

**CITY OF BATAVIA
SPECIAL BUSINESS MINUTES
MARCH 27, 2023**

The special business meeting of the City Council was held Monday, March 27, 2023 at 7:20 PM in the Council Chambers, One Batavia City Centre, Batavia, New York, with Council President Jankowski presiding.

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

Council President Jankowski called the meeting to order at 7:20 PM immediately following the conference meeting.

* * *

New Business

#38-2023

RESOLUTION AWARDING PURCHASE CONTRACTS FOR CHEMICALS

Motion of Councilperson Bialkowski

WHEREAS, the City has advertised for competitive, sealed bids for the purchase of various chemicals used for the operation of the Water and Wastewater Treatment facilities; and

WHEREAS, Eight (8) companies submitted bids, and six (6) low bidders were identified for the six (6) chemicals.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia that one (1) year purchase contracts for various chemicals be awarded to the lowest responsible bidder hereinafter identified.

Company Name	Chemical	Bid Amount
Carmeuse Lime	Quicklime	\$ 366.480/Ton
CDI	Ferric Sulfate	\$ 1332.54/Ton
Shannon Chemical	Fluosilicic Acid	\$ 1124.00/Ton
Carbonic	Carbon Dioxide	\$ 400.00/Ton
Thatcher	Liquid Alum	\$ 420.00/Ton
Slack Chemical	Liquid Phosphate	\$752.40/Drum

JCI	Sodium Hypochlorite	\$2.54/Gal
-----	---------------------	------------

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

* * *

**#39-2023
RESOLUTION AWARDING PURCHASE CONTRACTS FOR LIME SLUDGE
REMOVAL**

Motion of Councilperson Viele

WHEREAS, the City has advertised for competitive, sealed bids for the purchase of various chemicals used for the operation of the Water and Wastewater Treatment facilities; and

WHEREAS, One (1) company submitted a bid. So they are the only and lowest bid.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Batavia that one (1) year purchase contracts for lime sludge removal be awarded to AD Calls and Sons in the Amount of \$13,155.00 per pick-up.

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

* * *

**#40-2023
RESOLUTION TO AUTHORIZE THE REPURPOSE OF ARPA FUNDS FOR THE
REMOVAL AND REMEDIATION OF AN UNDERGROUND STORAGE TANK (UST)
AND AMEND THE 22/23 BUDGET**

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, on Wednesday November 2, 2022 the City of Batavia Fire Department discovered their Underground Storage Tank (UST) that holds fuel for the facilities generator had a potential leak; and

WHEREAS, the City Manager and the City attorney enlisted the services of TurnKey Environmental Restoration on an emergency basis to analyze the situation and to work with the New York State Department of Environmental Conservation Spill Response Unit; and

WHEREAS, the City is requesting to repurpose \$61,717.08 of ARPA funding from the Austin Park Playground Project to be used to pay the TurnKey invoices.

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 Austin Park Playground Project to the UST removal and cleanup services; 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 as follows:

Increase expense:		
A.05.3410.3400 439-211199	Fire Repair & Maint - ARPA	\$61,717.08
Increase revenue:		
A.00.0000.0000 4089-211199	General Fund Federal Aid	\$61,717.08

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

* * *

MOTION TO ENTER EXECUTIVE SESSION

Motion of Councilperson Pacino

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 Viele and on roll call approved 8-0. Council entered executive session at 7:40pm and exited at 8:13pm.

* * *

Meeting adjourned at 8:14PM.

Respectfully submitted,

**Heidi J Parker
Clerk-Treasurer**