

**BATAVIA CITY COUNCIL  
BUSINESS MEETING**

**Monday, September 14, 2020  
7:00 PM**

**City Council Board Room, City Hall, 2<sup>nd</sup> Floor**

**AGENDA**

- I. Call to Order
  - II. Approval of June 2020 Financials
  - III. Approval of August 2020 Minutes
  - IV. Assignment of Agenda Items
  - V. City Attorney's Report
  - VI. City Manager's Report
  - VII. Committee Reports
  - VIII. Unfinished Business
  - IX. New Business
- #62-2020 A Resolution To Approve The City of Batavia Deer Management Plan
- #63-2020 A Resolution To Amend The 2020-2021 Fire Department Budget To Reflect The Receipt Of A FEMA Assistance To Firefighters Grant, In The Amount Of \$68,880.95
- #64-2020 A Resolution To Amend The 2020-2021 Fire Department Budget To Reflect The Receipt Of A FM Global Fire Investigation Equipment Grant, In The Amount Of \$1,638.00
- #65-2020 A Resolution To Amend The 2020-2021 Fire Department Budget To Reflect The Receipt Of A Bicycle And Pedestrian Safety Grant, In The Amount Of \$800.00
- #66-2020 A Resolution To Amend The 2020-2021 Fire Department Reflect The Receipt Of A Car Seat Grant, In The Amount Of \$3,200.00
- #67-2020 A Resolution Of The City Council Of The City Of Batavia Authorizing The Purchase And Financing, By The Issuance Of Serial Bonds, Of A Jet-Vacuum Truck For Use In The City's Sanitary Sewer System, Water System,

**Storm Sewer System And Highway Maintenance Operations And  
Authorizing The City Manager Or Other Authorized Officer Of The City  
To Take Any And All Necessary Actions To Complete Said Purchase  
And Financing**

**#68-2020 A Resolution to Amend the 2020-21 Police Department Budget to  
Reflect the Receipt of a Police Traffic Services Grant**

**X. Executive Session...Employment Matters**

**XI. Adjournment**

**GENERAL FUND**  
**CITY OF BATAVIA**  
**FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %	Change \$
<b>Revenues</b>							
Real Property Taxes	\$ 5,806,078.00	\$ 5,806,078.00	\$ 5,806,078.71	100.00%	\$ 5,272,772.85	10.11%	\$ 533,306
Gain -Sale Tax Acquired Prop.	\$ 22,000.00	\$ 22,000.00	\$ -	0.00%	\$ 22,397.95	-100.00%	\$ (22,398)
Payments in Lieu of Tax	\$ 41,000.00	\$ 41,000.00	\$ 37,516.57	91.50%	\$ 62,832.00	-40.29%	\$ (25,315)
Interest & Pen. on Tax	\$ 200,000.00	\$ 200,000.00	\$ 24,054.07	12.03%	\$ 12,424.73	93.60%	\$ 11,629
Sales and Use Tax	\$ 6,500,000.00	\$ 6,500,000.00	\$ -	0.00%	\$ -		\$ -
Utility Gross Receipts Tax	\$ 180,000.00	\$ 180,000.00	\$ 40,618.06	22.57%	\$ 43,757.84	-7.18%	\$ (3,140)
Cable TV Franchise	\$ 200,000.00	\$ 200,000.00	\$ 3,207.38	1.60%	\$ -		\$ 3,207
Clerk/Treasurer Fees	\$ 40,000.00	\$ 40,000.00	\$ 3,507.75	8.77%	\$ 5,061.25	-30.69%	\$ (1,554)
Charges for Tax Redemption	\$ -	\$ -	\$ 340.00		\$ 300.00	13.33%	\$ 40
Marriage Licenses	\$ 3,000.00	\$ 3,000.00	\$ 320.00	10.67%	\$ 910.00	-64.84%	\$ (590)
Other Gen Govern Dept Inc.	\$ -	\$ -	\$ -		\$ -		\$ -
Police Fees	\$ 2,800.00	\$ 2,800.00	\$ 255.00	9.11%	\$ 825.12	-69.10%	\$ (570)
Dog Seizure Fees	\$ 600.00	\$ 600.00	\$ 30.00	5.00%	\$ 90.00	-66.67%	\$ (60)
Other Public Safety Dept Inc	\$ 15,000.00	\$ 15,000.00	\$ -	0.00%	\$ 425.88	-100.00%	\$ (426)
Vital Statistics Fees	\$ 33,000.00	\$ 33,000.00	\$ 5,030.00	15.24%	\$ 10,123.00	-50.31%	\$ (5,093)
Fines & Forfeited Bail	\$ 128,000.00	\$ 128,000.00	\$ (5,347.00)	-4.18%	\$ 18,479.36	-128.93%	\$ (23,826)
Maintenance Fee - Ice Rink	\$ 40,458.00	\$ 40,458.00	\$ -	0.00%	\$ -		\$ -
Park User Fees	\$ 5,000.00	\$ 5,000.00	\$ (50.00)	-1.00%	\$ 2,752.00	-101.82%	\$ (2,802)
Special Recreat. Fac Charges	\$ 25,000.00	\$ 25,000.00	\$ -	0.00%	\$ -		\$ -
Other Culture & Rec income	\$ -	\$ 4,000.00	\$ -	0.00%	\$ -		\$ -
Zoning Fees	\$ 1,000.00	\$ 1,000.00	\$ 450.00	45.00%	\$ 750.00	-40.00%	\$ (300)
Code Violation Charges	\$ 32,000.00	\$ 32,000.00	\$ -	0.00%	\$ 3,924.15	-100.00%	\$ (3,924)
Public Safety for Other Govt	\$ 76,150.00	\$ 76,150.00	\$ -	0.00%	\$ -		\$ -
EMS Program	\$ 24,000.00	\$ 24,000.00	\$ (900.00)	-3.75%	\$ 1,560.00	-157.69%	\$ (2,460)
Interest and Earnings	\$ 75,000.00	\$ 75,000.00	\$ 1,715.31	2.29%	\$ 1,647.90	4.09%	\$ 67
Interest and Earnings Reserves	\$ -	\$ -	\$ 1,236.76		\$ 9,260.13	-86.64%	\$ (8,023)
Rental of Real Property	\$ 48,584.00	\$ 48,584.00	\$ 16,605.34	34.18%	\$ 13,639.16	21.75%	\$ 2,966
Rental, other - facility usage	\$ 1,000.00	\$ 1,000.00	\$ -	0.00%	\$ 405.00	-100.00%	\$ (405)
Business/Occup. Licenses	\$ 5,000.00	\$ 5,000.00	\$ 820.00	16.40%	\$ 1,735.00	-52.74%	\$ (915)
Games of Chance	\$ 50.00	\$ 50.00	\$ -	0.00%	\$ -		\$ -
Bingo Licenses	\$ 1,000.00	\$ 1,000.00	\$ 28.35	2.84%	\$ 174.72	-83.77%	\$ (146)
Dog Licenses	\$ 11,000.00	\$ 11,000.00	\$ 2,026.00	18.42%	\$ 3,353.00	-39.58%	\$ (1,327)
Licenses, Other	\$ 800.00	\$ 800.00	\$ 129.42	16.18%	\$ 827.05	-84.35%	\$ (698)
Bldg/Alter Permits	\$ 37,000.00	\$ 37,000.00	\$ 25,989.90	70.24%	\$ 9,185.50	182.94%	\$ 16,804
Street Opening Permits	\$ 4,000.00	\$ 4,000.00	\$ 2,000.00	50.00%	\$ 1,240.00	61.29%	\$ 760
Plumbing Permits	\$ 3,000.00	\$ 3,000.00	\$ 934.00	31.13%	\$ 1,108.00	-15.70%	\$ (174)
Permits, Other	\$ 8,000.00	\$ 8,000.00	\$ 4,300.00	53.75%	\$ 4,510.00	-4.66%	\$ (210)
Parking ticket fees	\$ 35,000.00	\$ 35,000.00	\$ 450.00	1.29%	\$ 6,400.00	-92.97%	\$ (5,950)
Forfeiture of Deposits	\$ 1,000.00	\$ 1,000.00	\$ -	0.00%	\$ 745.00	-100.00%	\$ (745)
Sale of Scrap/Excess Mat.	\$ 4,000.00	\$ 4,000.00	\$ -	0.00%	\$ 769.73	-100.00%	\$ (770)
Minor Sales	\$ 500.00	\$ 500.00	\$ 7.70	1.54%	\$ 71.85	-89.28%	\$ (64)
Sale of Real Property	\$ -	\$ -	\$ -		\$ -		\$ -
Sale of Equipment	\$ 8,000.00	\$ 8,000.00	\$ -	0.00%	\$ 8,000.00	-100.00%	\$ (8,000)
Insurance Recoveries	\$ 25,000.00	\$ 25,000.00	\$ (4,509.94)	-18.04%	\$ -		\$ (4,510)
Other Comp for Loss	\$ 10,000.00	\$ 10,000.00	\$ -	0.00%	\$ 414.62	-100.00%	\$ (415)
Refund-Prior Year Exps	\$ -	\$ -	\$ -		\$ 650.00	-100.00%	\$ (650)
Healthcare Premiums	\$ 84,260.00	\$ 84,260.00	\$ 13,998.40	16.61%	\$ 11,860.26	18.03%	\$ 2,138
Healthcare Revenue	\$ 24,000.00	\$ 24,000.00	\$ 15,155.97	63.15%	\$ -		\$ 15,156
Gifts and Donations	\$ 6,600.00	\$ 169,972.91	\$ (1,097.09)	-0.65%	\$ 5,000.00	-121.94%	\$ (6,097)
VLT	\$ -	\$ -	\$ 352,631.20		\$ 440,789.00	-20.00%	\$ (88,158)
Unclassified Revenue	\$ 3,000.00	\$ 3,000.00	\$ 12,144.77	404.83%	\$ -		\$ 12,145
Per Capita State Aid	\$ 1,750,975.00	\$ 1,750,975.00	\$ 1,504,868.00	85.94%	\$ 1,504,868.00	0.00%	\$ -
Mortgage Tax	\$ 150,000.00	\$ 150,000.00	\$ 103,929.86	69.29%	\$ 58,046.37	79.05%	\$ 45,883
Real Property Tax Admin	\$ -	\$ -	\$ -		\$ -		\$ -
State Aid - Homeland Security	\$ -	\$ -	\$ -		\$ -		\$ -
State Aid - Public Safety	\$ -	\$ 33,068.94	\$ (828.26)	-2.50%	\$ 2,055.51	-140.29%	\$ (2,884)
Consolidate Highway (CHIPS)	\$ 310,000.00	\$ 310,000.00	\$ -	0.00%	\$ (5,350.00)	-100.00%	\$ 5,350
State Aid - Other Transport.	\$ -	\$ -	\$ -		\$ -		\$ -
Recreation Program	\$ 19,442.00	\$ 21,518.00	\$ (7,924.00)	-36.82%	\$ 3,442.00	-330.21%	\$ (11,366)
Arterial Reimbursement	\$ 180,000.00	\$ 180,000.00	\$ -	0.00%	\$ (218,539.88)	-100.00%	\$ 218,540
State Aid - Planning Studies	\$ -	\$ -	\$ -		\$ -		\$ -
State Aid- Assess.Parcel Reim	\$ -	\$ -	\$ -		\$ -		\$ -
State Aid - Home&Comm Srvc	\$ -	\$ 28,000.00	\$ -	0.00%	\$ -		\$ -
Fed. Aid - Bullet Proof Vest	\$ 3,530.00	\$ 3,530.00	\$ 2,034.00	57.62%	\$ 1,220.40	66.67%	\$ 814
Fed. Aid - Hmid Security	\$ -	\$ -	\$ -		\$ -		\$ -
Fed Aid - Planning Studies RBC	\$ -	\$ -	\$ -		\$ -		\$ -
Fed Aid - Public Safety	\$ 10,000.00	\$ 20,500.00	\$ 950.09	4.63%	\$ (444.46)	-313.76%	\$ 1,395
Fed Aid - Community Dev Act	\$ -	\$ -	\$ -		\$ -		\$ -
Interfund Transfers	\$ 335,000.00	\$ 335,000.00	\$ -	0.00%	\$ -		\$ -
Appropriated Reserves	\$ 809,709.00	\$ 809,709.00	\$ -	0.00%	\$ 114,327.00	-100.00%	\$ (114,327)
Appropriated Fund Balance	\$ 259,100.00	\$ 259,100.00	\$ -	0.00%	\$ -		\$ -
<b>TOTAL REVENUES</b>	<b>\$ 17,598,636.00</b>	<b>\$ 17,839,653.85</b>	<b>\$ 7,962,706.32</b>	<b>44.63%</b>	<b>\$ 7,440,796.99</b>	<b>7.01%</b>	<b>\$ 521,909</b>

**GENERAL FUND  
CITY OF BATAVIA  
FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %	Change \$
<b>Expenses</b>							
City Council	\$ 46,867.00	\$ 47,455.56	\$ 5,893.82	12.42%	\$ 6,937.13	-15.04%	\$ (1,043)
City Manager	\$ 180,626.00	\$ 180,626.00	\$ 32,951.93	18.24%	\$ 32,804.55	0.45%	\$ 147
Finance	\$ 132,605.00	\$ 132,605.00	\$ 13,146.10	9.91%	\$ 15,447.12	-14.90%	\$ (2,301)
Administrative Services	\$ 369,045.00	\$ 369,045.00	\$ 210,122.52	56.94%	\$ 113,616.13	84.94%	\$ 96,506
Clerk-Treasurer	\$ 174,760.00	\$ 178,560.00	\$ 27,040.65	15.14%	\$ 33,999.13	-20.47%	\$ (6,958)
City Assessment	\$ 146,130.00	\$ 146,324.24	\$ 28,556.51	19.52%	\$ 32,040.95	-10.87%	\$ (3,484)
Legal Services	\$ 234,917.00	\$ 234,917.00	\$ 47,225.30	20.10%	\$ 42,759.95	10.44%	\$ 4,465
Personnel	\$ 155,510.00	\$ 155,510.00	\$ 24,270.24	15.61%	\$ 22,029.73	10.17%	\$ 2,241
Engineering	\$ 26,800.00	\$ 26,800.00	\$ -	0.00%	\$ -		\$ -
Elections	\$ 21,230.00	\$ 21,230.00	\$ 21,230.00	100.00%	\$ 14,130.00	50.25%	\$ 7,100
Public Works Admin	\$ 105,430.00	\$ 105,430.00	\$ 18,270.79	17.33%	\$ 18,025.95	1.36%	\$ 245
City Facilities	\$ 314,790.00	\$ 314,790.00	\$ 58,906.68	18.71%	\$ 104,908.60	-43.85%	\$ (46,002)
Information Systems	\$ 109,300.00	\$ 115,075.00	\$ 14,110.58	12.26%	\$ 38,357.61	-63.21%	\$ (24,247)
Contingency	\$ 240,000.00	\$ 240,000.00	\$ -	0.00%	\$ -		\$ -
Property Loss	\$ -	\$ -	\$ -		\$ -		\$ -
Police	\$ 3,844,350.00	\$ 3,898,239.64	\$ 705,880.87	18.11%	\$ 722,848.38	-2.35%	\$ (16,968)
Fire	\$ 3,838,795.00	\$ 3,887,094.11	\$ 706,766.29	18.18%	\$ 889,991.55	-20.59%	\$ (183,225)
Control of Dogs	\$ 1,450.00	\$ 1,450.00	\$ 1,089.76	75.16%	\$ 1,051.08	3.68%	\$ 39
Inspection	\$ 357,810.00	\$ 357,810.00	\$ 58,256.94	16.28%	\$ 60,564.01	-3.81%	\$ (2,307)
Vital Statistics	\$ 19,615.00	\$ 19,615.00	\$ 3,215.79	16.39%	\$ 3,484.74	-7.72%	\$ (269)
Maintenance Admin	\$ 199,680.00	\$ 199,680.00	\$ 39,399.33	19.73%	\$ 43,537.03	-9.50%	\$ (4,138)
Street Maintenance	\$ 834,290.00	\$ 834,290.00	\$ 87,430.45	10.48%	\$ 114,985.27	-23.96%	\$ (27,555)
Public Works Garage	\$ 468,720.00	\$ 468,720.00	\$ 68,452.15	14.60%	\$ 70,011.18	-2.23%	\$ (1,559)
Snow Removal	\$ 481,881.00	\$ 481,881.00	\$ 1,929.02	0.40%	\$ 5,337.93	-63.86%	\$ (3,409)
Street Lights/Traf Signals	\$ 271,940.00	\$ 271,940.00	\$ 34,442.72	12.67%	\$ 36,320.57	-5.17%	\$ (1,878)
Sidewalk Repairs	\$ 111,000.00	\$ 111,000.00	\$ -	0.00%	\$ -		\$ -
Parking Lots	\$ 60,620.00	\$ 60,620.00	\$ 325.53	0.54%	\$ -		\$ 326
Community Development	\$ 20,157.00	\$ 251,284.89	\$ (9,132.13)	-3.63%	\$ (7,286.10)	25.34%	\$ (1,846)
Economic Development	\$ 110,000.00	\$ 110,000.00	\$ 55,000.00	50.00%	\$ 110,000.00	-50.00%	\$ (55,000)
Council on Arts	\$ 6,250.00	\$ 6,250.00	\$ -	0.00%	\$ 6,250.00	-100.00%	\$ (6,250)
Parks	\$ 544,130.00	\$ 544,130.00	\$ 80,049.21	14.71%	\$ 158,979.36	-49.65%	\$ (78,930)
Summer Recreation	\$ 84,925.00	\$ 87,115.99	\$ 2,354.74	2.70%	\$ 5,919.49	-60.22%	\$ (3,565)
Youth Services	\$ 168,791.00	\$ 171,051.06	\$ 15,647.50	9.15%	\$ 13,505.46	15.86%	\$ 2,142
Historic Preservation	\$ 2,177.00	\$ 2,177.00	\$ 6.55	0.30%	\$ 97.38	-93.27%	\$ (91)
Celebrations	\$ 15,080.00	\$ 15,080.00	\$ 1,068.03	7.08%	\$ 5,318.84	-79.92%	\$ (4,251)
Planning & Zoning Boards	\$ 2,300.00	\$ 2,300.00	\$ 25.55	1.11%	\$ 262.52	-90.27%	\$ (237)
Storm Sewers	\$ 184,890.00	\$ 184,890.00	\$ 26,133.44	14.13%	\$ 33,892.28	-22.89%	\$ (7,759)
Refuse & Recycling	\$ 94,790.00	\$ 94,790.00	\$ 4,700.86	4.96%	\$ 9,926.50	-52.64%	\$ (5,226)
Street Cleaning	\$ 124,880.00	\$ 124,880.00	\$ 18,169.38	14.55%	\$ 23,058.58	-21.20%	\$ (4,889)
Debt Service	\$ 502,352.00	\$ 502,352.00	\$ 88,182.74	17.55%	\$ 126,081.46	-30.06%	\$ (37,899)
Energy Lease	\$ 85,043.00	\$ 85,043.00	\$ -	0.00%	\$ -		\$ -
Transfer for capital projects	\$ 335,500.00	\$ 335,500.00	\$ 334,008.94	99.56%	\$ 79,736.68	318.89%	\$ 254,272
Transfer to other funds	\$ 2,391,710.00	\$ 2,391,710.00	\$ 1,329,435.00	55.59%	\$ 2,145,890.00	-38.05%	\$ (816,455)
Capital Reserves	\$ 177,500.00	\$ 177,500.00	\$ 410,852.47	231.47%	\$ 114,327.00	259.37%	\$ 296,525
<b>TOTAL EXPENSES</b>	<b>\$ 17,598,638.00</b>	<b>\$ 17,946,761.49</b>	<b>\$ 4,565,416.25</b>	<b>25.44%</b>	<b>\$ 5,249,148.04</b>	<b>-13.03%</b>	<b>\$ (683,732)</b>
<b>Operating Income (Loss)</b>	<b>\$ -</b>	<b>\$ (107,107.64)</b>	<b>\$ 3,397,290.07</b>		<b>\$ 2,191,648.95</b>	<b>55.01%</b>	<b>\$ 1,205,641</b>

**WATER FUND  
CITY OF BATAVIA  
FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %
<b>Revenues</b>						
Metered Water Sales	\$ 2,756,280.00	\$ 2,756,280.00	\$ 138,906.74	5.04%	\$ 199,083.41	-30.23%
Bulk Water Sales	\$ 12,000.00	\$ 12,000.00	\$ 5,455.00	45.46%	\$ 3,533.14	54.40%
Water Service Charges	\$ 2,500.00	\$ 2,500.00	\$ -	0.00%	\$ 830.00	-100.00%
Capital improvement fee	\$ 185,000.00	\$ 185,000.00	\$ 47,946.02	25.92%	\$ 56,088.73	-14.52%
Int/Pen-Water Rents	\$ 35,000.00	\$ 35,000.00	\$ 5,057.85	14.45%	\$ 4,739.95	6.71%
County Contract	\$ 1,433,010.00	\$ 1,433,010.00	\$ -	0.00%	\$ -	-
Interest and Earnings	\$ 10,000.00	\$ 10,000.00	\$ 3,441.65	34.42%	\$ 1,439.17	139.14%
Interest and Earnings-Reserve	\$ -	\$ -	\$ 778.00	-	\$ 5,038.63	-84.56%
Rental of Real Property	\$ 550,000.00	\$ 550,000.00	\$ -	0.00%	\$ -	-
Sale of scrap	\$ 750.00	\$ 750.00	\$ -	0.00%	\$ -	-
Sale of equipment	\$ -	\$ -	\$ -	-	\$ -	-
Gain on disposition of asset	\$ -	\$ -	\$ -	-	\$ -	-
Insurance recoveries	\$ -	\$ -	\$ -	-	\$ -	-
Other Compensation for Loss	\$ -	\$ -	\$ 2,206.20	-	\$ -	-
Refund of Prior Year Expense	\$ -	\$ -	\$ -	-	\$ -	-
Healthcare premiums	\$ 9,500.00	\$ 9,500.00	\$ -	0.00%	\$ -	-
Healthcare revenue	\$ 2,754.00	\$ 2,754.00	\$ 2,110.33	76.63%	\$ -	-
Unclassified revenue	\$ -	\$ -	\$ 335.58	-	\$ 825.71	-59.36%
Federal Aid Community Dev	\$ -	\$ -	\$ -	-	\$ (6,200.40)	-100.00%
Interfund transfers	\$ -	\$ (48,000.00)	\$ -	0.00%	\$ -	-
Reserve revenue	\$ -	\$ -	\$ -	-	\$ 13,863.00	-100.00%
<b>Total Revenue</b>	\$ 4,996,794.00	\$ 4,948,784.00	\$ 206,237.37	4.17%	\$ 279,241.34	-26.14%
<b>Expenses</b>						
Contingency	\$ 20,000.00	\$ 20,000.00	\$ -	0.00%	\$ -	-
Water Admin	\$ 2,650,738.00	\$ 2,650,738.00	\$ 67,418.81	2.54%	\$ 59,793.06	12.75%
Pump Station & Filtration	\$ 1,264,470.00	\$ 1,290,427.92	\$ 182,598.14	14.15%	\$ 197,250.20	-7.43%
Water Distribution	\$ 378,610.00	\$ 378,610.00	\$ 79,211.42	20.92%	\$ 69,517.02	13.95%
Debt Service bonds	\$ 126,646.00	\$ 126,646.00	\$ 4,469.60	3.53%	\$ 1,088.83	310.50%
Energy lease	\$ 16,294.00	\$ 16,294.00	\$ -	0.00%	\$ -	-
Transfers for capital projects	\$ -	\$ -	\$ 35,000.00	-	\$ -	-
Transfer to Other Funds	\$ 470,790.00	\$ 470,790.00	\$ 243,040.00	51.62%	\$ 253,510.00	-4.13%
Capital Reserves	\$ 69,246.00	\$ 69,246.00	\$ -	0.00%	\$ 13,863.00	-100.00%
<b>Total Expense</b>	\$ 4,996,794.00	\$ 5,022,751.92	\$ 611,737.97	12.18%	\$ 595,022.11	2.81%
<b>Operating Income (Loss)</b>	\$ -	\$ (73,957.92)	\$ (405,500.60)	-	\$ (5315,780.77)	28.41%

**Consumption**

\*consumption in 1,000 gallons

	2020	Difference	2019	Difference	2018	Difference
April	61,265	-6.41%	65,458	1.52%	64,475	-24.38%
May	18,931	-0.74%	19,072	-3.06%	19,675	3.54%
June	19,640	1.05%	19,435	1.11%	19,221	-4.14%
July	66,134	-1.39%	67,065	4.73%	64,039	-20.29%
August	19,729	2.14%	19,316	-5.07%	20,347	0.01%
Sept			20,380	-8.82%	22,352	3.12%
Oct			84,433	-13.30%	97,388	19.89%
Nov			19,885	-3.75%	20,659	-2.22%
Dec			20,077	-0.40%	20,157	-0.16%
Jan			75,811	2.75%	73,781	0.76%
Feb			19,309	-7.20%	20,806	2.92%
March			20,401	-2.05%	20,828	-1.81%
<b>Total</b>	<b>185,699</b>	<b>-2.44%</b>	<b>450,642</b>	<b>-2.82%</b>	<b>463,728</b>	<b>-4.16%</b>

**SEWER FUND**  
**CITY OF BATAVIA**  
**FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %
<b>Revenues</b>						
Sewer Rents	\$ 2,561,155.00	\$ 2,561,155.00	\$ 330,757.03	12.91%	\$ 352,950.28	-6.29%
Sewer Surcharge	\$ 40,000.00	\$ 40,000.00	\$ 50,060.94	125.15%	\$ 30,447.23	64.42%
Septage	\$ 50,000.00	\$ 50,000.00	\$ 40,433.69	80.87%	\$ 30,714.01	31.65%
Int/Pen-Sewer Rents	\$ 24,000.00	\$ 24,000.00	\$ 2,981.49	12.42%	\$ 3,154.75	-5.49%
Interest and earnings	\$ 12,500.00	\$ 12,500.00	\$ 5,206.98	41.66%	\$ 1,915.92	171.77%
Interest & Earnings Cap. Rsv	\$ -	\$ -	\$ 1,037.30		\$ 7,262.83	-85.72%
Sale of scrap	\$ -	\$ -	\$ -		\$ 45.53	-100.00%
Sale of equipment	\$ -	\$ -	\$ -		\$ -	
Other Compensation for Loss	\$ -	\$ -	\$ -		\$ -	
Refunds of prior years expend.	\$ -	\$ -	\$ -		\$ -	
Healthcare premiums	\$ 2,890.00	\$ 2,890.00	\$ -	0.00%	\$ -	
Healthcare revenue	\$ 2,376.00	\$ 2,376.00	\$ 1,726.63	72.67%	\$ -	
Unclassified revenue	\$ 20,000.00	\$ 20,000.00	\$ 17,500.00	87.50%	\$ 22,284.68	-21.47%
Interfund transfers in	\$ -	\$ -	\$ -		\$ -	
Reserve revenue	\$ 60,000.00	\$ 60,000.00	\$ -	0.00%	\$ 491,980.00	-100.00%
<b>Total Revenues</b>	<b>\$ 2,772,921.00</b>	<b>\$ 2,772,921.00</b>	<b>\$ 449,704.06</b>	<b>16.22%</b>	<b>\$ 940,755.23</b>	<b>-52.20%</b>
<b>Expenses</b>						
Contingency	\$ 15,000.00	\$ 15,000.00	\$ -	0.00%	\$ -	
Loss on Sale of Assets	\$ -	\$ -	\$ -		\$ -	
Wastewater Admin	\$ 331,528.00	\$ 331,528.00	\$ 67,291.66	20.30%	\$ 57,864.07	16.29%
Sanitary Sewers	\$ 459,190.00	\$ 459,190.00	\$ 51,042.70	11.12%	\$ 58,907.40	-13.35%
Wastewater Treatment	\$ 836,490.00	\$ 840,042.00	\$ 124,865.27	14.86%	\$ 131,312.11	-4.91%
Debt Service	\$ 297,269.00	\$ 297,269.00	\$ 6,286.19	2.11%	\$ 5,252.55	19.68%
Energy lease	\$ 8,419.00	\$ 8,419.00	\$ -	0.00%	\$ -	
Transfer to Other Funds	\$ 214,760.00	\$ 214,760.00	\$ 212,760.00	99.07%	\$ 189,380.00	12.35%
Transfers for Capital projects	\$ -	\$ -	\$ 35,000.00		\$ -	
Capital Reserves	\$ 610,265.00	\$ 610,265.00	\$ -	0.00%	\$ 491,980.00	-100.00%
<b>Total Expenses</b>	<b>\$ 2,772,921.00</b>	<b>\$ 2,776,473.00</b>	<b>\$ 497,245.82</b>	<b>17.91%</b>	<b>\$ 934,696.13</b>	<b>-46.80%</b>
<b>Operating Income (Loss)</b>	<b>\$ -</b>	<b>\$ (3,552.00)</b>	<b>\$ (47,541.76)</b>		<b>\$ 6,059.10</b>	<b>-884.63%</b>

**Consumption**

\*consumption in 1,000 gallons

	2020	Difference	2019	Difference	2018	Difference
April	94681	-2.72%	97,326	-1.74%	99,047	-3.82%
May	83262	30.23%	63,935	26.04%	50,726	0.58%
June	19641	1.05%	19,437	1.12%	19,222	-4.05%
July	102799	-4.26%	107,368	5.94%	101,349	2.60%
Aug	86957	27.30%	68,307	14.81%	59,496	16.78%
Sept			20,349	-8.81%	22,315	3.18%
Oct			116,691	-14.26%	136,103	32.96%
Nov			74,640	5.70%	70,618	26.32%
Dec			20,049	-0.40%	20,129	-0.17%
Jan			104,187	-1.20%	105,450	1.72%
Feb			79,574	20.25%	66,175	29.10%
March			20,408	-2.00%	20,825	-1.82%
<b>Total</b>	<b>387,340</b>	<b>8.69%</b>	<b>792,271</b>	<b>2.70%</b>	<b>771,455</b>	<b>10.31%</b>

**CITY CENTRE FUND**  
**CITY OF BATAVIA**  
**FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %
<b>Revenues</b>						
Mall Merchants Contributions	\$ 202,830.00	\$ 202,830.00	\$ 105,581.10	52.05%	\$ 103,324.10	2.18%
Interest/Penalty	\$ -	\$ -	\$ 356.52		\$ -	
Interest and Earnings	\$ 300.00	\$ 300.00	\$ 44.23	14.74%	\$ 22.02	100.86%
Rental, Other - Facility Usage	\$ -	\$ -	\$ -		\$ -	
Minor Sales	\$ -	\$ -	\$ 35.00		\$ -	
Healthcare Premiums	\$ 2,520.00	\$ 2,520.00	\$ -	0.00%	\$ -	
Healthcare revenue	\$ 297.00	\$ 297.00	\$ 191.84	64.59%	\$ -	
Unclassified revenue	\$ 500.00	\$ 500.00	\$ -	0.00%	\$ 10.00	-100.00%
Interfund Transfers In	\$ -	\$ -	\$ 264,008.94		\$ 79,736.68	231.10%
<b>Total Revenues</b>	<b>\$ 206,447.00</b>	<b>\$ 206,447.00</b>	<b>\$ 370,217.63</b>	<b>179.33%</b>	<b>\$ 183,092.80</b>	<b>102.20%</b>
<b>Expenses</b>						
Administration	\$ 173,872.00	\$ 173,872.00	\$ 23,377.51	13.45%	\$ 27,936.21	-16.32%
Contingency	\$ 2,665.00	\$ 2,665.00	\$ -	0.00%	\$ -	
Depreciation	\$ -	\$ -	\$ -		\$ -	
Debt Service	\$ -	\$ -	\$ -		\$ -	
Transfers to other funds	\$ 29,910.00	\$ 29,910.00	\$ 29,510.00	98.66%	\$ 28,370.00	4.02%
	\$ -	\$ -	\$ -		\$ -	
<b>Total Expenses</b>	<b>\$ 206,447.00</b>	<b>\$ 206,447.00</b>	<b>\$ 52,887.51</b>	<b>25.62%</b>	<b>\$ 56,306.21</b>	<b>-6.07%</b>
<b>Operating Income (Loss)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 317,330.12</b>		<b>\$ 126,786.59</b>	<b>150.29%</b>

**WORKERS COMPENSATION FUND**  
**CITY OF BATAVIA**  
**FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %
<b>Revenues</b>						
Workers Compensation	\$ 363,180.00	\$ 363,180.00	\$ 363,180.00	100.00%	\$ 347,020.00	4.66%
Interest and earnings	\$ -	\$ -	\$ 768.30		\$ 269.61	184.97%
Interest and earnings - Cap Rsrvs	\$ -	\$ -	\$ 166.23		\$ 1,134.81	-85.35%
Insurance Recoveries	\$ -	\$ -	\$ -		\$ -	
Refunds of Prior Years Expend	\$ -	\$ -	\$ -		\$ -	
Reserve revenue	\$ -	\$ -	\$ -		\$ 15,000.00	-100.00%
<b>Total Revenues</b>	<b>\$ 363,180.00</b>	<b>\$ 363,180.00</b>	<b>\$ 364,114.53</b>	<b>100.26%</b>	<b>\$ 363,424.42</b>	<b>0.19%</b>
<b>Contractual Expense</b>						
Contractual Expense	\$ 93,000.00	\$ 93,000.00	\$ -	0.00%	\$ -	
Workers Comp Professional Fees	\$ 5,000.00	\$ 5,000.00	\$ -	0.00%	\$ -	
Workers Comp Board Assess.	\$ 27,000.00	\$ 27,000.00	\$ 4,801.01	17.78%	\$ -	
Workers Comp -Admin	\$ 4,760.00	\$ 4,760.00	\$ -	0.00%	\$ -	
Workers Comp - Police	\$ 128,620.00	\$ 128,620.00	\$ 39,587.30	30.78%	\$ 625.20	6231.94%
Workers Comp - Fire	\$ 76,220.00	\$ 76,220.00	\$ 3,724.94	4.89%	\$ 1,671.56	122.84%
Workers Comp DPW	\$ 28,580.00	\$ 28,580.00	\$ 2,228.68	7.80%	\$ 50.00	4357.36%
Transfer to reserves	\$ -	\$ -	\$ -		\$ -	
<b>Total Expenses</b>	<b>\$ 363,180.00</b>	<b>\$ 363,180.00</b>	<b>\$ 50,341.93</b>	<b>13.86%</b>	<b>\$ 2,346.76</b>	<b>2045.17%</b>
<b>Operating Income/(Loss)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 313,772.60</b>		<b>\$ 361,077.66</b>	<b>-13.10%</b>



**HEALTH INSURANCE FUND  
CITY OF BATAVIA  
FOR PERIOD ENDED - June 30, 2020**

DESCRIPTION	ORIGINAL BUDGET	ADJUSTED BUDGET	YTD TOTAL	% OF BUDGET	YTD 2019-2020	YTD Change %
<b>Revenues</b>						
Interfund Transfers In	\$ 2,494,090.00	\$ 2,494,090.00	\$ 1,451,565.00	58.20%	\$ 2,255,130.00	-35.63%
Interest and earnings	\$ -	\$ -	\$ 510.83		\$ 555.39	-8.02%
Interest and earnings, reserves	\$ -	\$ -	\$ 106.38		\$ -	
Insurance Recoveries	\$ -	\$ -	\$ -		\$ -	
Interfund Transfers Health Ins Rese	\$ -	\$ -	\$ 410,852.47		\$ -	
Appropriated fund balance	\$ 110,000.00	\$ 110,000.00	\$ -	0.00%	\$ -	
<b>Total Revenues</b>	<b>\$ 2,604,090.00</b>	<b>\$ 2,604,090.00</b>	<b>\$ 1,863,034.68</b>	<b>71.54%</b>	<b>\$ 2,255,685.39</b>	<b>-17.41%</b>
<b>Medical Insurance</b>	<b>\$ 2,494,090.00</b>	<b>\$ 2,494,090.00</b>	<b>\$ 431,646.23</b>	<b>17.31%</b>	<b>\$ 369,790.92</b>	<b>16.73%</b>
Transfer to reserves	\$ 110,000.00	\$ 110,000.00	\$ -	0.00%	\$ -	
<b>Total Expenses</b>	<b>\$ 2,604,090.00</b>	<b>\$ 2,604,090.00</b>	<b>\$ 431,646.23</b>	<b>16.58%</b>	<b>\$ 369,790.92</b>	<b>16.73%</b>
<b>Operating Income/(Loss)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 1,431,388.45</b>		<b>\$ 1,885,894.47</b>	<b>-24.10%</b>



# City of Batavia

## *Memorandum*

To: Honorable Council Members

From: Rachael J. Tabelski, MPA, Interim City Manager

Date: September 8, 2020

Subject: Deer Management Plan – Update

The Deer Management Plan provides a strategy to reduce the deer population in the City of Batavia that includes an archery hunting program overseen by the Batavia Police Department. The main objectives of the plan include:

1. Reduce the deer population in the City;
2. Reduce property damage to residential landscape and garden plants;
3. Reduce deer-human interactions;
4. Reduce deer-vehicle accidents;
5. Reduce tick-borne diseases such as Lyme disease.

As the City Council moves forward to review the updated City of Batavia Deer Management Plan please note the following changes have been made to clarify the operational oversight of the plan.

Operationally, the Batavia Police department will manage the program, accept application, qualify participants, and schedule hunting times, work with participants and landowners on behalf of the City. A special detail will be set up to appoint an officer to this position and we will incur some overtime costs associated with this plan.

Also, additional deer management options have been added to the plan. These options could be considered by City Council in the future, upon recommendation by the City Manager, if the current plan is not successful in reducing the deer population.

1. Batavia Police Department culling operation
2. Utilizing a private firm to cull
3. Utilizing USDA Wildlife Service culling operation



# City of Batavia

Lastly, there have been significant changes with regard to the City of Batavia 2020 fall school schedule. Many students will be home between 2 to 5 days a week for remote learning attributed to the COVID-19 pandemic reopening protocol. As you are aware, safety of the community is a cornerstone element of the plan and explained in detail in section VI Safety Considerations.

The plan revolves around restrictions on hunting when school is closed, including days when school is not in session, holidays, weekends, and when schools are on Lock-down. Due to the temporary pause on the full re-opening of schools, and because the top priority of all culling activities is the safety of the community, I recommend that the Batavia Police Department continue to monitor the school situation as it progresses and make an operational decision, based on the changing dynamics of in-school vs. at home learning, to determine if the plan can be executed safely this fall.

The final plan provides a streamlined program experience, ensures programmatic compliance, program metric tracking, increased safety and oversight, and an increased focus on communication. Final Council approval of the final plan is the first step to reduce the deer population in the City of Batavia.

**#62-2020**

**A RESOLUTION TO APPROVE THE CITY OF BATAVIA DEER MANAGEMENT PLAN**

**Motion of Councilmember**

**WHEREAS**, the Council formed the Deer Management Plan Committee in November, 2019 and was tasked with exploring ways to reduce property damage to residential landscape and garden plants, deer-human interactions, deer-vehicle accidents and tick-borne diseases such as Lyme disease; and

**WHEREAS**, the Deer Committee met several times over the last eight months and worked directly with a Department of Environmental Conservationist (DEC) Wildlife Biologist, the City Manager, City Attorney, and a City Council representative to draft a plan to address deer issues occurring in the City of Batavia; and

**WHEREAS**, the plan not only addresses the Deer Committees recommendation on how to reduce the deer population in the City, but provides a streamlined program experience and ensures programmatic compliance, program metric tracking and stakeholder/City Council communication; and

**WHEREAS**, the plan is a three phase approach with the goal to harvest 60 deer per year with archery only hunting on designated lands within the City of Batavia.

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Batavia hereby approves the Deer Management Plan.

**Seconded by Councilmember  
and on roll call**

# DEER MANAGEMENT PLAN



**City of Batavia, New York  
Deer Management Plan  
Presented September 14, 2020**

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Deer Management Plan  
Presented September 14, 2020

## **Introduction and Background**

The growing white-tailed deer (*Odocoileus Virginianus*) population in the City of Batavia has caused an increase in concerns and complaints from City residents over the past five years. Residents have notified the City Manager and City Council that problems caused by deer include damage to landscape and garden plants throughout the community, deposition of scat in yards, deer-vehicle collisions, and increased incidents of tick-borne diseases. Recently, deer have acted aggressively toward humans within the City, elevating the concerns from some residents, and gaining attention from the news media.

After a public survey was conducted in 2016 (see Appendix A) and deer management discussions continued through 2017. The Batavia Deer Management Committee was formed in December 2019 to support the City Council in its desire to establish a Deer Management Plan to address deer issues raised by the citizens of the City of Batavia. The committee assisted to develop this plan. This document will provide general guidance, rationales for management decisions, and answers to procedural questions for City residents and City Council members.

The growth of the deer population in the City of Batavia can be attributed to several biological and environmental factors. First, white-tailed deer have a high reproductive rate, with does often having twin or triplet fawns each year. Second, a current lack of mortality from natural predators and hunting, coupled with high reproductive success, results in the ability of the deer population to double in a short amount of time. Finally, the habitat created in urban and suburban yards provides ample nutrition and affords the deer continued protection, allowing them to thrive in the City and surrounding areas.

In order to reduce deer-related problems, the population of deer within the City of Batavia must be reduced in a safe, effective, economical, and sustainable manner. Although several non-lethal methods of deer management have been considered by the Committee. The Committee determined that those options would be largely ineffective or could be cost-prohibitive. After careful review, the Deer Management Committee recommends reduction of the deer herd through an archery-only hunting/culling during regulated hunting seasons (October – December), followed by an extended archery-only option (January – March), if necessary, for additional removal of deer. This recommendation is not designed to permit **unlawful** recreational hunting within the City.

Effectively managing the deer population within the City of Batavia will be a long-term and adaptive process. To determine if the recommended deer management strategies are being effective, measurable attributes of deer-related problems will be documented on a regular basis, and necessary changes to the program will be made accordingly. The success of this program will rely upon the utilization of multiple management approaches, potential participation from local hunters, assistance from the New York State Department of Environmental Conservation (DEC), and the City's transition from an initial phase of management to a maintenance phase of management as time passes.

City of Batavia, New York  
Deer Management Plan  
Presented September 14, 2020

## **I. Goals**

The City of Batavia Deer Management Plan strives to safely and effectively decrease the white-tailed deer population within the city limits to reduce:

1. Property damage to residential landscape and garden plants
2. Aggressive deer interactions with residents
3. Accumulation of deer scat on lawns
4. Deer-vehicle accidents
5. Tick-borne diseases, such as Lyme disease, in humans and pets
6. Over-browsing of natural plant communities

## **II. Recommended Action for Deer Reduction**

Although the Committee considered several alternative non-lethal and lethal methods for addressing deer problems within the City (See Appendix B), the Committee recommended the following three-phase plan for deer population reduction. Based on baseline roadside counts of deer within the City, conducted by members of the Deer Management Committee, the goal is reducing the population by 60 deer in the first year. Over 167 deer were observed in the five units during March of 2020, and extensive woodland and crop damage was observed in April of 2020. Appendix C, Baseline Roadside Deer Survey Results form, will be used by the City to continue to count deer populations throughout the program.

### **PLAN A – Archery-only Hunt During Regulated New York State Hunting Seasons**

Plan A will begin on October 1<sup>st</sup> and run through approximately December 15<sup>th</sup> (dates vary annually). Shooting times will be from sunrise to 2:00 p.m., and hunting will only be allowed on days when school is in session.

The first phase of this plan includes an archery-only hunt using compound bows and crossbows during New York State designated hunting seasons, which run from October 1 through mid-December (exact dates vary from year to year). Participants must harvest a doe before harvesting a buck.

A process of selecting appropriate properties and participants for this program by the Batavia Police Department will ensure the safety of City residents and the efficient removal of deer for the affected urban areas.

The City of Batavia can apply for additional antlerless deer tags through the DEC's Deer Management Assistance Program (DMAP) to provide to participating archers. The deadline for DMAP applications is August 1<sup>st</sup> of each year, and the permit is valid for three years. There is no cost associated with applying for this permit, but the Deer Management Plan must be submitted with the application. The City of Batavia would be responsible for the application to DEC after reviewing the previous year's metrics and determining if additional permits will be needed.



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Alternatively, because the City of Batavia is located within DEC's Wildlife Management Unit 8G, ample deer management permits (DMPs) for antlerless deer are available to individuals when hunting licenses are purchased. If the City does not apply for DMAP, individuals selected for this program would have DMPs available to harvest antlerless deer.

**PLAN B - Extended Archery-only Hunt**

Plan B will begin on January 2<sup>nd</sup> and extend through March 31<sup>st</sup>. Shooting times will be from sunrise to 2:00 p.m, and hunting will only be allowed on days when school is in session. Participants must harvest antlerless deer only.

Plan B involves an extended archery-only hunt using compound bows and crossbows from January 2<sup>nd</sup> through March 31<sup>st</sup>. Plan B will initially be implemented when fewer than 60 deer are harvested through Plan A, although this threshold can be re-evaluated over time.

This option requires a Deer Damage Permit from the New York State Department of Environmental Conservation because hunting will occur outside the regulated deer hunting framework.

**PLAN C – Extended Archery-only Hunt Using Bait**

Plan C will begin on January 2<sup>nd</sup> and extend through March 31<sup>st</sup>. Shooting times will be discussed if this option is approved by Council and funded.

This technique is used during the winter months when food availability is limited for deer. Plan C would be need to be planed for, and approved during the City of Batavia's budget process as there will be City expenses to purchase bait stations and feed to attract deer. Plan C would be allowable starting during the second year of the deer management program at the request of the Batavia Police Department and the City Manager with the approval of City Council.

Shooting times will be discussed if the option is approved by Council and funding because attracting deer to a bait at a specific time requires considerable amount of time and effort. This option requires a Deer Damage Permit from the New York State Department of Environmental Conservation because hunting will occur outside the regulated deer hunting framework.

**Other Options**

Other options to reduce the deer population in Batavia exist and have been noted below. These options could be considered by the City Council and upon recommendation of the Batavia Police Department and City Manager if the current plan is not successful in reducing the deer population in the City of Batavia. Enlisting interested land owners and participants could prove challenging and could negatively affect the goals of this plan. An assessment of the effectiveness of the plan will be communicated to the City Council by the City Manager and the Batavia Police Department to allow the Council to determine an appropriate course of action.

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- Batavia Police Department culling operation.
- Utilizing a private firm to cull deer within the City of Batavia.
- USDA Wildlife Service culling operation.

**III. Dates and Times**

1. Plan A will begin on October 1st and run through approximately December 15 (dates vary annually). Shooting times will be from sunrise to 2:00 p.m.
2. Plan B will begin on January 2<sup>nd</sup> and extend through March 31<sup>st</sup>. Shooting times will be from sunrise to 2:00 p.m.
3. Plan C will begin on January 2<sup>nd</sup> and extend through March 31<sup>st</sup>. Shooting times will be discussed if this option is approved by Council and funded.

The City of Batavia Police Department and City Manager will regularly review the success of the program and shorten or extend the season based on deer harvest numbers and deer sightings reported by participants to the Batavia Police Department and/or the Manager.

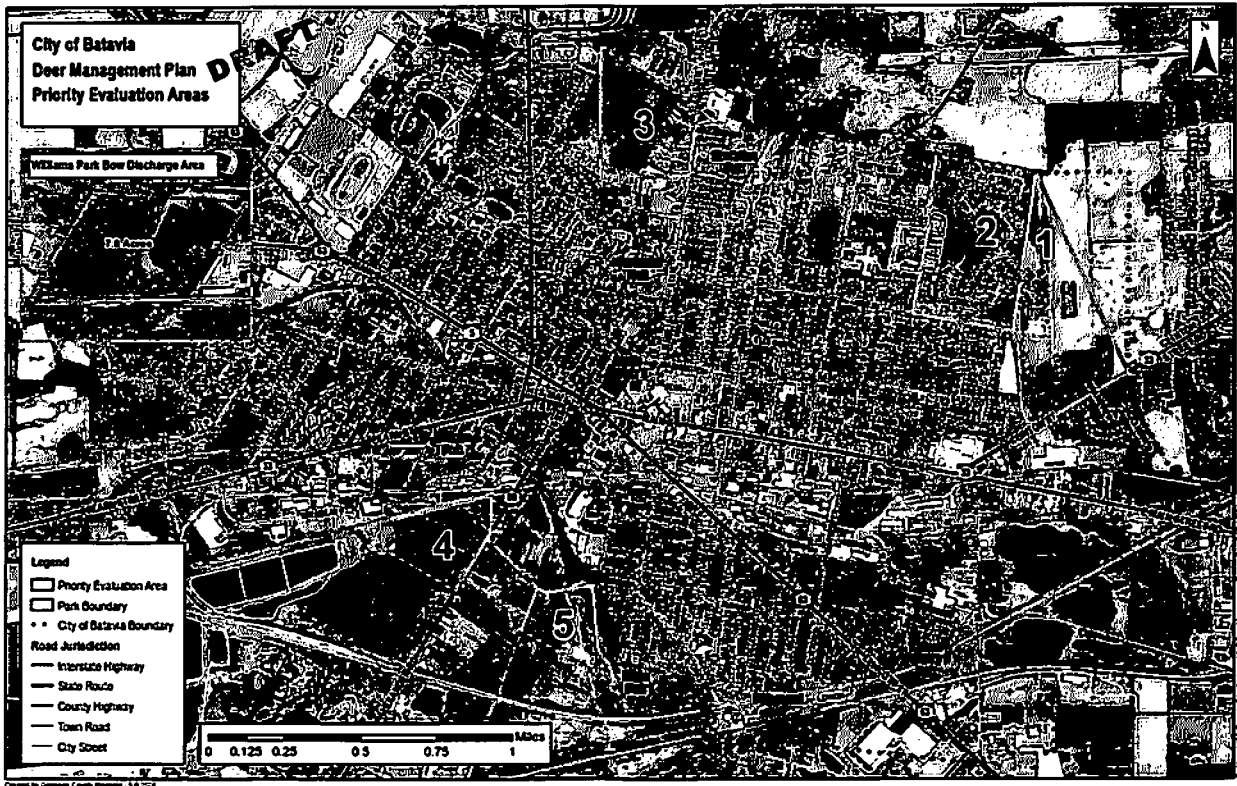
The exact times tree stands will be used cannot be predicted in advance as it is dependent on wind direction, participant schedules and weather.

**IV. Description of Deer Management Areas**

Deer Management Areas (DMA's) are defined as properties located within the City of Batavia where culling activities are to take place per NYSDEC Deer Damage Permit. All DMA's will have the written consent of the owner for culling activities and adjacent properties will be notified. Specific cull sites must be compatible with New York state law regarding setbacks for hunting with compound bows and crossbows, baiting and will be screened accordingly.

Deer Management area 4 and 5 are largely comprised of City of Batavia Property near the Waste Water Treatment Plant and Yard Waste Station. There are safety and set-back considerations for City properties due to existing municipal operations on the parcels in Area 4 and 5. However, in order to facilitate the program, the City is willing to allow City Employees who qualify for this program access to City owned property, subject to all applicable rules of the program, execution of a Landowner Cooperation Agreement – City Owned Property, and compliance with safety set-back requirements.

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## V. Participant Application and Selection Process

The participant application and selection process is designed to enlist proficient individuals that are capable of confidently and safely reducing the deer herd within the City of Batavia as humanely as possible. All participants in the City of Batavia Deer Management Program must complete the following requirements:

1. City of Batavia Deer Management Program Hunter Application- Submission to Batavia Police Department.
  - a. Proof of residency within the City of Batavia or Genesee County, and/or membership in a hunting club associated with the Genesee County Federation of Sportsmen, and/or City Employee status.
  - b. Submit authorization for the Batavia Police Department to conduct a local records/background check.
  - c. Provide a copy of his/her driver's license.
  - d. Provide a copy of current New York State hunting license and any applicable New York State tags.
  - e. Provide a copy of a current bow and/or cross bow hunting privilege.
  - f. Provide a completed Participant Agreement Waiver and Release Page, stating they have read and will abide by all rules and regulations.

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Participant applications will be reviewed and accepted or rejected by the City of Batavia Police Department and City Manager. Deer Damage Permit tag(s) or DMAP tags granted to the City of Batavia by NYSDEC will be issued to qualified participants by the City of Batavia Police Department and/or the City of Batavia City Manager. All applicants must complete a qualifying proficiency exam for archers as established by the Batavia Police Department and submit with the application.

Approved participants will be given a unique code that is to be written in permanent marker on the cock fletching (vane) of every participant's arrows or bolts, and will serve to provide an identifier between a deer and the participant as well as, in the unlikely event that this happens, to identify deer that are shot within the City by persons not permitted by this program.

Participants will agree to report any form of harassment to the NYS Department of Environmental Conservation (NYDEC).

**VI. Safety Considerations**

1. There will be no hunting when school is closed, including days when school is not in session, holidays, weekends, and when schools are on Lock-down.
2. The top priority of all culling activities will be to protect the safety of participants, property owners, property, pets, other wildlife, and bystanders.
3. A tree stand must be utilized in the City of Batavia Deer Management Plan, participants are required to wear properly functioning safety harness and utilize a lifeline at any moment they leave the ground to prevent falls from tree stands while climbing, descending, or in the stands.
4. All shots must be in a downward trajectory and within the participant's comfort level.
5. Maximum shot distance is 25 yards.
6. Participants will not be under the influence of drugs or alcohol. The City has a zero-tolerance policy for individuals under the influence of alcohol or drugs.
7. Participants must follow motto of "when in doubt, don't shoot".
8. Possession of a loaded firearm or cocked crossbow in or on a motor vehicle, and shooting from a motor vehicle or across any part of a public roadway are prohibited unless exempted by Federal or State law.
9. Discharging a firearm within 500 feet, a crossbow within 250 feet, or a vertical bow within 150 feet of a school, playground, public structure, or occupied factory, church, or farm building is prohibited.

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10. Discharging of a firearm in the City's deer management program is prohibited. For a crossbow, the participant must discharge a bow or crossbow within the allowable property, and be at least 250 feet (crossbow), 150 feet (vertical bow) from of any dwelling, unless the shooter owns or leases the dwelling or has the owner's or lessee's consent, and any adjoining properties do not have a dwelling within 250 feet (crossbow), or 150 feet (vertical bow) of the point of cross bow or vertical bow weapons discharge.
  
11. The Committee recommended the following in each unit if all or most landowners participated in the program.

Unit 1:	3 Hunters
Unit 2:	3 Hunters
Unit 3:	3 Hunters
Unit 4:	10 Hunters
Unit 5:	2 Hunters
  
12. The Batavia Police Department will coordinate the number of hunters in each participating unit after reviewing and landowner participation. The BPD will have final authority on hunter participation levels.

**VII. Establishment of Bait Stations and Stand Locations**

It is the right of each landowner to restrict the number of individuals on their property, the times and dates participants are allowed on properties, stand locations, baiting locations and access routes. The agreement to use properties can be terminated by landowners at any time by contacting the City Police Department.

**VIII. Tracking, Field Dressing, and Processing of Deer**

It is understood that despite all reasonable precautions and skill, deer may be wounded, may not expire immediately, may expire on neighboring properties or may not be found. Every effort possible will be made, possibly including the use of trained dogs, to recover all animals or assure that they sustained only a superficial wound that will quickly heal.

When possible, participants will have pre-authorization to retrieve deer from adjoining properties. In most instances landowners/neighbors will not notice activities or deer harvest because it happens quickly and quietly.

1. Participants may use flashlights to track deer after they are shot or when traveling to/from culling locations; therefore, property owners may notice slow moving lights. In very rare circumstances tracking operations may continue the following morning with better light. In the event a deer is wounded and mobile, or has expired on a property that the participant does not have pre-approved access onto, approval will be sought for recovery of the deer.

**IX. Public Notification and Citizen Input**

The development, implementation and review of this Deer Management Program is transparent and has involved citizen input. The views of local citizens about deer management

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are valuable and the public is encouraged to participate at public information meetings and City Council meetings. City residents will be notified of the upcoming deer management culling activities program via press releases that will be published in local newspapers and postings on the City website.

**X. Program Review and Measures of Program Success**

The City of Batavia Police Department, City Manager, and qualified program participants will meet as needed during the program to review activities and to gather data as to the program's success. The City Council will determine if the program should continue or be terminated. The City Manager and the Batavia Police Department will provide an annual update to the City Council and recommendations.

The initial term of this Deer Management Plan shall be 3 years, unless City Council shall determine otherwise and terminate earlier. After 3 years, City Council shall have an opportunity to review and extend the Plan for an additional period as it deems appropriate.

To determine if the goals of this plan are being met, the following measures will be documented on a regularly scheduled basis.

1. Roadside surveys of deer will be conducted each spring to:
  - a. establish a population baseline (year 1);
  - b. establish population trends (years 2 and out).
  - c. a sample survey form provided by DEC is attached as Appendix C.
2. Deer-vehicle collisions will be documented by the City of Batavia Bureau of Maintenance when staff arrive to clean up a deer after an accident.
  - a. Set a data baseline (year 1)
  - b. Establish trends (years 2 and out)
3. Reports of property damage by City residents will be documented and quantified annually.
4. The number of deer harvested during each phase of the plan will be documented by the City Manager.
5. Deer tick occurrences and cases of Lyme disease documented by local veterinarians or County Health Officials will be quantified to assess increases or decreases where data is voluntary available.

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**References**

Awerbuch, T.E., and Spielman, A. "Host Density and Tick Dynamics: The Case of the Vector of Lyme Disease." Modeling Vector-Borne and Other Parasitic Diseases. Proceedings of a Workshop Organized by ILRAD in Collaboration with FAO. Pgs. 51-65. 23-27 November 1992.

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Boulanger Jason R., Curtis, Paul D., and Blossey, Bernard. *An Integrated Approach for Managing White Tailed Deer in Suburban Environments: The Cornell University Study.* Cornell University Cooperative Extension and the Northeast Wildlife Damage Research and Outreach Cooperative. 2014.

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Kilpatrick, Howard J., and LaBonte, Andrew M. "Managing Deer in Urban Connecticut, A Guide for Residence and Communities." Second Ed. Connecticut Department of Environmental Protection, Bureau of Natural Resources- Wildlife Division. June, 2007.

New York State Department of Environmental Conservation. Deer Management Assistance Program Retrieved from: [www.dec.ny.gov/animals/33973.html](http://www.dec.ny.gov/animals/33973.html) (2015, September 18).

Telford Sam R. III. "Deer Tick-Transmitted Zoonoses in the Eastern United States." *Conservation Medicine: Ecological Health in Practice*. Oxford University Press. 2002

Community Deer Management Guide prepared by the DEC in 2018:  
[http://www.dec.ny.gov/docs/wildlife\\_pdf/commdeermgmtguide.pdf](http://www.dec.ny.gov/docs/wildlife_pdf/commdeermgmtguide.pdf)

There is also a resource library on Cornell's Deer Advisor website with a lot of essential reading and references for communities who are starting deer management programs.  
<https://deeradvisor.dnr.cornell.edu/>

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**Deer Management Contacts**

<b>Name</b>	<b>Title</b>	<b>Phone</b>	<b>Email</b>
Rachael Tabelski	Interim City Manager	585-345-6330	<a href="mailto:rtabelski@batavianewyork.com">rtabelski@batavianewyork.com</a>
Shawn Heubusch	Police Chief	585-345-6360	<a href="mailto:sheubusch@batavianewyork.com">sheubusch@batavianewyork.com</a>
Batavia Police Department	Deer Program Coordinator	TBD	TBD
Robin Phenes Wildlife Biologist	NYS - DEC	585 226-5461	<a href="mailto:Robin.Phenes2@dec.ny.gov">Robin.Phenes2@dec.ny.gov</a>
John Canale	Council Member	716-560-0588	<a href="mailto:jcanale@batavianewyork.com">jcanale@batavianewyork.com</a>



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**Appendix A**

**November 2016 Deer Survey:**

In total we received 211 responses. These results were a combination of online and paper responses.

- 89% of respondents live in the City and 11% do not.
- Ward 1 had the largest participation with 36% (76) and fewest from Ward 6 with 7% (15).
- 67% have lived in the City for 7 years or more.
- 82% own their residence, while 12% rent, and 6% don't live in the City.
- 59% have experienced landscape or garden damage from deer.
- With respect to categorizing the extent of damage:
  - 32% said they have "very significant damage" or "so significant that I have pretty much given up on landscaping and gardening"
  - 16% said they have "minor damage"
  - 13% said they have "somewhat significant damage"
  - 38% said "not applicable"
- The most popular method used to manage deer was fencing around yard/garden with 35%.
- If residents have found different methods effective:
  - 40% said not applicable
  - 31% said no
  - 29% said yes or somewhat
- 84% said they have not nor has anyone in their family hit a deer with a motor vehicle in the City.
  - Of those that answered yes:
    - 15% said they had no or minor damage or personal injury
    - 8% said they had major damage or personal injury
    - 77% said not applicable
- 53% said they were concerned about tick-borne diseases transmitted by deer. However, 97% said they do not have anyone or any pets in their household that have diagnosed with a tick-borne disease.
- 60% said there was a deer problem.

Below is a summary of the 125 statements made in response to question 14, "If you believe there is a problem, briefly describe how you would handle or manage the issue."

1. The most common response was to allow hunting in the City (22 responses). This was almost always accompanied with only allowing bow hunting in the

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City. There were also references made to allow hunting in Williams Park. There were also 20 responses regarding hunting in general and/or bait and shoot initiatives but gave no specific references as to where they should be allowed (in the City or not).

2. The second most common response was to leave the deer alone, or address the issue in a humane manner, or not killing the deer (15 responses).
3. The following is a list of other common responses:
  - a. Birth Control (14 responses)
  - b. I don't know (14 responses)
  - c. Tranquilize/relocate (6 responses)
  - d. Fencing (3 responses)
  - e. Additional signage (2 responses)

## **Appendix B**

### **Alternate Non-Lethal and Lethal Deer Management Options**

#### **Fencing**

Fencing prohibits deer movement via physical barrier. To be effective, fencing must be a minimum of ten feet in height and not possess any openings. This option is not feasible due to the large geographic area of the City of Batavia on installation and maintenance costs. However, the installation of fencing can be effective in reducing deer problems on individual properties.

#### **Habitat Alteration**

The practice of habitat alteration as a method of white-tailed deer population control would involve altering the vegetative landscape within the City to reduce or eliminate species that deer use for forage and/or shelter. This option is not viable as the extensive habitat alteration and coordination of the City and property owners is not feasible. However, the changing the landscape plantings and other habitat characteristics can be effective in reducing deer problems on individual properties.

#### **Capture and Relocate**

The practice of capture and relocate as a method of white-tailed deer population control would involve reducing the deer herd within the City by capturing deer and moving them elsewhere. This option is not viable as the NYSDEC prohibits the trapping of deer except under special permit for scientific purposes.

#### **Fertility Control**

Immuno-contraception and surgical sterilization techniques have been employed by some townships in an effort to reduce white-tailed deer populations. When used solely this option is not viable as these techniques have not proven effective in controlling wild populations of deer (Bishop Et. al., 2007). In addition, a fertility control program would be cost-prohibitive for the City of Batavia.

#### **Parasite or Disease Introduction**

The risks and uncertainties associated with parasite or disease introduction make it an impractical option for deer population control (Bishop Et. al., 2007).

#### **Poison**

Currently there are no toxins, poisons or lethal baits registered for deer control (Bishop Et. al., 2007). Furthermore, there are no safe methods of delivering lethal doses within the City limits.

#### **Capture and Kill**

The Capture and kill management option falls under the same constraints as "capture and relocation" previously described. Furthermore, the level of effort and risk of injury to biologists eliminates this as a viable option.

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**Appendix C**

**Baseline Roadside Deer Survey Results**

<b>Location</b>	<b>Date</b>	<b>Time</b>	<b>Number of Adults</b>	<b>Number of Fawns</b>	<b>Total Deer</b>	<b>Name of Observer</b>
Unit 1	March 2020	Sundown			10	
Unit 2	March 2020	Sundown			73	
Unit 3	March 2020	Sundown			20	
Unit 4	March 2020	Sundown			46	
Unit 5	March 2020	Sundown			18	

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**Appendix D**  
**Landowner Cooperation Agreement**  
**City of Batavia Deer Management Plan**  
**One Batavia City Centre I Batavia, NY 14020**

Please check one of the following and return the completed form to the Batavia Police Department  
10 West Main St., Batavia, NY 14020.

\_\_\_\_\_ In cooperation with the City of Batavia, I/we agree to allow hunting on my property for  
participants of the City of Batavia Deer Management Plan. My property is in Unit  
#\_\_\_\_\_.

\_\_\_\_\_ In cooperation with the City of Batavia, I/we agree to allow participants of the City of  
Batavia Deer Management plan to track and retrieve deer that have been shot (see  
conditions below).

\_\_\_\_\_ I/we do not agree to allow participants in the deer management program to track and  
retrieve deer on my/our property.

Print Name(s) \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_ E-mail \_\_\_\_\_

Landowner signature \_\_\_\_\_ Date \_\_\_\_\_

Landowner signature \_\_\_\_\_ Date \_\_\_\_\_

**Bow Hunters Name**

Print Name(s) \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_ E-mail \_\_\_\_\_

Bow Hunter signature: \_\_\_\_\_

Date: \_\_\_\_\_

I hereby agree to defend, indemnify, and hold harmless the landowner, the NYS DEC, the City of  
Batavia, all officers, officials, and employees, committees with respect to any and all actions,  
claims, costs, expenses, liabilities, or damage, including reasonable attorney's fees, whether for  
personal and/or bodily injury, arising out of or related to this agreement and any use of the licensed  
area or exercise thereof, except such as arises from the negligent acts or omissions to act of the  
landowner.

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**This agreement will remain in effect from the date it is signed until the completion of the deer management program. The agreement can be terminated at any time by the landowner(s) upon notification of the City of Batavia. A new agreement is required upon sale of this property.**

**If this is a tracking/retrieval permission, the agreement does not give participants in the Deer Management Program permission to harvest deer on your property.**

---

**If you agree to allow tracking and retrieval of deer, please check any conditions you require:**

- Call before tracking or retrieving deer on my property.
- Text before tracking or retrieving deer on my property.
- E-mail before tracking or retrieving deer on my property.
- E-mail after deer was tracked or retrieved on my property.
- No need to contact me.

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**Appendix D**  
**Landowner Cooperation Agreement- City Owned Property**  
**City of Batavia Deer Management Plan**  
**One Batavia City Centre I Batavia, NY 14020**

Please check one of the following and return the completed form to the Office of the City Clerk  
One Batavia City Centre, Batavia, NY 14020.

\_\_\_\_\_ The City of Batavia, agrees to allow hunting on its property for City employee participants of the City of Batavia Deer Management Plan, subject to set-back requirements. The property is in Unit #\_\_\_\_\_.

\_\_\_\_\_ The City agrees to allow participants of the City of Batavia Deer Management plan to track and retrieve deer that have been shot.

City Official Name \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_ E-mail \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

**Bow Hunter Name**

Print Name(s) \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_ E-mail \_\_\_\_\_

Bow Hunters signature: \_\_\_\_\_

Date: \_\_\_\_\_

I hereby agree to defend, indemnity, and hold harmless the landowner, the NYS DEC, the City of Batavia, all officers, officials, and employees, committees with respect to any and all actions, claims, costs, expenses, liabilities, or damage, including reasonable attorney's fees, whether for personal and/or bodily injury, arising out of or related to this agreement and any use of the licensed area or exercise thereof, except such as arises from the negligent acts or omissions to act of the landowner.

This agreement will remain in effect from the date it is signed until the completion of the deer management program. The agreement can be terminated at any time by the City of Batavia.





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**Appendix F**  
**Participant Agreement Waiver and Release Form**  
**City of Batavia Deer Management Program**

By my signature, I agree that I have read, understand, and will abide by all rules and regulations applicable to the City of Batavia Deer Management Program ("BDMP). I also understand that the City of Batavia and/or the NYS DEC reserves the right to revoke my permit to participate and take deer as a participant in the BDMP. Further, I agree to record my BDMP Participant ID Number, using permanent marker, on the cock vane/feather of every arrow/bolt I take into the field while participating in the BDMP. I agree that I will not share my BDMP Participant ID Number with any other individual and will not allow any other individual to use my arrow/bolt marked with my Participant ID Number. I agree to assist the BDMP by completing a Participant Reporting Form for each day that I participate in the BDMP and submit the form as required. I understand that failure to abide by these rules and regulations will result in the revocation of all BDMP participant privileges, as well as subject me to all appropriate civil and criminal charges that might be warranted by my misdeeds.

I hereby agree to defend, indemnify, and hold harmless the landowner, the NYS DEC, the City of Batavia, all officers, officials, and employees, committees and the City of Batavia Deer Management Committee with respect to any and all actions, claims, costs, expenses, liabilities, or damage, including reasonable attorney's fees, whether for personal and/or bodily injury, arising out of or related to this agreement and any use of the licensed area or exercise thereof, except such as arises from the negligent acts or omissions to act of the landowner.

Applicant Name (Print): \_\_\_\_\_

Participant ID Number (Batavia Police Department Provides): \_\_\_\_\_

Type of Archery Equipment to be used: \_\_\_\_\_ Compound Bow \_\_\_\_\_ Crossbow

Make and Model of Each Implement to be Used:

Compound Bow(s): \_\_\_\_\_

Crossbow(s): \_\_\_\_\_

I attest that all the information provided is true and correct. Further, that I have read, understand and will abide by all rules and regulations of the City of Batavia's Deer Management Program.

\_\_\_\_\_  
Participant Signature Date

\_\_\_\_\_  
City Approval: \_\_\_\_\_ Date: \_\_\_\_\_

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**Appendix G**  
**City of Batavia**  
**Proficiency Test for Deer Management Program**

1. The proficiency test will be administered by the City of Batavia Police Department
2. All targets will be shot from a tree stand or elevated location.
3. Six (6) shots at a deer target 20 yards away.
4. Five (5) of six (6) arrows/bolts must be in the vital zone.
5. No practice shots are allowed prior to the test or use of range finding devices.
6. Test must be taken with the equipment to be used during the hunt season.
7. Applicants must possess a valid hunting license and antlerless tag for area.
8. Crossbow hunters must possess a crossbow certificate.
9. All hunters must have 5 years' experience with a bow.
10. City of Batavia's decision regarding proficiency is final.
11. Upon submission of the completed Deer Management Program application, the Batavia Police Department and/or the City Manager will review and approve the package prior to issuance of a Batavia Deer Management permit.

Print Name: \_\_\_\_\_

Sign Name: \_\_\_\_\_

Hunting License #: \_\_\_\_\_

Gun Club: \_\_\_\_\_

Crossbow: \_\_\_\_\_ Compound/Longbow: \_\_\_\_\_

By signing above, I agree that I have read, understand, and will abide by all rules and regulations applicable to the City of Batavia Deer Management Program. I also understand that the City of Batavia and or the NYSDEC reserve the right to revoke any permit. I will record my hunter ID number, write this number in permanent marker on the vane of every arrow/bolt I take into the field, and not share this information with anyone.

Pass: \_\_\_\_\_ Failed: \_\_\_\_\_

**Batavia Police Department Officer Approval:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Signature

**Batavia Police Department Officer Approval:** \_\_\_\_\_

Print Name

Document to be filed in the Batavia Police Department with the City of Batavia Deer Management Program Hunter Application.

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**Appendix H**  
**2020 City of Batavia Hunting/Culling Permit**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Unit #: \_\_\_\_\_

**Carry this permit with you while in the City of Batavia hunting locations.**

**Valid October 1st 2020- end of deer season in December 2020**

The above named is hereby granted permission to hunt deer during the appropriate season in the approved properties. Participants are required to hunt in the manner prescribed by the New York State Environmental Conservation Law and the City of Batavia Deer Management Plan rules and regulations. This permit is not transferable. It confers no rights except as indicated above. It may be used only subject to all applicable provisions of the City of Batavia Deer Management Plan rules and regulations.

**Motorized vehicles are prohibited.**  
**Firearms of any kind are not permitted.**  
**Trapping is not permitted.**

Please note: You must send this form into the: City Manager's Office located at One Batavia City Centre, Batavia, New York 14020 at the end of the season with all harvest results.

Questions: City Manager: 585-345-6300 NYSDEC: 585-226-6706

**Hunting Results**

**Number of Doe:** \_\_\_\_\_ **Number of Bucks:** \_\_\_\_\_

**Total Hours:** \_\_\_\_\_ **Back Tag#:** \_\_\_\_\_

**Unit # Deer harvested in:** \_\_\_\_\_ **Bow or Crossbow:** \_\_\_\_\_

---

**CITY OF BATAVIA DEER PARKING PASS**

This portion of the permit must be displayed on the dashboard of your vehicle while hunting in the City of Batavia

Unit # \_\_\_\_ Unit # \_\_\_\_ Unit # \_\_\_\_ Unit # \_\_\_\_ Unit # \_\_\_\_ Unit# \_\_\_\_ Unit# \_\_\_\_

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**City of Batavia Deer Management Permit Conditions**

- This permit is valid only for the period of which it is issued shall not be transferred, and may be revoked at any time at the discretion of the City Manager, the Chief of Police or the Department of Environmental Conservation.
- Participants shall comply with all applicable sections of the Environmental Conservation Law and Historic Preservation Law and their implementing regulations and shall hunt in the manner prescribed the department of Environmental Conservation, except as modified by the dates, times and hunting styles specified in this permit. This permit confers only those rights indicated herein.
- Participants must carry their permit while hunting in the City of Batavia program and its units and produce it on request to any law enforcement officer or City employee. Any unauthorized alteration will void your permit.
- This permit is valid only in the hunting units indicated on the map.
- No person shall trespass in an area this is posted or otherwise identified as a “Restricted Area”.
- Cutting, placing nails or screws into or otherwise damaging trees or other vegetation is prohibited.
- Target and promiscuous shooting is prohibited.
- New York State Hunting and Regulations Guide can be found online at [www.dec.ny.gov/outdoor](http://www.dec.ny.gov/outdoor).
- City of Batavia units are within WMU 8G.
- Motorized vehicles are prohibited.
- Bow/Crossbow hunting is allowed.
- Permanent tree stands are not allowed. Portable tree stands are mandatory in the City of Batavia Deer Management Plan. Stands must not damage the trees and must be removed at the end of the City of Batavia program.
- There will be NO deer hunting when school is out of session or closed.

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- Deer hunting will only take place from sunrise until 2:00 p.m. unless otherwise noted.
- Deer are to be field dressed on the property where taken. If the landowner raises a concern, it shall be the hunter's responsibility to find a suitable alternative location.
- Harvested deer can go to the hunter, landowner and/or for donation.

**#63-2020**

**A RESOLUTION TO AMEND THE 2020-2021 FIRE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A FEMA ASSISTANCE TO FIREFIGHTERS GRANT, IN THE AMOUNT OF \$68,880.95.**

**Motion of Councilmember**

**WHEREAS**, the City of Batavia Fire Department has received a grant in the amount of \$68,880.95 for Award period August 13, 2018 through November 6, 2019 from the Federal Emergency Management Agency (FEMA) for the purchase of:

- Addition of monitored fire and carbon monoxide alarm system throughout the complete building including living spaces, storage, offices and fire apparatus bays; and
- Installation of a sprinkler fire protection system throughout the complete building including living spaces, storage, office and fire apparatus bays; and
- Specialize water rescue training including all associated costs for materials and labor; 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 Council of the City of Batavia that the City Manager is authorized to make the following budget amendment to the 2020-20201 budgets effective September 30, 2020 to cover various details and equipment purchases:

Increase revenue account:	
A.00.0000.0000 4389	\$68,880.95
Increase expense account:	
A.05.3410.3410 435	\$17,325.00
A.01.9901 900	\$55,000.00

**Seconded by Councilmember  
And on roll call**

**#64-2020**

**A RESOLUTION TO AMEND THE 2020-2021 FIRE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A FM GLOBALFIRE INVESTIGATION EQUIPMENT GRANT, IN THE AMOUNT OF \$1,638.00**

**Motion of Councilmember**

**WHEREAS**, the City of Batavia Fire Department has received a fire prevention donation from FM Global in the amount of \$1,638.00 from the FM Global related to improving fire prevention and investigation services within the City of Batavia Fire Department.

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

**NOW THEREFORE, BE IT RESOLVED**, by the Council of the City of Batavia that the City Manager is authorized to make the following budget amendment to the 2020-2021 budgets effective August 10, 2020 to cover various fire investigation equipment purchases:

Increase revenue accounts:	
A.00.0000.0000 2750	\$1,638.00
Increase expense accounts:	
A.05.3410.3410 201	\$1,638.00

**Seconded by Councilmember  
And on roll call**

**#65-2020**

**A RESOLUTION TO AMEND THE 2020-2021 FIRE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A BICYCLE AND PEDISTRIAN SAFETY GRANT, IN THE AMOUNT OF \$800.00.**

**Motion of Councilmember**

**WHEREAS**, the City of Batavia Fire Department has received a grant in the amount of \$800.00 for Award period October 1, 2020 through September 30, 2021 from the New York State Governor's Traffic Safety Committee related to bicycle and pedestrian safety for increased bicycle safety training and bicycle helmet distribution to the community in an effort to reduce serious injury and death to children; 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 Council of the City of Batavia that the City Manager is authorized to make the following budget amendment to the 2020-2021 budgets effective September 30, 2020 to cover various Car Seat Program details, equipment purchases:

Increase revenue accounts:	
A.00.0000.0000 3389	\$800.00
Increase expense accounts:	
A.05.3410.3410 201	\$700.00
Increase expense accounts:	
A.05.3410.3410 401	\$100.00

**Seconded by Councilmember  
And on roll call**



**#66-2020**

**A RESOLUTION TO AMEND THE 2020-2021 FIRE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A CAR SEAT GRANT, IN THE AMOUNT OF \$3,500**

**Motion of Councilmember**

**WHEREAS**, the City of Batavia Fire Department has received a grant in the amount of \$3,500.00 for Award period October 1, 2020 through September 30, 2021 from the New York State Governor’s Traffic Safety Committee related to Car Seat Safety for increased child passenger safety and proper installation training of caregivers in an effort to reduce serious injury and death to children; 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 Council of the City of Batavia that the City Manager is authorized to make the following budget amendment to the 2020-2021 budgets effective September 30, 2020 to cover various Car Seat Program details, equipment purchases:

Increase revenue accounts:	
A.00.0000.0000 3389	\$3,500.00
Increase expense accounts:	
A.05.3410.3410 201	\$1,300.00
Increase expense accounts:	
A.05.3410.3410 435	\$1,900.00
Increase expense accounts:	
A.05.3410.340 401	\$ 300.00

**Seconded by Councilmember**  
**And on roll call**

**#67-2020**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BATAVIA  
AUTHORIZING THE PURCHASE AND FINANCING, BY THE ISSUANCE OF  
SERIAL BONDS, OF A JET-VACUUM TRUCK FOR USE IN THE CITY'S SANITARY  
SEWER SYSTEM, WATER SYSTEM, STORM SEWER SYSTEM AND HIGHWAY  
MAINTENANCE OPERATIONS AND AUTHORIZING THE CITY MANAGER OR  
OTHER AUTHORIZED OFFICER OF THE CITY TO TAKE ANY AND ALL  
NECESSARY ACTIONS TO COMPLETE SAID PURCHASE AND FINANCING**

**Motion of Councilmember**

**WHEREAS**, the City Council of the City of Batavia has determined it necessary to undertake the purchase of one (1) combination jet/vacuum truck for use in the City's sanitary sewer system, water system, storm sewer system and highway maintenance operations (the "Vehicle"); and

**WHEREAS**, it is desired by the City to authorize the expenditure of \$420,000 for the costs to acquiring the Vehicle and for the payment of costs of issuance of any debt issued for the financing of said Vehicle acquisition as well and to take certain preliminary actions to develop a plan for financing such purchase and to carry out all other necessary or appropriate actions in furtherance thereof.

**BE IT RESOLVED**, by affirmative vote of not less than two-thirds of the total voting strength of the City Council of the City of Batavia, Genesee County, New York as follows:

**Section 1.** The purchase of the Vehicle is hereby authorized at an estimated cost of \$380,000 plus the costs of issuance as hereinafter provided.

**Section 2.** The financing of the purchase of the Vehicle, by the issuance of general obligation bonds or other form of acceptable debt financing, is hereby authorized at a maximum estimated aggregate amount of \$420,000 which amount shall include the cost of acquiring the vehicle plus the costs of said issuance as permitted by law.

**Section 3.** The financing of said equipment is exempt from SEQR regulations.

**Section 4.** It is hereby determined that the period of probable usefulness for the Vehicle is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

**Section 5.** The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The City then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the Obligations authorized by Section 2 of this resolution. This resolution shall constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

**Section 6.** The City Manager or other authorized officer of the City is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the Obligations as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the authorized by this resolution as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3)(B)(i) of the Code.

**Section 7.** The City Clerk is hereby authorized to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the official newspaper(s) of the City, or if no newspaper(s) have been so designated, then in a newspaper having general circulation in the City, which newspaper has been designated by the City Council in a separate resolution. The validity of the general obligation bonds authorized hereby, or of any bond anticipation notes issued in anticipation of the sale of such general obligation bonds, may be contested only if:

1. (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or  
  
(b) if the provisions of law which should be complied with at the date of publication of this resolution (or a summary thereof) are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
2. such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

**Section 8.** This resolution is effective immediately and shall be placed in the official minutes of the City as an official action of the City Council.

**Seconded by Councilmember  
And on roll call**

#68-2020

**A RESOLUTION TO AMEND THE 2020-2021 POLICE DEPARTMENT BUDGET TO REFLECT THE RECEIPT OF A POLICE TRAFFIC SERVICES GRANT**

**Motion of Councilmember**

**WHEREAS**, the City of Batavia Police Department has received a grant in the amount of \$ 9,024 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 Council of the City of Batavia that the City Manager be and hereby is authorized to make the following budget amendment to the 2020-2021 budget effective September 15, 2020 to cover various traffic enforcement details card equipment purchases:

Increase expenditure accounts:		
A 04.3120.3120 0101	\$	9,024.00
Increase revenue accounts:		
A 00.0000.0000 4389	\$	9,024.00

**Seconded by Councilmember**

**and on roll call**

## **MOTION TO ENTER EXECUTIVE SESSION**

### **Motion of Councilmember**

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

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

**Seconded by Councilmember  
and on roll call**