

CITY OF BATAVIA BUSINESS MINUTES SEPTEMBER 11, 2017

The regular business meeting of the City Council was held Monday, September 11, 2017 at 7:00 PM in the Council Chambers, One Batavia City Centre, Batavia, New York, with Council President Pro Tem Viele presiding.

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

Council President Pro Tem Viele called the meeting to order at 7:00 PM. Councilperson Christian asked for everyone to observe a moment of silence for the victims of the events on 9/11, Hurricane Harvey, and Hurricane Irma. She then led the Lord's Prayer and the Pledge of Allegiance.

The minutes from the August 2017 meeting and the July 2017 financials were approved.

The Council President Pro Tem assigned the regular agenda items.

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Communications

The Oath of Office was administered to Police Officer, Cody Mulcahy, by Deputy Clerk Aimslee Cassidy.

Batavia Brewing Company submitted a liquor license application. There were no objections from the police department. Council approved.

The Alzheimer's Association submitted an application for a walk on Saturday, September 23rd from 9 am – Noon starting and ending at Premier Nursing Home. The walk is to raise money for the Alzheimer's Association. Council approved.

John Kennedy Intermediate School is looking to host a Color Run on Saturday, October 21st at 10 am. The Color Run is a fundraiser for the school. Council approved.

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Council President's Report

Council President Pro Tem Viele announced the next regular City Council Conference meeting would be held Monday, September 25, 2017 in the City Hall Council Board Room, 2nd Floor, City Centre.

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City Attorney's Report

Mr. Van Nest noted that he had nothing specific to report.

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City Manager's Report

Mr. Molino noted that he was still waiting for the DRI announcement and would let everyone know as soon as he hears something.

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Committee Reports

Councilperson Pacino noted that the BID had pretty much wrapped up events scheduled for the summer. She noted that the farmer's market would go through the middle of October.

Councilperson Tabelski announced the next GAM meeting would be held 9/21, and would be hosted by the Town of Elba.

Council President Pro Tem Viele acknowledged Director of Public Works, Matthew Worth for a job well done with the construction projects on Elm and Vine. He also thanked Mr. Worth and Mr. Molino for work being done at the rink. City Manager, Jason Molino, also thanked Council President Pro Tem Viele, Mr. Reich and Mr. Ells for their work on the women's locker room improvements, which should be completed soon.

Councilperson Bialkowski noted that the music event held over the weekend had experienced very few problems. He said that the few calls he received were regarding the sound level. He also voiced his concerns with event organizers use of golf carts at the event site. Jason Molino said that they would speak with event organizers for events in the future.

Councilperson Pacino said that she had received calls from concerned members of the Batavia High School Cross Country team regarding the gazebo that was recently demolished, as runner's times were posted on the gazebo walls. Jason Molino indicated that the School District had signed off on the demolition. Councilperson Bialkowski suggested looking into having a Resolution for future demolition projects, which might eliminate issues of this nature in the future.

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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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#86-2017

A RESOLUTION TO APPOINT MEMBERS TO VARIOUS CITY COMMITTEES/ BOARDS

Motion of Councilperson Briggs

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

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

Community Garden Committee

Carolyn Pratt

December 31, 2021

Seconded by Councilperson Bialkowski and on roll call approved 7-0.

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#87-2017

A RESOLUTION TO CLOSE OUT CAPITAL PROJECTS

Motion of Councilperson Christian

WHEREAS, the City of Batavia should periodically close capital projects which are completed; and

WHEREAS, projects completed at this time that require official closing are listed as follows:

- #0902 Cedar Street Reconstruction
- #1509 Grit Pump & Blower
- #9207 Landfill
- #1506 Washington Avenue Sewer Replacement (Bank to Ross) (Jefferson to Bank) and State Street Sanitary Sewer Siphon Elimination
- #1507 Secondary Pond No. 1 Sludge Removal

WHEREAS, the City Council authorizes the City Manager to make the recommended transfers and close out the specified capital projects effective September 11, 2017; and

WHEREAS, in order to close the Cedar Street Reconstruction project we need to transfer \$1,621.65 from the Capital Projects Fund to the General Fund.

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

\$1,621.65 from 030.9961.0901.0902 Capital Fund Transfers out
to 001.0001.5031.0000 General Fund Transfers in

Seconded by Councilperson Pacino and on roll call approved 7-0.

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#88-2017

A RESOLUTION TO AMEND THE 2017-2018 POLICE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A POLICE TRAFFIC SERVICES GRANT

Motion of Councilperson Bialkowski

WHEREAS, the City of Batavia Police Department has received a grant in the amount of \$11,374 from the New York State Governor’s Traffic Safety Committee to participate in the statewide Police Traffic Services Program. The goal is to increase seat belt usage and reduce dangerous driving behaviors in an effort to reduce serious injury and death from traffic crashes; and

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

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Manager be and hereby is authorized to make the following budget amendment to the 2017-2018 budget effective September 11, 2017 to cover various traffic enforcement details card equipment purchases:

Increase expenditure accounts:		
001.3120.0101.1166	\$	11,374.00
Increase revenue accounts:		
001.0001.4389.1166	\$	11,374.00

Seconded by Councilperson Christian and on roll call approved 7-0.

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#89-2017

A RESOLUTION TO AMEND THE 2017-2018 POLICE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A NYS DIVISION OF CRIMINAL JUSTICE SERVICE GRANT

Motion of Councilperson Pacino

WHEREAS, the City of Batavia Police Department has received a grant in the amount of \$10,000 from the New York State Division of Criminal Justice Services for the purchase of law enforcement equipment; and

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

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Batavia that the City Manager be and hereby is authorized to make the following budget amendment to the 2017-2018 budget effective September 11, 2017 to cover a future technology purchase:

Increase expenditure accounts:		
001.3120.0201.1167	\$	10,000.00

Increase revenue accounts:
001.0001.3389.1167 \$ 10,000.00

Seconded by Councilperson Briggs and on roll call approved 7-0.

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#90-2017

A RESOLUTION TO CHANGE USE OF BUDGETED REPLACEMENT SWITCHES

Motion of Councilperson Tabelski

WHEREAS, the adopted 2017-2018 budget approved the use \$15,000 of funds from the Administrative Equipment Reserve to replace two switches in the City’s information technology infrastructure; and

WHEREAS, following further evaluation it was determined that a radio replacement was needed instead of switch replacements due to system failures.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Batavia does hereby transfer an addition \$3,400 from the Administrative Equipment Reserve to cover the additional costs related to replacing a radio; and

BE IT FURTHER RESOLVED, by the City Council of the City of Batavia that the City Manager be and hereby is authorized to make the following budget amendment:

Effective September 11, 2017, amend the 2017-18 budget by increasing the following expenditure account:

001.1680.0200.2112 \$3,400.00

And by increasing the following revenue account:

001.0001.0511.2112 \$3,400.00

Seconded by Councilperson Canale and on roll call approved 7-0.

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#91-2017

**A RESOLUTION AUTHORIZING THE ADOPTION OF A PURCHASING MANUAL
FOR THE CITY OF BATAVIA, NEW YORK**

Motion of Councilperson Canale

WHEREAS, General Municipal Law §104-b (4) requires the governing body of every municipality to annually review and adopt a procurement policy for all goods and services; and

WHEREAS, the City Council last adopted its Purchasing Manual on March 14, 2016; and

WHEREAS, comments have been solicited from all Department Heads and Bureau Chief's in the City of Batavia involved in the procurement process; and

WHEREAS, said Purchasing Manual has been reviewed and approved by the City's Attorney.

NOW THEREFORE, BE IT RESOLVED, that the Batavia City Council of the City of Batavia, New York does hereby adopt the following Purchasing Manual effective immediately.

Seconded by Councilperson Pacino and on roll call approved 7-0.

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MOTION TO ENTER EXECUTIVE SESSION

Motion of Councilperson Pacino

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..." and;

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;

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..."

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 Christian and on roll call approved 7-0.

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Meeting adjourned at 8:00 PM.

Respectfully submitted,

**Aimslee M. Cassidy
Deputy Clerk-Treasurer**