

BATAVIA CITY COUNCIL CONFERENCE MEETING

**City Hall - Council Board Room
One Batavia City Centre
Monday, April 25, 2016 at 7:00 PM**

AGENDA

- I. Call to Order
- II. Invocation – Councilperson Christian
- III. Pledge of Allegiance
- IV. Public Comments
- V. Council Response to Public Comments
- VI. Communication
 - a. Care-A-Van Ministries Cookouts
 - b. Provision Full Gospel
 - c. Mental Health Association Green Ribbon Event
 - d. Batavia Brewing Company LLC, Liquor License
- VII. Council President Report
 - a. Announcement of the next regular City Council Business meeting to be held on Monday, May 9, 2016 at 7:00 p.m. at the City Hall Council Board Room, 2nd Floor, City Centre.
 - b. Award Presentations:
 - 1) WBTA FM & AM, Business of the Year
 - 2) Don and Pam Hirons, Homeowners of the Year
 - 3) Tonya Passamonte & Adam Steadman, Homeowners of the Year
 - 4) Larry Barnes, Community Volunteer of the Year
 - 5) Chad Richards, Employee of the Year
- VIII. Public Hearing
 - a. A Public Hearing to Grant a Cable Television Franchise Agreement Between the City of Batavia and Time Warner Cable
- IX. Discontinue Public Use of 109 Walnut Street and Authorize Sale of Property by Auction
- X. Vibrant Batavia Proposal
- XI. 2016 Stop-DWI Award Amendment
- XII. 2016 Sidewalk Replacement Agreement with Contractor

- XIII. Adoption of Self-Insured Workers' Compensation Program
- XIV. Executive Session...Real Property and Employment Matters
- XV. Adjournment

Care-A-Van Ministries Cookouts

Cost for police is estimated at \$2,030. There are no additional costs for any other departments. The police have committed to 7 events at a cost of \$1,180 (The City covers the first \$500 of overtime expense in all applications and the police department will be covering the remaining balance as community policing activity) the balance to be paid by Care-A-Van committing to 5 events at an approximate cost of \$850

NOTE – event dates changed to 12 total events from June 2 through August 18. Also, as resolved during group meeting, there will be 2 police officers for 2 hours in attendance at each event that organizer has agreed to pay for. Restrooms will also be opened and closed by organizer to ensure that restrooms are in good condition before and after event.

Provision Full Gospel

There are no costs for any departments.

Mental Health Association Green Ribbon Event

There are no costs for any departments.

Kec'd pvt.
1/7/16
AUC



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

Official Use Only:

2016 - 1

Event Application #:

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

CAGE - A - VAN MINISTRIES INC.

Name of Renter / Sponsor / Organization:

COOKOUTS - 17 TOTAL

Type / Name of Event

EVERY THURSDAY
5/12 - 9/8 EXCEPT 8/25

Date(s) & Time(s) of Event

Profit

☐

Non-Profit

☒

CONTACT INFORMATION:

PAUL OHLSON

Primary Contact Name

4 LEWIS AVENUE

Primary Contact Address

E-Mail Address

343-0328

Home Phone #

Cell Phone #

Other #

MICHELLE LAWSON

Secondary Contact Name

Secondary Contact Address

E-Mail Address

Home Phone #

813-3374

Cell Phone #

Other #

EVENT DAY CONTACT INFORMATION:

PAUL OHLSON

Contact Name

343-0328

Home Phone #

Cell Phone #

Other #

Location of your event:

AUSTIN PARK

Please provide details of your event:

COOKOUT EACH THURSDAY FROM 5 - 8 PM
TO INCLUDE, MEAL, LIVE MUSIC, 10 MINUTE SERMON - GRILLS ARE
NORMAL HOUSEHOLD GRILLS - HAVE PERMIT FROM HEALTH DEPT.

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.**

EXCEPT 8/26

Set-Up Date:

Set-Up Time:

Tear Down Date:

Tear Down Time:

5/12 Date:	5:00 Start Time:	8:00 End Time:	200 ⁺ Estimated Crowd Size:	6-12? # of Vendors / Displays
may move in between except 8/25				
9/8 Date:	5:00 Start Time:	8:00 End Time:	200 ⁺ Estimated Crowd Size:	6-12? # of Vendors / Displays

Parade:	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	(MAP OF DESIRED ROUTE MUST BE ATTACHED)
Run or Walk:	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	(MAP OF DESIRED ROUTE MUST BE ATTACHED)
Music:	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	(SITE DRAWING OF STAGE OR DJ LOCATION ATTACHED)
Street Closure(s):	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	(MAP OF CLOSED STREETS AND DROP LOCATION OF BARRICADES)
Other:	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	(MAP OF DESIRED ROUTE MUST BE ATTACHED)

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

Address, Street

City

Zip Code

ACE-A-VAN WARDHIP BAND
Name of Company Providing Above:

PAUL OLSON
Company Contact/Representative

(525) 343-0328
Phone #

4 LEWIS AVENUE Address, Street
DARAVIA City
NY Zip Code
14020

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.

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

What will you be providing electric to? BAND EQUIPMENT

Will generators be used? Yes ☒ No ☐

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

SIZE OF GENERATOR(S) 5,000 WATS 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.

10x10 & 10x20 IF RAINING - ALL FOR VP

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.
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 the event is approved, a Certificate of Liability Insurance 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.

CARE-A-VAN MINISTRIES

Hold Harmless Agreement

PAUL OHLSON, 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 PAUL OHLSON (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.

1/7/16
Date:

CARE-A-VAN MINISTRIES INC. - PAUL OHLSON
Name of Event Sponsor:

[Signature] PRESIDENT
Authorized Signature, Title

PAUL OHLSON
Name - Printed or Typed

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

1/7/16
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

Kec'd pgt.
2/22/16
Junc



City of Salinas
Salinas, New York 12020
(518) 345-6300

Official Use Only:

2016-9
Event Application #:

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

Provision Full Gospel (Interlink ministry)
Church Picnic August 13th Saturday
Type / Name of Event Date(s) & Time(s) of Event Profit ☐ Non-Profit ☒

CONTACT INFORMATION:

Caryn Bryson-Jones 52 Orchard Creek Cir, 14612
CJones18@gmail.com 267-0801
Johnny Harris 417 Alexander St, 14603
Johnny.Harris@xerox.com 469-9861

EVENT/DAY CONTACT INFORMATION:

Caryn Jones 267-0801

Location of your event: Williams Park

Please provide details of your event:

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? No

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):

Aug 13th 9 AM 12 PM Aug. 13
Set-Up Date: Set-Up Time: Tear Down Date: Tear Down Time:

PLEASE LIST ALL DATES / TIMES AND CROWD INFORMATION BELOW:

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 ☐
Provision Full Gospel (Rehoboth Ministries) 585 267-0801
Name of Company Providing Above: Company Contact/Representative Phone #
417 Alexander St. Rehob 14603
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? n/a

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)

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.
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 the event is approved, a Certificate of Liability Insurance 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

Dorison Full Company 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 _____ (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.

2/22/2016
Date:

Cynthia S. Sullivan Jones
Name of Event Sponsor

Authorized Signature, Title

Name - Printed or Typed

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

Date:

Signature of Applicant:

Please forward this application to:

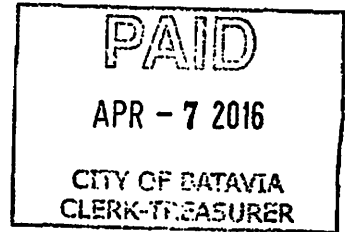
**City Clerk's Office
Attention: Events Applications Department
One Batavia City Centre
Batavia, New York 14020**



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

Official Use Only:

2016-14
Event Application #



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

Mental Health Association of Genesee & Orleans Cties
Green Ribbon Event Month of May
Name of Renter / Sponsor / Organization Date(s) & Time(s) of Event
Type / Name of Event

Profit ☐ Non-Profit ☒

CONTACT INFORMATION:

Ellen Wood 25 Liberty Street Batavia NY
Primary Contact Name Primary Contact Address
ewood@mhago.org 585-344-2611
E-Mail Address Home Phone # Cell Phone # Other #
Secondary Contact Name Secondary Contact Address
E-Mail Address Home Phone # Cell Phone # Other #

EVENT DAY CONTACT INFORMATION:

Ellen Wood 585-300-7419
Contact Name Home Phone # Cell Phone # Other #

Location of your event: DOWN TOWN BATAVIA including Municipal Building

Please provide details of your event: Month of May is Mental Health Awareness
MHA would like to place Lime Green Ribbons on trees @ Light poles and Light up Municipal Building with Green Light for the month Beginning MAY 1 + ending May 31.

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? N/A

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):

MAY 01 between 9^{AM}-5pm MAY 31 between 9^{AM}-5pm
Set-Up Date: Set-Up Time: Tear Down Date: Tear Down Time:

PLEASE LIST ALL DATES / TIMES AND CROWD INFORMATION BELOW: N/A

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? We would like to have the Municipal Building to be lit with Green light for the month of May 2016.
(We would need to know Bulb requirements information)

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

N/A

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)

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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.**
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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

Mental Health Association

of Genesee & Orleans Counties 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 *MHA of Genesee & Orleans Counties* (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.

3/22/14
Date:

mental Health Association of Genesee & Orleans Counties
Name of Event Sponsor:

Ellen Wood, Recovery Center Director
Authorized Signature, Title

Ellen Wood
Name - Printed or Typed

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

3/22/14
Date:

Ellen Wood
Signature of Applicant:

Please forward this application to:

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



**State Liquor
Authority**

OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

**Standardized NOTICE FORM for Providing 30-Day Advanced Notice to a
Local Municipality or Community Board**
(Page 1 of 2 of Form)

1. Date Notice Was Sent: 4/7/16 1a. Delivered by: Return Receipt

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License

☒ New Application ☐ Renewal ☐ Alteration ☐ Corporate Change ☐ Removal ☐ Class Change

For **New** applicants, answer each question below using all information known to date.

For **Renewal** applicants, set forth your approved Method of Operation only.

For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s).

For **Corporate Change** applicants, attach a list of the current and proposed corporate principals.

For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation.

For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type.

This 30-Day Advance Notice is Being Provided to the Clerk of the following Local Municipality or Community Board -

3. Name of Municipality or Community Board: City of Batavia

Applicant/Licensee Information

4. License Serial Number, if Applicable: _____ Expiration Date, if Applicable: _____

5. Applicant or Licensee Name: Batavia Brewing Company, LLC

6. Trade Name (if any): TBD

7. Street Address of Establishment: 109-111 Main Street

8. City, Town or Village: Batavia, **NY** Zip Code: 14020

9. Business Telephone Number of Applicant/Licensee: 919-889-3371

10. Business Fax Number of Applicant/Licensee: _____

11. Business E-mail of Applicant/Licensee: zarley21@gmail.com

12. Type(s) of Alcohol sold or to be sold: ☐ Beer & Cider ☐ Wine, Beer & Cider ☒ Liquor, Wine, Beer & Cider

13. Extent of Food Service: ☒ Full food menu;
Full Kitchen run by a chef or cook ☐ Menu meets legal minimum food availability requirements;
Food prep area at minimum

14. Type of Establishment: Restaurant Brewer (Full Kitchen & Full Menu required)

15. Method of Operation:
(Check all that apply)

<input type="checkbox"/> Seasonal Establishment	<input type="checkbox"/> Juke Box	<input type="checkbox"/> Disc Jockey	<input checked="" type="checkbox"/> Recorded Music	<input type="checkbox"/> Karaoke
<input checked="" type="checkbox"/> Live Music (Give details: i.e. rock bands, acoustic, jazz, etc.): <u>Acoustic, lite rock, local bands</u>				
<input type="checkbox"/> Patron Dancing	<input type="checkbox"/> Employee Dancing	<input type="checkbox"/> Exotic Dancing	<input type="checkbox"/> Topless Entertainment	
<input type="checkbox"/> Video/Arcade Games	<input type="checkbox"/> Third Party Promoters	<input type="checkbox"/> Security Personnel		
<input type="checkbox"/> Other (specify): _____				

16. Licensed Outdoor Area:
(Check all that apply)

<input checked="" type="checkbox"/> None	<input type="checkbox"/> Patio or Deck	<input type="checkbox"/> Rooftop	<input type="checkbox"/> Garden/Grounds	<input type="checkbox"/> Freestanding Covered Structure
<input type="checkbox"/> Sidewalk Cafe <input type="checkbox"/> Other (specify): _____				

State Liquor
Authority

OFFICE USE ONLY

☐ Original☐ Amended Date _____**Standardized NOTICE FORM for Providing 30-Day Advanced Notice to a
Local Municipality or Community Board**
(Page 2 of 2 of Form)

17. List the floor(s) of the building that the establishment is located on: 2 Floors
18. List the room number(s) the establishment is located in within the building, if appropriate: Basement and street level
19. Is the premises located within 500 feet of three or more on-premises liquor establishments? ☒ Yes ☐ No
20. Will the license holder or a manager be physically present within the establishment during all hours of operation? ☒ Yes ☐ No
21. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee.
N/A
22. Does the applicant or licensee own the building in which the establishment is located? ☐ Yes (If Yes SKIP 23-26) ☒ No

Owner of the Building in Which the Licensed Establishment is Located

23. Building Owner's Full Name: ARGV Properties Inc
24. Building Owner's Street Address: 8322 Park Road
25. City, Town or Village: Batavia State: NY Zip Code: 14020
26. Business Telephone Number of Building Owner: 919-889-3371

**Representative or Attorney representing the Applicant in Connection with the
application for a license to traffic in alcohol at the establishment identified in this notice**

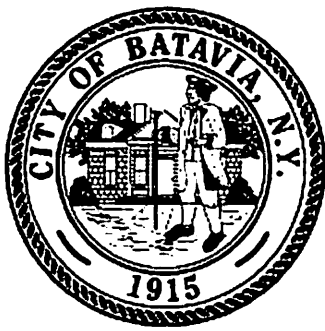
27. Representative/Attorney's Full Name: Tracy P. Jong
28. Street Address: 2300 Buffalo Road, Building 100A
29. City, Town or Village: Rochester State: NY Zip Code: 14624
30. Business Telephone Number of Representative/Attorney: 585-247-9170
31. Business Email Address: TJong@TracyJongLawFirm.com

I am the applicant or hold the license or am a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

32. Printed Name: Jonathan W. Mager Title LLC

Signature: X



Memorandum

To: Jason Molino, City Manager
From: Heidi J. Parker, Clerk-Treasurer
Date: April 18, 2016
Subject: 109 Walnut Street Auction

On April 16, 2016, the City of Batavia auctioned property and it was sold, subject to Council approval, for the stated amount to the listed buyer:

109 Walnut Street sold to Jeffrey Freeman for: \$33,000

The recommendation is that Council approve the sale of the above listed property at the May 9, 2016 business meeting. There are no outstanding taxes on Mr. Freeman's current properties that are located in the City of Batavia and no code violations I can see that have been billed to him.

#-2016

**A RESOLUTION TO DISCONTINUE THE PUBLIC USE AND TO AUTHORIZE THE
COUNCIL PRESIDENT TO SIGN AGREEMENTS FOR THE SALE OF THE
PROPERTY SOLD AT AUCTION ON APRIL 16, 2016**

Motion of Councilperson

WHEREAS, the City foreclosed on 109 Walnut Street 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 property; and

WHEREAS, a Public Real Estate Auction was held at 109 Walnut Street on April 16, 2016
at 9:00 a.m.; and

WHEREAS, the highest bid received for the auctioned property was as follows:

	<u>Property</u>	<u>Highest Bidder</u>	<u>Highest Bid</u>
1)	109 Walnut Street	Jeffrey Freeman	\$33,000


NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia, that it
discontinues the public use of said property 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 bidder for the property, subject to purchasers' execution of Contracts of Sale that
are satisfactory to the City Attorney's Office.

Seconded by Councilperson
and on roll call



City of Batavia

To: Honorable City Council

From: Jason Molino, City Manager 

Date: April 21, 2016

Subject: Vibrant Batavia proposal

Background

The Vibrant Batavia initiative sprouted from recommendations made from the City's Community Improvement Plan ("Plan") in 2012. The Plan outlined a series of recommendations to support neighborhood-based activities and to collaborate with a new resident/community organizer regarding volunteer efforts. These activities were to target re-energizing the sense of pride that defined Batavia for so many years, yet which has, to a certain extent, become dormant. The planning of the activities and their execution were to act as a stepping stone to move Batavia past this stalemate. While the recommendations were to be viewed as an outline not as a script, the onus was on promoting the civic heart of Batavia. In doing so, we would, as a community, emerge as a fuller understanding of Batavia's history, its assets, and its potential to be a great small city. There would be an improved sense of cooperation and more participation in the civic process, especially in government, schools, and community groups. And, over time, there would be a new ability to achieve the goals of positive change that will serve the city well.

The greatest costs of the initiative would be the time and effort by a vast number of residents and business leaders. **But there was to be no doubt: this effort would not be accomplished only through volunteers.** Institutions, government, and businesses need to be actively involved and willing to participate financially. There must be a defined position, funded for both the staff costs and the program costs. And those costs must receive a commitment for several years. The estimated staff costs for these efforts were \$42,000 per year, for no less than a five year commitment from the City. In addition, more than \$50,000 a year would be needed to carry out the various initiatives generated through these efforts and through the volunteer activities. The total investment over a five year period was estimated at just over \$460,000, with a five year commitment from the City of just over \$252,000 and the remainder from the community.

At the completion of the Plan, City Council immediately authorized the creation of the Vibrant Batavia Task Force, comprised of volunteer residents and business owners, charged with reviewing the plan and making final recommendations to City Council as to what activities should be initiated within the community. Within the next year, the Task Force presented to City Council a review of their findings which identified four specific categories to focus on over the next three years: economic development,

marketing, neighborhood spirit and neighborhood restoration. In March 2013, the City Council appropriated \$45,000 to support the first year's recommendations and monitor the success of the program prior to making another two year commitment. Also, as part of that commitment the Task Force was to support a fundraising/sponsorship goal of \$22,000 for the first year. The City Council then formally created the Vibrant Batavia Committee by resolution to furthering the Plan's initiatives supporting economic development, marketing, neighborhood spirit and neighborhood restoration throughout the City of Batavia. As recognized, the requested funding and commitment the City and community were reduced to a part-time position and budget of about half of what was recommended in the Plan.

Accomplishments

The City Council has since funded two additional years, with a fourth year commitment contingent upon a multi-year plan and objectives. Over the three years of support significant accomplishments were made with respect to achieving the originally established intentions. For example:

- Bringing members from across a wide cross section of our community and organizations together – over hundreds of volunteers and thousands of volunteer hours
- Logo and tagline completed.
- Partnered with NeighborWorks Rochester and hired a community organizer to coordinate community outreach initiatives.
- Participated National Night Out.
- Sold “Shop Around” Batavia Decks as fund raising initiative.
- 5 Coffee Talks with over 50 residents attending.
- Neighborhood activities: Earth Day Celebration, Day of Caring – Holland Ave. area, Pearl St. Ext./Round About flower planting, Mulch project on South Spruce, Hutchins St. clean up, Farrell Park Ice Cream Social, Lewis St. Ice Cream Social, Morton Ave. Block Party, Summer in the City – Chalk Art Festival/Kids Zone, Pringle Park beautification project, Stiletto & Sneaker Walk, Art on Fire – Fire Hydrant Painting, Hutchins Street ice cream social & pumpkin painting party
- Centennial Celebration: Opening Ceremony, News Year Celebration/Fire Works, 100th Celebration time capsule, 100 Tree Planting, Legacy Gift - Centennial Sundial, Historical Walking Trail, Centennial Street Banners, Picnic in the Park – July 4th Party, Closing Ceremony/Human 100 Photo
- Participated in Christmas parade
- Assisted Summit Street residents to mobilize: Designing street toppers & welcoming packets for new residents
- City-wide bike rack project
- Community-wide yard sale
- “Light up the Park” fundraiser to help revitalize Austin Park
- Published multiple editions of Vibrant Times telling the City's success stories

Vibrant Batavia leveraged over \$50,000 to support editions of the Vibrant Times publication and “Shop Around” decks.

Lastly, the Centennial Committee, which was established and supported by Vibrant Batavia raised over \$135,000 of business and resident sponsorships to support the 2015 year-long Centennial Celebration.

Budget

For fiscal years 2013/14, 2014/15 and 2015/16 the City committed \$125,000 for Vibrant Batavia activities. In each year, the committee diligently managed expenses to ensure greatest impact was received within a frugal budget. As result each year the committee did not expend the maximum budget, and total expenditures for the past three years equals just over \$101,000, thus leaving a cumulative balance of \$24,000 that currently remains in the City's Committed Fund Balance.

In addition, last year the City Council committed \$25,000 for Vibrant Batavia activities for fiscal year 2016/17 contingent upon, developing a plan that would outline a multi-year funding approach, that demonstrates Vibrant Batavia's sustainability and deliverables in future years and Vibrant Batavia was to secure a minimum financial goal of \$15,000 from alternative funding sources for the fiscal year 2016-2017.

In total Committed Fund Balance has a remaining balance of \$49,000 committed to Vibrant Batavia initiatives.

Proposed Multi-Year Plan

As discussed in the March presentation to City Council, Vibrant Batavia has continued to focus on neighborhood initiatives that demonstrate positive impact to the property values in neighborhoods in the City. Proposed for the 2016/17 and 2017/18 are Targeted Investments geared towards specific neighborhoods to leverage resident investment and buy-in and City-Wide Investments which build off of resident interest to continue civic engagement momentum.

Targeted investments include the kick off of a "Healthy Blocks" initiatives focusing on curb appeal to improve market value of properties. This initiative would utilize professional architectural services to complete curb side rendering for low cost improvements and provide some matching grants on first come, first serve basis for implementing suggestions.

City-wide investments include continuing the momentum of resident engagement, and include "Coffee Talks" in neighborhood parks, continue telling the positive stories of the community, City-wide yard sale and create a "Home Value" series of workshops providing guidance for landlord and homeowner best practices, flood mitigation and insurance and funding and exemption opportunities.

Also, each year resident confidence surveys will be distributed in the targeted investment areas to establish a base line measurement to gather impressions about the neighborhood with respect to satisfaction, involvement, safety, and outlook. In addition we will utilize current market trends as a measurement of success over time to the targeted investment areas.

Below is a plan for the next two years which would complete the five-year investment outlined in the City's Community Improvement Plan.

2016/17 – Year 4 – \$48,500

Targeted Investment - Healthy Blocks

- Summit Street & Round About area – Total 135 homes – 135 curb side sketches and analysis
- Open house with architect to review best practices and guidance on home improvements
- 20 homes for matching grant

City-wide Investment

- Hire community organizer
- Coffee Talks in neighborhood parks
- Publication of positive stories in community
- Support City-wide yard sale
- Support neighborhood groups and initiatives
- Landlord and homeowner workshop/series regarding best practices, funding/exemptions and flood management/insurance – series to be recorded and replayed on PEG channel
- Administer resident confidence survey in targeted areas
- Monitor housing market trends in investment areas

2017/18 – Year 5 – \$48,500

Targeted Investment - Healthy Blocks

- Two or Three additional streets; at least one street in a low-moderate income census tract – Total 120 homes – 120 curb side sketches and analysis
- Open house with architect to review best practices and guidance on home improvements
- 20 homes for matching grant

City-wide Investment

- Coffee Talks in neighborhood parks
- Publication of positive stories in community
- Support City-wide yard sale
- Support neighborhood groups and initiatives
- Landlord and homeowner workshop/series regarding best practices, funding/exemptions and flood management/insurance – series to be recorded and replayed on PEG channel
- Administer resident confidence survey in targeted areas
- Monitor housing market trends in investment areas

Sources of Funds

The sources of funds recommended for the two-year proposal includes the following;

- ✓ \$25,000 – committed by Council for the current fiscal year
- ✓ \$24,000 – remaining from prior year appropriations
- ✓ \$33,000 – received from the auction of 109 Walnut Street
- ✓ \$15,000 – CDBG funds to support Healthy Blocks initiatives in low-moderate income areas

Office of the City Manager
One Batavia City Centre
Batavia, New York 14020

Phone: 585-345-6330
Fax: 585-343-8182
www.batavianewyork.com

In total the \$97,000 needed to support the final two years of the Vibrant Batavia initiatives include existing fund balance that has already been committed for Vibrant Batavia activities, the sale of surplus property and program income the City has acquired from prior CDBG housing rehabilitation grants.


To administer the final two years of the Vibrant Batavia initiatives it is recommended that the City enter into agreement for services with NeighborWorks Rochester. This would include the employment of a community organizer and identification of the above mentioned services and expectations to be performed. It is recommended that the City Council execute said agreement for services at the May 9th City Council meeting.

In conclusion, the Community Improvement Plan recommended a five-year investment of just over \$460,000, with a five-year commitment from the City of \$252,000. This investment is about re-energizing the community and positioning City neighborhoods and housing market to emerge from a dormant and, at times, declining state. If the proposed final two years of the project are completed the City will have committed a total of \$198,000 over five years, which is less than the City contribution recommended in the Community Improvement Plan. By completing the final two years of the Vibrant Batavia initiative the City will ensure its investment from the prior three years has an opportunity to grow and succeed as originally planned.



Memo

To: Jason Molino, City Manager

From: Shawn Heubusch, Chief of Police 

Date: March 24th, 2016

RE: **2016 STOP-DWI Award Amendment**

Attachments: Grant Award Documents & MEMO from STOP-DWI Coordinator Landers

Cc: Lisa Neary, Deputy Director of Finance

On January 1st, 2016 the City Police were awarded \$29,260 from the Genesee County STOP-DWI program to provide for specialized patrols targeting drug and alcohol impaired driving and for the purchase of equipment that will enhance DWI enforcement.

On March 11th, 2016 the Police Department was awarded an additional \$8,880 to convert a marked police car into an unmarked traffic car. This vehicle will be dedicated to STOP-DWI and Traffic Enforcement. The flexibility this vehicle provides our enforcement efforts will be a great resource to the City.

Feel free to call with any questions you may have. Thank you.





L. Matthew Landers
Coordinator

2016 STOP DWI BUDGET AMENDMENT REQUEST

Date: March 23, 2016

To: Ms. Renee Borden, NYS DRE Coordinator, GTSC

The Genesee County STOP DWI Coordinator, Matthew Landers, requests the following amendment to the 2016 Genesee County STOP DWI Budget:

The program has funding available in the 2016 budget year due to the dedicated STOP DWI Deputy at the Sheriff's Department not getting the matching funding from the County Legislature, thus ending the initiative.

It is our desire to utilize **\$8,880** to outfit an existing vehicle within the City of Batavia Police Department and create a dedicated STOP DWI traffic enforcement vehicle.

Removal of graphics and painting of doors -	\$600
Emergency lighting -	\$200
Purchase of mobile computer and components	\$7,000
Verizon cost (Connect to County Network)	\$480 (annually)
Equipment Installation -	\$600

TOTAL	\$8,880
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STOP DWI Coordinator

3/23/16

Date

#-2016

**A RESOLUTION TO AMEND THE 2016-2017 POLICE DEPARTMENT BUDGET TO
REFLECT THE RECEIPT OF A STOP-DWI GRANT AMENDMENT IN THE AMOUNT OF
\$8,880 TO ADDRESS THE CRIMES OF DRIVING WHILE INTOXICATED AND/OR DRIVING
WHILE ABILITY IMPAIRED BY DRUGS**

Motion of Councilperson

WHEREAS, the City of Batavia Police Department has received additional grant funding in the amount of \$8,880 from THE GENESEE COUNTY STOP-DWI PROGRAM TO COMBAT IMPAIRED DRIVING BY FUNDING SPECIALIZED PATROL FUNCTIONS AND EQUIPMENT; and

WHEREAS, to properly account for the expenditure of this money, a budget amendment needs to be made; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia that the City Manager be and hereby is authorized to make the following budget amendment to the 2016-2017 budget to cover various initiatives to combat alcohol and drug related traffic offenses:

Effective May 9, 2016, amend the 2016-17 budget:

Increase expenditure accounts

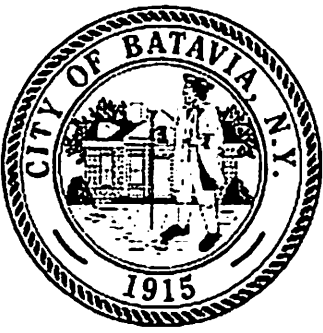
001.3120.0201.1154 \$ 2,880.00

001.3120.0200.1154 \$ 6,000.00

Increase revenue accounts

1.1.3389.1154 \$ 8,880.00

**Seconded by Councilperson
and on roll call**



Memorandum

To: Jason Molino, City Manager

From: Matt Worth, Director of Public Works *(signature)*

Date: April 19, 2016

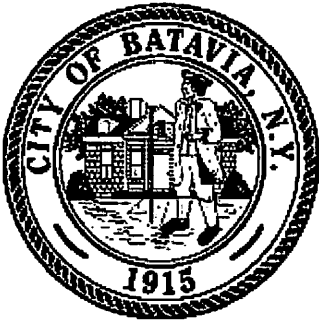
Subject: 2016 Sidewalk Replacement Contract, Contract #2016-1

On April 12, 2016 an advertisement for bids was issued for the "City of Batavia Sidewalk Replacement Project". The project consists of replacing approximately 19,000 sf of sidewalk, as well as the installation of ADA compliant curb ramps at intersections in the areas where this work is being completed (South Main St, Cherry St, Central Ave, Pringle Ave, Highland Pk). Consistent with policy, the sidewalk areas identified correspond to the 2016 street resurfacing program in an effort to make a significant positive impact in the streets once work is complete.

Contract documents were prepared by the City's consulting engineer, and a bid opening date of April 26, 2016 has been set. It is expected that a complete review of the bids will be completed with a recommendation for award at the May 9th, 2016 Council Business Meeting.

Supporting Documentation:

Location Map of 2016 Sidewalk Work (3 pages)
Draft Resolution



City of Batavia

TO: Jason Molino, City Manager
FROM: Dawn Fairbanks, Human Resource Specialist
DATE: April 20, 2016
SUBJECT: Adoption of Self-Insured Workers' Compensation Program

Over the past several years the City has seen substantial increases in their workers' compensation cost through our current insurance carrier. Since FY 2011 cost have risen from \$255,599 to \$521,259 in FY 2016. When the City was preparing the budget for FY 2016-17 we received an estimated premium cost in excess of \$719,000. This increase was a culmination of classification rate increases coupled with an increase in the City's experience modification.

Due to the continual increases in premiums, it is recommended that the City move from an insurance carrier to a self-insured workers' compensation program. A self-insurance program will not be subject to the experience modification or the classification rates. Going to a self-insured program will provide the City with more control over its workers' compensation costs.

The City had a third party review and evaluate claims and expenses for the past five years and believes that the amount currently in the workers' compensation reserves of \$239,500 combined with yearly contributions would fully support a move to self-insurance. The FY 2016-17 budget, appropriately accounted for and supports a move to a fully self-insured program. With this change, the workers' compensation budget decreased by approximately 43% over the prior year.

Budget Impact: \$322,640 (Included in the FY 2016-17 budget)

Supporting Document(s):

1. Resolution

#-2016
A RESOLUTION TO ADOPT A SELF-INSURANCE WORKERS'
COMPENSATION BENEFIT PLAN

Motion of Councilperson

WHEREAS, the City of Batavia is desirous of adopting a Self-Insurance Workers' Compensation Benefit Plan pursuant to subdivision 3 of section 50 of the Workers' Compensation Law; and

WHEREAS, the adoption of a self-funded Workers' Compensation Benefit Plan will provide the City with more control over its workers' compensation costs;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Batavia does hereby adopt a Self-Insurance Workers' Compensation Benefit Plan and authorizes the completion of notice in accordance with subdivision 4-a of section 50 of the Workers' Compensation Law.

Seconded by Councilperson
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)(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...".

WHEREAS, legal counsel for the City will have an attorney-client privileged communication that is exempt from the Open Meetings Law; 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**