia to review; and

WHEREAS, the Owner intends to complete improvements of the property located at 242 Ellicott St. Batavia, NY 14020 using funds to be provided through the Program; and

WHEREAS, The City of Batavia will distribute grant funds to the Owner for the project in accordance with the terms and conditions of the City of Batavia Revolving Loan Fund Grant Policy dated June 14, 2019 and the Grant Agreement; and

WHEREAS, after evaluation of the application, based on the Grant Policy, the City of Batavia City Council finds that the award of the grant to be consistent with the policy and in the interest of the City of Batavia;

NOW, THEREFORE, BE IT RESOLVED that the City of Batavia City Council approves granting \$20,000 to the project; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City of Batavia City Council authorizes the City Council President to execute the Grant Agreement with the Owner.

**Seconded by Councilperson
and on roll call**

#110-2019
A RESOLUTION TO WAIVE RESIDENCY REQUIREMENT

Motion of Councilperson

WHEREAS, Batavia Municipal Code §22-5 requires that employees remain in the township adjacent to Genesee County; and

WHEREAS, City Council of the City of Batavia has the authority to waive the residency requirement pursuant to Batavia Municipal Code §22-9 if it is determined that waiving such requirement is in the best interest of the City of Batavia; and

WHEREAS, it has been determined that it is in the best interest of the City of Batavia that the residency requirement under Batavia Municipal Code §22-5 for current employee Ferdinando A. Papalia be waived; and

NOW, THEREFORE, BE IT RESOVLED, by the City Council of the City of Batavia that said residency waiver be granted to Ferdinando A. Papalia.

Seconded by
and on roll call

MOTION TO ENTER EXECUTIVE SESSION

Motion of Councilperson

WHEREAS, Article 7, Section 105(1)(h), of the Public Officer's Law permits the legislative body of a municipality to enter into Executive Session to discuss "...the proposed acquisition, sale, or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value thereof...".

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

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

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

**Seconded by Councilperson
and on roll call**