

**Auburn City Council  
Regular Meeting  
Thursday, July 6, 2017 5:00 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, Carabajal and Mayor Quill were all present. Councilor Cuddy was excused.

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

- City Manager, Jeff Dygert
- Corporation Counsel, John Rossi
- City Clerk, Charles Mason
- Comptroller, Laura Wills
- Director of Planning and Economic Development, Jennifer Haines
- Superintendent of Engineering, William Lupien
- Director of Municipal Utilities, Seth Jensen
- Police Chief, Shawn Butler

**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 -**

**5. Ceremonial Presentations and Proclamations**

**Tribute to Corporation Counsel John Rossi.** Members of staff, the community and Mr. Rossi's family spoke to honor the many years of service Mr. Rossi has provided to the City. City staff presented him with a framed painting of Memorial City Hall and the County Courthouse. Mr. Rossi will be stepping down as Corporation Counsel and will work part time as an assistant Corporation Counsel before his full retirement from the City.

**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. Elizabeth Rosekrans, 204 Franklin Street. Ms. Rosekrans spoke to discuss several disruptive problems she has had with a neighboring property on Franklin Street that is owned and operated

by Cayuga Centers. She complemented the Auburn Police Department for their efforts. Tim Lattimore, 63 South Street. Mr. Lattimore is the Cayuga County Legislator for District 13 he spoke about Owasco lake and water issues.

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

June 15, 2017 Council Meeting Minutes

Motion to approve the June 15, 2017 minutes by Councilor McCormick, seconded by Councilor Carabajal. Motion to approve carried 4-0. Councilor Cuddy was excused.

June 22, 2017 Council Meeting Minutes

Motion to approve the June 8, 2017 minutes by Councilor Carabajal, seconded by Councilor McCormick. Motion to approve carried 5-0. Councilor Cuddy was excused.

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

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

- Auburn Fire Department is out flowing and testing hydrants in the city. This will be going on throughout the months of July, August and September. There may be wet spots in the road or on the sidewalks and possibly some discolored water. The hydrant maintenance is conducted twice annually as both a best practice and also to help must maintain favorable ISO ratings that can impact property insurance rates.
- Last Wednesday I attended a Coffee with a Cop event hosted by the Grant Avenue McDonalds. The event was well attended and is going to be followed up by another Coffee with a Cop event at the Grant Avenue McDonalds on July 19 from 8-10am.
- The street lights are out on the Lake Ave. Bridge. The DPW is aware of the issue and is investigating the cause so that a repair can be made soon.
- The heavy rains over this past weekend have caused the river flows to be very high. John west has been doing a great job attempting to keep the Owasco Lake level under control while also taking into consideration the impact our release has on downstream residents in Port Byron. The lake level should return to normal over the next couple of days depending on how much new rain falls.
- The new 2 hour free parking program has begun at the parking garage. New signage has been placed at the entrance and additional new signage will continue to be installed. The street level spaces along the rear exit of the parking garage have now been converted to metered spots along with signage to inform the public of the change. Enforcement of those meters is scheduled to begin July 16. The automation equipment for the garage has been ordered and will likely be installed by the end of July.

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

- Council members discussed the Harriet Tubman mosaic art installation that occurred over the last weekend of June 2017 at the Genesee Center in Downtown Auburn.

**9. Matters to Come Before Council**

**A. State Environmental Quality Review Act Resolutions (SEQR)**

**B. Ordinances – None**

**C. Local Laws - None**

**D. Resolutions –**

**COUNCIL RESOLUTION #91 OF 2017**

**AMENDING THE SENIOR MANAGEMENT PERSONNEL POLICY**

By Councilor McCormick

July 6, 2017

**WHEREAS**, the Senior Management Personnel Policy is designed to provide fair and competitive compensation and benefits for Senior Management Employees of the City of Auburn who are not represented by collective bargaining agreements; and

**WHEREAS**, the Auburn City Council on January 21, 2016 approved the Senior Management Personnel Policy by Council Resolution #8 of 2016; and

**WHEREAS**, that Policy updated benefits and compensation, established a salary schedule that provides for a defined progression of steps tied to performance and longevity, and addressed the potential wage and benefit compression and disparity that can occur between non-represented managers and their subordinate employees who are represented by collective bargaining agreements; and

**WHEREAS**, the Policy further addresses the designation of work weeks, compensatory time and overtime, vacation, holiday, personal leave, sick leave and insurance benefits, among other items for the class of employees; and

**WHEREAS**, new collective bargaining agreements have health insurance provisions in them which create savings for the City and for the employees, and the City is desirous of offering these health insurance related provisions to employees serving under the Senior Management Personnel Policy to benefit both the City and the employees.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby amend the Senior Management Personnel Policy which has been approved by the Auburn City Council on January 21, 2016 and the policy shall become effective as of July 1, 2017 and remain in full force and effect until December 31, 2017.

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 #91 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 6th day of July, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: July 6, 2017*

**AGREEMENT RESOLUTION #92 OF 2017**

**APPROVING AN AGREEMENT FOR MUNICIPAL SOLID WASTE**

By Councilor Giannettino

July 6, 2017

**WHEREAS**, the City of Auburn operates a landfill and receives municipal solid waste and other items in connection with the operation of a solid waste landfill; and

**WHEREAS**, it is necessary that an amount of municipal solid waste is received annually, pursuant to the New York State Department of the Environmental Conservation permitting; and

**WHEREAS**, WeCare Holdings, LLC, a company which has delivered municipal solid waste to the landfill for many years, is desirous of entering into an agreement for the deposit of municipal solid waste for a term commencing July 1, 2017 through June 30, 2019; and

**WHEREAS**, the Solid Waste Disposal Agreement between the City and WeCare Holdings, LLC sets forth the volume which WeCare will deliver to the landfill during the term of the agreement and further sets a payment schedule and bonding requirements; and,

**WHEREAS**, a copy of the Solid Waste Disposal Agreement is set forth herein and made a part hereof and specifies all of the terms and conditions including the fee scale which is going to be charged in connection with this agreement.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby approve a Solid Waste Disposal Agreement between the City of Auburn and WeCare Holdings,

LLC, and does authorize the Mayor to sign the agreement and any and all other documents necessary in connection with the transaction.

Seconded by Councilor McCormick

	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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*Charles Mason, City Clerk Date: July 6, 2017*

**COUNCIL RESOLUTION #93 of 2017**

**AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE 2017 CDBG SIDEWALK PROGRAM**

By Councilor Carabajal

July 6, 2017

**WHEREAS**, the Community Development Block Grant Sidewalk and Curb Replacement Program (CDBG) establishes targeted areas of the City to receive new sidewalks and/or curbing installations; and

**WHEREAS**, on February 16, 2017, Auburn City Council passed Resolution #20, approving the CDBG Sidewalk Program; and

**WHEREAS**, the areas for this year’s construction are portions of Perrine Street, Rock Avenue and portions of State Street; and

**WHEREAS**, as part of the 2017 CDBG Sidewalk Program, the City will also review the condition of existing street trees that are adjacent to the sidewalks slated for replacement and if the trees are found to be diseased, in decline and/or dead, they will be removed and replaced; and

**WHEREAS**, the cost of the program is \$172,454, all of which is provided through the Community Development Block Grant Sidewalk and Curb Replacement Program, requiring no City funds; and

**WHEREAS**, it is necessary that the Auburn City Council authorizes the City Manager to advertise for bids for the 2017 Community Development Block Grant Sidewalk and Curb Replacement Program.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby authorize the City Manager to advertise for bids for the 2017 Community Development Block Grant Sidewalk and Curb Replacement Program.

Seconded by Councilor McCormick

	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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*Charles Mason, City Clerk Date: July 6, 2017*

**AGREEMENT RESOLUTION #94 OF 2017**

**AUTHORIZING AN AGREEMENT WITH J&M LANDSCAPING TO ASSIST WITH GRASS CUTTING AND SNOW REMOVAL SERVICES ON PRIVATELY OWNED PROPERTIES NOT IN COMPLIANCE WITH CITY CODE**

By Councilor Giannettino

July 6, 2017

**WHEREAS**, the City Council approved funds in the Code Enforcement services budget for 2017-2018, in order to hire private contractors to assist with grass cutting and snow removal services on privately owned properties that are not in compliance with City code; and

**WHEREAS**, quotes were received on June 21, 2017; and

**WHEREAS**, J&M Landscaping submitted all required items on time and was the lowest responsible bidder;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Auburn that it hereby authorizes the Mayor to execute an agreement with J&M Landscaping, the cost of which to be allocated from the 2017-2018 Code Enforcement Services Account #A3620.440.

Seconded by Councilor McCormick

	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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*Charles Mason, City Clerk Date: July 6, 2017*

**AGREEMENT RESOLUTION #95 OF 2017**

**AUTHORIZING AN AGREEMENT WITH  
FIVE STAR CLUTTER REMOVAL, LLC TO ASSIST WITH  
TRASH COLLECTION SERVICES ON PRIVATELY OWNED PROPERTIES  
NOT IN COMPLIANCE WITH CITY CODE**

By Councilor McCormick

July 6, 2017

**WHEREAS**, the City Council approved funds in the Code Enforcement services budget for 2017-2018, in order to hire private contractors to assist with trash collection services on privately owned properties that are not in compliance with City code; and

**WHEREAS**, sealed bids were received on June 21, 2017, at which time all bids were publicly opened and read; and

**WHEREAS**, Five Star Clutter Removal, LLC submitted all required items on time and was the lowest responsible bidder;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Auburn that it hereby authorizes the Mayor to execute an agreement with Five Star Clutter Removal, LLC, the cost of which to be allocated from the 2017-2018 Code Enforcement Services Account #A3620.440.

Seconded by Councilor Giannettino

	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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*Charles Mason, City Clerk Date: July 6, 2017*

**COUNCIL RESOLUTION #96 OF 2017**

**AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE DORMITORY AUTHORITY OF NEW YORK STATE FOR RENOVATIONS TO FALCON PARK STADIUM**

By Councilor Carabajal

July 6, 2017

**WHEREAS**, the City of Auburn owns and operates Falcon Park, home to the Auburn Doubledays- Class A affiliate of the Washington Nationals, that provides seasonal recreational opportunities for City of Auburn residents and the greater Central New York region; and

**WHEREAS**, the City of Auburn acknowledges the importance of the Falcon Park facility as it relates to the City’s goals of community revitalization, strengthening the tourism industry and improving the community’s health and vitality; and

**WHEREAS**, the City of Auburn submitted a request to Senator John A. DeFrancisco for funding assistance to complete renovations of the amenities at Falcon Park; and

**WHEREAS**, as a result of this request, the City of Auburn has received a State and Municipal Facilities Program grant from the Dormitory Authority of New York State (DASNY) in the sum of \$340,000; and

**WHEREAS**, the Mayor of the City of Auburn must be authorized to accept the grant funding and execute all necessary documents in connection therewith prior to commencing the project.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN**, that the Mayor of the City of Auburn is hereby authorized and directed to execute the contract agreement with the Dormitory Authority of New York State for renovations to the Falcon Park Stadium through a State and Municipal Facilities Program grant for Project ID: #9098, in the amount of \$340,000 to be charged to the Falcon Park Stadium Upgrades Capital Account (HA7210.440.IZ) and for the revenue to be recorded to Falcon Park Stadium Upgrades - State Aid (HA99.359.IZ).

Seconded by Councilor Giannettino

	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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*Charles Mason, City Clerk Date: July 6, 2017*

**COUNCIL RESOLUTION #97 OF 2017**

**AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE NORTH STREET WATER MAIN REPLACEMENT PROJECT**

By Councilor Carabajal

July 6, 2017

**WHEREAS**, Council Resolution #54 of 2016 authorized City staff to submit an application to New York State Environmental Facilities Corporation (NYS EFC) for funding assistance to engineer and reconstruct a portion of the water line on North Street and York Street in an effort to provide reliable water service for industrial water customers located in the northwest section of the City; and

**WHEREAS**, in August, 2016, the Auburn City Council received notification from NYS EFC of a grant funding award of \$627,000 under the NYS Drinking Water grant program and of a \$418,000 low cost loan from the NYS Drinking Water Revolving Loan funding project for a current total project financing of \$1,045,000; and

**WHEREAS**, on December 15, 2016 the Auburn City Council passed Award Resolution #179 of 2016 awarding C&S Engineers Inc., in the amount of \$166,000 an engineering services contract for the design, engineering and bid preparation related to the North St. Water Main project; and

**WHEREAS**, C&S Engineers are in the final design phase, and the project is now entering the construction bidding phase; and

**WHEREAS**, permission is requested that the City Manager be authorized to advertise for bids for the North Street Water Main Replacement Project..

**NOW, THEREFORE, BE IT RESOLVED**, that the Auburn City Council does hereby authorize the City Manager to advertise for construction bids for the North Street Water Main Replacement Project.

Seconded by Councilor McCormick

	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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*Charles Mason, City Clerk Date: July 6, 2017*  
**LAND SALE RESOLUTION #98 OF 2017**

**AUTHORIZING THE SALE OF PROPERTY AT 33 PULASKI STREET**

By Councilor McCormick

July 6, 2017

**WHEREAS**, the City of Auburn had acquired property commonly known as 33 Pulaski Street as a result of tax foreclosure proceedings; and

**WHEREAS**, after the City obtained title to the premises, the Lender’s assignee, Wilmington Savings Fund, FSB, doing business as Christina Trust, not in its individual capacity, but solely as trustee for BCAT2015-14BTT, which had a mortgage lien on the premises, paid the sum of twenty-seven thousand, three hundred and fifty-six dollars (\$27,356) reimbursing the City for the delinquent taxes on the premises even though the City extinguished their lien as a result of the tax foreclosure proceedings; and

**WHEREAS**, Wilmington Savings Fund, FSB has offered the additional sum of eight thousand dollars (\$8,000) in order to obtain title to the premises and conveying the property to Lender will relieve the City of the responsibility of maintenance and liability for the property and a sale to the Lender will place the property back on the tax rolls and the payment of the delinquent tax amount and the additional offer is reasonable consideration due to the condition of the property; and

**WHEREAS**, 33 Pulaski Street is surplus property no longer needed for City purposes.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby approve the sale of a parcel known as 33 Pulaski Street to Wilmington Savings Fund, FSB, doing business as Christina Trust, not in its individual capacity, but solely as trustee for BCAT2015-14BTT for the additional sum of \$8,000 and the Mayor is authorized to sign any and all documents in order to finalize the transfer.

Seconded by 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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*Charles Mason, City Clerk Date: July 6, 2017*

**E. Staff/Vendor Presentations - none**

**F. Tabled Items – none**

**10. Other Business**

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

1. Three matters pertaining to potential sale, lease or acquisition of real property
2. One matter pertaining to the medical, financial, credit or employment history of a particular person or corporation.

The motion to enter executive session carried 5-0. The Council entered Executive Session at 6:42 p.m. Executive session adjourned at 7:45 p.m.

**Adjournment:** By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 7:46 p.m.

Minutes submitted to the City Council on July 20, 2017 by:

Charles Mason  
City Clerk

On July 20, 2017 a motion to approve the minutes of the July 6, 2017 Auburn, NY City Council meeting was made by Councilor Giannettino, seconded by Councilor McCormick.

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

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*Charles Mason, City Clerk      Date: July 21, 2017*