

CITY OF BATAVIA – CONFERENCE MINUTES

MONDAY, AUGUST 13, 2018

Present were Council President Jankowski and Councilpersons Canale, Bialkowski, Viele, Briggs, Pacino, Tabelski, Christian and McGinnis.

Call to Order

Council President Jankowski called the meeting to order at 7:37 PM immediately following the business meeting.

Committed Fund Balance for BAN Issuance Cost

Chief Heubusch noted that not all the money that was in committed fund balance was spent so this would be to put it back into the general fund. Council agreed to move the item to the next business meeting.

State Comptroller's Audit Corrective Action Plan Regarding BID

Chief Heubusch noted that a corrective action plan was given based on the state comptroller's audit and it just needed to be adopted by Council. Council agreed to move the item to the next business meeting.

Business Improvement District (BID) - Installation of Bicycle Racks and Trash Receptacles

Ray Tourt, Superintendent of Maintenance, noted that the BID bought racks and trash receptacles and wants to place them throughout the City but some would be in state right-of-ways so they are asking to use the City's permit to do so. The BID will gift them to the City. Councilperson Christian asked if there were any reflectors on these and was told there were. Councilperson Bialkowski asked if they were functional. Mr. Tourt noted you have to lean the bike up against the rack. Council agreed to move the item to the next business meeting.

Shared Information Technology for Law Enforcement Records

Chief Heubusch stated that per the audit from Genesee County several facilities use the same computer network and each needs control over their own portion of the network. Thus the City needs an agreement with Genesee County so the City has control of their own information.

Councilperson Bialkowski read a complaint about a noise issue. Chief Heubusch noted that the noise came from people being loud but it was an anonymous complaint so they couldn't follow up. He explained there are noise level limits from equipment but not from people and thought the noise ordinance should be reviewed to get some of the kinks out. Council President Jankowski asked if the rest of Council thought it should be reviewed. Councilperson Bialkowski noted that it was a recurring problem so thought it should be looked at for modifications. Councilperson Tabelski asked for confirmation that it would

be a local law change and Chief Heubusch said that it would. He noted that he would look at other municipalities' laws for examples. Councilperson Christian asked why the police can't just arrest them. She said those making complaints should be accountable and leave their name so the police can do something about it.

State Transportation Improvement Program

Mr. Tourt noted that every 3-5 years we have an application process for improvement projects and the next application round is at the end of the month. He was asking for permission to apply for the grants again. Council agreed to move the item forward.

Easement with Savarino Companies

George Van Nest, City Attorney, noted that there is a major storm sewer that crosses the Savarino project, site plans have been reviewed and approved and this would be to approve the permanent easement. Mr. Van Nest noted that Savarino's counsel had reviewed and approved the easement as well. Council agreed to move the item forward.

National Grid Grant Undertaking Agreement with Savarino Companies

Mr. Van Nest noted that a grant was obtained for Ellicott Trail and National Grid awarded the grant to the City. He explained that the City would pass it along to Savarino. Council agreed to move the item forward.

DPW Surplus Equipment Disposal

Mr. Tourt noted they had one piece of equipment with components and they were looking to auction it. Council agreed to move the item forward.

Proposed Zoning Map Amendment

Mr. Van Nest noted there was a petition for rezoning seven properties around St. Anthony's which is currently R3 and should be C3. He noted it has to be done by Council so asking for this to be referred to the Planning and Development Committee for a recommendation. Councilperson Bialkowski wondered if it fit within the comprehensive plan. Council agreed to move the item forward.

Letter of Support to the Batavia Development Corporation

Council President Jankowski noted that this had been discussed previously and Council agreed to move forward with signing the letter of support.

City Manager Appointment

Councilperson Tabelski noted they had been working very hard to find a replacement City Manager and thanked Mr. Worth for stepping up. He explained that a consultant was hired to help with the search and they reviewed many of the candidates. Councilperson Bialkowski thanked Mr. Worth and Dawn Fairbanks noting that she did an awful lot of

work on this search. He noted that they considered everyone, even local candidates, and feel they did what was best for the City. Council President Jankowski noted they did a lot of work and a lot of vetting and they were in no hurry to make a decision but have chosen Dr. Martin Moore from New Mexico to be the next City Manager. He suggested continuing the stipend, for the few employees currently getting it while the search was on, through the end of the year since there will still be a lot of work to do after Dr. Moore starts. He also noted there would be a video conference on August 15th with Dr. Moore. Councilperson Christian thought that Novak Consulting did a lousy job, there were only about 20 or so applicants, and all they had was two people to interview after all was said and done. Councilperson Tabelski acknowledged that everyone had their vote but hoped that the vote would be based on facts. His opinion was that Novak did a good job and they received about three dozen application, not 20. He noted that the list was whittled down based on qualifications and some people dropped out for various reasons. Councilperson Tabelski noted that it wasn't about quantity but quality and felt they had a quality candidate. Councilperson Bialkowski noted they chose from the 10 best applicants and some did drop out for various reasons. He noted that he didn't hear any complaints about the process during the process. Council President Jankowski suggested that all councilmembers should have stayed for the whole meeting when trying to determine one of their most important jobs. Mr. Van Nest thought the original resolution should be reviewed to see how to properly extend the stipends. Councilperson Pacino noted that she showed up to a meeting that she wasn't even invited to but was welcomed to stay and join in. Councilperson Briggs noted that all of Council agreed to have Council President Jankowski and Councilpersons Tabelski and Jankowski on the committee. Councilperson McGinnis felt the three gentlemen did a tremendous job and we owed them our gratitude. Council agreed to move the item to the special business agenda immediately following this meeting.

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Conference Meeting adjourned at 8:19 PM on the motion of Councilperson Bialkowski, second by Councilperson Viele and approval, 9-0, on roll call.

Respectfully submitted,

Heidi J. Parker
Clerk-Treasurer

08/13/2018