

**Auburn City Council
Regular Meeting
Thursday, February 18, 2016 6:00 P.M.
City Council Chambers
Memorial City Hall
24 South St.
Auburn, NY 13021**

Minutes

The meeting of the Auburn City Council was called to order at 6:00PM in the City Council Chambers 24 South St. Auburn NY by Mayor Quill.

1. Roll Call – The City Clerk called the roll. Councilors McCormick, Giannettino, Cuddy, and Carabajal, and Mayor Quill were all present.

The following City Staff was present:

- City Manager, Doug Selby
- Corporation Counsel, John Rossi
- City Clerk, Charles Mason
- Comptroller, Laura Wills
- Director of Planning and Economic Development, Jennifer Haines
- Director of Capital Projects and Grants, Christina Selvek
- Superintendent of Engineering, William Lupien
- Director of IT, Lynda DeOrio
- IT Consultant, David Stathis

2. Pledge of Allegiance to the Flag – Mayor Quill led the Pledge of Allegiance.

3. Moment of Silent Prayer or Reflection – Mayor Quill asked for a moment of silent prayer.

4. Public Announcements –

The City Clerk read the following announcements:

A. The next meeting of the City of Auburn Zoning Board of Appeals will be held on Monday, February 22, 2016 at 7:00 p.m. at the Council Chambers of Memorial City Hall, 24 South Street in Auburn.

B. There will be a public meeting held on Monday, February 29, 2016 at 7:00 p.m. to discuss the Owasco Lake Watershed Management Plan. This meeting will be held at the Cayuga Onondaga BOCES, 1879 West Genesee Street in Auburn. The draft Owasco Lake Watershed and Waterfront Revitalization Plan will be available for review online at www.cayugacounty.us/owascolake.

If you have any questions, please contact Michele Wunderlich at 315-253-1276.

C. The annual March to Lake Day symposium on the status of Owasco Lake will be held on Saturday, March 5, 2016 from 9:00 a.m. through 12:30 p.m. This meeting will be held at the Auburn Public Theater, 8 Exchange Street, Auburn. This event are co-sponsored by Owasco Watershed Lake Association (OWLA), the Institute for the Application of Geospatial Technology (IAGT), Cornell Cooperative Extension of Cayuga County, Cayuga County Water Quality Management Agency (WQMA) and Finger Lakes Institute at Hobart and William Smith Colleges.

D. There will be a public meeting with Robert J. Freeman, Executive Director of the New York State Committee on Open Government held on Monday, March 14, 2016 at 7p.m. The purpose of the meeting is for Mr. Freeman to provide an overview of the New York State Open Meetings Law and Freedom of Information Law. He will also be available for questions from participants. The meeting will be held in Council Chambers, first floor of Memorial City Hall, 24 South Street, Auburn. This meeting will be held during National Sunshine Week and the event is open to all. We will be working over the coming weeks to invite all public boards and commissions of the City, as well as, Cayuga County, the local School District, etc.

5. Ceremonial Presentations and Proclamations – None

6. Public to be Heard – Mayor Quill opened the Public to be Heard portion of the Council meeting and the Clerk read the Public to be Heard rules. No members of the public spoke.

7. Approval of Meeting Minutes:

A. February 11, 2016, City Council meeting minutes.

Motion to approve by Councilor Giannettino, seconded by Councilor McCormick.

The motion to approve the minutes of February 11, 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

8. Reports of City Officials

A. City Manager's Report

- He discussed circumstances pertaining to the traffic light at the corner of N. Marvine Avenue and Franklin Street. Staff is looking into fixing the timer system on this light so that the light will be more responsive during periods of light traffic at that intersection.
- He discussed issues pertaining to an overflow of wastewater into the Owasco Outlet as a result of heavy snowfall followed by significant rain on Monday and Tuesday, February 15th & 16th. The city sewer system is designed to handle surges of storm water by retaining the water in tanks we call overflow retention facilities (ORFs). These were installed at significant expense to comply with state regulations and to prevent storm water from overflowing the sewage treatment plant and consequently discharging untreated wastewater into the Owasco River. Two of these ORFs were activated on Tuesday the 16th during the unusual rainfall/snowmelt event. The water retained in the ORFs is primarily storm water, not domestic sewage. It is treated through primary

settling to remove suspended solids prior to discharge to the Owasco River. During the summer the discharge is also disinfected. These discharges are permitted by DEC and are reported to DEC when they occur.

- He reported that he will be vacating his seat on the Cayuga County Water and Sewer Authority Board of Directors and the Authority has asked if a member of Council would be interested in filling the vacancy.

B. Reports from members of Council

- Councilor McCormick reported that she attended the most recent meeting of the Wednesday Morning Roundtable and the topic was Owasco Lake Watershed Management.
- Councilor Giannettino reported that he attended the most recent meeting of the Heroin Epidemic Awareness group of Cayuga County. He discussed various activities and meetings the group has planned.

9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR)

SEQRA Resolution #25 of 2016 Authorizing the Issuance of \$1,681,000 Serial Bonds for Various Capital Improvement Projects

Motion to approve by Councilor McCormick, seconded by Councilor Cuddy.

WHEREAS, the City Council of the City of Auburn, New York (the "City") is considering undertaking the:

- a. purchase of equipment to be used for constructing, reconstructing, repairing or maintaining City improvements, the cost of which is \$30,000 or more, including a paint machine, flatbed truck, dump truck and skid steer loader for the City Department of Public Works (the "Project"); and
- b. the reconstruction and resurfacing of various City streets and roads including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way not involving the addition of new travel lanes (the "Project"); and
- c. the construction or reconstruction of replacement sidewalks of brick, stone or concrete and handicap access curbing (the "Project"); and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK AS FOLLOWS:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c) (25) and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

The motion to approve Resolution #25 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

B. Ordinances

BOND ORDINANCE #2 OF 2016

Motion to approve by Councilor Giannettino, seconded by Councilor Cuddy.

AUTHORIZING THE ISSUANCE OF \$1,681,000 SERIAL BONDS TO FINANCE THE COSTS OF THE 2016-2017 ROAD IMPROVEMENT PROGRAM, THE PURCHASE OF EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT AND SIDEWALK IMPROVEMENTS

BE IT ORDAINED by Council of the City of Auburn, New York as follows:

Section 1. The City is hereby authorized to undertake the various capital projects described below at an aggregate estimated maximum cost of \$1,681,000, the estimated maximum cost of each Project being as follows:

(a) 2016-17 Road Improvement Program. The reconstruction and resurfacing of various City streets and roads, including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, with a pavement which will be more durable construction than pavement of sand and gravel, water-bound macadam or penetration process with single-surface treatment at an estimated maximum cost of \$1,236,000 and to issue an aggregate \$1,236,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose.

(b) Equipment for Public Works Department. The purchase of equipment to be used for constructing, reconstructing, repairing or maintaining City improvements, the cost of which is \$30,000 or more, including a paint machine, flatbed truck, dump truck and skid steer loader for the City Department of Public Works at an estimated maximum cost of \$370,000 and to issue an aggregate \$370,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose.

(c) Sidewalk Improvements. The construction or reconstruction of replacement sidewalks of brick, stone or concrete and handicap access curbing, at an estimated maximum cost of \$75,000 and to issue an aggregate \$75,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific objects or purposes is \$1,681,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of \$1,681,000 in serial bonds (the "Bonds") of the City authorized to be issued pursuant to this Ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes pursuant to paragraph 4 of Section 11.00(a) of the Local Finance Law are as follows:

<u>Section 1 Subparagraph</u>	<u>Period of Probable Usefulness (Years)</u>	<u>Local Finance Law Section 11.00(a) Paragraph</u>
(a) 2016-2017 Road Improvement Program	15	20(c)
(b) Equipment for Public Works Department	15	28
(c) Sidewalk Improvements	10	24

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

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 capital purposes described in Section 1 of this Ordinance.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this Ordinance and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this Ordinance shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this Ordinance and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This Ordinance is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this Ordinance with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Ordinance, no moneys are reasonably expected to be received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this Ordinance are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other Bond Ordinances previously or hereafter adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such ordinances. All matters regarding the sale of the bonds, including the date of the bonds, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The validity of the Bonds authorized by this Ordinance and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (b) the provisions of law which should be complied with at the date of the publication of this Ordinance or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 11. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 12. This Ordinance, or a summary of this Ordinance, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. This Ordinance is not subject to a mandatory or permissive referendum.

Section 14. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this Ordinance.

Section 15. This Ordinance shall take effect immediately upon its adoption.

The motion to approve Bond Ordinance #2 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

C. Local Laws – None

D. Resolutions

D1. Council Resolution #26 of 2016 Approving the Submission of the 2016-2017 Annual Action Plan for the Community Development Block Grant Program

Motion to approve by Councilor Cuddy, seconded by Councilor McCormick

WHEREAS, The City of Auburn is an Entitlement Community for the Community Development Block Grant (CDBG) Program and is required to submit a Five Year Consolidated Plan with an annual statement of objectives and uses of the CDBG Entitlement Program funds; and

WHEREAS, the City of Auburn has prepared the 2015-2019 Consolidated Plan and the related 2016-2017 Annual Action Plan outlining the community development activities, objectives and budget for use of funds; and

WHEREAS, the City of Auburn has held public meetings to solicit participation and input into the preparation of the proposed Annual Action Plan; and

WHEREAS, The City of Auburn Planning Board held a Public Hearing in Council Chambers on December 8, 2015 and the City Council of the City of Auburn, New York held a Public Hearing on January 28, 2016 during the Public Comment period; and

WHEREAS, the City of Auburn published the Notice of the Action Plan on January 7, 2016 to start the local comment period.

NOW THEREFORE, BE IT RESOLVED that:

1. The City Council does hereby approve the 2016-2017 Annual Action Plan; and
2. The City Council does hereby authorize the Mayor to sign the Application for Federal Assistance and submit the 2016-2017 Annual Action Plan to the U.S. Department of Housing and Urban Development for the CDBG entitlement grant to complete the objectives of the 2016-2017 Annual Action Plan; and
3. The City Council does hereby authorize and direct the Mayor to sign the Funding Approval / Agreement with the U.S. Department of Housing and Urban Development necessary to further the objectives of the 2016-2017 Annual Action Plan and all related Subrecipient and other agreements necessary to further the objectives of the Annual Action Plan; and

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby rescind the authorization set forth in Council Resolution #20 of 2016 wherein it authorized a consultant's study for the redevelopment of 1 State Street as submitted by the Fred L. Emerson Foundation.

The motion to approve Resolution #28 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

D4. Council Resolution #29 of 2016 Rejecting Proposals Received for the Purchase and Redevelopment of 1 State Street

WHEREAS, on November 17, 2015, the City of Auburn did release a Request for Proposals (RFP) to solicit development proposals and to select a preferred buyer for 1 State Street, Auburn, New York; and

WHEREAS, the RFP required that all submissions for the purchase and redevelopment of 1 State Street should be returned on or before Thursday, December 31, 2015 at 12:00 p.m.; and

WHEREAS, the City of Auburn did receive three proposals, pursuant to the solicitation of the RFP, said proposals being in the order received:

1. Camardo Law Firm – Parking Lot Proposal
 2. Fred L. Emerson Foundation – Consultant's Study Proposal
 3. Auburn Local Development Corporation – Piazza of the Finger Lakes Proposal
- ; and

WHEREAS, all proposals have been reviewed in detail by City staff and upon review and determination, it has been determined that the proposals are not acceptable at this time for the purchase and redevelopment of the site at 1 State Street, Auburn, New York; and

WHEREAS, pursuant to paragraph VIII entitled "Award Criteria", the City reserved its right to reject any or all proposals received and staff has recommended that all three proposals be rejected, pursuant to paragraph VIII of the RFP.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council, pursuant to the reservation of the right to reject any or all proposal(s) pursuant to paragraph VIII of the Request for Proposals does formally reject the proposals submitted by:

1. Camardo Law Firm – Parking Lot Proposal
2. Fred L. Emerson Foundation – Consultant's Study Proposal
3. Auburn Local Development Corporation – Piazza of the Finger Lakes Proposal.

The motion to approve Resolution #29 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

D5. Financial Resolution #30 of 2016 Authorizing Acceptance of Rights of Way & Revised Schedule A from the NYS DOT for the Owasco River Greenway Trail Project

Motion to approve by Councilor McCormick, seconded by Councilor Giannettino

WHEREAS, Auburn City Council Agreement Resolution #2 of 2016 authorized the Mayor to enter into a Master Agreement with the New York State Department of Transportation

(NYSDOT) to proceed with the Right-of-Way Acquisition and Incidentals Phase which is necessary for the completion of the Owasco River Greenway Trail Project PIN 375557; and WHEREAS, as part of the property agreement, the NYSDOT will acquire the necessary property ROW for this project and is now requesting that the City of Auburn agrees to accept by Official Order the real property acquired for this project; and WHEREAS, the City of Auburn has also received a revised Schedule A from NYS DOT adjusting the initial ROW Phase cost estimate of \$2,050.00 to \$5,850.00 for the purposes of property acquisition title and fees; and WHEREAS, the City of Auburn is required to officially accept the real property acquired by NYS DOT for the Owasco River Greenway Trail Project – PIN 375557 and provide the full cost of the ROW Acquisition & Incidental Phase in the amount of \$5,850.00 to the NYS DOT from the Owasco River Greenway Capital Account (HA 8020.440 GM). NOW, THEREFORE BE IT RESOLVED that the Auburn City Council does hereby approve the acceptance of Rights-of-Way (ROW) acquired by the New York State Department of Transportation (NYS DOT) by Official Order for the Owasco River Greenway Trail Project – PIN 375557, and BE IT FURTHER RESOLVED that the City will make available in the amount of \$5,850.00 from the Owasco River Greenway Trail Capital Account (HA 8020. 440. GM) to the NYS DOT for the purposes of completing the ROW Acquisition & Incidental Phase of the project, and BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign any and all documents in order to accept said property ROW; and BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

The motion to approve Resolution #30 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

D6. Financial Resolution #31 of 2016 Authorizing the Funding of a Server Upgrade

Motion to approve by Councilor McCormick, seconded by Councilor Giannettino.

WHEREAS, the City server is in the last year of its useful life, the City's Police Department server is well past its useful life and both servers are at capacity. The server at APD is very old and now unsupported by Microsoft which potentially leaves the system vulnerable; and, WHEREAS, at a cost slightly higher than to just upgrade the City server system alone, integrating the two servers into one will create efficiencies by only requiring city staff to maintain one system and having only one server will save costs on maintenance and service agreements; and

WHEREAS, the cost to integrate and upgrade the two systems into one is approximately \$166,000, which can be funded through the use of \$155,000 of working capital funds in the capital fund and \$11,507.99 of unexpended proceeds from the 2010-11 server upgrade remaining in account HA1670.220.GI.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Auburn hereby authorizes the server upgrade project to be charged to HA1670.220.GI through use of \$155,000 of working capital funds in the general-capital fund and \$11,507.99 of unexpended proceeds from the 2010-11 server upgrade at an amount not to exceed \$166,507.99.

Councilor Giannettino discussed that he had forwarded questions on this contract to staff earlier in the week. The staff looked into the matter and discovered that the contract needed to be rewritten. A revised contract was forwarded to the Council. As a result of the new contract Councilor Giannettino made a motion to amend Financial Resolution #31 of 2016, Councilor Carabajal seconded the motion to amend. The amendment was to change the resolution as follows:

WHEREAS, the City server is in the last year of its useful life, the City's Police Department server is well past its useful life and both servers are at capacity. The server at APD is very old and now unsupported by Microsoft which potentially leaves the system vulnerable; and, WHEREAS, at a cost slightly higher than to just upgrade the City server system alone, integrating the two servers into one will create efficiencies by only requiring city staff to maintain one system and having only one server will save costs on maintenance and service agreements; and

WHEREAS, the cost to integrate and upgrade the two systems into one is approximately ~~\$166,000~~, \$160,632.14 which can be funded through the use of ~~\$155,000~~ \$149,127.15 of working capital funds in the capital fund and \$11,507.99 of unexpended proceeds from the 2010-11 server upgrade remaining in account HA1670.220.GI.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Auburn hereby authorizes the server upgrade project to be charged to HA1670.220.GI through use of ~~\$155,000~~ \$149,127.15 of working capital funds in the general-capital fund and \$11,507.99 of unexpended proceeds from the 2010-11 server upgrade at an amount not to exceed ~~\$166,507.99~~ \$160,632.14.

The motion to approve the amendment of Resolution #31 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye. The motion to approve Resolution #31 of 2016 as amended carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

D7. Award Resolution #32 of 2016 Awarding the Bid for the North Division Street Dam Hydro Facility Project

Motion to approve by Councilor Cuddy, seconded by Councilor McCormick

WHEREAS, the Auburn City Council did authorize the advertisement for bids for the North Division Street Dam Hydro Facility Project and part of this project is for the replacement of the inoperable Flygt turbine, which was installed in 1992 together with its generator and switchgear; and

WHEREAS, bids for the North Division Street Hydro Facility Purchase of a new Kaplan Turbine, Generator and Electrical Equipment were opened on Tuesday, February 9, 2016 and the following bid was received:

1. Norcan Hydraulic Turbine Inc.	Base Bid	\$ 1,668,372.00
Carleton Place, Ontario, Canada		
Option 1 Turbine Shaft Shroud	\$	10,439.00
Option 2 Cooling Water Filtration	\$	9,898.00
Option 3 Penstock Intake	\$	79,115.00
Option 5 Spare Parts	\$	26,209.00
Extended Warranty - 1 year	\$	53,820.99
	Total	\$ 1,847,853.99

(Option 4 is Steel Draft Tube Liner at \$ 34,886.00 - not recommended); and

WHEREAS, after the bid analysis by our consultant, C&S Engineers, had been completed, they have recommended the award of the Base Bid plus the options set forth above and extended warranty; and

WHEREAS, it is necessary that the Auburn City Council award the bid for the North Division Street Dam Hydro Facility Project to Norcan Hydraulic Turbine Inc. in the amount of \$1,847,853.99.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby award the bid for the North Division Street Dam Hydro Facility Project, namely, a new Kaplan Turbine, Generator and Electrical Equipment with Options 1, 2, 3, 5 and the Extended Warranty in the amount of \$1,847,853.99 and the cost of the bid award of \$1,847,853.99 is to be charged to N. Division St. Hydro Upgrade Account #ED 8292-440-HY.

The motion to approve Resolution #32 of 2016 carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye.

E. Tabled Legislation – None

F. Staff/Vendor Presentations

10. Other Business

Councilor McCormick thanked the City staff that is responsible for updating the City’s website with Owasco Lake level information.

Councilor Carabajal asked how a resident can go about getting a streetlight bulb changed when a bulb goes out. It was discussed that metal poles in the downtown area, on South Street, on E. Genesee Street, on Genesee Street (west) and on the Arterial are maintained by the City and the request can be made to the City Manager’s office. Wooden poles in most of the City’s

residential areas are maintained by New York State Electric and Gas (NYSEG) and work orders for those poles may be sent in via the internet at the following link:

<http://www.nyseg.com/Outages/streetlightoutageform.html>

Executive Session. Councilor McCormick made a motion to enter Executive Session, seconded by Councilor Carabajal. Council voted to enter an executive session regarding the following matters:

1. Discussion on two matters pertaining to the employment history or appointment of a particular individual. (NYS “The Open Meeting Law”, Article 7, Section 105-f)
2. Discussion on one matter pertaining to the sale or lease of City owned property. (NYS “The Open Meeting Law”, Article 7, Section 105-h)
3. Discussion on one matter that is confidential by Federal or State law. (Section 4503 of the Civil Practice Law and Rules which establishes that a confidential communication between attorney and client shall be privileged. Pursuant to this section, Council will be receiving legal advice from its attorney which fulfills the requirement provided in Section 108(3) of the Public Officers Law allowing this exemption.)

The motion to enter executive session carried 5-0. Councilors McCormick, Giannettino, Cuddy, Carabajal, and Mayor Quill all voting aye. The Council entered Executive Session at 7:02 p.m. Executive session adjourned at 9:00 p.m.

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 9:01 p.m.

Minutes submitted to the City Council on February 19, 2016 by:

Charles Mason
City Clerk

On February 25, 2016 a motion to approve the minutes of the February 18, 2016 Auburn, NY City Council meeting was made by Councilor Cuddy, seconded by Councilor McCormick.

	Ayes	Noes
Councilor McCormick	X	
Councilor Giannettino	X	
Councilor Cuddy	X	
Councilor Carabajal	X	
Mayor Quill	X	
Carried and Adopted	X	

Auburn City Council Minutes February 18, 2016

I do hereby certify that the foregoing is a correct copy of the minutes of the proceedings of the City Council of the City of Auburn, N.Y., at a regular meeting thereof, held in the Council Chambers, Memorial City Hall, in said city, on the 18th day of February, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: February 26, 2016

The following notice will be published in the Sunday, February 21, 2016 edition of the Citizen newspaper.

ESTOPPEL NOTICE

The Bond Ordinance, a summary of which is published herewith, has been adopted on the 18th day of February, 2016, and the validity of the obligations authorized by such ordinance may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Auburn, Cayuga County, New York, is not authorized to expend money or the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Summary of Bond Ordinance

1. Class of Objects or Purposes - The reconstruction of and resurfacing of various City streets and roads, including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, with a pavement which will be more durable construction than pavement of sand and gravel, water-bound macadam or penetration process with single-surface treatment. Period of Probable Usefulness - fifteen (15) years. Maximum Amount of Obligations to be Issued - \$1,236,000.

2. Class of Objects or Purposes – The construction or reconstruction of replacement sidewalks of brick, stone or concrete and handicap access curbing. Period of Probable Usefulness – ten (10) years. Maximum Amount of Obligations to be Issued - \$75,000.

3. Class of Objects or Purposes – the purchase of equipment to be used for constructing, reconstructing, repairing or maintaining City improvements, the cost of which is \$30,000 or more, including a paint machine, flatbed truck, dump truck and skid steer loader for the City Department of Public Works. Period of Probable Usefulness – fifteen (15) years. Maximum Amount of Obligations to be Issued - \$370,000.

The Bond Ordinance herein summarized shall be available for public inspection during normal business hours for twenty (20) days following the date of publication of this notice at the office of the City Clerk at Memorial City Hall, 24 South Street, Auburn, New York.

Charles Mason, Clerk,
City of Auburn, Cayuga County, New York