

CITY OF BATAVIA – BUSINESS MINUTES

MARCH 11, 2013

The regular business meeting of the City Council was held Monday, March 11, 2013 at 7:00 PM in the Council Chambers, One Batavia City Centre, Batavia, New York, with Council President Buckley presiding.

Present were Council President Buckley and Councilpersons Pacino, Briggs, Canale, Doeringer, Hawley, Christian and Russell. Councilperson Cipollone was absent.

Council President Buckley called the meeting to order at 7:00 PM. Councilperson Christian led the Lord's Prayer and the Pledge of Allegiance.

The minutes from the February meetings were approved.

The Council President assigned the regular agenda items.

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Public Hearing

1.) Ordinance #001-2013 – 2013/2014 Budget

Motion to open by Councilperson Briggs, seconded by Councilperson Russell and all of Council was in favor.

Bob Bialkowski, 16 Union St, was concerned with public safety and the elimination of positions within the police department and felt that something was wrong because Council could find funds to support economic development and Vibrant Batavia. He suggested cutting administrative jobs and funding the police department to keep up with the crime rate. He told Council to get their priorities straight.

Mary Ellen Wilber, 205 Liberty St, knew Council tried hard to be fiscally responsible but was concerned with the safety of the community because its makeup had changed. She suggested looking at the experience and structure of the police department and be more cautious when making budgetary cuts.

Tom Houseknecht, noted that his concern was with the removal of refuse collection from the budget. He was concerned that lower assessed value property would pay a lot for trash collection. He felt the current course was very rushed and suggested extending the current contract further and making sure the plan was well thought out.

Motion to close by Councilperson Russell, seconded by Councilperson Briggs and all of Council was in favor.

2.) Local Law No. 3 of the Year 2013 – Amend the Solid Waste Chapter of the Batavia Municipal Code

Motion to open by Councilperson Russell, seconded by Councilperson Christian and all of Council was in favor.

George Galliford, 10 Tracy Ave, stated that the City claimed to be giving the public what they asked for but that wasn't what they asked for or what they wanted. He noted there were bids for the current system, it was a good idea to disassociate trash with assessed value since some owners paid nothing and the trash fee should be off the assessment roll. He felt a trash fee could be billed separately or added to the tax bill. He felt the City should be able to work it out with a vendor and not dictate to the public. He also suggested having executive sessions prior to public meetings so the public didn't have to wait.

Bob Bialkowski, 16 Union St, felt Council did a good job thinking a lot of it through and by taking it out of the tax rate but didn't like the idea of trash on every street everyday. He stated that people would be putting trash at other's homes, it needed to be thought through further, and citizen input should be sought. He didn't think the threat of a lawsuit should influence Council's decision.

Carol Grasso, 45 Oak St, couldn't see the light at the end of the tunnel and couldn't believe we were in such a mess. She asked Council how they got so uncaring and greedy and noted that it wasn't what the people wanted. She wished it could be put to a vote to prove Council wrong, didn't want to see 20 different trucks on the roads collecting trash all over. She noted that if Council didn't shape up they would be back in the red again mainly because of lawsuits and felt the public wasn't allowed to put in their two cents on trash collection.

Hank Valerych, 12 Farwell Dr, commended the fixing of the speaker system, noted that saving \$1.2 million over the next five years was misleading because costs were not being compared to the figures of the current trash system. He felt the savings was actually \$656,000 over five years but then there was the need to purchase totes costing approximately \$500,000. He felt the City should give ARC the contract, mandate use of cans, and try to work with ARC before April 1st.

Diane Sochalec, 220 S Main St, noted that Council may have misunderstood what the public wanted and they just wanted it to be easy. She wanted to pay her taxes and have her garbage collected. She felt that trucks would be coming and going, the garbage police would have their hands full determining who put their garbage out too early since everyone could be on different days, and suggested going back to the drawing board and back to easy.

Mary Ellen Wilber, 205 Liberty St, stated that at the meeting on February 27th she noted a lot of different opinions and there needed to be a consensus. She felt the City needed to extend the contract with ARC, establish a committee to figure it out, and come up with something that was equitable for everyone.

Dave O'Geen, 256 East Ave, noted that when people applauded to get out of the trash business it was because it was the lesser of two evils. He noted that the 1,000 signatures actually represented 23% of the 4,400 parcels in the City and wondered what it would take for Council to realize what the voting public really wanted.

Dave Meyer, 239 Ross St, thought that the decision made was the right decision and that anytime government can get out of business is a good thing. He noted that people could stay with ARC if they chose, felt the concern with the number of trucks was overstated and his concern was with how Council approached the issue.

John Roach, 116 Grandview Terr, noted that now anyone could have ARC, the main change was the public having to pay for them directly, and if owners have to pay more then it meant that someone else was paying too much before and with the new system, everyone will have to pay the same. He stated that he understood the concern with the trucks but felt it was a workable situation and other communities didn't have a problem. He encouraged Council to get out of the trash business.

Donna Rae Sutherland, 120 Vine St, wrote an editorial and shared excerpts from it and noted that getting out of the trash business was truly bad governance. She suggested staying in the trash business, analyze annual economic impact of bids, consider quality of life and extend the ARC contract six months to further discuss the issue. She felt there needed to be more time to define and refine the system and gave examples of what to do.

Jim Rosenbeck, 13 Lewis Ave, felt that removing trash from the taxes was a good idea, noted that he was a supporter of ARC but not government mandates, and felt the change should be slowed down. He appreciated the opportunity to choose who he wanted for his trash collection and didn't think the sky would fall if the City got out of the trash business. He wasn't concerned with the number of trucks in the City and noted that it worked in the Town of Batavia and elsewhere.

Tom Clark, 43 Montclair Ave, noted that his concern from the beginning was the process because it was flawed and came out of nowhere. He didn't know how the change would affect everyone.

Motion to close by Councilperson Russell, seconded by Councilperson Christian and all of Council was in favor.

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Communications

Ron Hallman requested to have a Crop Walk on Saturday, April 27th from 9:30 – 11:00am starting and ending at Richmond Memorial Library parking lot. Council approved.

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Council President's Report

A proclamation was made by Councilperson Hawley to Jay Steinbrenner who retired as a fire captain after 25-plus years of service and who took on added responsibilities throughout his career.

A proclamation was made by Councilperson Briggs to John Peck who retired as a sergeant after 24-plus years. Mr. Peck began as a police officer and mentored countless recruits.

Council President Buckley announced that the next regular City Council Conference Meeting would be held on Monday, March 25, 2013 at 7:00 PM at the City Hall Council Board Room, 2nd Floor, City Centre.

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City Attorney's Report

Mr. Van Nest gave an update on the Batavia Iron and Metal project. He noted that the DEC had taken over the site and Chris Brown from GZA presented a powerpoint presentation. Mr. Brown reviewed the time frame of the project which began with DEC approving work plans in November 2005. He noted that additional work had been done at the request of DEC, results were evaluated and a remedy proposed. Mr. Brown explained that DEC would roll the site into a superfund because ERP funding was gone. Mr. Brown noted that over 130 samples of soil, air, water, etc had been collected from January 2006 – December 2010, over 40 tons of hazardous waste had been removed, and DEC was supposed to issue a decision on March 31, 2013. He noted that remedial design was to begin in the fall of 2013 and action in 2014 would depend on funding.

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City Manager's Report

Mr. Molino noted there was nothing specific to report.

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Committee Reports

Councilperson Pacino was surprised with all that had happened at the BID meetings when she was out shared some of their planned events including a downtown festival and chili cook-off.

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Public Comments

None.

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Council Responses to Public Comments

None.

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Unfinished Business

None.

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New Business

#27-2013

RESOLUTION AUTHORIZING THE ADOPTION OF AN INVESTMENT POLICY FOR THE CITY OF BATAVIA, NEW YORK

Motion of Councilperson Briggs

WHEREAS, the City of Batavia is the custodian of moneys and is authorized to invest such money; and

WHEREAS, the City's independent auditor has recommended an investment policy be updated and reviewed annually by Council; and

WHEREAS, the Batavia City Council last updated the Investment Policy April 11, 2011; and

WHEREAS, such policy is in compliance with the current legal requirements under New York State General Municipal Law Sections 10 and 11 and is in the required format mandated by the State Comptroller; and

WHEREAS, said policy has been reviewed and approved by both the City's Fiscal Advisor and the City's Independent Auditor;

NOW THEREFORE, BE IT RESOLVED, that the Batavia City Council of the City of Batavia, New York hereby authorizes the adoption of the attached Investment Policy effective immediately.

Seconded by Councilperson Russell and on roll call approved 8-0.

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**#28-2013
RESOLUTION TO ESTABLISH A CAPITAL PROJECT**

Motion of Councilperson Russell

WHEREAS, the City of Batavia has committed fund balance for the purpose of multi-modal improvements for the Richmond Avenue and North Street corridor.

NOW, THEREFORE, BE IT RESOLVED, that the following capital project be established as follows:

<u>PROJECT</u>		<u>AMOUNT</u> <u>FUNDING SOURCE</u>
.1202 – Richmond Ave North Street Corridor – Multi-modal Improvements	\$300,000.00	General Fund – Committed Fund Balance

Seconded by Councilperson Briggs and on roll call approved 8-0.

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**#29-2013
RESOLUTION TO DISCONTINUE THE PUBLIC USE AND TO AUTHORIZE THE
COUNCIL PRESIDENT TO SIGN A PURCHASE AND SALE CONTRACT FOR 11
HARVESTER AVENUE AND 2 MCKINLEY AVENUE WITH BATAVIA HOUSING
AUTHORITY**

Motion of Councilperson Hawley

WHEREAS, the City foreclosed on 11 Harvester Avenue (SBL #84.059-2-54.1) and 2 McKinley Avenue (SBL #84.059-2-5) for non-payment of property taxes; and

WHEREAS, on October 12, 2010 and pursuant to Section 150 of the Public Housing Law the City Council adopted a Residential Re-Development Land Use Plan for the purpose of assisting with the elimination of blight and existing substandard housing conditions, while providing a means for individuals and families of low income to acquire and reside in adequate housing; and

WHEREAS, the Batavia Housing Authority has agreed to assist and partner with the City of Batavia with property transfer and residential re-development efforts subject to the Residential Re-Development Land Use Plan; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia, that it discontinues the public use of said properties and authorizes the City Council President to sign a Purchase and Sale Contract for each property, as well as, all necessary and appropriate closing documents, to convey 11 Harvester Avenue and 2 McKinley Avenue to the Batavia Housing Authority, subject to the Batavia Housing Authority's execution of the Purchase and Sale Contract that is satisfactory to the City Attorney's Office.

Seconded by Councilperson Christian and on roll call approved 8-0.

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#30-2013

RESOLUTION AUTHORIZING THE CITY COUNCIL PRESIDENT TO SIGN A DWYER STADIUM LEASE AND SUBLEASE EXTENSION AGREEMENT

Motion of Councilperson Pacino

WHEREAS, the City of Batavia is the owner of Dwyer Stadium and the Batavia Regional Recreation Corporation (BRRC) operates and manages the Dwyer Stadium facility as outlined in the Dwyer Stadium Lease Agreement; and

WHEREAS, the Genesee County Baseball Club, Inc. (GCBC) owns the Batavia Muckdogs minor league franchise and the BRRC sublets the premises to GCBC so that the Batavia Muckdogs can use the facility to play its home baseball games at Dwyer Stadium; and

WHEREAS, GCBC and Rochester Community Baseball, Inc. (RCBI) are parties to a Management and Operating Agreement by which RCBI manages and operates the day to day business of GCBC including the Batavia Muckdogs, pursuant to and as more particularly provided for by the Management and Operating Agreement.

WHEREAS, the City, BRRRC, GCBC and RCBI are mutually desirous of extending the Lease and Sublease Agreements, which presently is to expire on April 2, 2013, in accordance with, and as more particularly provided for by an Extension agreement.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia that the Council President by and is hereby authorized to sign said lease and sublease extension agreement as stated in “Attachment A” on behalf of the City of Batavia.

Seconded by Councilperson Hawley and on roll call approved 8-0.

DWYER STADIUM
LEASE AND SUBLEASE
EXTENSION AGREEMENT

This Lease and Sublease Extension Agreement (“Extension Agreement”) is made the day of March , 2013 by and among the City of Batavia (“City”), Batavia Regional Recreation Corporation (“BRRRC”), Genesee County Baseball Club, Inc. (“GCBC”) and Rochester Community Baseball, Inc. (“RCBI”).

RECITALS

- A. The City and BRRRC are parties to a Lease Agreement, dated March 12, 2008 pursuant to which the City, as owner of certain real property with improvement thereon consisting of a baseball field and grandstand facilities, known as Dwyer Stadium (“Premises” or “Facility”), leases the Facility to BRRRC to operate and manage the Facility.
- B. BRRRC, GCBC and the City are parties to a Sublease Agreement, dated April 3, 2008 pursuant to which BRRRC subleases the Facility to GCBC, owner of the Batavia Muckdogs, minor league franchise of the New York-Pennsylvania Professional Baseball League, Inc. (“NY-Penn League”), so that the Batavia Muckdogs can use the Facility to play its home baseball games at the Facility and which Sublease Agreement amended the Lease Agreement, in part, as more particularly set forth in the Sublease Agreement.
- C. GCBC and RCBI are parties to a Management and Operating Agreement by which RCBI manages and operates the day to day business of GCBC including the Batavia Muckdogs, pursuant to and as more particularly provided for by the Management and Operating Agreement.
- D. In connection with RCBI’s operation of the Batavia Muckdogs, GCBC, BRRRC and RCBI are parties to a Delegation Agreement, dated April 3, 2008 pursuant to which GCBC delegates to RCBI all of its rights, duties, privileges, obligations, benefits, responsibilities and authority under the Sublease Agreement and RCBI accepted and assumed such delegation and the City consented to the terms and conditions of the Delegation Agreement.

- E. On or about January 19, 2011 the City, BRRRC, GCBC and RCBI mutually extended the Lease Agreement and Sublease Agreement, which presently are to expire on April 2, 2013.
- F. The City, BRRRC, GCBC and RCBI are mutually desirous of extending the Lease Agreement and Sublease Agreement, which presently is to expire on April 2, 2013, and to confirm the continuation of the Delegation Agreement, in accordance with, and as more particularly provided for by this Extension Agreement.

NOW, THEREFORE, for good and valuable consideration the receipt of which is hereby acknowledged by the parties hereto and in consideration of the mutual covenants and agreements contained therein, it is agreed as follows:

- 1. Subject to and pursuant to the terms and conditions set forth in this Extension Agreement, the Lease Agreement, as amended by the Sublease Agreement, is extended so that the term of the Lease Agreement shall continue through and including April 2, 2015, unless terminated earlier as more particularly provided for therein.
- 2. The Lease Agreement, as amended by the Sublease Agreement, shall remain in full force and effect in accordance with its provisions during the extended term.
 - (b) The Sublease Agreement shall remain in full force and effect in accordance with its provisions except as follows:
 - (i) Section 18 of the Sublease Agreement is hereby amended as follows:

18. Capital Fund. In addition to the City's obligations set forth in Section 13 of the Lease Agreement, the City shall maintain the Dwyer Stadium Capital Fund, which funds shall be utilized as set herein and as permitted by the fund. The current balance in the capital fund is \$60,469. The City shall maintain a minimum capital fund balance of \$20,000 during the 2013 and 2014 NY-Penn League seasons. Under no circumstances shall the payment of the capital fund obligation eliminate (and shall be in addition to) the City's financial obligation to maintain and repair the Premises as provided in Section 13 of the lease or pursuant to Sections 5(d), 5(h), 5(i) or Section 19 herein. GCBC shall on an annual basis submit a capital project plan and budget for the next year for review and approval by the City. The City shall approve the capital project and spending prior to GCBC performing or undertaking any capital projects or improvements.
- 3. The parties hereby agree and reconfirm that the Delegation Agreement remains in full force and effect in accordance with its provisions.

4. Except as specifically set forth in this Extension Agreement, neither the Lease Agreement, Sublease Agreement nor the Delegation Agreement are otherwise amended or modified.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day first written above.

CITY of BATAVIA

GENESEE COUNTY BASEBALL CLUB, INC.

By: _____
Tim Buckley, Council President

By: _____
Brian Paris, President

BATAVIA REGIONAL RECREATION CORPORATION

ROCHESTER COMMUNITY BASEBALL, INC.

By: _____
Steven Maxwell, President

By: _____
Gary Larder, President

STATE OF NEW YORK)
 :SS.:
COUNTY OF GENESEE)

On this ____ day of _____ 2013, before me personally came TIM BUCKLEY, known to me to be the COUNCIL PRESIDENT of the CITY OF BATAVIA and the same person who executed the foregoing instrument; and that she acknowledged that she executed the foregoing instrument on behalf of the CITY OF BATAVIA as said COUNCIL PRESIDENT and pursuant to the authority vested in her by resolution of the City of Batavia City Council.

Notary Public

#31-2013
RESOLUTION TO ENTER INTO AN AGREEMENT WITH
ALLSTATE POWER VAC, INC. FOR CAST IN-PLACE PIPELINING

Motion of Councilperson Canale

WHEREAS, in accordance with General Municipal Law Section 103, on February 8, 2013 the City of Batavia issued a competitive bid request for Cast in-place pipelining of sanitary sewers; and

WHEREAS, on February 20, 2013 four (4) companies submitted sealed bids which were publicly opened and read aloud; and

WHEREAS, a competitive bid was made by Allstate Power Vac, Inc. for the City of Batavia Pipelining 2013, BID # 2013-01 as specified in the bid document issued February 8, 2013; and

WHEREAS, in accordance with General Municipal Law Section 103, the City of Batavia has canvassed all bids and evaluated responsiveness to the City of Batavia's bid specifications; and

WHEREAS, Allstate Power Vac, Inc. is the lowest responsible bidder meeting all bid specifications as set forth herein:

The unit price bid is as follows:

Item 603R – Maintenance and Protection of Traffic – Lump Sum - \$3,000.00

Item 604A – Install CIPP Lining 8” Dia. – 4145 Linear Feet @ \$27.00/LF - \$111,915.00

Item 603R – Clean & Video Inspection – Lump Sum - \$6,217.50

Project total bid cost of - \$121,132.50

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Council President is hereby authorized on behalf of the City to execute an agreement with Allstate Power Vac, Inc. for the Cast in-place pipelining of sanitary sewers.

Seconded by Councilperson Russell and on roll call approved 8-0.

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#32-2013

**RESOLUTION ESTABLISHING THE CITY OF BATAVIA AS LEAD AGENCY
UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (“SEQR”) FOR
AN AMENDMENT TO THE ZONING MAP FOR RE-ZONING A SECTION
OF THE R-2 RESIDENTIAL DISTRICT TO I-1 INDUSTRIAL**

Motion of Councilperson Doeringer

WHEREAS, the City of Batavia has proposed to amend the zoning map to rezone a section of land at 665 East Main Street from R-2 Residential District to I-1 Industrial.

WHEREAS, the amendment of the City’s zoning map is an Unlisted Action under SEQR; and

WHEREAS, in accordance with SEQR the City Council of the City of Batavia has declared its intent to act as lead agency for the Action; and

WHEREAS, a Short Environmental Assessment Form has been completed for the Action, a copy of which is attached hereto as Schedule A; and

WHEREAS, the City Council has carefully reviewed the potential environmental impacts of the proposed action against the criteria set forth in 6 NYCRR 617.7(c) and has taken a hard look at the potential environmental impacts required by SEQR, and

RESOLVED, that the City Council of the City of Batavia in accordance with SEQR and 6 NYCRR 617.6 hereby establishes itself as Lead Agency for the purpose of completing SEQR review of the amendment to the City’s zoning map; and it is further

RESOLVED, that the City Council having reviewed a completed Short Environmental Assessment Form and accompanying narrative which is part of the record of this Action and having considered the environmental impacts of the proposed action against the criteria in 6 NYCRR 617.7(c), finds that the proposed action will not result in any significant adverse environmental impact; and it is further

RESOLVED, the City Council does hereby authorize and direct the City Clerk to duly file this Negative Declaration.

Seconded by Councilperson Christian and on roll call approved 8-0.

Discussion – Mr. Van Nest noted that a negative declaration was issued.

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#33-2013

**RESOLUTION TO ADOPT AN ORDINANCE AMENDING CHAPTER 190 ENTITLED
“ZONING” OF THE CITY OF BATAVIA MUNICIPAL CODE TO**

AMEND THE ZONING OF THE CITY OF BATAVIA

Motion of Councilperson Canale

WHEREAS, Ordinance #2-2013 entitled “An Ordinance Amending Chapter 190 Entitled “Zoning” of the City of Batavia Municipal Code to Amend the Zoning Map of the City of Batavia” was introduced before the City Council of the City of Batavia, New York on February 11, 2013; and

WHEREAS, a copy of proposed Ordinance #2-2013 is attached hereto; and

WHEREAS, the purpose of the proposed Ordinance is to amend the Zoning Map of the City of Batavia to Rezone a portion of the premises at 665 East Main from an R-2 Residential District to an I-1 Industrial District; and

WHEREAS, Section 190-51 of the Batavia Municipal Code provides that the City Council may from time to time make zoning map amendments after review and report by the City’s Planning and Development Committee; and

WHEREAS, on February 19, 2013 the City of Batavia’s Planning and Development Committee reviewed the proposed rezoning of said parcel, held a public hearing and after careful analysis of relevant land-use factors voted to unanimously recommend that the City of Batavia rezone the parcel from R-2 Residential to I-1 Industrial District.

WHEREAS, City Council held a public hearing on said proposed ordinance on Monday, February 25, 2013 pursuant to Public Notice duly published in the Batavia Daily News;

BE IT RESOLVED by the Council of the City of Batavia that said proposed Ordinance, #2-2013, be and the same is hereby adopted.

Seconded by Councilperson Doeringer and on roll call approved 8-0.

ORDINANCE #2-2013

AN ORDINANCE AMENDING CHAPTER 190 ENTITLED “ZONING” OF THE CITY OF BATAVIA MUNICIPAL CODE TO AMEND THE ZONING MAP OF THE CITY OF BATAVIA

SECTION 1. AMENDMENT OF THE ZONING MAP OF THE CITY OF BATAVIA TO REZONE PREMISES FROM AN R-2 DISTRICT TO AN I-1 INDUSTRIAL DISTRICT

PREMISES BEING MORE RECENTLY DESCRIBED AS ALL THAT TRACT OF PARCEL OF LAND, situate in the City of Batavia, County of Genesee and State of New York, known and distinguished as the south middle part of Lot No. 10, Section 8, Township No. 12, Range 1 of the Holland Land Company’s survey, bounded and described as follows:

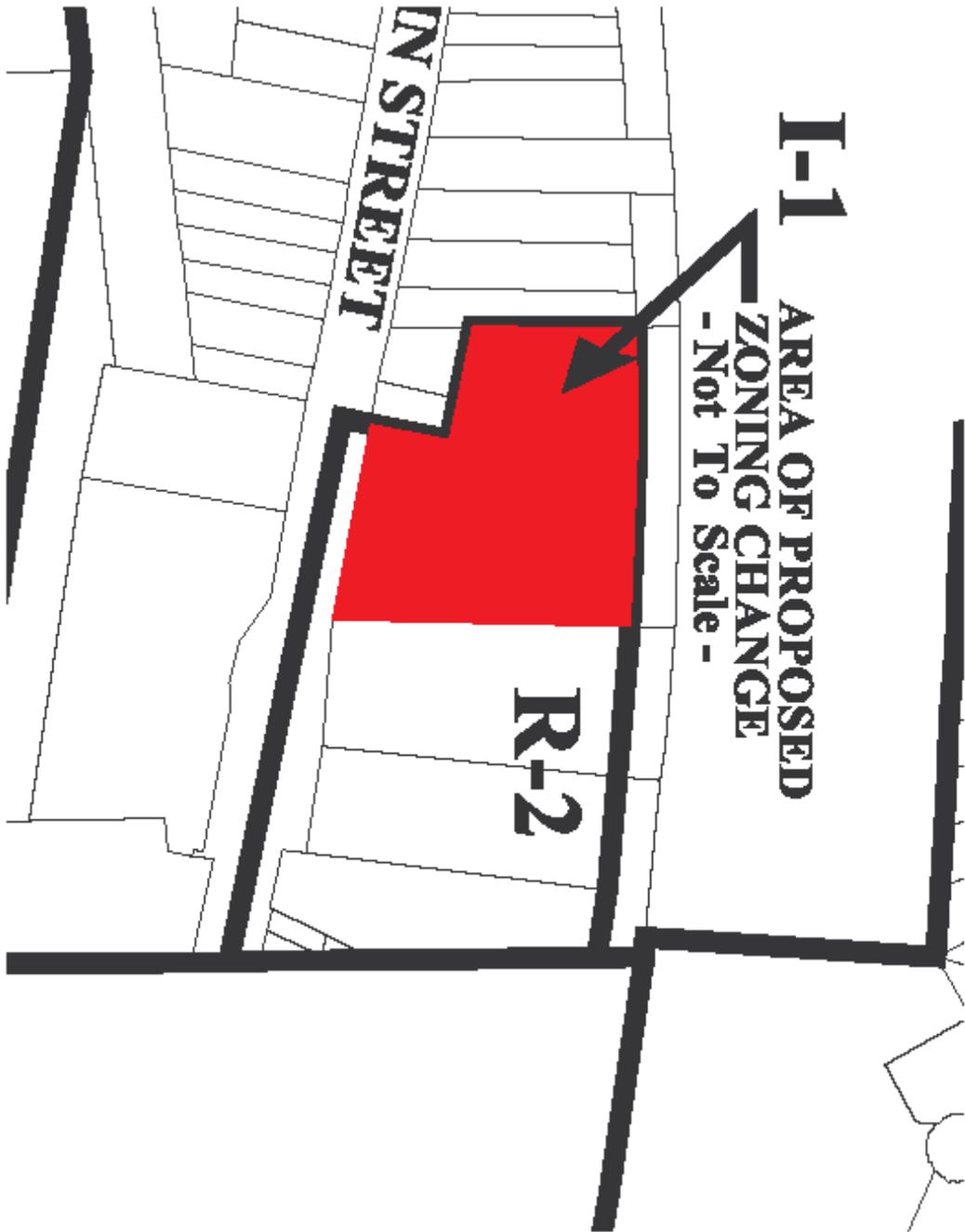
BEGINNING on the south bounds of the Erie Railroad Company's land at the northwest corner of the premises conveyed by David Stewart and wife to Philip Hartnell by deed dated May 19, 1866, and recorded May 19, 1866, in the Genesee County Clerk's Office in Liber 120 of Deeds at Page 313; thence easterly along the southerly bounds of said railroad company's land 447.35' to lands formerly owned by James Crabb; thence south parallel with the east line of said lot and along said Crabb's west bounds 458.02' to the Genesee Road, now called East Main Street; thence west along the north bounds of said road 298.30'; thence northerly at right angles with the northerly bounds of said East Main Street and along the easterly bounds of a parcel of land conveyed by The Batavia Barracks Corporation, Inc. to Fred A. Coolidge and others by deed dated February 1, 1921, recorded February 1, 1921, in Liber 246 of Deeds, page 48, Genesee County Clerk's Office, 133.67 feet to the northeasterly corner of said parcel so conveyed to said Coolidge and others; thence westerly parallel with the northerly bounds of said highway 172.50 feet to the westerly bounds of the premises so conveyed by Stewart to Hartnell; thence northerly along said premises and along the premises conveyed to Norman F. Miner by Marshfield Burt and wife by deed dated October 1, 1840, recorded June 23, 1868, in Liber 124 of Deeds, page 361, Genesee County Clerk's Office, 246.60' to the place of beginning.

The Zoning Ordinance of the City of Batavia, New York, dated and adopted July 25, 1973, and the Zoning Map of the City of Batavia, New York, dated and adopted September 24, 1973 (Said map being part of said Ordinance), as amended, are hereby further amended for the purpose of re-zoning the premises hereinafter described from an R-2 District to a I-1 District:

SECTION 2. EFFECTIVE DATE

This Ordinance shall take effect immediately after the date of passage and in accordance with law.

Deletions designated by ~~strikeout~~
Additions designated by [brackets]



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**#34-2013
RESOLUTION TO APPOINT MEMBERS TO VARIOUS CITY COMMITTEES/
BOARDS**

Motion of Councilperson Hawley

WHEREAS, certain vacancies exist on various City Committees/Boards.

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

Youth Board

Brittany Hein	December 31, 2015
JoAnn Lawrence-Hyde	December 31, 2015

Mall Operating Committee

Jason Molino	December 31, 2013
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Batavia Business Improvement District

Councilperson Patti Pacino	March 31, 2014
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Seconded by Councilperson Pacino and on roll call approved 8-0.

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**#35-2013
RESOLUTION APPOINTING MARRIAGE OFFICERS**

Motion of Councilperson Russell

WHEREAS, pursuant to Domestic Relations Law, Section 11-C, "Marriage Officers", one or more Marriage Officers may be appointed to have the authority to perform marriage ceremonies; and

WHEREAS, certain City Council members are desirous of having said authority to perform marriage ceremonies;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia that Council members may be authorized to perform marriage ceremonies pursuant to Domestic Relations Law, Section 11-C. Those members desirous of having said authority are:

Rose Mary Christian

Timothy E. Buckley

BE IT FURTHER RESOLVED, the term of appointment as Marriage Officer shall be for the length of the Council members term of office but shall not exceed four years.

Seconded by Councilperson Hawley and on roll call approved 8-0.

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Council President Buckley expressed his congratulations to the Batavia High School boys and Notre Dame girls basketball teams for their successful years.

Meeting adjourned at 9:45 PM.

Respectfully submitted,

**Heidi J. Parker
Clerk-Treasurer**