

**Auburn City Council
Regular Meeting
Thursday, July 12, 2018 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. Mayor Quill and Councilors McCormick, Giannettino, Cuddy and Carabajal 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
- City Comptroller, Shawn Butler
- Police Chief, Shawn Butler
- Superintendent of Engineering, William Lupien
- Fire Chief, Joe Morabito

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 –

WHEREAS, St. Mary's will celebrate the 150th year of the founding of its Parish on August 15, 2018; and

WHEREAS, the Reverend Bishop Bernard J. McQuaid, who was the first Bishop of the Diocese of Rochester, as one of his first official acts, on August 15, 1868, established St. Mary of the Assumption Parish in Auburn, New York, in honor of the feast of that day; and

WHEREAS, Reverend Thomas A. Maher, the first pastor of St. Mary's Parish, purchased property at the corner of Clark & Green Streets where he erected a temporary wooden structure as the first church building, & thereafter, the second pastor, Reverend Miles Loughlin purchased additional adjacent property in order to construct a stone church structure beginning in 1870 & he also purchased additional property at 11-13 Clark Street for the building of a school; and

WHEREAS, the Church was dedicated by Bishop McQuaid on April 29, 1877, as an excellent

example of modified Gothic architecture, & it was noted that the cost of the building was in the amount of \$79,350.00;

WHEREAS, each succeeding pastor accomplished significant improvements for the Church & school:

Appointed September 9, 1887, the third pastor, Rev. William Mulheron provided new furnishings for the church & school.

Rev. William Payne, the fourth pastor, in 1913, began the movement to install bells in the church tower.

Rev. John J. McGrath finalized that task by having the bells installed & rung for the first time on October 3, 1926.

Rev. William E. Cowen, the sixth pastor, an Auburn native, was baptized in St. Mary's Church at 10 years of age & was a graduate of St. Mary's School in the class of 1892. He added the Green Street entrance to the church. He was appointed a Monsignor by Pope Pius the XII & was an active leader in the civic life of Auburn.

Right Reverend Monsignor James D. Cuffney, the seventh pastor, established a new school at 17 Clymer Street in 1960, oversaw the renovation of the church in 1965 & after his retirement, remained in Auburn & served the needs of the parish until his passing in 1988.

Rev. Edward Zimmer, the eighth pastor, witnessed the decline of the number of priests in the Diocese, then establishing a pastoral staff of lay people & spent many long hours reconciling the ecumenical spirit of the Auburn community & especially enjoyed ministering to the children of the parish; and

WHEREAS, the ninth pastor, Rev. Robert Schrader, began his service as pastor in 1992, & thereafter began a substantial renovation & restoration of the church & basement, then named Lyceum Hall, which was completed in April of 1997. The Parish Council honored Father Schrader by re-naming Lyceum Hall, Father Schrader Hall for his accomplishments. Father Schrader was instrumental in establishing the Pasta Suppers each month at Schrader Hall which is a popular community event which financially benefits the parish; and

WHEREAS, tenth & current pastor, Rev. Frank E. Lioi, came to the parish in 2004, with a wealth of liturgical & pastoral experience. He served on the faculty & administration of St. Bernard's Seminary, & as the Vice Rector of the American College of Louvain in Belgium. One of his first acts was to preside over the celebration of the Alumni Reunion (1921-1960) of the Clark Street "Gray School". He also administered the acquisition & establishment of the parking lot to the west of the Church, the installation of air conditioning in the church, the sale of the Clymer Street School to Tyburn Academy & additional renovations to Schrader Hall. Father Lioi has established a welcome venue at the church for concerts & cultural events with performances by renowned musical & choral groups. He also was instrumental in the restoration of the 1892 Brackhoff Pipe Organ which has been utilized extensively for church functions to the present day.

NOW THEREFORE, I, Michael D. Quill, Mayor of the City of Auburn, on behalf of the City Council, do hereby congratulate St Mary's Church in the event of their 150th Anniversary, by proclaiming August 15, 2018 as

St Mary's Church Day

in the City of Auburn, & urge the Citizens of Auburn to share with them in all related celebratory festivities.

In witness whereof I have hereunto set my hand and caused the seal of the City of Auburn to be

affixed this Twelfth day of July 2018.

Michael D. Quill, Mayor
City of Auburn, New York

Mayor Quill made a presentation of the proclamation to Father Frank E. Lioi and several parishoners of St. Mary's church. Father Lioi spoke to address the Mayor and Council.

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.

Alicia Procino of Wilbur Avenue spoke to remind City residents to support food pantries in the summer months.

7. Approval of Meeting Minutes - none

June 28, 2018 Council Meeting Minutes

Motion to approve the June 7, 2018 minutes by Councilor Giannettino, seconded by Councilor Cuddy. Motion to approve carried 5-0.

8. Reports of City Officials

A. City Manager's Report

- We are going to work on providing more information from the Owasco Lake Watershed Management Council in the monthly activity reports. We are also planning on having the Council do an in-person presentation to Council every third or fourth month if this Council agrees to that arrangement.
- There will be a public information meeting related to the replacement of the State St (NYS Rte 38) Bridge near Curley's. The meeting is scheduled for Tuesday July 24, 2018 from 4-6pm at Memorial City Hall in Council Chambers.
- The construction work on the North Division St. Bridge will begin at the end of July or possibly early August. As we get closer we will continue to communicate detour information and project progress. It is hoped that a significant amount of work will be able to be completed with the extremely low water levels.
- Clean up crew progress and problem property updates by Jenny Haines and Nate Garland
- Work in the CCOB parking lot is expected to start on July 23rd. We are scheduling a meeting with neighbors to go over the timeline and arrange access and parking plans for various stages of the construction period.
- There are still bids being accepted for the Casey Park Ice Rink Chiller (due July 13), the CDBG sidewalk program (due July 24), and the Road Program (due July 24).
- Tonight you have two Bond Resolutions before you for your consideration. One is for the construction cost of the new North Division St. Bridge - although the cost of the replacement is nearly fully covered by state and federal funds the bond will allow the city to maintain proper cash flow throughout the project. The second is a bond for upgrades to Falcon Park. This bond approval is essentially just reserving our access to funding if we are able to craft a mutually agreeable

contract with Cayuga Community College. Brian Durant the President of CCC is here tonight and we will be happy to discuss the proposed project either now or once the bond comes up.

B. Reports from members of Council –

9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR)

B. Ordinances

First Reading of Bond Ordinance #6 of 2018 by the City Clerk. This bond ordinance will be scheduled for Council consideration at the July 19, 2018 City Council meeting.

BOND ORDINANCE #6 OF 2018

BOND ORDINANCE OF THE CITY OF AUBURN, CAYUGA COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF \$5,735,000 SERIAL BONDS TO FINANCE THE COST OF THE NORTH DIVISION STREET BRIDGE PROJECT

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

Section 1. The City of Auburn, New York (the “City”) is hereby authorized to undertake the reconstruction of the North Division Street Bridge including, but not limited to, roads, sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, and water and sewer improvements required in connection therewith at an estimated maximum cost of \$5,735,000 and to issue an aggregate \$5,735,000 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 \$5,375,000, said amount is hereby appropriated therefor and the plan for financing thereof shall consist of the issuance of \$5,735,000 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 10 of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d) 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 City 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 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, with the serial bonds and bond anticipation notes authorized by other bond Ordinances previously or hereafter adopted by the City 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 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 City Comptroller, the Chief Fiscal Officer of the City.

Section 10. 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. The City Comptroller, as Chief Fiscal Officer, is hereby authorized to determine the application of any such federal or New York State grant funds for any one or more of the foregoing purposes.

Section 11. 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 12. 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 United States Securities and Exchange Commission Rule 15c2-12.

Section 13. 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 14. This Ordinance is not subject to a mandatory or permissive referendum.

Section 15. The City 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 17. This Ordinance shall take effect immediately upon its adoption.

Seconded by Councilor _____

First Reading of Bond Ordinance #7 of 2018 by the City Clerk. This bond ordinance will be scheduled for Council consideration at the July 19, 2018 City Council meeting.

BOND ORDINANCE #7 OF 2018

BOND ORDINANCE OF THE CITY OF AUBURN, CAYUGA COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF \$3,000,000 SERIAL BONDS TO FINANCE THE COST OF THE RENOVATION AND RECONSTRUCTION OF FALCON PARK

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

Section 1. The City of Auburn, New York (the “City”) is hereby authorized to undertake the renovation and reconstruction of Falcon Park into a multi-purpose athletic complex, including, but not limited to, the construction and/or renovation of athletic fields, installation of a synthetic turf field, modification of facilities to support year round usage and intercollegiate athletics, refurbishment of mechanical, electrical and plumbing systems, grading or improvement of the site and acquisition of original furnishings, equipment, machinery and apparatus required for purposes for which such facilities and improvements are to be used at an estimated maximum cost of \$3,000,000 and to issue an aggregate \$3,000,000 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 \$3,000,000, said amount is hereby appropriated therefor and the plan for financing thereof shall consist of the issuance of \$3,000,000 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 fifteen (15) years pursuant to paragraph 19(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d) 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 City 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 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, with the serial bonds and bond anticipation notes authorized by other bond Ordinances previously or hereafter adopted by the City 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 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 City Comptroller, the Chief Fiscal Officer of the City.

Section 10. 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. The City Comptroller, as Chief Fiscal Officer, is hereby authorized to determine the application of any such federal or New York State grant funds for any one or more of the foregoing purposes.

Section 11. 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 12. 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 United States Securities and Exchange Commission Rule 15c2-12.

Section 13. 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 14. This Ordinance is not subject to a mandatory or permissive referendum.

Section 15. The City 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 17. This Ordinance shall take effect immediately upon its adoption.

Seconded by Councilor _____

C. Local Laws – None

D. Resolutions

E. Staff/Vendor Presentations –

Code Enforcement Presentation on Cleaning Up City Properties - Code Enforcement and Corporation Counsel Staff. Assistant Corporation Counsel Nate Garland and Code Enforcement Officer Brian Hicks reported on the new Neighborhood Code Enforcement initiative that is cleaning up vacant and abandoned housing that are not following City Code. The owners of the properties are then billed for the City services. The following list of the properties in the program was provided (see attached document).

F. Tabled Items – None

10. Other Business

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:29 p.m.

Minutes submitted to the City Council on July 26, 2018 by:

Charles Mason
City Clerk

On July 26, 2018 a motion to approve the minutes of the July 12, 2018 Auburn, NY City Council meeting was made by Councilor Cuddy, 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 12th day of July, 2018 and that the City Council approved such by the vote listed above.

Charles Mason, City Clerk Date: July 27, 2018