

**Auburn City Council  
Regular Meeting  
Thursday, September 7, 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 Councilor McCormick.

**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:**

- City Manager, Jeff Dygert
- Corporation Counsel, Stacy DeForrest
- City Clerk, Charles Mason
- Comptroller, Laura Wills
- Director of Planning and Economic Development, Jennifer Haines
- Director of Capital Improvement Program & Grants, Christina Selvek
- Superintendent of Engineering, William Lupien
- Deputy Director of Planning, Steve Selvek
- 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**

A. Mayor Quill led the Swearing in Ceremony for Auburn Firefighters Matthew X. Quill, being promoted to Captain and Donald Forward, being promoted to Lieutenant.

B. Patriot Day Proclamation read by the City Clerk.

**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.

Roberta Williams, 15 Court Street

Mr. Williams spoke regarding the City's plan to improve and expand the Court Street parking lot. She stated she had concerns about the State Environmental Quality Review resolution that

was before the Council regarding the project.

Stephanie DeVito, Executive Director, Auburn Downtown Business Improvement

Ms. DeVito provided an overview of activities that will be conducted over the weekend of September 8-10, 2017 as part of the annual CNY Tomatofest which is being held for the second year in a row in Downtown Auburn.

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

### **August 24, 2017 Council Meeting Minutes**

Motion to approve the August 24, 2017 minutes by Councilor Cuddy, seconded by Councilor McCormick. Motion to approve carried 5-0.

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

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

- Court St. Parking Lot update: If tonight's resolution to proceed with the Court St. Parking Lot expansion passes, work to expand the lot will take place with the intent of substantial completion by winter. The expansion is anticipated to include new lighting, run off control, and landscaping to reduce the visual impact and aid in run off control.
- The long awaited Owasco River Greenway Trail project is kicking off this week. There is a project office set up on Canal St. and work along Canal St. and Miller St. will be underway in the next few days. The project limits are from the Mill St. Dam to State St. and is scheduled to conclude in June of 2018.
- The Request for Qualifications for the Environmental Assessment and Design for 1-7 State Street was released August 18<sup>th</sup>. All proposals were due Tuesday Sept. 5<sup>th</sup>. Six proposals have been received and will be reviewed and scored next week. The Scope of Work includes the preparation of a detailed design for a public park space. The conceptual design must be sensitive to the existing buildings and the surrounding community as well as public input received. In addition the Scope of work includes review and update of the Phase I document for the site and Phase II Investigation. It is anticipated that the design work will be completed in time for construction to begin in the spring of 2018.
- The City currently owns about 75 parcels that are considered vacant or undeveloped. If tonight's proposal to update the City Land Sale Policy is accepted, I would like to explore systematically reviewing these parcels with Council and our Departments Heads to determine which parcels should be retained by the City and which ones we should attempt to get back on the tax rolls.
- Work to repair the damaged floor of a settling tank at the Waste Water Treatment plant began this week.
- A section of 10" sewer main on Franklin St. near Cayuga St. has been identified as damaged and in need of immediate repair to avoid local backups. Tomorrow morning after the school buses have completed their rounds the sewer crew will be detouring traffic in the area to work on the issue.

- The Powder Activated Carbon system was utilized last weekend after low levels of microcystin were detected in the raw water. The system operated throughout the weekend and performed well. The last two readings of raw water did not detect any microcystin and the PAC system has been shut down.

**B. Reports from members of Council**

**9. Matters to Come Before Council**

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

**STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) RESOLUTION #125 of 2017**

**DECLARING INTENT TO ACT AS LEAD AGENCY FOR THE DESIGNATION OF  
THE AUBURN SPARKS BROWNFIELD OPPORTUNITY AREA (BOA) AND  
ASSOCIATED REVISIONS TO THE CODE OF THE CITY OF AUBURN**

By Councilor Carabajal

September 7, 2017

**WHEREAS**, the City, with the assistance of Bergmann Associates, has prepared the Auburn SPARKS BOA Step 2 Nomination Study and the City Council of the City of Auburn, New York intends to request designation of the Auburn SPARKS BOA by the State of New York; and

**WHEREAS**, a significant component of BOA Step 2 Nomination Study is a recommendation for substantial revisions to the Code of the City of Auburn, including a new Public Arts Ordinance and a revised Zoning Ordinance, intended to facilitate development and redevelopment within the SPARKS BOA and, more broadly, throughout the City of Auburn; and

**WHEREAS**, the proposed revisions to the Code of the City of Auburn may impact land use regulations citywide, thereby designating the project a *Type I Action*; 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 and will be required to review the above *Type I Action*; and

**WHEREAS**, the New York State Department of State and the City of Auburn Planning Board may be considered Involved Agencies in such review with respect to approval of or funding for the project;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Auburn, New York, that it does hereby declare itself Lead Agency for the purposes of completing a

Coordinated Environmental Review for designation of the Auburn Sparks BOA and associated Revisions to the Code of the City of Auburn in accordance with the SEQR Act.

Seconded by Councilor Giannettino

	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 #125 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 7<sup>th</sup> day of September, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: September 8, 2017*

**SEQR RESOLUTION #126 OF 2017**

**ISSUING A NEGATIVE DECLARATION FOR THE  
2017-18 ANNUAL ROAD IMPROVEMENT PROGRAM PURSUANT TO THE  
NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT.**

By Councilor McCormick

September 7, 2017

**WHEREAS**, on March 2, 2017, the Auburn City Council passed Bond Ordinance #1 of 2017 to fund the 2017 Road Improvement Program; and

**WHEREAS**, the scope of the 2017 Road Improvement Program (the “Road Program”), was initially limited to the reconstruction and resurfacing of various City streets and roads, and has expanded to include the expansion of the City Court Street Parking Lot to allow for 33 additional parking spaces, site lighting, and a parking kiosk (the “Project”); and

**WHEREAS**, the Project will consist of the expenditure of municipal bond funding as part of the previously authorized 2017-18 Annual Road Improvement Program under Bond Ordinance #1 of 2017; and

**WHEREAS**, a review of the Project as an *Unlisted* Action must be made in full compliance with Article 8 of the New York Conservation Law and the New York State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, said review is set forth in the Short Environmental Assessment Form (“EAF”) that was prepared for the Project and is attached hereto; and

**WHEREAS**, said review has resulted in a reasoned determination that the proposed action will NOT result in any large and important impact(s) and, therefore, is one which will not have a significant negative impact on the environment;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Auburn, New York, acting as Lead Agency, that a **NEGATIVE DECLARATION** for the proposed action be prepared in compliance with Article 8 of the New York State Environmental Conservation Law.

Seconded by Councilor Giannettino

Mayor Quill made a motion to table SEQR Resolution 126 of 2017, seconded by Councilor McCormick.

Motion to Table 126 of 2017	Ayes	Noes
Councilor McCormick	X	
Councilor Giannettino	X	
Councilor Cuddy	X	
Councilor Carabajal	X	
Mayor Quill	X	
126 of 2017 was Tabled	X	

**B. Ordinances – None**

**C. Local Laws - None**

**D. Resolutions –**

**AWARD RESOLUTION #127 OF 2017**

**AUTHORIZING CHANGE ORDER #3  
FOR THE 2016 ROAD PROGRAM**

By Councilor McCormick

September 7, 2017

**WHEREAS**, on July 7, 2016, the Auburn City Council authorized Award Resolution #94 of 2016 awarding the 2016 Road Program to F. Rizzo Construction, Inc. in the amount of \$1,032,295; and

**WHEREAS**, the Road Program involves streets and city properties to be improved by various asphalt maintenance operations including the maintenance of the City owned water, sewer, and storm drainage utilities contained within; and

**WHEREAS**, on July 21, 2016, the Auburn City Council approved Change Order #1 in the amount of \$140,000 to add additional funding to this contract; and

**WHEREAS**, on November 3, 2016, the Auburn City Council approved Change Order #2 in the amount of \$20,000 in order to fund additional property owner curbing requests; and

**WHEREAS**, Change Order #3 is now required to complete work of the following streets and city properties:

1. Allen Street from #21 Allen St. to #5500 Technology Park Blvd. - Paving including sewer replacement  
Estimated cost - \$197,000
2. Metcalf Drive – Large patch near #45 Metcalf Dr. to include sewer repair  
Estimated cost - \$44,000
3. Lower Pump Station – Site paving and improvements  
Estimated cost - \$102,000
4. St. Francis Park Improvements – site paving, concrete, drainage improvements  
Estimated cost - \$147,000
5. Janet Street from Tuxill Square to Logan Street - Paving including sewer repair  
Estimated cost – \$62,000

**NOW, THEREFORE, BE IT RESOLVED**, that the Auburn City Council does hereby award Change Order #3, in the amount of \$552,000, to F. Rizzo Construction Inc. for the 2016 Road Program; and,

**BE IT FURTHER RESOLVED** that the cost of the Resolution shall be charged in the amounts set forth in Attachment A.

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 #127 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 7<sup>th</sup> day of September, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: September 8, 2017*

**AWARD RESOLUTION #128 OF 2017**

**AUTHORIZING CHANGE ORDER #1 FOR THE 2017 ROAD PROGRAM**

By Councilor Giannettino

September 7, 2017

**WHEREAS**, on August 17, 2017, the City Council of the City of Auburn passed Award Resolution #121, which funded the 2017 Road Program in the amount of \$1,274,946.00; and

**WHEREAS**, the 2017 Road Program provides for streets to be improved by asphalt resurfacing, including partial reconstruction, patching, crack sealing, micro-surfacing, milling the road surfaces, and installing trueing and leveling and top courses; and

**WHEREAS**, in order to award the 2017 Road Program Bid Alternate #1 for the Court St. parking lot, Change Order #1 in the amount of \$156,380 is now requested; and

**WHEREAS**, it is necessary that the City Council award this Change Order #1, in the amount of \$156,380 to Paul F. Vitale, Inc. so that the city can enlarge the existing Parking Lot on Court Street.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby award Change Order #1, in the amount of \$156,380, to Paul F. Vitale, Inc. for Bid Alternate #1 for the 2017 Road Program; and,

**BE IT FURTHER RESOLVED** that the cost of the Resolution in the amount of \$156,380 is to be charged to the 2017 Road Program Account #HA 5110-440-IN.

Seconded by Councilor Carabajal

Mayor Quill made a motion to table Award Resolution #128 of 2017, seconded by Councilor McCormick.

Motion to Table 128 of 2017	Ayes	Noes
Councilor McCormick	X	
Councilor Giannettino	X	
Councilor Cuddy	X	
Councilor Carabajal	X	
Mayor Quill	X	
128 of 2017 was tabled	X	

**AWARD RESOLUTION #129 OF 2017**

**AUTHORIZING CHANGE ORDER #1 FOR THE 2017 C.D.B.G. SIDEWALK PROGRAM**

By Councilor McCormick

September 7, 2017

**WHEREAS**, on August 17, 2017, the City Council of the City of Auburn passed Award Resolution #123, which funded the 2017 CDBG Sidewalk Program in the amount of \$147,420.00, which provides sidewalk replacement in designated CDBG areas of the city; and

**WHEREAS**, in order to use up remaining available CDBG funds, Change Order #1 in the amount of \$30,639 is now requested; and

**WHEREAS**, it is necessary that the City Council award this Change Order #1, in the amount of \$30,639 to Concrete Slipform Inc. so that the city can use up the available CDBG funding to complete additional sidewalk work and install concrete pads at Casey Park; and

**WHEREAS** the cost of this Resolution is to be charged to the Community Development Account CD 8672-2210-2017 and Account A7143.250; and

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby award Change Order #1, in the amount of \$30,639, to Concrete Slipform Inc. for additional work for the 2017 CDBG Sidewalk Program; and,

**BE IT FURTHER RESOLVED** that the cost of the Resolution in the amount of \$25,034 is to be charged to the Community Development Account CD 8672-2210-2017 and \$5,605 is to be charged to the Account A7143.250; and

**BE IT FURTHER RESOLVED** that this award is contingent upon the City of Auburn receiving an executed fiscal year 2017/2018 contract from the US Department of Housing and Urban Development.

**BE IT FURTHER RESOLVED** that the Mayor is authorized to sign any and all documents necessary in reference to the award of this bid.

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 #129 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 7<sup>th</sup> day of September, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: September 8, 2017*

**AGREEMENT RESOLUTION #130 OF 2017**

**AUTHORIZING AN AGREEMENT WITH POPLI CONSULTING ENGINEERS TO PROVIDE CONSTRUCTION INSPECTION SERVICES FOR THE N. HUNTER BROOK BRIDGE REPLACEMENTS PROJECT (PIN#375598)**

By Councilor McCormick

September 7, 2017

**WHEREAS**, the Auburn City Council passed Agreement Resolution #25 of 2017, which authorized the Mayor to enter into an agreement with the New York State Department of Transportation to proceed with the N. Hunter Brook Bridge Replacements Project construction phases which include construction inspection services; and,

**WHEREAS**, it is necessary in furtherance of this project that a firm be awarded a contract for the construction inspection services portion of the project in an amount not to exceed \$240,000; and

**WHEREAS**, Popli Consulting Engineers is qualified to perform the construction inspection services with the contractual agreement being contingent upon the approval of the New York State Department of Transportation; and

**WHEREAS**, it is now necessary that Popli Consulting Engineers be awarded the contract for the construction inspection services portion of the N. Hunter Brook Bridge Replacements project in an amount not to exceed \$240,000.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby award a contract to Popli Consulting Engineers for the construction inspection services portion of the N. Hunter Brook Bridge Replacements project in an amount not to exceed \$240,000, said agreement being contingent upon the approval of the New York State Department of Transportation; and

**BE IT FURTHER RESOLVED** that the Mayor, or appointed designee, is authorized to sign the agreement and all other documents relating to the agreement on behalf of the City of Auburn; and

**BE IT FURTHER RESOLVED** that the cost of the construction inspection services in the amount of \$240,000 is to be charged to the N. Hunter Brook Culvert Project capital account #HA5110-440-HO.

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 #130 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 7<sup>th</sup> day of September, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: September 8, 2017*

**FINANCIAL RESOLUTION #131 OF 2017**

**AUTHORIZING THE TRANSFER OF FUNDS TO THE NORTH HUNTER BROOK BRIDGE REPLACEMENT PROJECTS**

By Councilor McCormick

September 7, 2017

**WHEREAS**, the Auburn City Council passed Agreement Resolution #130 of 2017, which authorizes the Mayor to enter into an agreement with Popli Consulting Engineers for construction inspection services costing an amount not to exceed \$240,000; and,

**WHEREAS**, funding available in the project account is insufficient and, therefore, City Council must authorize an increase in the budget and a transfer of funds from the General fund to the Capital fund in the amount of \$80,000; and,

**WHEREAS**, the agreement is considered an eligible cost and will be submitted to the NYS Department of Transportation for increased federal highway and NYS Marchiselli aid allocation; and,

**WHEREAS**, typical federal highway aid allocations are 80% of eligible costs and typical NYS Marchiselli aid allocations are up to 15% of eligible costs; and,

**WHEREAS**, should additional allocations of federal or State funds be awarded, then the General fund shall be reimbursed for amounts in excess of the required local share; and,

**WHEREAS**, there is a sufficient amount budgeted in the General fund for Transfers to the Capital Fund to cover the increase in the budget.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby authorize an \$80,000 increase in the N. Hunter Brook Culvert Project capital account #HA5110-440-HO funded through a transfer from the General fund Transfer to Capital Account #A9812.904.

Seconded by Councilor Giannettino

	Ayes	Noes
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: September 8, 2017*

**AGREEMENT RESOLUTION #132 OF 2017**

**AUTHORIZING CHANGE ORDER #1 FOR THE CONSTRUCTION INSPECTION CONTRACT FOR THE NORTH DIVISION STREET DAM HYDRO FACILITY PROJECT**

By Councilor McCormick

September 7, 2017

**WHEREAS**, on August 4, 2016, the Auburn City Council passed Council Resolution #114 of 2016, which authorized the contract for construction inspection services for the North Division Street Dam Hydro Facility Project to C&S Engineers in the amount of \$260,000; and

**WHEREAS**, Change Order #1 to the construction inspection services contract for this project is now required in the amount of \$110,000; and

**WHEREAS**, this Change Order #1 is necessary to compensate the consultant for the additional construction inspection services needed since this contract has been extended beyond

its original anticipated completion date and the contractor is working more hours per week than was originally planned due to increase scoping of the Project in response to unforeseen conditions encountered.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby authorize Change Order #1, in the amount of \$110,000 to C&S Engineers for additional construction inspection services needed for the North Division Street Dam Hydro Facility Project; and,

**BE IT FURTHER RESOLVED** that the cost of the Resolution in the amount of \$110,000 is to be charged to the Account ED 8292.440.HY

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	

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*Charles Mason, City Clerk Date: September 8, 2017*

**AGREEMENT RESOLUTION #133 OF 2017  
AUTHORIZING EXECUTION OF AN ELECTRIC VEHICLE CHARGING STATION  
HOST SITE AGREEMENT AND RELATED DOCUMENTS**

By Councilor Cuddy

September 7, 2017

**WHEREAS**, the City of Auburn is pursuing Clean Energy Communities Designation through the New York State Energy Research and Development Authority (NYSERDA); and

**WHEREAS**, the City of Auburn has completed three required High Impact Action Items, which include Benchmarking, Solarize and Unified Solar Permit, toward achieving this designation; and

**WHEREAS**, Clean Fleets, which includes the installation of an electric vehicle charging station at the City’s Parking Garage located at 1 Lincoln Street, is the fourth High Impact Action Item and would complete the City’s Clean Energy Community Designation; and

**WHEREAS**, in order to complete the installation of an electric vehicle charging station, the City must execute an Electric Vehicle Charging Station Host Site Agreement, Approval of the Site Plan, and a Community Letter of Support; and

**WHEREAS**, the Total Project Cost is \$13,496, of which \$12,246 will be provided through NYSEDA and discounts, and \$1,250 will be provided by the City of Auburn.

**NOW, THEREFORE, BE IT RESOLVED** , that the Auburn City Council does hereby authorize the Mayor to execute the Electric Vehicle Charging Station Host Site Agreement, Approval of the Site Plan and Community Letter of Support; and

**BE IF FURTHER RESOLVED** that the City of Auburn’s share of the cost of the electric vehicle charging station installation in the amount of \$1,250 be charged to Account # A5651.440, Municipal Parking Services.

Seconded By Councilor Giannettino

	Ayes	Noes
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: September 8, 2017*

**COUNCIL RESOLUTION #134 OF 2017**

**AUTHORIZING A HEALTH INSURANCE BUYOUT  
INCENTIVE TO CERTAIN RETIREES**

By Councilor McCormick

September 7, 2017

**WHEREAS**, certain retirees maintain two sources for health insurance, one of which is City health insurance, because they have a City health insurance bank which they do not want to lose; and,

**WHEREAS**, offering a buyout of this health insurance bank to retirees, who are interested, is a sustainability measure for the City and financially beneficial to those retirees; and,

**WHEREAS**, the City is desirous of offering a cash payment of 50% of a retiree's health insurance bank up to a total payment of \$25,000 in consideration for the retiree irrevocably waiving their right to City health insurance.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Auburn authorizes the Comptroller to enter into a health insurance bank buyout incentive with interested retirees in the form of a cash payment at 50% of the value of the retiree's health insurance bank, up to a total payment of \$25,000, in consideration for the retiree irrevocably waiving their rights, in writing, to City health insurance.

**BE IT FURTHER RESOLVED** that:

- This resolution shall take effect immediately upon its adoption and shall remain in effect unless amended or rescinded by the City Council at their discretion; and,
- The cost of such incentive shall be charged to Health Insurance Expense (A9060.841), funded through a reduced health insurance expenditure.

Seconded by Councilor Giannettino

	Ayes	Noes
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: September 8, 2017*

**COUNCIL RESOLUTION #135 OF 2017**

**AUTHORIZING THE CITY MANAGER TO  
ADOPT AN AMENDED CITY OF AUBURN LAND SALE POLICY**

By Councilor Cuddy

September 7, 2017

**WHEREAS**, on September 18, 1997, the City Council of the City of Auburn passed Council Resolution No. 168 adopting a City of Auburn Land Sale Policy, which was thereafter amended on April 1, 2004, by Council Resolution No. 43; and

**WHEREAS**, on August 24, 2017, Corporation Counsel presented the Land Sale Policy to the City Council with recommended amendments and revisions; and

**WHEREAS**, the City Council of the City of Auburn wishes to amend the City of Auburn Land Sale Policy so that it reflects current practices and procedures governing the sales of all City-owned real property.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Auburn hereby authorizes the City Manager to adopt the Amended City of Auburn Land Sale Policy, a copy of which is attached hereto and made a part 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 #135 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 7<sup>th</sup> day of September, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk Date: September 8, 2017*

**AGREEMENT RESOLUTION #136 OF 2017**

**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT  
WITH THE U.S. GEOLOGICAL SURVEY, UNITED STATES  
DEPARTMENT OF THE INTERIOR**

By Councilor Giannettino

September 7, 2017

**WHEREAS**, on August 3, 2016, the City of Auburn entered into a Joint Funding Agreement partnering with the U.S. Geological Survey (“USGS”) (the “Agreement”); and

**WHEREAS**, the Agreement provides necessary field and analytical work in order to collect critical data, namely the maps, records and reports, so that the City of Auburn can maintain the river flows in accordance with the Wastewater SPDES permit, operate the City’s hydroelectric facilities and maintain Owasco lake elevations per the U.S. Army Corp Rule Curve; and

**WHEREAS**, the existing agreement expires on September 30, 2017; and

**WHEREAS**, the USGS has proposed entering into a new agreement in order to continue project activity, which will commence on October 1, 2017, and terminate on September 30, 2018; and

**WHEREAS**, the work performed costs a total amount of \$24,260, of which \$7,280 is contributed by the U.S. Geological Survey and \$16,980 is contributed by the City of Auburn; and

**WHEREAS**, the cost incurred by the City of Auburn is set forth annually in the operating budget for the Water Filtration Plant.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor is hereby authorized to enter into the Joint Funding Agreement For Water Resource Investigations with the U.S. Geological Survey, U.S. Department of the Interior, for a period of time commencing October 1, 2017 to September 30, 2018; and

**BE IT FURTHER RESOLVED** that the total expenditure under the Joint Funding Agreement For Water Resource Investigations shall be the amount of \$24,260, of which \$7,280 shall be contributed by the U.S. Geological Survey, and \$16,980 shall be contributed by the City of Auburn through the annual operating budget (Water Filtration Plant Services Account Number F8330.440).

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	

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*Charles Mason, City Clerk Date: September 8, 2017*

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

**F. Tabled Items – none**

**10. Other Business**

Councilor Cuddy stated that he has been asked by residents in the area of Clifford Park about the progress of the upgrades and improvements the City is making to the tennis and basketball courts. Staff reported that the courts were repaved in June of 2017 and the city is waiting for the fencing company on the installation of the fences and that the courts would be sealed following that work. It is expected this work will be started and completed within 2-4 weeks.

Councilor Cuddy also asked for an update on vacant property at the corner of State and Pulaski Streets that is known as the former Chet's Cleaners. It was reported that Assistant Corporation Counsel Garland was focused on this property in Court and he would provide an update.

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. Two matters pertaining to potential sale, lease or acquisition of real property.
2. Three matters pertaining to the employment history of particular individuals.
3. One matter pertaining to potential litigation.
4. One matter made confidential according to Federal law for attorney client privilege.

The motion to enter executive session carried 5-0. The Council entered Executive Session at 8:00 p.m. Executive session adjourned at 9:25 p.m.

**Adjournment:** By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 9:26 p.m.

Minutes submitted to the City Council on September 21, 2017 by:

Charles Mason  
City Clerk

Auburn City Council Minutes September 7, 2017

On September 21, 2017 a motion to approve the minutes of the September 7, 2017 Auburn, NY City Council meeting was made by Councilor Carabajal, 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 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 21<sup>st</sup> day of September, 2017 and that the City Council approved such by the vote listed above.*

*Charles Mason, City Clerk      Date: September 22, 2017*