

**Auburn City Council
Regular Meeting
Thursday, September 8, 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 5:00PM 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, Carabajal, and Mayor Quill were all present.

The following City Staff was present for the regular meeting:

- Interim City Manager, Jeff Dygert
- Corporation Counsel, John Rossi
- City Clerk, Charles Mason
- City Comptroller, Laura Wills
- Acting Assistant City Manager, Jennifer Haines
- Superintendent of Engineering, William Lupien
- Director of Municipal Utilities, Seth Jensen

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 weekly announcements.

5. Ceremonial Presentations and Proclamations –

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.

Chris Burke, 2016 N. Hoopes Avenue

Mr. Burke spoke against a proposed concession stand being built at the softball fields next to the Herman Avenue elementary school.

Kathleen DeBaggio, Ross Street

Ms. DeBaggio spoke against a proposed concession stand being built at the softball fields next to the Herman Avenue elementary school.

David Taralla owner of Beeline Wheel Alignment, Seminary Avenue

Mr. Taralla spoke against the parking meters on Seminary Ave.

Mike Speno owner of Speno Music, E. Genesee Street

Mr. Speno spoke against the parking meters on Seminary Ave.

Adam Miller, 16 Aspen St.

Mr. Miller spoke regarding an event to be held at his church on September 18, 2016 and he passed out invitations to the Mayor and members of Council.

7. Approval of Meeting Minutes:

August 18, 2016 Council Meeting Minutes

Motion to approve the August 18, 2016 minutes by Councilor Giannettino, seconded by Councilor Carabajal.

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

8. Reports of City Officials

A. City Manager's Report,

- Reported that the staff will be including some voting items on the September 15, 2016 Council work session agenda.
- Work at the Water Treatment Facility is progressing and Pulsifer Drive has been reopened to traffic.
- Department heads have been meeting in recent weeks to discuss long term goals and planning for their departments, these will be compiled and provided to Council for review.
- The Clifford Park Clubhouse will be in a state of disrepair in the upcoming weeks as part of the effort to analyze the future construction and rehabilitation needs of the building.
- The Cayuga County Office of Planning and Economic Development has requested a letter of support from the City for the Owasco Flats project. A letter will be prepared.
- City Engineering Staff is working on an application for funding to the BRIDGE NY program to include funding requests for bridges on Aurelius Avenue and State Street, as well as, 5 various culverts throughout the City.
- The Council received an email pertaining to changing the size of the City Planning Board and Council input is requested.
- City staff is looking for input from the Council to proceed with an upcoming State grant opportunity for sidewalks in the Prospect Street area.

B. Reports from members of Council

- Councilor Giannettino reported on new Police officer recruits graduating from the academy, an event held by the Heroin Epidemic Action League of Cayuga County (HEAL), and the Auburn Police Department's (APD) new unwanted medication drop-off box located in the lobby at the APD headquarters.
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9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR) – None

B. Ordinances

ORDINANCE #12 OF 2016. ESTABLISHING A PARKING METER ZONE (AS AMENDED)

By Councilor Cuddy

September 8, 2016

WHEREAS, Chapter 285 of the Auburn City Code entitled “Vehicles and Traffic” contains Article VI entitled “Parking Meters” and further states in Section 285-18 “Parking Meter Zones”; and

WHEREAS, it is desired that an additional parking meter zone be established on Seminary Avenue; and

WHEREAS, Section 285-18 shall be amended by adding as follows:

Seminary Avenue East and West From Genesee Street to Arterial East
2-hour meters: 13 8 meters on the West Side and 5 meters on the East Side

NOW THEREFORE BE IT ORDAINED that the Auburn City Council does hereby amend Chapter 285-18 entitled “Parking Meter Zones” contained in Article VI entitled “Parking Meters” to add:

Seminary Avenue East and West From Genesee Street to Arterial East
2-hour meters: 13 8 meters on the West Side and 5 meters on the East Side

; and

BE IT FURTHER ORDAINED that this Ordinance shall be effective upon publication.

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	

I do hereby certify that the foregoing is a correct copy of the vote for Ordinance #12 of 2016 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 9, 2016

C. Local Laws – None

D. Resolutions

D1. COUNCIL RESOLUTION #132 of 2016. DESIGNATING LOADING ZONES.

By Councilor Giannettino

September 8, 2016

WHEREAS, Chapter 285 of the Auburn City Code entitled “Vehicles and Traffic” contains Section 285-15 entitled “Bus Stops, Taxi Cab Stands, Loading Zones and Handicapped Parking Spaces”; and

WHEREAS, pursuant to said section, the City Manager has the authority to designate loading zones within the City of Auburn; and

WHEREAS, after a study has been conducted by the Auburn Police Department, it is recommended that three new loading zones be established and designated within the City of Auburn by the City Manager and approved by the Auburn City Council; and

WHEREAS, the location of the new zones are as follows:

A loading zone on the East side of State Street in front of premises designated as #2 State Street with hours as follows:

Monday through Friday 8:30 a.m. to 9:30 a.m.
Monday through Friday 2:30 p.m. to 3:30 p.m.

A loading zone in front of 10-14 Genesee Street created by the removal of two metered parking spaces and the designation of a single 20 minute loading zone.

A 20 minute loading zone on the southernmost parking space on the west side of Seminary Avenue.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby approve the designation made by the Auburn City Manager for two additional loading zones as follows:

A loading zone on the East side of State Street in front of premises designated as #2 State Street with hours as follows:

Monday through Friday 8:30 a.m. to 9:30 a.m.
Monday through Friday 2:30 p.m. to 3:30 p.m.

A loading zone in front of 10-14 Genesee Street created by the removal of two metered parking spaces and the designation of a single 20 minute loading zone

A 20 minute loading zone on the southernmost parking space on the west side of Seminary Avenue.

; and

BE IT FURTHER RESOLVED that said designations shall become effective upon approval of this Resolution.

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	

I do hereby certify that the foregoing is a correct copy of the vote for Council Resolution #132 of 2016 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 9, 2016

D2. LAND SALE RESOLUTION #133 OF 2016. FOR THE SALE OF PREMISES COMMONLY KNOWN AS 6 ADAMS STREET, AUBURN, NEW YORK, TO HABITAT FOR HUMANITY, INC.

By Councilor Giannettino

September 8, 2016

WHEREAS, the City of Auburn has obtained title to premises commonly known as 6 Adams Street, Auburn, New York, bearing Tax Map No. 116.24-1-14 pursuant to a tax foreclosure proceeding; and

WHEREAS, Habitat for Humanity, Inc. has approached the City to purchase the premises for the sum of \$17,000; and

WHEREAS, Habitat for Humanity will rehabilitate the home, will secure a suitable family to occupy the premises and eventually obtain title in their name; and

WHEREAS, the premises are not needed for City purposes and is surplus property.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby approve the sale of premises situated at 6 Adams Street, Auburn, New York, bearing Tax Map No. 116.24-1-14 to Habitat for Humanity, Inc. for the sum of \$17,000; and

BE IT FURTHER RESOLVED that the Auburn City Council does declare that said premises are no longer needed for City purposes and is surplus property; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign any and all documents necessary in order to finalize the sale.

Seconded by Councilor Cuddy

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

I do hereby certify that the foregoing is a correct copy of the vote for Council Resolution #133 of 2016 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 9, 2016

D4. LAND SALE RESOLUTION #134 OF 2016. CONVEYING A PORTION OF CERTAIN PREMISES KNOWN AS 9 OWASCO STREET, AUBURN, NEW YORK.

By Councilor McCormick

September 8, 2016

WHEREAS, the City of Auburn is the owner of premises designated as 9 Owasco Street, Auburn, New York and the premises are located on the west bank of the Owasco River; and

WHEREAS, said premises is a portion of 9 Owasco Street and is more particularly described in a survey prepared by James J. Marren and contains approximately .632 acres of land and the premises has been valued by the City’s Assessor’s Office at \$1,900; and

WHEREAS, Fredrick J. Kerr, III, who is the owner of premises at 7 Canal Street, the premises immediately north and contiguous to the subject premises, is interested in purchasing the premises for the amount determined by the Assessor’s Office, namely, \$1,900, said premises also identified as part of Tax Map ID No. 116.54-2-21; and

WHEREAS, the premises to be sold and purchased is surplus property no longer needed by the City of Auburn.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby approve the sale of a portion of 9 Owasco Street, Auburn, New York, part of Tax Map ID No. 116.54-2-21 to Fredrick J. Kerr, III for the sum of \$1,900; and

BE IT FURTHER RESOLVED that the Mayor is authorized to sign any and all documents in order to complete the sale of the premises.

Seconded by Councilor Cuddy

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

I do hereby certify that the foregoing is a correct copy of the vote for Council Resolution #134 of 2016 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 9, 2016

D5. AWARD RESOLUTION #135 OF 2016. AWARDING A BID FOR A NEW BULLDOZER AT THE LANDFILL.

By Councilor Giannettino

September 8, 2016

WHEREAS, on July 21, 2016, Council Resolution #99 authorized the Department of Public Works to advertise for bids for a new bulldozer to be placed in service at the landfill; and

WHEREAS, specifications were developed for the purchase of the equipment based upon the City's landfill experience and features desired for equipment used in landfill operations; and

WHEREAS, bids were received and opened on Friday, August 26, 2016, at Memorial City Hall; and

WHEREAS, two bids were received as follows:

1.	Five Star Equipment 6500 East Taft Road East Syracuse, New York 13057	Bulldozer Price Less salvage Total Price	\$339,194.00 (\$ 85,000.00) \$254,194.00
2.	Milton Caterpillar 500 Commerce Drive Clifton Park, New York 12065-1314	Bulldozer Price Less Salvage Total Price	\$372,969.00 (\$ 70,000.00) \$302,969.00

; and

WHEREAS, upon examination of the bid submitted by Five Star Equipment, it was discovered that the John Deere bulldozer, as submitted in the Five Star Equipment bid, did not meet 28 of the established specifications and as a result, the bid must be rejected; and

WHEREAS, the next bidder was Milton Caterpillar in the total amount of \$372,969 less salvage for a total net price of \$302,969 and the equipment submitted for the bid, namely, a Caterpillar Compactor was determined to be of superior design and the services associated with owning a Caterpillar bulldozer exceeded the services offered by the John Deere equipment; and

WHEREAS, it is necessary that the award of the bid for the Caterpillar bulldozer must be made to the next responsible bidder, Milton Caterpillar, set forth in the amount specified above and the cost of the equipment will be charged to Refuse Disposal – Other Equipment #AL8162.250 to be funded through the Solid Waste Fund Balance.

NOW THEREFORE BE IT RESOLVED that upon examination of the bids by the Department of Public Works, the Auburn City Council does hereby reject the bid from Five Star Equipment due to failure of the equipment to meet the established specifications of the bid; and

BE IT FURTHER RESOLVED that the Auburn City Council does hereby award a bid for a purchase of a new bulldozer to Milton Caterpillar, the lowest responsible bidder in the total amount of \$372,969 less a salvage value for the existing bulldozer in the amount of \$70,000 for a net total price of \$302,969; and

BE IT FURTHER RESOLVED that the cost of the bulldozer will be charged to Refuse Disposal – Other Equipment #AL8162.250 to be funded through the Solid Waste Fund Balance.

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	

I do hereby certify that the foregoing is a correct copy of the vote for Council Resolution #135 of 2016 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 9, 2016

D6. FINANCIAL RESOLUTION #136 OF 2016. AUTHORIZING A TRANSFER TO FUND THE LOCAL PORTION OF PREVIOUSLY AUTHORIZED CAPITAL PROJECTS.

By Councilor Giannettino

September 8, 2016

WHEREAS, during fiscal 2016 and prior, the City Council has authorized various locally administered federal aid projects which require a local match; and,

WHEREAS, local match portion of these grants require general fund transfers.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council authorizes the transfer of \$192,800 for the South Street Reconstruction & Corridor Enhancement Project (HA5110.440.FM), \$2,745 for the North Division Street Bridge Repair (HA5110.440.HM), \$11,250 for the West Genesee Street Pavement Project (HA5110.440.HN), \$49,940 for the North Hunterbrook Culvert (HA5110.440.HO) and \$21,596 for the South Street Repaving Project (HA5110.440.GO) to be paid from the Transfer to Capital A9812.904 funded through the fiscal year 2016 surplus.

Seconded by Councilor Carabajal

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

I do hereby certify that the foregoing is a correct copy of the vote for Council Resolution #136 of 2016 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 8, 2016

F. Staff/Vendor Presentations

10. Other Business

Councilor Giannettino asked about funding for Clifford Field Clubhouse and the move by the City to the County Health Care Consortium.

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

1. Discussion on two separate matters that are made 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.)
2. Discussion on one matter pertaining to the employment history of a particular individual being considered for the position of City Manager. (NYS “The Open Meeting Law”, Article 7, Section 105-f)
3. Discussion on one matter pertaining to pending litigation. (NYS “The Open Meeting Law”, Article 7, Section 105-d)
2. Discussion on one matter pertaining to the sale, lease or acquisition of real property. (NYS “The Open Meeting Law”, Article 7, Section 105-h)

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 6:27 p.m. Executive session adjourned at 7:41 p.m.

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 9:12 p.m.

Minutes submitted to the City Council on September 14, 2016 by:

Charles Mason
City Clerk

On September 15, 2016 a motion to approve the minutes of the September 8, 2016 Auburn, NY City Council meeting was made by Councilor Carabajal, seconded by Councilor Cuddy.

	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 September 8, 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 8th day of September, 2016 and that the City Council approved such by the vote listed above.



Charles Mason, City Clerk

Date: September 16, 2016