

**Auburn City Council
Regular Meeting
Thursday, November 5, 2020 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.

ROLL CALL – The City Clerk called the roll. Councilor Deb McCormick, Councilor Jimmy Giannettino, Councilor Terry Cuddy and Councilor Tim Locastro and Mayor Quill were all present.

The following City Staff was present for the meeting:

- City Manager, Jeff Dygert
- Corporation Counsel, Stacy DeForrest
- City Clerk, Chuck Mason
- Comptroller, Rachel Jacobs
- Police Chief, Shawn Butler
- Fire Chief, Mark Fritz
- Assistant to the Mayor and Council, Rhonda Miller

Pledge of Allegiance to the Flag – Mayor Quill led the Pledge of Allegiance.

Moment of Silent Prayer or Reflection – Mayor Quill asked for a moment of silent prayer.

Public Announcements –

The City of Auburn is looking for community input on distributing federal Community Development Block Grant funds to help low to moderate income city residents and areas. The public is invited to participate in the following public meetings to share your thoughts and ideas for the upcoming 2021-2022 CDBG Annual Action Plan. A little bit of your time will influence our community for a lifetime.

A PUBLIC MEETING will be held on NOVEMBER 18, 2020 at 6:30 P.M.

This public meeting will be held in the gymnasium of the Booker T. Washington Center, 23 Chapman Avenue, Auburn, NY 13021. Please wear a mask and follow social distancing while in attendance.

For more information please contact:

the Office of Planning & Economic Development, 24 South Street, Auburn, NY 13021

Phone: 315-255-4115

E-Mail: rjensen@auburnny.gov

Ceremonial Presentations

WHEREAS, on Veterans Day, we pay tribute to the service and sacrifice of the men and women who in defense of our freedom have bravely worn the uniform of the United States; and

WHEREAS, from the fields and forests of war-torn Europe to the jungles of Southeast Asia, from the deserts of Iraq to the mountains of Afghanistan, brave patriots have protected our Nation's ideals, rescued millions from tyranny, and helped spread freedom around the globe; and

WHEREAS, our country is forever indebted to our veterans for their quiet courage and exemplary service; and also remember and honor those who laid down their lives in freedom's defense making the ultimate sacrifice for our benefit; and

WHEREAS, on Veterans Day we remember these heroes for their valor, their loyalty and their dedication; and their selfless sacrifices continue to inspire us today as we work to advance peace and extend freedom around the world; and

WHEREAS, with respect for, and in recognition of the contributions our service members have made to the cause of peace and freedom around the world, U.S. Congress has provided that November 11th of each year shall be set aside as a legal public holiday to honor our Nation's Veterans.

NOW THEREFORE, I, Michael D. Quill, Mayor of the City of Auburn, New York, do hereby proclaim **November 11, 2020** as

VETERANS DAY

in the City of Auburn, and encourage all Americans to recognize the bravery and sacrifice of our veterans through ceremonies and prayer.

In witness whereof I have hereunto set my hand and caused the seal of the City of Auburn to be affixed this Fifth day of November 2020.

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

Mayor Quill made a special presentation of a Key to the City to Finn Bell. Mr. Bell saved his money and donated to the City to put towards the decorating of the City Christmas Tree. The mayor also invited Mr. Bell to return later in the month to assist with the Tree Lighting ceremony.

PUBLIC TO BE HEARD – Mayor Quill opened the Public to be Heard portion of the Council meeting and the Clerk read the Public to be Heard rules. No speakers.

Approval of Meeting Minutes

- October 15, 2020 Council Meeting Minutes
Motion to approve the October 15, 2020 minutes by Councilor McCormick, seconded by Councilor Locastro. Motion to approve carried 5-0.
- October 23, 2020 Council Meeting Minutes
Motion to approve the October 15, 2020 minutes by Councilor McCormick, seconded by Councilor Cuddy. Motion to approve carried 5-0.

Reports of City Officials

A. City Manager's Report

- Our most recent water quality tests showed no detectable microcystin in the raw or finished water. The Powder Activated Carbon PAC system has been shut down for the season with the approval the Cayuga County Health Department.
- The City of Auburn is currently accepting bids for Bradford St. Park Improvements. Bids are due back Nov. 5, 2020 and further information is available on the city webpage under the tab "Bids/RFPs".
- The City of Auburn is currently accepting bids for Backflow Management Software. Bids are due back Nov. 30, 2020 and further information is available on the city webpage under the tab "Bids/RFPs".
- The City of Auburn is currently accepting bids for the South St Corridor Enhancement Project. Bids are due back Dec. 1, 2020 and further information is available on the city webpage under the tab "Bids/RFPs".
- The State St. Bridge Reconstruction Project is progressing well and is on-schedule. The concrete deck surface has been poured and new approaches are being installed this week and next. The bridge should reopen to traffic by the end of December.
- The Parking Garage Repair Project, the result of a fire in May of 2019, is progressing well. The damaged section has been removed, new steel and tension cables have been installed, and concrete was poured last Friday Oct. 30.
- Work on the new Public Safety Building site is progressing well and the move in date for the summer of 2021 is currently achievable.
- With the increase in positive Covid-19 cases in Cayuga county, our weekly coordination calls with the County Health Department have increased to twice each week.
- Discussed COVID-19 impact on City operations.

B. Reports from members of Council – none

Matters to Come Before Council

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

B. Ordinances – none

C. Local Laws – none

D. Resolutions

AGREEMENT RESOLUTION #105 OF 2020

**AUTHORIZING AN AGREEMENT WITH BLACK DOT INC. ON BEHALF OF AT&T
CONCERNING THE OSBORNE STREET RADIO TOWER**

By Councilor Cuddy

November 5, 2020

WHEREAS, the City of Auburn owns and maintains a radio tower located at 86 Osborne Street (the “Osborne Tower”) upon which telecommunications equipment is located to facilitate the transmission of signals required by both public and private entities; and

WHEREAS, on June 6, 2000, the City and Cellular One entered into a lease agreement, which permitted telecommunication equipment to be located on the Osborne Tower; and

WHEREAS, on November 1, 2007, after AT&T acquired Cellular One’s interests, the original lease agreement was renegotiated and amended with AT&T standing in the place of Cellular One and allowing for automatic renewals for up to 25 years; and

WHEREAS, AT&T has since exercised its contractual right to terminate the existing lease agreement and has requested a new, renegotiated agreement; and

WHEREAS, AT&T hired Black Dot, Inc. to act as its agent in this renegotiation; and

WHEREAS, Black Dot, Inc. and City staff have reached a mutually-agreeable resolution as outlined in the attached proposed Stipulation of Settlement; and

WHEREAS, City staff now recommends adoption of the proposed lease agreement, which is attached hereto and incorporated herein, since it provides contractual certainty and the assurance that an important service will continue without interruption

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby approve an agreement between the City of Auburn and Black Dot, Inc., on behalf of AT&T, pursuant to the terms of the agreement between the parties, which is attached hereto and incorporated herein; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign the agreement on behalf of the City, together with any and all documents necessary to carry out this resolution.

Seconded by Councilor McCormick

| | Ayes | Noes | Excused |
|-----------------------|------|------|---------|
| Councilor McCormick | X | | |
| Councilor Giannettino | X | | |
| Councilor Cuddy | X | | |
| Councilor Locastro | X | | |
| Mayor Quill | X | | |
| Carried and Adopted | X | | |

FINANCIAL RESOLUTION #106 OF 2020

**AMENDING THE 2020-2021 CITY OF AUBURN
CONSOLIDATED FEE SCHEDULE, LANDFILL FEES**

By Councilor Cuddy

November 5, 2020

WHEREAS, the Auburn City Council annually adopts a Consolidated Fee Schedule in June of each year; and

WHEREAS, the City Manager and Department Heads have reviewed the Consolidated Fee Schedule and have determined that amendments are needed; and

WHEREAS, the City of Auburn is in the process of final closure for the landfill and all waste will now be processed at the transfer station; and

WHEREAS, the section of the Consolidated Fee Schedule named Landfill Fees needs to be renamed Transfer Station Fees; and

WHEREAS, Property Owner Decals and Non-Resident Day passes need to be deleted and Non-Resident Decals need to be changed from \$60/twelve months to \$120/twelve months and the gate rate tipping fee for using the transfer station for Non-Residents needs to be changed from \$72/ton and \$3.60 minimum to \$100/ton and a \$5.00 minimum; and

WHEREAS, the amended Transfer Station Consolidated Fee Schedule attached hereto and incorporated herein is proposed for adoption for the 2020-2021 fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby adopt the amended Consolidated Fee Schedule attached hereto for the fiscal year 2020-2021.

Seconded by Councilor Giannettino

| | Ayes | Noes | Excused |
|-----------------------|------|------|---------|
| Councilor McCormick | X | | |
| Councilor Giannettino | X | | |
| Councilor Cuddy | X | | |
| Councilor Locastro | X | | |
| Mayor Quill | X | | |
| Carried and Adopted | X | | |

AGREEMENT RESOLUTION #107 OF 2020

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT

FOR THE FINAL LANDFILL CLOSURE

By Councilor Giannettino

November 5, 2020

WHEREAS, in accordance with the City of Auburn procurement policy, the City of Auburn issued a Request for Proposals (“RFP”) to solicit professional engineering service firms, which would provide engineering related services for the final closure of the City of Auburn landfill; and

WHEREAS, on October 16, 2020 the City of Auburn received proposals from two qualified professional engineering service firms; and

WHEREAS, the City of Auburn's Department of Public Works and Department of Municipal Utilities reviewed and scored the proposals against the criteria outlined in the RFP and the following average scores were as follows

- | | |
|---------------------------------|--------------|
| 1) Barton & Loguidice | Score: 97.5 |
| 2) D&B Engineers and Architects | Score: 88.67 |

; and

WHEREAS, City staff now recommends that the professional service contract necessary for the closure of the Auburn City landfill be awarded to the highest ranking firm, Barton & Loguidice.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby authorize an agreement with Barton & Loguidice for professional engineering services needed for the closure of the City of Auburn landfill; and

BE IT FURTHER RESOLVED that this resolution shall be charged to account AL8167.551, Landfill Closure Accrual; and

BE IT FURTHER RESOLVED that the Mayor, or his authorized designee, be authorized to sign any and all documents associated with this agreement.

Seconded by Councilor McCormick

| | Ayes | Noes | Excused |
|-----------------------|------|------|---------|
| Councilor McCormick | X | | |
| Councilor Giannettino | X | | |
| Councilor Cuddy | X | | |
| Councilor Locastro | X | | |
| Mayor Quill | X | | |
| Carried and Adopted | X | | |

COUNCIL RESOLUTION #108 OF 2020

AUTHORIZING CHANGES TO THE CITY COUNCIL MEETING CALANDAR IN THE MONTHS OF NOVEMBER AND DECEMBER 2020

By Councilor Locastro

November 5, 2020

WHEREAS, the rules and procedures of the Auburn City Council require that the Auburn City Council meet on the first four Thursdays of each month at 5 p.m. to conduct regular business; and

WHEREAS, the month of November 2020 contains four Thursdays and the Council desires to reschedule the fourth Thursday in November, namely November 26, 2020, to Tuesday, November 24, 2020 due to the Thanksgiving Holiday; and

WHEREAS, the month of December 2020 contains five Thursdays and the Council desires to reschedule the fourth Thursday in December, namely December 24, 2020, to Tuesday, December 22, 2020 due to the Christmas Holiday; and

WHEREAS, the month of December 2020 contains five Thursdays and the Council desires to cancel the Council meeting on Thursday, December 31, 2020 due to the New Year's Day Holiday; and

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council hereby reschedules the meetings for the months of November and December 2020 as outlined above and all rescheduled meetings will commence at 5 p.m. and be held at Council Chambers at Memorial City Hall; and

BE IT FURTHER RESOLVED that the City Clerk is hereby requested to notify the public of the changes in the Council meeting calendar as set forth herein.

Seconded by Councilor Cuddy

| | Ayes | Noes | Excused |
|-----------------------|------|------|---------|
| Councilor McCormick | X | | |
| Councilor Giannettino | X | | |
| Councilor Cuddy | X | | |
| Councilor Locastro | X | | |
| Mayor Quill | X | | |
| Carried and Adopted | X | | |

E. Staff Presentations –

TABLED ITEMS - none

OTHER BUSINESS – none

Second Public To Be Heard: Mayor Quill opened the second Public to be Heard portion of the Council meeting and the Clerk read the Public to be Heard rules. No speakers

ADJOURNMENT: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 5:42 p.m..

Minutes submitted by:

Chuck Mason, City Clerk