

**Auburn City Council  
Regular Meeting  
Thursday, March 23, 2017 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 Giannettino, Carabajal and Mayor Quill were all present. Councilor Cuddy arrived at 6:42 p.m. Councilor McCormick was excused.

**The following City Staff was present for the regular meeting:**

- City Manager, Jeff Dygert
- Corporation Counsel, John Rossi
- City Clerk, Charles Mason
- Director of Planning and Economic Development, Jennifer Haines
- Director of Capital Improvement Program and Grants, Christina Selvek
- Superintendent of Engineering, William Lupien
- Director of Municipal Utilities, Seth Jensen
- Police Chief, Shawn Butler
- Senior Planner, Steven Selvek
- Senior Planner, Renee 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 next meeting of the City of Auburn Zoning Board of Appeals will be held on Monday, March 27, 2017 at 7 p.m. at the Council Chambers, Memorial City Hall, 24 South Street.

**5. Ceremonial Presentations and Proclamations** –

**Mayor Quill announced that the PUBLIC HEARING for LOCAL LAW #1 FOR REVISIONS TO CHAPTER 178 HISTORIC PRESERVATION was now open.**

The following members of the public spoke:

Thomas Tuturo, 228 Genesee Street spoke in favor of the new law. He stated that he has found the support of the Historic Resources Review Board valuable during his time in Auburn.

Andrew Roblee, 7 Orchard Street

Mr. Roblee is a member of the Historic Resources Review Board. He spoke in favor of the Council adopting the new law.

**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.

The following members of the public spoke of the value of the federal government Department of Housing and Urban Development's Community Development Block Grant (CDBG) program. On March 16, 2017 the President of the United States released a federal budget proposal that would eliminate funding for the Community development Block Grant program. The following speakers asked that the Council take action to communicate with our federal elected representatives to fight the President's proposed elimination of the program.

Don Harvey, representing the Calvary Food Pantry, CDBG funds support the pantry's relationship with obtaining food from the Central New York Food bank

Laurie Piccolo, Executive Director of the Cayuga Seneca Community Action Agency, CDBG funds support the Housing Assistance Homeless Intervention Program

Laurel Uillyette, 97 Franklin Street, spoke to support CDBG as assisting low income areas of the City

Mary Ellen Perry, 3 Elm Street, representing Freedom recreational Services, CDBG supports summer camp for disabled children

Maggie Wells, Program Director, Boyle Center, CDBG program supports valuable senior activities

Tom Fillicio, N. Hunter Avenue, former director of Homesite, CDBG funds are supportive of housing programs essential to the work of Homesite

Tim Donovan, Van Dyne Avenue, spoke to support CDBG programs

Gary Mann, 141 Atkinson Ave, Syracuse, Program Director for the Auburn Rescue Mission, CDBG supports Rescue Mission programs at their new Merriman Street complex which features 28 housing units for local families and women who have experienced homelessness. Established by the Auburn Housing Authority and Auburn Rescue Mission, 20 of those units offer permanent housing and the remainder are transitional units where families can stay for up to 90 days.

Donna Pasek, Oakridge Road. Ms. Pasek supports CDBG her son attended the Freedom Recreational Services Summer camp for many years and it was an extremely valuable experience for him.

Kim Patch, 9 Baker Ave. Representing Westminster Church and Coordinator for the Cayuga County Homeless Coordinator, supports CDBG programs and works with many of the not for profit agencies that benefit from CDBG through the Cayuga County Homeless Program.

Heather Petrus, Executive Director of Cayuga Counseling, the agency uses CDBG funds to support their programs

Carol Dodge, 203 N. Fulton Street supports CDBG

Crystal Cosentino, S. Herman Avenue, Chief Operations Officer for Homesite Funding. CDBG has economic development impacts and CDBG funds often leverage other public and private funds for housing programs.

Bob Brower, Grover Street opposes the President's proposed cuts to CDBG as well as the Environmental Protection Agency.

Richard Miller, Meadowbrook Drive, serves as Board Treasurer for the Senior Transportation Program aka SCAT Van. CDBG funds greatly assist the SCAT Van program.

Denise Farrington, Lake Avenue, Director of the Booker T. Washington Center, CDBG program supports the children's after school programs.

Stephanie Hutchinson, Grover Street, Executive Director of Auburn Housing Authority. CDBG programs are essential to housing programs.

The following members of the public spoke on other topics:

Lucy Cacciati, Boyle Center spoke in favor of clean water programs

David Tarrala, owner of Bee Line Auto on Seminary Avenue. Concerned that Seminary Avenue is becoming a speedway, also people are not parking in that area ever since the City installed parking meters.

## **7. Approval of Meeting Minutes:**

March 16, 2017 Council Meeting Minutes

Motion to approve the March 16, 2017 minutes by Councilor Giannettino, seconded by Councilor Carabajal. Motion to approve carried 4-0. Councilor McCormick was excused.

## **8. Reports of City Officials**

### **A. City Manager's Report**

- On March 16, 2017 the President of the United States released a federal budget proposal that would eliminate funding for the Community development Block Grant program. The City Manager introduced Jennifer Haines, Director of Planning and Economic Development. Ms. Haines provided an overview of the Community Development Block Grant program and its impact in the Auburn community.
- On March 16, 2017 the President of the United States released a federal budget proposal that would eliminate funding for the Corporation for National and Community Service's Retired Senior Volunteer Program (RSVP). The City Manager introduced Christina Selvek, Director of Grants and Capital Improvements to provide an overview of the RSVP program to the Auburn Community.
- New water meter technology that has been installed over the past two years throughout the City now is able to provide leak detection for City residents. In the event that water usage spikes for an individual user the City will notify the resident to check for leaks. This pro-active measure will assist homeowners to avoid high water/sewer bills in the event that they have a water leak somewhere in their system.

### **B. Reports from members of Council**

- Councilor Giannettino spoke regarding two events he attended earlier in the week, the Meriman Street Housing ribbon cutting ceremony which the mayor also spoke at, and, the Auburn Unites for Drug Awareness program that was held at the Auburn Junior High School.

## **9. Matters to Come Before Council**

### **A. State Environmental Quality Review Act Resolutions (SEQR) - None**

### **B. Ordinances – None**

**C. Local Laws –**

**LOCAL LAW #1 of 2017**

**REPEALING AND REPLACING CHAPTER 178 OF THE  
AUBURN CITY CODE ENTITLED “HISTORIC PRESERVATION”**

Local Law # 1 of 2017 to be considered by Council at the April 6, 2017 City Council meeting.

**WHEREAS**, on March 28, 1991, the Auburn City Council enacted and established Local Law No. 2-1991 as Chapter 178 of the Auburn City Code entitled “Historic Preservation,” pursuant to New York State Municipal Home Rule Law Section 10(1)(ii)(a)(11); and

**WHEREAS**, in 2014, the New York State Historic Preservation Office and the New York State Preservation League published a revised Model Historic Preservation Law for the purpose of providing municipalities with a model that reflects updated legal developments in the area of historic preservation; and

**WHEREAS**, Chapter 178 of the City Code requires extensive revisions to reflect current legal developments as are set forth in the Model Historic Preservation Law; and

**WHEREAS**, a public hearing was held on March 23, 2017, concerning the repeal of Local Law No. 2-1991 and the enactment of Local Law No. 1 of 2017, which is attached hereto.

**NOW THEREFORE BE IT ENACTED** that the Auburn City Council does hereby repeal Local Law No. 2-1991, which was passed on March 28, 1991, as Chapter 178 of the City Code; and

**BE IT FURTHER ENACTED**, that the Auburn City Council does hereby adopt Local Law No. 1 of 2017 as Chapter 178 of the Auburn City Code entitled “Historic Preservation;” and

**BE IT FURTHER ENACTED** that the foregoing repeal and adoption shall take effect immediately upon the filing of a certified copy of the local law with the New York Secretary of State.

**D. Resolutions**

**COUNCIL RESOLUTION #45 OF 2017**

**OPPOSING CUTS TO THE  
US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

By Councilor Giannettino

March 23, 2017

**WHEREAS**, President Trump's FY 2018 Budget calls for a 100% cut to the CDBG Program Formula Grants, currently proposed for \$0 in funding; and

**WHEREAS**, if Congress approves this budget proposal, it will place at risk progress that has been made in community and economic development in Auburn over the last 23 years, progress that has been made possible by the CDBG program and the local investments that CDBG funds have leveraged; and

**WHEREAS**, the CDBG program has played an essential role in stabilizing and improving the community and economic development foundation of Auburn and proven itself as a sound and efficient program, focused on addressing the affordable housing, community and economic development needs of Auburn's low- and moderate-income households and their neighborhoods; and

**WHEREAS**, Auburn's designation as an Entitlement Community for the CDBG program is crucial to the city's community and economic development revitalization strategy and funds programs that empower our residents and strengthen our community, including housing programs, economic development programs, public infrastructure programs, clearance programs, park and playground programs, and public services programs that assist the following agencies:

Aurora of Central New York  
Boyle Senior Center  
Transportation Project of Cayuga County / SCAT Van  
Cayuga/Seneca Community Action Agency, Inc.  
Rescue Mission of Central New York  
Calvary Food Pantry  
Freedom Recreational Services  
Legal Aid Services  
Cayuga Counseling Services  
Chapel House  
Booker T. Washington Community Center  
Auburn Housing Authority  
Human Services Coalition  
Community Health Network  
Central New York Fair Housing; and

**WHEREAS**, there will be significant negative impacts to the City of Auburn and its residents if there are any cuts in the Community Development Block Grant program; and

**WHEREAS**, the City of Auburn's CDBG Program has sustained steady decreases in funding over the past several program years, which has impacted the level of programs and services delivered; and

**WHEREAS**, Congressional support is crucial to protecting and supporting CDBG in FY 2018;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Auburn, New York, that we hereby urge our federal elected officials, Senator Charles E. Schumer, Senator Kirsten Gillibrand and Congressman John Katko, to consider the impacts to the City of Auburn and other Central New York communities if the proposed cuts to CDBG are passed, and to support the following:

Enactment of a FY 2018 budget and appropriations package that funds CDBG formula grants at \$3.3 billion for FY 2018. CDBG, funded through the Transportation, Housing and Urban Development (T-HUD) appropriations bill, has been drastically reduced in recent years, having been cut by nearly 25 percent, or \$1 billion, since FY 2010.

Maintaining the CDBG as a separate and distinct program from other economic development programs that provide a direct and flexible source of funding to local governments.

Seconded by Councilor Carabajal

	Ayes	Noes	Excused
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 #45 of 2017 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 23rd day of March, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: March 23, 2017*

**COUNCIL RESOLUTION # 46 OF 2017**

**OPPOSING CUTS TO THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE, SENIOR CORPS, RETIRED SENIOR VOLUNTEER PROGRAM (RSVP)**

By Councilor Cuddy

March 23, 2017

**WHEREAS** President Trump’s FY 2018 Budget calls for a 100% cut to the Corporation for National and Community Service, Senior Corps, Retired Senior Volunteer Program (RSVP) , currently proposed for \$0 in funding; and

**WHEREAS** under the Corporation for National and Community Service, the City of Auburn currently receives \$40,000 per year towards the City’s RSVP program; and

**WHEREAS** having been established in 1973, the City of Auburn RSVP program benefits from a long standing commitment of the volunteer senior citizen participants of the community and currently has 420 volunteers serving at 34 stations throughout the City of Auburn and Cayuga County; and

**WHEREAS** the RSVP participants volunteer their time and effort for thousands of hours annually providing valuable support to programs vital to our community such as the Senior Citizen Aid to Transportation (SCAT Van), museums, cultural institutions, food banks, literacy, housing, employment and other community programs; and

**WHEREAS** Congressional support is crucial to protecting and supporting the Corporation for National and Community Service, Senior Corps, RSVP program in FY 2018 so that the City of Auburn may maintain this long standing senior citizen program for our community;

**NOW, THEREFORE BE IT RESOLVED**, by the City Council of the City of Auburn, New York, that we hereby urge our federal elected officials, Senator Charles E. Schumer, Senator Kirsten Gillibrand and Congressman John Katko, to consider the impacts to the City of Auburn and other Central New York communities if the proposed cuts to the Corporation for National and Community Service, Senior Corps, RSVP program are passed, and to support the enactment of a FY 2018 budget and appropriations package that continues to fund the Corporation for National and Community Service, Senior Corps, RSVP program grants at no less than the amount allocated in FY 2017 allocations.

Seconded by Councilor Carabajal

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

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*I do hereby certify that the foregoing is a correct copy of the vote for Council Resolution #46 of 2017 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 23rd day of March, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: March 23, 2017*

**E. Staff/Vendor Presentations**

**E1. Presentation for a Proposed Local Law Amending Chapter 221, Section 221-7 of the City Code Titled "Peddling and Soliciting and a Local Law Amending Chapter 268 of the City Code Titled Taxicabs** – by Shawn Butler, Chief of Police and Stacy DeForrest, Esq.

On March 28, 1991, Auburn City Council passed Chapters 221 and 268 of the City Code as local laws entitled, "Peddling and Soliciting," and "Taxicabs." These Chapters include sections that require background checks on solicitor and taxicab licensee applicants, which were later adopted by ordinances. The sections concerning background checks are required for the Auburn Police Department ("APD") to conduct background checks via fingerprints, which are then submitted to the NYS Department of Criminal Justice Services ("DCJS"). However, in order for such sections to be in compliance with the guidelines set forth by the DCJS, Chapters 221 and 268 and all the sections set forth therein must be passed by means of local laws, as opposed to by ordinance. At present, Chapter 221, Section 7 was amended and passed by ordinance, and approximately 28 various sections in Chapter 268 were passed by multiple ordinances over a range of various years.

Corporation Counsel respectfully requests that the following be adopted as local laws:

- a) Chapter 221, Section 7 entitled "Peddling and Soliciting; Investigation; Issuance of license appeals;"
- b) Chapter 268 entitled "Taxicabs"

A resolution authorizing a public hearing is required for the adoption of said local laws and will be put before Council on April 6, 2017.

**E2. Auburn SPARKS/Brownfield Opportunity Area (BOA), Zoning and 1 State Street Updates** – Senior Planner Renee Jensen, Senior Planner Stephen Selvek, Director of the Office of Planning and Economic Development Jenny Haines. Staff provided a summary of the conclusion of the SPARKS program and gave an overview of next steps to be taken including Council review of new language proposed for the City Zoning Code and action on City owned property at 1-7 State Street.

**E3.** The City Manager provided a review of the Monthly Budget Reports for February 2017.

**F. Tabled Items – none**

**10. Other Business**

- Councilor Giannettino asked about the contract for the Casey Park Ice rink.
- Councilor Cuddy asked for an update on the temporary stabilization of the N. Division Street bridge.



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

1. Two items pertaining to matters 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. One matter pertaining to collective bargaining.

The motion to enter executive session carried 4-0. Councilors Giannettino, Cuddy, Carabajal and Mayor Quill all voting aye. Mayor Quill was excused. The Council entered Executive Session at 8:47 p.m. Executive session adjourned at 9:49 p.m.

**Adjournment:** By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 9:50 p.m.

Minutes submitted to the City Council on April 5, 2017 by:

Charles Mason  
City Clerk

On April 6, 2017 a motion to approve the minutes of the March 23, 2017 Auburn, NY City Council meeting was made by Councilor Carabajal, seconded by Councilor Giannettino.

	Ayes	Noes
Councilor McCormick	Abstain	
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 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 23rd day of March, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk      Date: April 7, 2017*