

**Auburn City Council
Regular Meeting
Thursday, March 15, 2018 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 Councilor McCormick.

1. Roll Call – The City Clerk called the roll. Councilors McCormick, Giannettino, Cuddy, Carabajal were all present. Mayor Quill was excused due to his being in Washington DC with City planning staff to meet with officials from the Department of Housing and Urban Development about the City Community development Block Grant funds which are threatened to be taken away from the City.

The following City Staff was present for the regular meeting:

- City Manager, Jeff Dygert
- Corporation Counsel, Stacy DeForrest
- City Clerk, Charles Mason
- Director of Capital Projects and Grants, Christina 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 – none

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.

Anthony Ciampi, discussed the City policy pertaining to removal of snow from sidewalks. He believes it is not correct that the City enforce the policy when the City itself cannot keep up with removing snow from City owned sidewalks.

Dale Bush, discussed the City policy pertaining to removal of snow from sidewalks. He believes the City should enforce its existing policy.

7. Approval of Meeting Minutes

March 1, 2018 Council Meeting Minutes

Motion to approve the March 1, 2018 minutes by Councilor Giannettino, seconded by Councilor Carabajal. Motion to approve carried 5-0.

8. Reports of City Officials

A. City Manager's Report

- The United States Environmental Protection Agency is working on a study of the effects of harmful algal blooms on disinfection by-products in our water distribution system. We are one of a few communities across the country that have been asked to participate in the study. There will be very little cost to the City aside from minimal staff time to collect samples and data. This is a collaborative effort with NYSDOH, USEPA and the City of Auburn to continue to improve our understanding of Harmful Algal Blooms' impact on water quality, water infrastructure, and public health.
- The Engineering Department is submitting some preliminary applications to NYS for the Bridge NY Program. Today is the deadline for applications for culverts. In two weeks applications for bridges will be due. If the state declares that any of the submitted projects score high enough, more detailed applications on those specific projects will be developed and submitted. Projects in this particular round of funding would likely not break ground for approximately two years, at which time our North Division St. bridge and State St. bridge projects should have wrapped up.

B. Reports from members of Council –

- Councilor Giannettino reported on the most recent City Historic and Cultural Sites Commission meeting that was held on March 13, 2018. He congratulated the Auburn High School boys hockey team on their successful season. He discussed the National Walk Out Day to protest gun violence and the positive manner that the event was handled locally at the Auburn High School.
- Councilor Carabajal made statements pertaining to Casey Park, the NY Safe Act and the importance of the School Resource Officer Program.
- Councilor Cuddy discussed the most recent Cayuga County Lead task force meeting that he attended with Jennifer Haines on March 11, 2018.

9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR)

SEQRA RESOLUTION #42 OF 2018

**DETERMINING THAT PROPOSED ACTIONS
ARE TYPE II ACTIONS FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

March 15, 2018

By: Councilor Giannettino

WHEREAS, the Council of the City of Auburn, New York (the "City") is considering undertaking the construction and reconstruction of improvements to the City's Wastewater Treatment Plant and sewer system including, but not limited to, the replacement of the City's ultraviolet disinfection system at the Wastewater Treatment Plant, the acquisition and installation of original furnishings, equipment, machinery or apparatus required, costs of surveys, maps, plans and environmental, engineering, feasibility and other design studies (the "Project"); and

WHEREAS, the City desires to comply with the New York State Environmental Quality Review Act ("SEQRA") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being at 6 NYCRR Part 617, as amended (the "Regulations"), with respect to the Project; and

WHEREAS, the Project is determined to be a Type II Action, pursuant to SEQRA and 6 NYCRR §617(c)(2), since it will entail the "replacement, rehabilitation or reconstruction of a structure or facility, in-kind, on the same site, including upgrading buildings to meet building or fire codes," and, therefore, no further review is required.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New York that:

1. Pursuant to 6 NYCRR § 617.5(c)(2), the Project constitutes a "Type II Action" under SEQRA and no further action is required pursuant to SEQRA and the Regulations; and
2. This resolution shall take effect immediately.

Seconded by Councilor Cuddy

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

B. Ordinances

By: Councilor Cuddy

March 15, 2018

BOND ORDINANCE #2 OF 2018

BOND ORDINANCE OF THE CITY OF AUBURN, CAYUGA COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF \$2,250,000 SERIAL BONDS TO FINANCE THE COST OF THE

RECONSTRUCTION OF THE CITY'S WASTEWATER
TREATMENT PLANT

BE IT ORDAINED by Council of the City of Auburn, Cayuga County, New York (the "City Council") as follows:

Section 1. The City of Auburn, Cayuga County, New York (the "City") is hereby authorized to undertake the construction/reconstruction of improvements to the City's Wastewater Treatment Plant and sewer system including, but not limited to, the replacement of the City's ultraviolet disinfection system at the Wastewater Treatment Plant, the acquisition and installation of original furnishings, equipment, machinery or apparatus required, costs of surveys, maps, plans and environmental, engineering, feasibility and other design studies, at an estimated maximum cost of \$2,250,000 and to issue an aggregate \$2,250,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$2,250,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$2,250,000 in serial bonds (the "Bonds") of the City authorized to be issued pursuant to this Ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty (40) years pursuant to paragraph 4 of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(3)(l) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this Ordinance.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this Ordinance and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this Ordinance shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this Ordinance and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This Ordinance is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this Ordinance with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Ordinance, no moneys are reasonably expected to be received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this Ordinance are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer of the City, with the serial bonds and bond anticipation notes authorized by other bond Ordinances previously or hereafter adopted by the Common Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such Ordinances. All matters regarding the sale of the bonds, including the date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City Comptroller, as Chief Fiscal Officer of the City, is further authorized to sell all or a portion of the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, to the New York State Environmental Facilities Corporation (the "EFC") in the form prescribed in one or more loan and/or grant agreements (the "Agreements") between the City and the EFC; to execute and deliver on behalf of the City one or more Agreements, Project Financing Agreements, and Letters of Intent with the EFC and to accept the definitive terms of one or more Agreements from EFC by executing and delivering one or more Terms Certificates; and to execute such other documents, and take such other actions, as are necessary or appropriate to obtain a loan or loans from the EFC for all or a portion of the costs of the expenditures authorized by this Ordinance, and perform the City's obligations under its Bonds or bond anticipation notes delivered to the EFC, the Project Financing Agreements and the Agreements.

Section 11. Any federal or New York State grant funds obtained by the City for the capital purposes described in Section 1 of this Ordinance shall be applied to pay the principal of and interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this Ordinance, to reduce the maximum amount to be borrowed for such capital purposes.

Section 12. The validity of the Bonds authorized by this Ordinance and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this Ordinance or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 13. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 14. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to file an application with the New York State Comptroller pursuant to Section 124.10 of the Local Finance Law to exclude the proposed indebtedness authorized herein from the constitutional and statutory debt limits of the City.

Section 15. This Ordinance, or a summary of this Ordinance, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 16. This Ordinance is not subject to a mandatory or permissive referendum.

Section 17. The Common Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this Ordinance.

Section 18. This Ordinance shall take effect immediately upon its adoption.

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		

STATE OF NEW YORK)
) SS.:
 COUNTY OF CAYUGA)

I, Charles Mason, Clerk of the City of Auburn, Cayuga County, New York (the “City”), DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Council of the City (the “City Council”) held on the 15th day of March, 2018, including the Ordinance contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full City Council consists of five (5) members; that four (4) members of the City Council were present at such meeting; and that four (4) of such members voted in favor of the above Ordinance.

I FURTHER CERTIFY that (i) all members of the City Council had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 16th day of March, 2018.

 Charles Mason, Clerk
 City of Auburn, Cayuga County, New York

C. Local Laws - None

D. Resolutions –

COUNCIL RESOLUTION #43 of 2018

APPROVING FREEDOM RECREATIONAL SERVICES TO USE THE FACILITIES AT CASEY PARK FOR FREEDOM CAMP 2018

By Councilor Carabajal

March 15, 2018

WHEREAS, for the past 37 years Freedom Recreational Services has provided the Freedom Camp summer program for developmentally disabled and handicapped individuals at the Casey Park Recreational Facility; and

WHEREAS, Freedom Camp has successfully provided an opportunity for young people to enjoy recreational programs during the summer months; and

WHEREAS, for the summer of 2018, Freedom Recreational Services is requesting the use of Casey Park Recreational Facility from July 2nd through August 3rd during the program times from 8:00 a.m. to 3:00 p.m., and that all fees associated with this use be waived; and

WHEREAS, Freedom Recreational Services will provide requisite insurance coverage to the City and coordinate its activities with the City Administration and the Department of Public Works Parks Department; and

WHEREAS, the City Council must approve the requested use of the Casey Park Facility and a waiver the fees for the same.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby grant permission to Freedom Recreational Services to conduct Freedom Camp at the Casey Park Recreational Facility for the purpose of providing a summer program to children with special needs, from July 2, 2018, through August 3, 2018; and

BE IT FURTHER RESOLVED, that any and all fees imposed for the use of Casey Park Recreational Facility by Freedom Recreational Services for Freedom Camp are hereby waived.

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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**COUNCIL RESOLUTION #44 OF 2018
AUTHORIZING A PUBLIC HEARING FOR THE
2017-2018 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN
AMENDMENTS**

By Councilor Cuddy

March 15, 2018

WHEREAS, the Office of Planning and Economic Development is preparing the Proposed 2017-2018 Action Plan Amendments for the use of the Community Development Block Grant (CDBG) Funds; and

WHEREAS, the proposed 2017-2018 Action Plan Amendments are based upon public comments received throughout the year, analysis of Census data, and local needs assessments; and

WHEREAS, pursuant to the City of Auburn CDBG Citizen Participation Plan, any substantial change to an Annual Action Plan must include an amendment to the Action Plan and offer the public the opportunity to comment on the amended priorities, goals, objectives, and use of the CDBG funds that are being proposed.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Auburn, New York, that it does hereby authorize that a Public Hearing be held before the City Council of the City of Auburn, New York, on the 22nd day of March 2018 at 6:00 pm at City Council Chambers, 1st floor, Memorial City Hall, Auburn, New York concerning the 2017-2018 Community Development Block Grant Action Plan Amendments; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to advertise this resolution in the official newspaper of the City of Auburn in accordance with the governing State and local requirements.

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		

**AWARD RESOLUTION #45 OF 2018
AWARDING A BID FOR THE 2018 LANDFILL #2 STAGE III PARTIAL CLOSURE**

By Councilor Carabajal

March 15, 2018

WHEREAS, during October and November 2017, preparations were successfully completed in preparation for final partial closure of Landfill No.2; and

WHEREAS, this area is now ready for final closure in accordance with the DEC approved Site Work Plan and Implementation Schedule submitted on June 16, 2017, and

WHEREAS, on February 2, 2018, the City advertised for competitive bids; and

WHEREAS, on March 2, 2018, bids were opened for the 2018 Landfill No.2 Stage III Partial Closure and the following bids were received:

- | | |
|--|----------------|
| 1. Gorick Construction Company, Inc.
27 track Drive
Binghamton, New York 13904 | \$1,686,000.00 |
| 2. Zoladz Construction Company, Inc.
13600 Railroad Street, PO Box 157
Alden, New York 14004 | \$1,731,000.00 |
| 3. The Environmental Service Group (NY), Inc.
5835 Route 5
Herkimer, New York 13350 | \$1,746,500.00 |
| 4. Marcy Excavation Services, LLC
5835 Route 5
Herkimer, New York 13350 | \$1,787,115.00 |

; and

WHEREAS, it is necessary that the Auburn City Council award the 2018 Landfill No.2 Stage III Partial Closure to the lowest responsible bidder, Gorick Construction Company, Inc. of Binghamton, New York, which has submitted the low bid of \$1,686,000, and

WHEREAS, it is necessary to reallocate post-closure costs to the closure cost account to ensure sufficient funding, and

WHEREAS, the reallocation of funding does not increase the overall Solid Waste budget.

NOW, THEREFORE BE IT RESOLVED that the Auburn City Council does hereby award the contract for the 2018 Landfill No.2 Stage III Partial Closure to Gorick Construction Company of Binghamton, New York, the lowest responsible bidder in the amount of \$1,686,000; and

BE IT FURTHER RESOLVED that the cost of this award shall be charged to the Landfill Closure Account (AL8167.551) and funded through use of fund balance.

Seconded by Giannettino

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

APPOINTMENT RESOLUTION #46 OF 2018

**APPOINTING MEMBERS TO THE PUBLIC ART COMMISSION
OF THE CITY OF AUBURN**

By Councilor Carabajal

March 15, 2018

WHEREAS, the Public Art Commission was originally established by Ordinance #5 of 2017, and said Ordinance set forth the legislative intent, purpose, powers and membership of the Commission; and

WHEREAS, the members of the Public Art Commission are appointed by the Mayor of the City of Auburn with the approval of the majority of the City Council; and

WHEREAS, the Mayor and City Council are desirous of appointing the following individuals to their positions for a term of two (2) years effective immediately and terminating December 31, 2019:

- Tom Hussey, representing professional artists;
- Lynn Stillman, representing a citizen knowledgeable in the field of Public Arts, education or community affairs; and

WHEREAS, the Mayor and City Council are desirous of appointing the following individuals to their positions for a term of three (3) years effective immediately and terminating December 31, 2020:

- Devon Roblee, representing professional artists;
- Sue Waby, representing a citizen knowledge in the real estate and development community; and

WHEREAS, the Mayor and City Council are desirous of appointing the following individual to the position for a term of four (4) years effective immediately and terminating December 31, 2021:

- Steve Gamba, an at large commission member.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn that Tom Hussey, Lynn Stillman, Devon Roblee, Sue Waby and Steve Gamba be appointed as members of the Public Art Commission, and that they are appointed for terms as outlined herein.

Seconded By Councilor Cuddy

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

AGREEMENT RESOLUTION #47 OF 2018

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) FOR THE CLEAN ENERGY COMMUNITIES PROGRAM

By Councilor Carabajal

March 15, 2018

WHEREAS, the City of Auburn was awarded Clean Energy Communities Designation through the New York State Energy Research and Development Authority (NYSERDA) by completing four required High Impact Action Items, including Benchmarking, Solarize, Unified Solar Permit and Clean Fleets; and

WHEREAS, the City of Auburn submitted an application to the NYSERDA Clean Energy Communities Program for a portion of the costs to install a closed loop geothermal system at the Equal Rights Heritage Center; and

WHEREAS, on February 14, 2018, the City of Auburn received notice of a Clean Energy Communities Program grant award in the amount of \$50,000; and

WHEREAS, upon receiving the Grant Agreement for the Clean Energy Communities Program, 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 program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK:

1. The City Council does hereby authorize and the Mayor to sign the Grant Agreement with the New York State Energy Research and Development Authority (NYSERDA) to complete the objectives of the Clean Energy Communities Program, and all related documents necessary to further the objectives of the program; and
2. The City Council does hereby authorize the City Comptroller’s Office to recognize grant revenue and appropriate funding into the correct departmental budget.

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		

COUNCIL RESOLUTION #48 of 2018

AUTHORIZING A TRADE-IN OF SURPLUS PROPERTY WITH CAYUGA COUNTY PURSUANT TO THE 2018 CITY OF AUBURN PROCUREMENT AND SUPLUS POLICY

By Councilor Giannettino

March 15, 2018

WHEREAS, The City of Auburn owns a 2001 Ford F-350 pick-up chassis with a rescue body, VIN # 1FDSX35F21EC24406, valued between \$7,000 and \$9,000 according to Kelly Blue Book, which was utilized and maintained by the City of Auburn Fire Department; and

WHEREAS, this City truck has been phased out of City of Auburn Fire Department operations and has been determined to be surplus property; and

WHEREAS, County of Cayuga owns and operates a 2003 Haulmark 8 foot x 20 foot enclosed dual axle trailer, VIN # 16HGB20203P032715, valued at approximately of \$5,000, and a 1998 Cargo Mate 5 foot x 8 foot enclosed single axle trailer, VIN # 4X4TSE218WB010714, valued at approximately \$3,500, and both trailers are utilized and maintained by the Cayuga County Office of Emergency Services; and

WHEREAS, the Cayuga County trailers have been upgraded and or replaced and are no longer in use for their prior missions and are surplus equipment for Cayuga County; and

WHEREAS, the City of Auburn and City of Auburn Fire Department and the County of Cayuga and Cayuga County Office of Emergency Services can mutually benefit from the trade of surplus equipment.

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Auburn hereby:

- 1) Determines that the trade-in of the City-owned truck identified herein for the Cayuga County trailers identified herein, is an equitable and fair trade, and approves the trade-in in accordance with the 2018 City of Auburn Procurement and Surplus Policy; and
- 2) Authorizes the Mayor or other named representative to sign any and all license, title, and registration documentation applicable to relinquish ownership of, in “as is” condition, the 2001 Ford F-350 pickup truck chassis with rescue body identified herein from the City of Auburn; and
- 3) Authorizes the Mayor or named representative to execute any necessary agreement and sign any and all license, title, and registration documentation applicable to accept ownership of the County trailers identified herein, in “as is” condition, to the City of Auburn.

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		

COUNCIL RESOLUTION #49 OF 2018

SUPPORTING THE ENACTMENT OF “RED FLAG”, “EXTREME RISK PROTECTION ORDER” LEGISLATION ALLOWING LOCAL POLICE AUTHORITIES TO SEIZE FIREARMS FROM INDIVIDUALS POSING RISK OF IMMINENT HARM TO SELF OR OTHERS.

By Councilor Giannettino

March 15, 2018

WHEREAS, The City of Auburn is a community that values all life and believes its residents are its most precious asset; and

WHEREAS, the City of Auburn is concerned that our Law Enforcement officials may not have all the necessary tools available to protect all life and to prevent gun violence; and

WHEREAS, current State and Federal Laws are mainly focused on preventing those individuals adjudicated as mentally defective from purchasing and possessing firearms; and

WHEREAS, a loop hole exists for individuals who have yet to be adjudicated as mentally defective, but who may already own and possess firearms, as well as for individuals displaying “red flags” or warning signs of potentially violent behavior; and

WHEREAS, according to a nationwide study entitled, “Every Town for Gun Safety, Mass Shootings in the United States: 2009-2016,” it was discovered that in 42% of shooting incidents, evidence has shown that the perpetrator displayed warning signs beforehand; and

WHEREAS, it is also a known fact that often times family members and law enforcement are the first to see warning signs or “red flags” from individuals in crisis who may pose a threat to themselves or others; and

WHEREAS, legislation that permits family members and law enforcement to seek court orders, which would allow guns to be removed from individuals in crisis prior to an attempt to harm themselves or others is a common sense approach and it is a necessary step to increasing an individual and a societal safety net; and

WHEREAS, individual rights and due process are necessary components to this requested legislation and provide that in situations where an individual has their firearms seized because they are believed dangerous and displaying “red flag” indicators, this same individual will be afforded the opportunity to be heard and respond to the evidence presented against them.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, New York, that it hereby supports and urges our State and Federally elected officials to pass what is commonly known in other enacted states as “Red Flag” legislation; and

BE IT FURTHER RESOLVED, that the City Clerk is directed to forward certified copies of this resolution to Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman John Katko, Governor Cuomo, Senator DeFrancisco, Senator Pamela Helming and Assemblyman Finch.

Seconded by Councilor Cuddy

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

FINANCIAL RESOLUTION #50 OF 2018

AUTHORIZING VARIOUS OPERATING AND CAPITAL BUDGET TRANSFERS

By Councilor Giannettino

March 15, 2018

WHEREAS, the City of Auburn has performed a mid-year review of the operating and capital budget accounts and needs authorization to transfer funds between accounts to cover expenditures for the rest of the fiscal 2017-18 year as outlined in attachment A; and,

WHEREAS, there is no use of fund balance requested.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK:

1. That the Auburn City Council does hereby authorize the transfers in Attachment A for the 2017-18 fiscal year; and,
2. That this resolution shall take effect immediately upon its adoption.

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		

**AWARD RESOLUTION #51 OF 2018
AWARDING A BID FOR THE AUBURN POLICE DEPARTMENT CUPOLA
IMPROVEMENTS PROJECT**

By Councilor Giannettino

March 15, 2018

WHEREAS, the Auburn City Council authorized Bond Ordinance #6 of 2014 in the amount of \$785,000 in serial bonds to finance the cost of building improvements for public facilities; and

WHEREAS, the Auburn Police Department has identified a need for building improvements to the existing cupola located at 23 Market Street; and

WHEREAS, the Cupola Improvements Project would entail the replacement of rotted sections of the cupola, painting of the cupola and gable ends, and replacement of attic windows; and

WHEREAS, on February 20, 2018, bids were opened for the Auburn Police Department Cupola Improvements Project and the following bids were received:

1. James & Son Construction Co., Inc.
2460 Winding Way
Skaneateles, NY 13152
Total Bid \$ 112,000.00

2. Bouley Associates, Inc.
265 Genesee Street
Auburn, New York 13021
Total Bid \$ 244,000.00
; and

WHEREAS, it is necessary that the Auburn City Council award the Auburn Police Department Cupola Improvements Project to the lowest responsible bidder, namely James & Son Construction Co., Inc. which had submitted the low bid of \$ 112,000.00.

NOW, THEREFORE BE IT RESOLVED that the Auburn City Council does hereby award the contract for the Auburn Police Department Cupola Improvements Project to James & Son Construction Co., Inc., the lowest responsible bidder in the amount of \$ 112,000.00; and

BE IT FURTHER RESOLVED that the cost of the Resolution in the amount of \$ 112,000.00 is to be charged to the City Building and Grounds Improvement Capital Account # HA 1620 440 HI; and

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 Cuddy

	Ayes	Noes	Excused
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 Giannettino discussed the City snow removal policy.

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 7:02 p.m.

Minutes submitted to the City Council on April 5, 2018 by:

Charles Mason
City Clerk

On April 5, 2018 a motion to approve the minutes of the March 15, 2018 Auburn, NY City Council meeting was made by Councilor Giannettino, seconded by Councilor McCormick.

Auburn City Council Minutes March 15, 2018

	Ayes	Noes
Councilor McCormick	X	
Councilor Giannettino	X	
Councilor Cuddy	X	
Councilor Carabajal	X	
Mayor Quill	Present	
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 15th day of March, 2018 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: April 6, 2018