

**Auburn City Council  
Regular Meeting  
Tuesday, November 24, 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
- Director of Capital Improvement Program, Christina Selvek
- 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** – Holiday Trash Pick-up Schedule announced due to Thanksgiving holiday. The week of Monday, November 23rd is Thanksgiving week and trash and recycling will be picked up one day early in the City of Auburn for residents that have a regular pick-up day between Tuesday and Thursday.

The Thanksgiving Week Schedule is as follows:

- If your pick-up day is usually Tuesday, you will be picked up on Monday, November 23rd
- If your pick-up day is usually Wednesday, you will be picked up on Tuesday, November 24th
- If your pick-up day is usually Thursday, you will be picked up on Wednesday, November 25th
- There will be no pick-up on Thanksgiving Day, Thursday, November 26th
- If your pick-up day is usually Friday there is no change,

you will be picked up on Friday, November 27th

Also there will be no leaf / yard waste pick up on Monday, November 23, 2020 due to the Thanksgiving holiday week.

Complete information about curbside trash and recycling pick-up for the City of Auburn may be found online at: [www.AuburnNY.gov/Streamline](http://www.AuburnNY.gov/Streamline)

## **CEREMONIAL PRESENTATIONS –**

**WHEREAS**, the crime of violence against women and girls

- continues to be the most pervasive human rights violation and a global epidemic
- is due to systemic use of physical, emotional, verbal, sexual, psychological and economic control and/or abuse
- does not know any national nor cultural barriers and affects millions of women and girls of all races and socioeconomic backgrounds, in peacetime and conflict
- violates an individual's privacy, dignity, security, and humanity
- results in serious short-term and long-term physical, sexual and reproductive, and mental health problems, including increased vulnerability to HIV; and

**WHEREAS**, according to UN Women, "As COVID-19 cases continue to strain health services, essential services, such as domestic violence shelters and helplines, have reached capacity, more needs to be done to prioritize addressing violence against women in COVID-19 response and recovery efforts"; and

**WHEREAS**, the World Health Organization estimates that one in three (35%) women worldwide have experienced physical and/or sexual violence; and

**WHEREAS**, according to UNICEF, "around 120 million girls under the age of 20 worldwide (about 1 in 10) have experienced forced intercourse or other forced sexual acts"; and

**WHEREAS**, more than 650 million women alive today were married as children and 12 million girls are married before the age of 18 each year; and

**WHEREAS**, according to the Global Report on Trafficking in Persons by the United Nations Office on Drugs and Crime, "the most common form of human trafficking (79%) is sexual exploitation"; and

**WHEREAS**, more than 200 million girls and women alive today have undergone female genital mutilation in the countries where the practice is concentrated, the World Health Organization estimates; and

**WHEREAS**, Zonta International is a leading global organization of professionals with more than 28,000 members in 62 countries working together to make gender equality a worldwide reality for women and girls and has contributed to help achieve a world free of violence against women and girls for more than 100 years; and,

**WHEREAS**, during the 16 Days of Activism, 25 November-10 December, the Zonta Club of Auburn - along with all Zonta clubs - is encouraged to take part in the Zonta Says NO to Violence Against Women campaign and to take local, national and international actions to influence the making and implementation of laws, as well as changing gender-based attitudes and behaviors to end violence against women.

**NOW THEREFORE**, I, Michael D. Quill, Mayor of the City of Auburn, New York, on behalf of the City Council and the Citizens of Auburn, do hereby proclaim November 25, 2020 as

### **Zonta Says NO to Violence Against Women Day**

in Auburn, NY and encourage all residents to prevent gender-based violence by educating the community on its harm, to advocate for survivors of gender-based violence and to act in service on their behalf.

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

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

**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 - none**

**Reports of City Officials**

**A. City Manager's Report**

- 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 Parking Garage Repair Project, the result of a fire in May of 2019, is progressing well. The second large section of concrete was poured today.
- Work on the new State Street Bridge is progressing well. The new curbing has been installed and the approaches have been paved. The bridge is anticipated to reopen near the end of the year.
- The city continues to work collaboratively with Cayuga County to address NYS Executive Order 203 that requires all municipalities to engage in community discussion of their police forces and create a plan to address a number of topics. We are fortunate to have a very proactive Police Department and Sheriff's Department that have been collaborating for years to engage the community and provide services based upon our local need. We have established a group of community leaders that represent a variety of organizations with varying perspectives. This group met today to begin the next phase of discussions that will inform the project. In the future there will also be public meetings to share information and thoughts. Both APD and the CCSD have posted on-line surveys where the public can participate as well. These survey links can be found on the City of Auburn, APD, and CCSD webpages and social media platforms. As this project progresses, meetings will be recorded and will be viewable, along with related documents through a link on the city of Auburn webpage.
- We'd like to remind the community to consider shopping locally as the holidays approach. Supporting local businesses is especially important this year as many have struggled through the Covid-19 crisis. Please remember that all businesses are subject to state imposed regulations and your cooperation by masking up helps protect those businesses from avoidable stress and penalties.
- I'd like to remind the public that we are encouraging everyone to limit their visits to City Hall and utilize the variety of methods available such as paying by mail in check, online bill pay, etc. rather than visiting in person.

**B. Reports from members of Council – none**

**Matters to Come Before Council**

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

**B. Ordinances – first reading Bond Ordinance #7 of 2020**

Background Memo from Christina Selvek, Director of Capital Projects and Grants:

On September 3, 2020 the City of Auburn City Council authorized Supplemental Agreement #2 with NYS Department of Transportation to proceed with the bidding, construction, and inspection phases for the South Street Corridor Enhancement Project PIN#395054. This project is a Locally Administered Federal Aid Project (LAFAP) that is awarded \$4,735,200 in federal grant funding assistance for the construction and inspection project phases. The City is also eligible for NYS Marchiselli funding assistance up to \$555,000 (subject to NYS annual budget). The City has also received \$500,000 in additional federal grant funding assistance through the Northern Border Regional Commission towards the upgrade and replacement of the South Street water main from the intersection of Metcalf/ Clymer south to the Town of Fleming. C&S Companies' engineer estimate for construction and inspection costs are \$6,575,000. The current balance of project funds that would be the City's responsible local share is: Project Cost (\$6,575,000) - Grants (\$5,790,200) = \$784,800

The project is currently out for competitive bidding with construction bids due to the City on Tuesday December 1, 2020.

Fiscal Implications: Authorization of this Bond Ordinance would increase debt to the General and Water Funds in the following estimated amounts:

- General Fund: \$409,800
- Water Fund: \$375,000

If there are any comments or questions regarding the proposed project scope and design, please reach out to the City Engineering Department. Any questions related to project finances, please reach out to the City Director of Capital Projects. Thank you.

**BOND ORDINANCE #7 OF 2020**

**BOND ORDINANCE OF THE CITY OF AUBURN, NEW YORK,  
AUTHORIZING THE ISSUANCE OF \$6,575,000 SERIAL BONDS  
TO FINANCE THE COST OF THE RECONSTRUCTION AND  
RESURFACING OF SOUTH STREET.**

BE IT ORDAINED by Council of the City of Auburn, New York as follows:

Section 1. The City of Auburn, New York (the “City”) is hereby authorized to undertake the reconstruction and resurfacing of South Street (NYS Route 34), including sidewalks, curbs, gutters, drainage, landscaping, fencing, grading, or improving the rights of way, with flexible pavement of a type described in Local Finance Law Section 11(a)(20)(c), at an estimated maximum cost of \$6,575,000 and to issue an aggregate \$6,575,000 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 \$6,575,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$6,575,000 in serial bonds (the “Bonds”) of the City authorized to be issued pursuant to this Ordinance; **PROVIDED, HOWEVER**, that to the extent that any Federal or State grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this Ordinance shall be reduced dollar for dollar, it being anticipated that the City will receive approximately \$5,790,200 in U.S. Federal Transportation Aid, NYS Marchiselli Transportation Aid and U.S. Federal Water Infrastructure Aid.

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 20(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) 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 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, 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 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 City Comptroller, the Chief Fiscal Officer of the City.

Section 10. 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 11. 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 12. 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 13. This Ordinance is not subject to a mandatory or permissive referendum.

Section 14. The 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 15. This Ordinance shall take effect immediately upon its adoption.

**C. Local Laws – none**

**D. Resolutions - none**

**E. Staff Presentations**

- Monthly Bar Graph Reports for October 2020 – reviewed by Jeff Dygert, City Manager

**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 5:21 p.m..

Minutes submitted by:

Chuck Mason, City Clerk