

**MINUTES**  
**June 15, 2021**  
**Committee of the Whole – Hybrid Meeting**  
**City of Batavia**

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. They 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. They may not reference some of the individual attendee's comments, nor the complete comments if referenced.

Chair Wolff called the meeting to order at 7:05pm.

**1. Roll Call**

**Members Present:** Chair Wolff; Ald. Miller, Baerren, Beck, Chanzit, Knopp (online), Solfa, Leman, Ayazi, Malay (online), Uher (online), Cerone (online) and Vogelsinger (online)

**Members Absent:** Ald. Russotto

**Also Present:** Mayor Schielke; Laura Newman, City Administrator; Scott Buening, Director of Community Development; Gary Holm, Director of Public Works; Rahat Bari, City Engineer; Peggy Colby, Director of Finance; Anthony Isom, Assistant to the City Administrator (online); and Karen Morley, Administrative Assistant

**2. Reminder: Please speak into the microphone for BATV recording**

**3. Items to be Removed/Added/Changed**

There were no items to be removed, added or changed.

**4. Matters From the Public (For Items NOT on the Agenda)**

There were no matters from the public at this time.

**5. Resolution 21-063-R: Awarding a Grant Under the Gateway Improvement Program – Batavia Enterprises- 11 N. Batavia Avenue (SB 6/15/21) CD**

Wendy Reed, Batavia Enterprises, addressed the Committee. She discussed the needs of the Newton House building and the new tenant, Bocaditos, to the building.

**Motion:** To recommend to Council approval of Resolution 21-063-R: Awarding a Grant Under the Gateway Improvement Program – Batavia Enterprises- 11 N. Batavia Avenue

**Maker:** Wolff

**Second:** Solfa

**Roll Call Vote:** **Aye:** Wolff, Baerren, Leman, Ajazi, Malay, Uher, Cerone, Vogelsinger, Miller, Beck, Knopp, Chanzit, Solfa

**Nay:**

13-0 Vote, 1 Absent. Motion carried.

**6. Resolution 21-066-R: Authorizing 2021 Street Resurfacing and Sidewalk Replacement Program Contract with Builders Paving for an Amount Not To Exceed \$1,861,200 Which Includes 10 Percent Contingency Amount (RB 6/11/2021) CS**

Malay overviewed the memo with the Committee. Bari discussed the programs, pros and cons of bundling programs together, engineering being done in-house, budget, and funding and included sidewalks in the program.

**Motion:** To recommend to Council approval of Resolution 21-066-R: Authorizing 2021 Street Resurfacing and Sidewalk Replacement Program Contract with Builders Paving for an Amount Not To Exceed \$1,861,200 Which Includes 10 Percent Contingency Amount

**Maker:** Beck

**Second:** Miller

**Roll Call Vote:** **Aye:** Beck, Knopp, Chanzit, Solfa, Wolff, Baerren, Leman, Ajazi, Malay, Uher, Cerone, Vogelsinger, Miller

**Nay:**

13-0 Vote, 1 Absent. Motion carried.

**7. Ordinance 21-31: Revising Municipal Code Regarding Peddlers, Solicitors and Food Vendors (SCB 5/27/21) GS**

Chanzit summarized the memo. The Committee of the Whole (COW) discussed food truck locations, setbacks, complaints from local business owners, Chicago Food Truck Ordinance, establishing an area where food trucks could sell, special event permits, allowing for food trucks once a month on Water Street, and making Water Street a food truck zone.

Beck asked for another alderman to stand with her on having making Water Street a food truck zone a discussion item at a future COW meeting. Baerren joined Beck to have a future discussion on making Water Street a food truck zone.

The Committee discussed the municipal code further including training, possible duplication of requirements, background check requirement, spot-checking for licensing, and Kane County Health Department requirements.

The consensus of the Committee was in favor of removing language convicted of a felony by changing number 9 and 3-7c-3.13, striking the part regarding felony but keeping it for peddlers and solicitors because they are walking up to people's homes.

**Motion:** To recommend to Council approval of Ordinance 21-31: Revising Municipal Code Regarding Peddlers, Solicitors and Food Vendors with amendments

**Maker:** Miller

**Second:** Knopp

**Roll Call Vote:** **Aye:** Miller, Beck, Knopp, Chanzit, Solfa, Wolff, Baerren, Leman, Ajazi, Malay, Uher, Cerone, Vogelsinger

**Nay:**

13-0 Vote, 1 Absent. Motion carried.

**8. Resolution 21-065-R: Authorizing An Agreement with Cleargov for Budget and Transparency Subscription Service (PC 6/15/21) GS**

Colby discussed the service that Cleargov would provide the City with the COW.

**Motion:** To recommend to Council approval of Resolution 21-065-R: Authorizing An Agreement with Cleargov for Budget and Transparency Subscription Service

**Maker:** Chanzit

**Second:** Knopp

**Roll Call Vote:** **Aye:** Chanzit, Solfa, Wolff, Baerren, Leman, Ajazi, Malay, Uher, Cerone, Vogelsinger, Miller, Beck, Knopp

**Nay:**

13-0 Vote, 1 Absent. Motion carried.

**9. Resolution 21-067-R: Authorizing Breaker Replacement for Batavia Substations Contract with MP Systems for an Amount Not To Exceed \$439,599 Which Includes a 10 Percent Contingency Amount (RB 6/11/2021) PU**

Bari overviewed the memo.

**Motion:** To recommend to Council approval of Resolution 21-067-R: Authorizing Breaker Replacement for Batavia Substations Contract with MP Systems for an Amount Not To Exceed \$439,599 Which Includes a 10 Percent Contingency Amount

**Maker:** Cerone

**Second:** Miller

**Roll Call Vote:** **Aye:** Cerone, Vogelsinger, Miller, Beck, Knopp, Chanzit, Solfa, Wolff, Baerren, Leman, Ajazi, Malay, Uher

**Nay:**

13-0 Vote, 1 Absent. Motion carried.

**10. Discussion: Off Street Parking Regulations (DMR 6/10/21)**

Rackow overviewed the memo with the Committee. The COW discussed the off street parking regulations with staff. The consensus of the Committee was to exclude the industrial zoning areas but apply the off street parking regulations to everything else. Buening noted that this would go back to the Plan Commission for a Public Hearing. Chair Wolff commented that if there is a need to make a change to the off street parking regulations the COW could revisit this discussion in the future.

**11. Discussion: Illinois Energy Legislation (GH)**

Holm updated that Committee on the recent Senate meeting. He stated that there were two factors the Senate still needed further consideration on: the prevailing wage for renewable contractors and de-carbonization (how to get there and timeline on how to get there). The Senate adjourned without passing any legislation related to energy. Veto session in the fall would be most likely when energy is discussed again in the Senate. Newman suggested the possibility of hiring a representative to be in the room during these discussions.

## 12. Project Status

Newman reported on the following:

- Justin Howe joins the City as the new Building and Code Compliance Inspector
- Annexing nine properties within City limits
- Upcoming Zoning and Design Review development activity
- Employee appreciation week
- Information Systems has hired a water division GIS intern
- City of Batavia's Fire Department assistance in the Rockton Chemical Fire

## 13. Other

There were no others at this time.

## 14. Executive Session:

- a. Purchase and Sale of Electricity**
- b. Purchase of Real Estate**
- c. Potential Litigation**

**Motion:** To enter into Executive Session for the purchase and sale of electricity, purchase of real estate and potential litigation

**Maker:** Miller

**Second:** Knopp

**Roll Call Vote:** **Aye:** Miller, Beck, Knopp, Chanzit, Solfa, Wolff, Baerren, Leman, Ajazi, Malay, Uher, Cerone, Vogelsinger  
**Nay:**  
13-0 Vote, 1 Absent. Motion carried.

The COW entered Executive Session at 8:55pm.

## 15. Adjournment

There being no other business to discuss, Chair Wolff asked for a motion to adjourn the meeting.

Minutes respectfully submitted by Jennifer Austin-Smith, Recording Secretary, on July 31, 2021.