

**CITY OF BATAVIA  
SPECIAL BUSINESS MINUTES  
JANUARY 23, 2023**

The special business meeting of the City Council was held Monday, January 23, 2023 at 7:56 PM in the Council Chambers, One Batavia City Centre, Batavia, New York, with Council President Jankowski presiding.

Present were Council President Jankowski and Councilmembers Canale, McGinnis, Briggs, Schmidt, Richmond and Bialkowski. Councilmembers Pacino and Viele were absent.

Council President Jankowski called the meeting to order at 7:56 PM immediately following the conference meeting.

\* \* \*

**New Business**

**#5-2023**

**RESOLUTION TO AUTHORIZE AND REPURPOSE USE OF ARPA FUNDS FOR THE  
BUREAU OF MAINTENANCE AND FIRE DEPARTMENT FACILITY UPGRADE  
PROJECTS**

**Motion of Councilperson McGinnis**

**WHEREAS**, the City of Batavia is in receipt of \$1,474,764.79 of American Rescue Plan Act of 2021 Coronavirus Local Fiscal Recovery Funds (ARPA); and

**WHEREAS**, the City of Batavia has committed to expend a majority of these funds through various resolutions; and

**WHEREAS**, bid results for the Bureau of Maintenance and Fire Department Facility upgrade projects came in higher than expected due to increased costs; and

**WHEREAS**, based on recommendation from GHD Consulting Services, Inc., the engineer on record for the above mentioned projects, the City is requesting to re-purpose the use of \$635,000 ARPA funds as originally put forth in resolution #69-2021, the Capital Projects Resolution for the fiscal year ending March 31, 2022; and

**WHEREAS**, the City is requesting to repurpose \$400,000 from the Cohocton Water Project and \$235,000 from the Austin Park Playground Project to be used on the Bureau of Maintenance and Fire Department Facility upgrade projects.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Batavia to authorize the City Manager to redirect ARPA funding from the Cohocton Water Project and

Austin Park Playground Project to the Bureau of Maintenance and Fire Department Facility upgrade projects; and

**BE IT FURTHER RESOLVED**, that the City Council of the City of Batavia does hereby authorize the City Manager to amend the budget for the 22/23 fiscal year to transfer the ARPA funds to the Capital Project fund for the above referenced project as follows:

Increase expense:

A.01.9901 900-211199	General Fund Transfers Out	\$635,000.00
H.01.1620 200	Capital Fund Facilities	\$635,000.00

Increase revenue:

A.00.0000.0000 4089-211199	General Fund Federal Aid	\$635,000.00
H.00.0000.0000 5031-211199	Capital Fund Transfers in	\$635,000.00

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

\* \* \*

**#6-2023**

**A RESOLUTION TO ENTER INTO AN AGREEMENT WITH CAMCO GENERAL CONTRACTING, INC. FOR CONSTRUCTION SERVICES FOR THE FIRE DEPARTMENT/BUREAU OF MAINTENANCE FACILITIES IMPROVEMENT PROJECT**

**Motion by Councilmember Canale**

**WHEREAS**, The Council of the City of Batavia authorized a project for the Fire Department and Bureau of Maintenance Facilities Improvement Project; and

**WHEREAS**, a request for construction bids was released for contractors to construct the project as specified in the project construction documents. The lowest responsible bidder is Camco General Contracting of Darien, New York.

**NOW, THEREFORE, BE IT RESOLVED**, that City Council approves the award of a contract for construction for the Fire Department/Bureau of Maintenance Facilities Improvement Project to Camco General Contracting of Darien, New York in the amount of \$621,320.

**Motion Seconded by Councilmember Briggs and on roll call approved 7-0.**

\* \* \*

**#7-2023**

**A RESOLUTION TO ENTER INTO AN AGREEMENT WITH DG MESSMER CORPORATION FOR CONSTRUCTION SERVICES FOR THE FIRE DEPARTMENT/BUREAU OF MAINTENANCE FACILITIES IMPROVEMENT PROJECT**

**Motion by Councilmember Bialkowski**

**WHEREAS**, The Council of the City of Batavia authorized a project for the Fire Department and Bureau of Maintenance Facilities Improvement Project; and

**WHEREAS**, a request for construction bids was released for contractors to construct the project as specified in the project construction documents. The lowest responsible bidder is DG Messmer Corporation of Rochester, New York.

**NOW, THEREFORE, BE IT RESOLVED**, that City Council approves the award of a contract for construction for the Fire Department/Bureau of Maintenance Facilities Improvement Project to DG Messmer Corporation of Rochester, New York in the amount of \$315,000.

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

\* \* \*

**#8-2023**

**A RESOLUTION TO ENTER INTO AN AGREEMENT WITH CONCORD ELECTRIC CORPORATION FOR CONSTRUCTION SERVICES FOR THE FIRE DEPARTMENT/BUREAU OF MAINTENANCE FACILITIES IMPROVEMENT PROJECT**

**Motion by Councilmember Canale**

**WHEREAS**, The Council of the City of Batavia authorized a project for the Fire Department and Bureau of Maintenance Facilities Improvement Project; and

**WHEREAS**, a request for construction bids was released for contractors to construct the project as specified in the project construction documents. The lowest responsible bidder is Concord Electric Corporation of Rochester, New York.

**NOW, THEREFORE, BE IT RESOLVED**, that City Council approves the award of a contract for construction for the Fire Department/Bureau of Maintenance Facilities Improvement Project to Concord Electric Corporation of Rochester, New York in the amount of \$477,000.

**Seconded by Councilmember Richmond and on roll call approved 7-0.**

\* \* \*

**MOTION TO ENTER EXECUTIVE SESSION**

**Motion of Councilperson Canale**

**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 Bialkowski and on roll call approved 7-0.** Council entered executive session at 8:00pm and exited at 8:23pm.

\* \* \*

**Meeting adjourned at 8:24PM.**

**Respectfully submitted,**

**Heidi J Parker  
Clerk-Treasurer**