

**Auburn City Council
Regular Meeting
Thursday, September 21, 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 6:00PM 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
- Superintendent of Engineering, William Lupien
- 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 –

The next meeting of the City of Auburn Zoning Board of Appeals will be held on Monday, September 25, 2017 at 7pm at the Council Chambers of Memorial City Hall, 24 South Street in Auburn, New York.

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.

Tim Lattimore, 63 South Street

Mr. Lattimore is the County Legislator for district 13. He discussed topics including water quality and State Environmental Quality Review forms.

7. Approval of Meeting Minutes

September 7, 2017 Council Meeting Minutes

Motion to approve the September 7, 2017 minutes by Councilor Carabajal, seconded by Councilor McCormick. Motion to approve carried 5-0.

8. Reports of City Officials

A. City Manager's Report

- The lease agreement for ice at Casey Park between the Auburn Hockey Boosters and the City has not been finalized as we had anticipated. At this point we are working out provisions to protect the city from the financial impact of a major equipment failure. We met with the Boosters again today and I'm confident we have identified a way we can meet the needs of both the City and the Boosters. The language in the contract will have to be modified to accommodate those changes and therefore Corporation Counsel has recommended we draft a new resolution for Council's consideration in the coming weeks.
- There was a meeting this week to kick off the redevelopment of the State St parcel commonly known as the Kalet site. Our consultant will be setting up meeting with adjacent property owners/occupants and a couple of public comment meetings as well. As soon as we have those dates we will update the community on time and location. The kick off meeting also covered the topic of environmental review, again as the project moves forward we will update Council and the public on what to expect as well as the results.
- The City's annual audit will be kicking off on Monday and will continue for approximately two weeks.
- Staff is examining some vehicle and parking changes that may be proposed due to the Owasco River Trail project. Those proposed changes will be presented to Council soon and will most likely be combined with changes to Genesee St parking and last week's changes involving vehicles and traffic as they all are part of the same section of local law and need to follow the same process.
- Our Powder Activated Carbon or PAC system has been up and running and performing well. Our city staff as well as the engineering consultants from GHD, NYS DEC, and our local Department of Health have been monitoring and adjusting both the equipment and the process. Our finished water remains high quality with no detectable microcystins. All of the involved agencies have been in close communication to successfully implement the new process.

B. Reports from members of Council

- Councilor Cuddy discussed a recent meeting of the Auburn Industrial Development Authority that he attended and that it was announced that the Automatic Rolls factory in Auburn had just obtained a major contract with a major fast food company that was positive news for the company.

- Councilor Giannettino discussed a recent meeting he had with the new director of the East Hill Family Medical. He also discussed a movie documentary that has been made by the State OASIS program about the opioid epidemic titled “Reversing the Stigma” that will be shown the evening of September 21st and 28th at the Auburn Public Theater.
- Councilor Carabajal discussed the ribbon cutting event that was held by the Auburn School District to celebrate the new turf field installed at Holland Stadium at the Auburn Junior High School. She discussed the economic impact the new facility would have for our City.
- Councilor McCormick congratulated the Auburn School District on the successful turf installation at Holland Stadium.

9. Matters to Come Before Council

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

B. Ordinances – None

C. Local Laws - None

D. Resolutions –

FINANCIAL RESOLUTION # 137 OF 2017

**AUTHORING A FINAL LUMP SUM REPAYMENT
FOR THE FYE 2015 POLICE AND FIRE PENSION AMORTIZATION**

By Councilor Cuddy

September 21, 2017

WHEREAS, the City amortized pension costs for the fiscal year ended June 30, 2015, for the police and fire retirement systems, and

WHEREAS, the City’s unaudited results show that the general fund has a surplus for the fiscal year ended June 30, 2017, and

WHEREAS, the City, in an effort to reduce debt and interest costs desires to make a final lump sum repayment in the amount of \$240,000 against the 2015 amortization amount which will result in a lifetime savings of interest of approximately \$27,000 and reduce annual payments by approximately \$32,000.

NOW, THEREFORE, BE IT RESOLVED, the Auburn City Council does hereby authorize an increase to the police (A3120.802) and fire (A3410.803) retirement expenditures for fiscal 2017 in the amount of \$120,000 each for a total of \$240,000 to make a lump sum repayment of the 2015 amortization.

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	

FINANCIAL RESOLUTION #138 OF 2017

AUTHORIZING THE TRANSFER OF FUNDS TO THE WEST GENESEE STREET PAVEMENT PRESERVATION PROJECT

By Councilor McCormick

September 21, 2017

WHEREAS, the Auburn City Council will be voting on Award Resolution #139 of 2017, which will authorize the Mayor to execute a change order of \$85,000 to C&S Engineers for design for the West Genesee Street Pavement Preservation Project; and,

WHEREAS, there is currently not sufficient funding available in the project agreement with NYS Department of Transportation 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 \$85,000; and,

WHEREAS, the change order 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 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 \$85,000 increase in the West Genesee Pavement Preservation capital account #HA5110-440-HN 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	

AGREEMENT RESOLUTION #139 OF 2017

AUTHORIZING CHANGE ORDER NO. 1 TO THE ENGINEERING AND DESIGN SERVICES CONTRACT FOR W. GENESEE STREET PAVEMENT PRESERVATION PROJECT- PIN 375601

By Councilor Giannettino

September 21, 2017

WHEREAS, on July 17, 2014, the Auburn City Council passed Agreement Resolution No. 128 of 2014, which authorized the Master Agreement and funding of Design Phases I-VI of the W. Genesee Street Pavement Preservation project, and;

WHEREAS, this Project is a Locally Administered Federal Aid Project and is reimbursed 80% by the Federal Highway Administration and 15% New York State Marchiselli funds and a local city match requirement of 5%; and

WHEREAS, on October 16, 2014, the City of Auburn City Council awarded the design contract for this project to C&S Engineers by Award Resolution No. 158 of 2014; and,

WHEREAS, due to additional engineering design services that were provided beyond the original scope of this project, such as the increased length of the project, the inclusion of some additional traffic signal improvements, the additional utility work throughout the project limits, and the compliance with the new ADA sidewalk standards, the City of Auburn now needs to authorize Change Order No.1 to C&S Engineers Inc. in the amount of \$85,000 for this project. This award is contingent upon approval by NYSDOT.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Auburn does hereby approve Change Order No. 1, authorizing the engineering and design services contract for the W. Genesee Street Pavement Preservation Project to C&S Engineers, Inc. in the amount of \$ 85,000; and

BE IT FURTHER RESOLVED that the cost of the Change Order No. 1 for the engineering and design services contract is to be charged to the West Genesee Street Pavement Project Account #HA 5110-440-HN; and,

BE IT FURTHER RESOLVED, that the Mayor of the City of Auburn is hereby authorized to execute any and all necessary agreements and contracts, certifications, and reimbursement requests for Federal Aid and/or State-Aid on behalf of the City of Auburn with the New York State Department of Transportation, in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first-instance funding of Project costs and permanent funding of the local share of Federal-aid and State-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and,

RESOLVED, that this Resolution shall take effect immediately.

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	

AWARD RESOLUTION #140 OF 2017

AWARDING THE CONSTRUCTION INSPECTION SERVICES CONTRACT FOR W. GENESEE STREET PAVEMENT PRESERVATION PROJECT- PIN 375601

By Councilor McCormick

September 21, 2017

WHEREAS, on July 17, 2014, the Auburn City Council passed Agreement Resolution No. 128 of 2014, which authorized the Master Agreement and funding of Design Phases I-VI of the W. Genesee Street Pavement Preservation project, and;

WHEREAS, this Project is a Locally Administered Federal Aid Project and is reimbursed 80% by the Federal Highway Administration and 15% New York State Marchiselli funds and a local city match requirement of 5%; and

WHEREAS, on October 16, 2014, the City of Auburn City Council authorized the design contract for this project to C&S Engineers by Award Resolution No. 158 of 2014; and,

WHEREAS, the City of Auburn now desires to advance the above Project by awarding the construction inspection portion of the project to C&S Engineers Inc. in the amount of \$454,000. This award is contingent upon approval by NYSDOT.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Auburn does hereby award the construction inspection services contract for the W. Genesee Street Pavement Preservation Project to C&S Engineers, Inc. in the amount of \$454,000, and,

BE IT FURTHER RESOLVED that the cost of the construction inspection services contract is to be charged to the West Genesee Street Pavement Project Account #HA 5110-440-HN; and,

BE IT FURTHER RESOLVED, that the Mayor of the City of Auburn is hereby authorized to execute any and all necessary agreements and contracts, certifications, and reimbursement requests for Federal Aid and/ or State-Aid on behalf of the City of Auburn with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first-instance funding of Project costs and permanent funding of the local share of Federal-aid and State-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and,

RESOLVED, that this Resolution shall take effect immediately.

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	

AGREEMENT RESOLUTION #141 OF 2017

APPROVING A LEASE AGREEMENT WITH THE AUBURN HOCKEY BOOSTERS CLUB FOR THE OPERATION OF CASEY PARK ICE RINK

September 21, 2017

WHEREAS, on September 9, 2015, the City of Auburn, hereinafter referred to as the "City" and the Auburn Hockey Boosters Club, hereinafter referred to as "Boosters", entered into an agreement whereby the Boosters leased the Casey Park Ice Rink from the City; and

WHEREAS, the term of this original agreement is now expired; and

WHEREAS, the Boosters have requested that the City renew the lease agreement; and

WHEREAS, the City would like to continue to provide a financially sustainable operation for the Casey Park Ice Rink; and

WHEREAS, the renewal agreement proposes a one-year term commencing on October 1, 2017, and ending on March 1, 2017, with a lease payment to be made by the Boosters to the City in the amount \$20,000 to be paid in two equal installments, the first being made on December 1, 2017, and the second being made on April 1, 2018; and

WHEREAS, the renewal agreement requires that the Boosters continue to pay for all manpower services and support for equipment setup, ice installation, operation, programming, maintenance, end-of-season shutdown and ice removal at the Casey Park Ice Rink that exceeds a specified amount; and

WHEREAS, the renewal agreement states that the City has reserved the right to immediate terminate the contract in the event that any equipment necessary for the ice or maintenance thereof ceases to operate properly.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby approve a Lease Agreement by and between the City of Auburn and the Auburn Hockey Boosters for the operation of Casey Park Ice Rink for a one-year term commencing on October 1, 2017, and ending on March 1, 2018, with a lease payment of \$20,000 to be made in two equal installments to the Casey Park Special Revenue Fund Revenue Account CI99.2770.ICE; and

BE IT FURTHER RESOLVED that the Auburn City Council hereby authorizes the Mayor, or appointed designee, to duly execute the Lease Agreement.

Note: Agreement Resolution 141 of 2017 was not considered by the Council at the recommendation of the City Manager. The City Manager will work on matters pertaining to this resolution and bring it back to the Council at a future Council meeting.

Note: Resolution #142 of 2017 was skipped in the resolution numbering and moving forward the number 142 of 2017 will not be used.

AGREEMENT RESOLUTION #143 OF 2017

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CAYUGA COMMUNITY COLLEGE TO LEASE FALCON PARK FOR THEIR MEN'S BASEBALL PROGRAM

By Councilor Giannettino

September 21, 2017

WHEREAS, the City of Auburn is the owner of a baseball stadium known as Falcon Park which is used primarily by a Minor League professional baseball team known as the Auburn Doubledays; and

WHEREAS, Cayuga Community College is organizing a Men's Baseball Team to begin play in the 2019 collegiate baseball season and needs a facility to conduct this program for practices and games, and the College does not have a baseball field at its campus; and

WHEREAS, the College and City have conducted extensive discussions for the utilization of Falcon Park for the College Men's Baseball Team and the parties have agreed to enter into a lease

agreement for an initial terms of two years, beginning March 1 through May 30th each year with an option for the College to renew for five additional two-year terms at an annual rental of \$7,000 per year; and

WHEREAS, the agreement will allow the City and College to cooperatively share a municipal asset which such program is advocated by the State of New York; and

WHEREAS, it is necessary for the Auburn City Council to approve this agreement, which is attached hereto, and to authorize the Mayor to sign the agreement whereby the City will lease Falcon Park to the College for use by its Men’s Baseball Team beginning in the year 2019.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby approve an agreement between the City of Auburn and Cayuga Community College allowing the College to lease Falcon Park for the use of the College Men’s Baseball Team pursuant to the terms of the agreement between the parties which is attached to this Resolution, and the Mayor is authorized to sign the agreement on behalf of the City.

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	

AGREEMENT RESOLUTION #144 OF 2017

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CAYUGA COMMUNITY COLLEGE LEASING A SOFTBALL FIELD AT CASEY PARK

By Councilor McCormick

September 21, 2017

WHEREAS, the City is the owner of a complex known as Casey Park which is comprised of multiple recreational and athletic facilities; and

WHEREAS, there are several softball fields located at Casey Park and Cayuga Community College is desirous of entering into a lease agreement with the City, designating Softball Field #1 for use by the College’s Women’s Softball Team for an initial term of two years, beginning March 1 through May 30, 2018, and for the same months for the 2019 season, with an option to renew for five additional two-year terms; and

WHEREAS, a copy of the lease agreement is attached hereto setting forth the terms and conditions of the agreement; and

WHEREAS, entering into this agreement will be a cooperative utilization of assets as advocated by New York State government and will benefit both parties; and

WHEREAS, it is necessary for the Auburn City Council to authorize the Mayor to sign a lease agreement with Cayuga Community College for the use of Casey Park Softball Field #1.

NOW, THEREFORE, BE IT RESOLVED that the Mayor is hereby authorized to sign a lease agreement with Cayuga Community College for the Casey Park Softball Field #1 to be used by the College Women’s Softball Team pursuant to the terms and conditions set forth in the Agreement attached hereto.

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	

APPOINTMENT RESOLUTION #145 OF 2017

APPOINTING A MEMBER OF THE CIVIL SERVICE COMMISSION

By Councilor Cuddy

September 21, 2017

WHEREAS, the Auburn City Charter, Section C-10A in part requires that three (3) Civil Service Commissioners shall be appointed by the City Council; and

WHEREAS, as of July 24, 2017 a vacancy exists on the City of Auburn Civil Service Commission; and

WHEREAS, the Auburn City Council is desirous of appointing a Commissioner to fulfil the unexpired term of a Commissioner who has resigned and is desirous of appointing Tricia Kerr of Auburn, New York to be appointed as a Civil Service Commissioner for the City of Auburn to a term beginning immediately upon adoption of this resolution and lasting until May 31, 2018.

NOW THEREFORE BE IT RESOLVED that Tricia Kerr of Auburn, New York is hereby appointed as a Civil Service Commissioner of the City of Auburn to a term of office effective immediately and lasting through May 31, 2018.

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	

E. Staff/Vendor Presentations – none

F. Tabled Items – none

10. Other Business

Councilor Cuddy asked the City Manager to request an update from Cayuga County officials on the Owasco Flats Restoration project in light of a County Legislature committee decision to delay awarding a bid contract for the construction work.

Mayor Quill asked the City Manager to look into the procedures for tree trimming throughout the City and to outline for the Council the responsibilities of the City, the utility companies and the private property owners when it pertains to the trimming of trees.

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.

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:48 p.m.

Minutes submitted to the City Council on September 28, 2017 by:

Charles Mason
City Clerk

Auburn City Council Minutes September 21, 2017

On September 28, 2017 a motion to approve the minutes of the September 21, 2017 Auburn, NY City Council meeting was made by Councilor McCormick, seconded by Councilor Carabal.

	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 21st day of September, 2017 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: September 29, 2017