

CITY OF BATAVIA
MINUTES OF THE BATAVIA CITY COUNCIL
July 15, 2019, at 7:30 p.m. - City Council Chambers
100 N. Island Ave. Batavia, Illinois

PLEASE NOTE: These minutes are not a word-for-word transcription of the statements made at the meeting, nor intended to be a comprehensive review of all discussions. Minutes are intended to make an official record of the actions taken by the Committee/City Council, and to include some description of discussion points as understood by the minute-taker. Any references to discussion and /or statements are only to provide greater clarity to the public and they may not reference all, some, or any of an individual speaker's comments.

1. MEETING CALLED TO ORDER

The meeting was called to order by Mayor Schielke at 7:30 p.m.

2. INVOCATION followed by PLEDGE OF ALLEGIANCE

Mayor Schielke offered a brief invocation. Ald. Uher led the Pledge of Allegiance.

3. ROLL CALL

11 of 14 aldermen were present.

Aldermen (by ward): Michael O'Brien (1), Scott Salvati (1), Martin Callahan (2), Alan Wolff (2), Dan Chanzit (3), Elliot Meitzler (3), Joe Knopp (4), Mark Uher (5), Nicholas Cerone (6), Michael Russotto (6), Drew McFadden (7) and Keenan Miller (7) were present. and Tony Malay (4) and Abby Beck (5) were absent.

Also present were BATV and members of the press, public and the following:

City Attorney	Roman Seckel
City Clerk	Ellen Posledni
City Administrator	Laura Newman
Deputy Fire Chief	Craig Hanson
Police Chief	Dan Eul
Community Development Director	Scott Buening
Director of Public Works	Gary Holm

4. REMINDER: Please speak into the microphone for BATV recording

Mayor Schielke reminded all in attendance to use the microphones.

5. ITEMS REMOVED/ADDED/CHANGED

Mayor Schielke requested item 6a be added to the agenda to honor Jody Klopp for his retirement.

Motion by Ald. Knopp, seconded by Ald. Uher, to approve the amendment as presented.
Motion carried 12 yea/ 0 nay/ 2 absent.

6. CONSENT AGENDA

Ald. Chanzit read the Consent Agenda as follows:

Approvals:

- A. July 12, 2019 Payroll \$918,610.58
- B. Accounts Payable Check Register \$1,136,713.64.
- C. City Council Minutes for July 1, 2019
- D. 2019 COW Executive Session Minutes for January 15, January 29, March 12, March 19, April 30, May 14, May 21, May 28 and July 9, 2019
- E. **RESOLUTION 19-078-R:** Executing a Ground Space Lease Agreement with New Cingular Wireless PCS for 200 N. Raddant Road (GH 7/3/19 COW 7/9/19 11/0) CS
- F. **ORDINANCE 19-48:** Revising Title 3, Chapter 3, Sections 3-3-15, 3-3-16, 3-3-18 and 3-3-27 of the Batavia Municipal Code Creating a Park District Liquor License. (DME 7/3/19 COW 7/9/19 11/0) GS
- G. **RESOLUTION 19-077-R:** Authorizing Change Order No. 8 with Williams Brothers Construction Inc. for the Phase 1 WWTP Rehabilitation Project (BR 7/1/19 COW 7/9/19 11/0) PU
- H. **ORDINANCE 19-49:** Annexing Parts of the Old Burlington Northern Right of Way Between Bernadette Lane and Millview Drive (SCB 7/1/19 COW 7/9/19 11/0) CD

Motion by Ald. Chanzit, seconded by Ald. Knopp, to approve the Consent Agenda as presented. Motion carried 12 yea/ 0 nay/ 2 absent.

6a. JODY KLOPP RETIREMENT

Mayor Schielke presented retiring Jody Klopp, a 29-year employee of the Electric Department, with a plaque honoring his dedicated service to Batavia and a job extraordinarily well done. Mr. Klopp thanked the City Council as well as his family and the many friends he has made in departments across the city.

7. PUBLIC HEARING: 7:35 p.m. Amended Special Service Area 61 for the One Washington Place Development

The Public Hearing convened at 7:40 p.m. Director Buening explained that the item amends the existing SSA to change the maximum allowable levy and extend the timeframe for the SSA. There is a 60-day period for objections to be filed by adjacent property owners.

No comments from the public were made.

Motion by Ald. Chanzit, seconded by Ald. Wolff, to adjourn the Public Hearing. Motion carried 12 yea/ 0 nay/ 2 absent. The Public Hearing adjourned at 7:43 pm.

8. MATTERS FROM THE PUBLIC: (For items NOT on the Agenda)

None

9. MAINSTREET

Director Chris Faber announced that MainStreet has hired former alderman Lucy Atac for a part time position as the economic vitality coordinator. She will start working on Second Fridays events, Small Business Saturday and other winter events.

The Farmers Market continues to have strong sales. MainStreet is working with the Link Program on a Link \$25 matching grant option. The Farmers Market is moving to a statewide currency for Link program participants so they can use their cards at other Farmers Markets as well. MainStreet is building participation from residents of the Batavia Apartments.

The biggest fundraiser of the year, Cocktails in the Park, is this Saturday. New this year is the option to reserve a picnic table with a server for the evening. Also new is a champagne bar with commemorative champagne glasses.

August 4 kicks off National Farmers Market Week and is the annual Batavia Dinner Table event. The sold-out event raised \$10,000 for the Batavia Interfaith Food Pantry last year. This year Mike Spillane of Spillane & Sons is donating for auction a walnut table made from a local black walnut tree. Proceeds will go to the Food Pantry.

10. RESOLUTION 19-082-R: Amended Intergovernmental Agreement for Fire Protection Services (LN 7/11/19) CS

Ald. Wolff introduced the item that corrects a clerical error made in a previously passed ordinance. This new version contains the correct numbers.

Motion by Ald. Wolff, seconded by Ald. Russotto, to approve the resolution as presented. Motion carried 12 yea/ 0 nay/ 2 absent.

11. RESOLUTION 19-083-R: Memorandum of Understanding with Kane County DOT Regarding Bike Sharing (LN 7/11/19) GS

At last Tuesday's Committee of the Whole, Kane County presented information on a bike sharing program and asked the Council to sign a memo of understanding. This is not a binding agreement, but allows the city to express opinions and ideas about the program, which the county hopes to launch in August 2020.

Ald. Wolff noted that he was not at the COW but he reviewed the presentation and thinks this is a great idea.

Administrator Newman notes that she recently rode her bike through Aurora, which has a bike sharing program but it is kind of an island. A countywide bike sharing program would help link communities together.

Motion by Ald. Chanzit, seconded by Ald. McFadden, to approve the resolution as presented. Motion carried 12 yea/ 0 nay/ 2 absent.

12. ORDINANCE 19-47: Establishing and Amended Special Service Area Number 61 for the One Washington Place Development (SCB 7/1/19 COW 7/9/19 11/0) GS

Director Buening noted that since the Public Hearing was held this evening, the City Council is now able to vote on this item regarding the amended SSA.

Ald. Callahan said this extends the SSA until city funds are entirely paid back; it is not tied to the TIF. This is more beneficial than the original SSA plan.

Ald. O'Brien added that the developer is on board with this plan.

Motion by Ald. Chanzit, seconded by Ald. Callahan, to approve the ordinance as presented. Motion carried 12 yea/ 0 nay/ 2 absent.

13. ADMINISTRATOR'S REPORT

Administrator Newman congratulated everyone involved in the Windmill City Festival last weekend. All of the organizations worked well together under the leadership of the Batavia Park District. Wine glasses that had been given to city employees at an employee appreciation dinner were offered for sale at the event, and proceeds were split with the Depot Museum. The glasses sold out. The city is using its share of sales to help pay for the upkeep of windmills around town, while the Depot Museum is putting the proceeds toward the Expansion Project. More will be sold at Cocktails in the Park this weekend.

Bocadito's has opened at 109 E. Wilson Street.

Prairie Commons has opened its first model buildings on Wind Energy. Construction continues on other buildings, as well as utility and street construction.

A grading permit for an industrial building at Fabyan Parkway and Louis Bork Drive and work is underway. Building plans are being reviewed and the city expects to issue a full permit later this month.

Raising Cane's has its full building permit.

In Public Works, the mainline sewer in Ward 1 is almost complete. Tim Ward from the Engineering Department worked with BATV on a video offering an inside view of the project. Other city projects can be reviewed through the City Maps linked from the city's home page.

Well 7 rehabilitation is nearly complete and will be back online this week.

The annual roadway resurfacing project is expected to start in August after the Ward 1 project is finished.

Two additional signs at the North Dam will be installed soon as long as the weather stays dry.

14. COMMITTEE REPORTS

Ald. Callahan said Community Development had nothing for the COW. The Plan Commission will meet at 7 pm on July 17 and is considering the final plat for Winding Creek.

For Government Services, Ald. Chanzit said the COW will include a mid-year financial report, authorization of an MSA for utility bill payments, payment for ESDA volunteer members of the Fire Department, and IGA with Geneva Park District and a liquor license application.

15. OTHER BUSINESS

Ald. Callahan said Batavia has many award-winning dance studios, and A Step Above took home several national awards this weekend.

Ald. O'Brien said John McManus, who did the design of the River Street Woonerf, sent him a photo of River Street that was published in a European magazine as an example of a successful Woonerf.

16. MAYOR'S REPORT

Mayor Schielke said he has received several inquiries already from local businesses interested in selling marijuana once it is legalized in 2020. Atty. Seckel said the City Council will have some issues to work through as far as what will be allowed and not allowed in the city.

The Mayor said Batavia has an outstanding Police Department and they deal with a lot of drug issues every day in the city. He said it is not in his heart to sign anything approving the sale of marijuana in the city of Batavia. That would mean the City Council will need a 2/3 majority to pass the item. He said he already sees the problems that marijuana is causing and it's not even legal yet. There would not be a way to prohibit its use in Batavia, but the city can prohibit its sale and growth.

Ald. Chanzit noted that the City Council has great discussions and debate on many issues, and considering they have passed items like video gambling, he would hope the Mayor would have an open mind about this subject.

The Mayor noted he knows of five or six young people lost in this community from opioid use, some were children of people he knows. He said the item could still pass, but he will not sign it. Ald. Chanzit said it would be stronger with his signature. The Mayor said he won't put his signature on it, having reviewed the unredacted police reports and seeing the unprecedented number of drug problems in Batavia. He added that this month is the worst he's ever seen.

Mayor Schielke thanked the citizen volunteers involved in the July 4 fireworks. He said the group could always use more volunteers, although this year again went off without a hitch, once again fully funded by donations. The group raises about \$40,000 a year for the show, and the city donates manpower mainly for directing traffic.

He applauded the groups involved in Windmill City Fest, noting that the Friday night attendance may have been the most people ever in downtown Batavia. He said this was a family-friendly event, and the need for police services was low. Cocktails in the Park is coming up, and the

Oktoberfest and Block Party are on tap for the coming months. He said the number of events held downtown is the envy of many of his fellow mayors, and the downtown venue is available because of the vision and imagination of previous mayors and aldermen. A group from Western Springs will visit Batavia tomorrow to see how things run in our city. These events show Batavia is family-friendly, and families are moving here because of the city's rich history, excellent schools and park district, safety, and organizations that work well together.

17. EXECUTIVE SESSION: Review City Council Executive Session Minutes

Motion by Ald. Knopp, seconded by Ald. Wolff, to adjourn to Executive Session. Motion carried 12 yea/ 0 nay/ 2 absent. Meeting was adjourned to Executive Session at 8:21 p.m.

Meeting returned to General Session at 9:05 p.m.

18. APPROVAL: City Council Executive Session Minutes for February 19, June 4, July 16, October 15 and December 3, 2018

Motion by Ald. Chanzit, seconded by Ald. Cerone, to approve the Executive Session minutes for 2018. Motion carried 8 yea/ 2 nay/ 2 absent / 2 present.

19. ADJOURNMENT

Motion by Ald. Knopp, seconded by Ald. Meitzler, to adjourn. Motion carried by voice vote. The meeting adjourned at 9:08 p.m.

Minutes prepared and submitted by Ellen Posledni, City Clerk, July 22, 2019.