

**Auburn City Council
Regular Meeting
Thursday, June 3, 2021 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 5:00 p.m. from 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, 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 DeForest
- City Clerk, Chuck Mason
- Police Chief, Shawn Butler
- Fire Chief, Mark Fritz
- City Comptroller, Rachel Jacobs
- City Engineer, Bill Lupien
- Director of Planning and Economic Development, Jennifer Haines
- Director of Municipal Utilities, Seth Jensen
- Police Lieutenant James Slayton

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 –

CEREMONIAL PRESENTATIONS –

WHEREAS, the City of Auburn is a welcoming community and an exceptional place to live, learn, work, play, and raise a family; and

WHEREAS, Auburn recognizes the importance of equality and freedom that our nation was founded upon and is guided by a set of principles that includes that every person has been created equal and each has rights to their life, liberty and pursuit of happiness; and

WHEREAS, the City of Auburn's Lesbian, Gay, Bisexual, and Transgender (LGBT) community are a vital part of our community; and

WHEREAS, among the many heroic and historic stories of New York State's history featured within the exhibition at the Equal Rights Heritage Center is the that of June 1969 where the uprising at the Stonewall Inn in New York City is attributed to be the catalyst for the modern Lesbian, Gay, Bisexual, and Transgender (LGBT) rights movement; and

WHEREAS, on the 52nd anniversary of the Stonewall uprising the City of Auburn's Historic and Cultural Sites Commission and other community minded allies of the LGBT community have organized a Pride Month Celebration that will promote Pride throughout the month; and

WHEREAS, there remains much work to do to extend the promise of our country to every American, but on the 52nd Anniversary of the Stonewall Inn uprising Auburn continues to advance the Pride movement and we are a stronger community as a result.

NOW, THEREFORE, I, MICHAEL D. QUILL, MAYOR OF THE CITY OF AUBURN joined by the members of the Auburn City Council on behalf of the citizens of Auburn do hereby proclaim the month of June 2020 as

Lesbian, Gay, Bisexual, and Transgender Pride Month

in the City of Auburn, and, we call upon the people of Auburn to eliminate prejudice everywhere it exists, and to celebrate the great diversity of our people.

In witness whereof I have hereunto set my hand and caused the seal of the City of Auburn to be affixed this 3rd day of June 2021.

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

Public to be heard: Mayor Quill asked the Clerk read the public to be heard rules. The following individual spoke:

Karen Walter of Case Avenue spoke to support the CDBG sidewalk resolution.

Approval of Meeting Minutes –

- May 20, 2021 Council Meeting Minutes
Motion to approve the May 20, 2021 minutes by Councilor Cuddy, seconded by Councilor

Giannettino. Motion to approve carried 5-0.

Reports of City Officials

A. City Manager's Report

B. Reports from members of Council

Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR)

B. Ordinances – none

C. Local Laws – none

D. Resolutions –

BUDGET RESOLUTION #65 OF 2021

**ADOPTING THE 2021-2022 CITY OF AUBURN
CONSOLIDATED FEE SCHEDULE**

By Councilor Cuddy

June 3, 2021

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 certain modifications need to be made; and

WHEREAS, the consolidated fee schedule attached hereto and incorporated herein is proposed for adoption for the 2021-2022 fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby adopt the consolidated fee schedule attached hereto for the fiscal year 2021-2022.

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		

**BUDGET RESOLUTION #66 OF 2021
ADOPTING THE CITY OF AUBURN BUDGET FOR THE FISCAL YEAR 2021-2022**

By Councilor Giannettino

June 3, 2021

WHEREAS, the City Manager has presented to the City Council a final proposed budget for 2021-2022 fiscal year, which encompasses the various funds of the City; and

WHEREAS, a public hearing on this final budget was duly held on May 20, 2021; and

WHEREAS, the City Council wishes to adopt said recommended budget.

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

1. Adopts the 2021-2022 General fund budget in the amount of \$38,170,312, with the amount of \$13,146,346 to be raised by property taxes based upon the 2021-2022 taxable assessed valuation of \$1,047,203,722 which will produce a tax rate of \$12.553762 per \$1,000 of taxable assessed valuation; and
2. Adopts the 2021-2022 BID levy in the amount of \$145,030 to be raised by special district taxes based upon the 2021-22 taxable assessed valuation of \$57,763,699, which will produce a tax rate of \$2.510752 per \$1,000 of taxable assessed valuation within the Business Improvement District (BID); and
3. Adopts the 2021-2022 Power Utility fund budget in the amount of \$1,087,847; and
4. Adopts the 2021-2022 Refuse Collection fund budget in the amount of \$1,700,204; and
5. Adopts the 2021-2022 Transfer Station fund budget in the amount of \$1,035,990; and
6. Adopts the 2021-2022 Solid Waste fund budget in the amount of \$212,933; and

7. Adopts the 2021-2022 Water fund budget in the amount of \$5,960,509; and

8. Adopts the 2021-2022 Sewer fund budget in the amount of \$8,274,000.

Seconded by Councilor McCormick

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

AGREEMENT RESOLUTION #67 OF 2021

**AUTHORIZING AN AGREEMENT WITH
THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT FOR ANNUAL OPERATION OF
THE NYS EQUAL RIGHTS HERITAGE CENTER**

By Councilor McCormick

June 3, 2021

WHEREAS, on November 13, 2018, the New York State Equal Rights Heritage Center (the “NYS ERHC”) opened at 25 South Street, Auburn, New York, as a part of Central New York’s Upstate Revitalization Initiative; and

WHEREAS, the NYS ERHC includes the following attractions and offices: I Love NY Equal Rights Heritage Tourism Promotion Center; Taste NY Market; Local visitor information center for Auburn, Cayuga County and the region; Offices of the Cayuga County Office of Tourism, the Auburn Downtown Business Improvement District (BID) and the City of Auburn Historic & Cultural Sites Commission; and

WHEREAS, the BID’s operations of the NYS ERHC has been successful since the Center’s opening and the City would like to continue this established partnership; and

WHEREAS, the proposed Agreement, attached hereto and incorporated herein, outlines an operations plan for the NYS ERHC that will commence on July 1, 2021, and last through June 30, 2022, with an ERHC operations budget of \$110,000, and a Historic and Cultural Sites Commission budget of \$30,000 which are both allocated in the City budget’s Equal Rights Heritage Center Account (A-10-1621-21-440); and

WHEREAS, the attached agreement will become effective upon approval of the BID Board of Directors and will expire on June 30, 2022; and

WHEREAS, due to impacts of the Coronavirus pandemic during the fiscal year 2020-21 the BID has notified the City that there will be operational funds remaining from the 2020-21 operations contract and that they recommend the funds carry over to the next fiscal year of 2021-22 to be used towards operations.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Auburn hereby approves an Agreement with the Auburn Downtown BID for services related to operating the New York State Equal Rights Heritage Center and the City's Historic and Cultural Sites Commission for a term commencing on July 1, 2021, and ending on June 30, 2022, together with all of the terms and conditions set forth in the Agreement, which is attached hereto and incorporated herein; and

BE IT FURTHER RESOLVED that the City Council of the City of Auburn hereby authorizes the City Comptroller to make payment to the Downtown BID as outlined in the Agreement; and

BE IT FURTHER RESOLVED the City Council approves of any remaining funds from the BID/ERHC operations agreement of the 2020-21 fiscal year be carried over and used for operations of the ERHC in fiscal year 2021-22; and

BE IT FURTHER RESOLVED that City Council of the City of Auburn hereby authorizes the Mayor to sign the Agreement with the Downtown BID, and any and all documents necessary to carry out this Resolution.

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		

AGREEMENT RESOLUTION #68 OF 2021

**AUTHORIZING A GENERAL AGREEMENT WITH
THE NATIONAL PARK SERVICE FOR INTERPRETATION AND EDUCATION SERVICES
WITH THE EQUAL RIGHTS HERITAGE CENTER**

By Councilor Giannettino

June 3, 2021

WHEREAS, dating back to the 1990's the City of Auburn has been part of a community effort to obtain National Park Service (NPS) status for sites associated with Harriet Tubman in Auburn, New York; and

WHEREAS, following years of effort and significant historical analysis by the NPS, the Harriet Tubman National Historical Park was signed in to law in January of 2017, making the sites associated with Harriet Tubman in Auburn the 414th unit of the NPS; and

WHEREAS, it is the purpose and intent of the NPS to preserve, protect, interpret, and manage the natural and cultural resources in the National Park System for the benefit, education, and enjoyment of the people of the United States now and in future generations, consistent with the vision of the National Park Service Organic Act of August 25, 1916; and

WHEREAS, the City of Auburn has worked in partnership with NPS over the years as they establish their presence in Auburn; and in recent years the Equal Rights Heritage Center (ERHC) and the City of Auburn Historic & Cultural Sites Commission have worked on coordinating events, interpretive and educational programing, and marketing and promotion campaigns where there is common interest with the Harriet Tubman National Historical Park; and

WHEREAS, NPS acknowledges the importance of community partners to the success of its programs and seeks to embrace and better enable partners to support NPS in its critical education mission; and

WHEREAS, the proposed General Agreement, attached hereto and incorporated herein, establishes a foundational framework to guide and enhance the NPS's partnership with the Equal Rights Heritage Center and the City's Historic and Cultural Sites Commission.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Auburn hereby approves the attached General Agreement with the National Park Service For Interpretation and Educational Services with the Equal Rights Heritage Center for a term commencing immediately and lasting for 10 years; and

BE IT FURTHER RESOLVED that City Council hereby authorizes the Mayor to sign the Agreement with the National Park Service and any and all documents necessary to carry out this Resolution.

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		

AGREEMENT RESOLUTION #69 OF 2021

**AUTHORIZING AN AGREEMENT WITH
THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT**

By Councilor McCormick

June 3, 2021

WHEREAS, on June 21, 2018, the City of Auburn and the Downtown Business Improvement District (the “BID”) entered into a three-year agreement whereby the City agreed to contribute the sum of \$45,000 to the BID in exchange for services rendered in maintaining the business district; and

WHEREAS, this agreement expires on June 30, 2021, and the parties would like to propose a new three-year agreement, which is attached hereto and incorporated herein; and

WHEREAS, the proposed agreement sets forth a payment of \$45,000 to the BID in the first year and a payment of \$50,000 in the second and third years, with the condition that the increases in funding be allocated specifically to the planting and maintenance of BID flowers; and

WHEREAS, the proposed agreement will be effective July 1, 2021, and expire June 30, 2024.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby approve an agreement with the Downtown Business Improvement District to provide funds in the amount of \$45,000 in the City Fiscal Year 2021-22, and the amount of \$50,000 in both FY 2022-23 and FY 2023-24, in exchange for services maintaining the Downtown Business Improvement District; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign the agreement with the Downtown Business Improvement District, and any and all documents necessary to carry out this Resolution.

Seconded by Councilor Locastro

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

AWARD RESOLUTION #70 OF 2021

AWARDING A BID FOR THE 2021 C.D.B.G. (COMMUNITY DEVELOPMENT BLOCK GRANT) SIDEWALK REPLACEMENT PROGRAM

By Councilor Cuddy

June 3, 2021

WHEREAS, the Community Development Block Grant Sidewalk Replacement Program provides for new sidewalks and/or curbing installation in targeted areas of the City which are so designated; and

WHEREAS, the areas for this year's construction are as follows: Case Ave., Perrine Ave., Bradley St. – east side only between Case Ave. and Perrine Ave.; and

WHEREAS, as part of this year's program, the City will also review the condition of existing street trees that are adjacent to the sidewalks slated for replacement and trees that are found to be diseased, in decline and/or dead will be removed and replaced; and

WHEREAS, on May 19, 2021, bids for the 2021 C.D.B.G. Sidewalk Replacement Program were opened and the following bids were received:

- | | |
|---|---------------|
| 1. Concrete Slipform Inc.
Canastota, New York | \$ 121,440.00 |
| 2. Paul F. Vitale, Inc.
Auburn, New York | \$ 207,950.00 |
| 3. Diamond Excavating & Masonry
Port Byron, New York | \$ 210,325.00 |

; and

WHEREAS, it is necessary that the Auburn City Council award the fiscal year 2021 C.D.B.G. Sidewalk Replacement Program contract to the lowest qualified bidder which is Concrete Slipform Inc. in the amount of \$121,440.00, contingent upon the City receiving an executed fiscal year 2021 contract from the US Department of Housing and Urban Development.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby award the 2021 Community Development Block Grant Sidewalk Replacement Program contract to Concrete Slipform Inc. which is the lowest qualified bidder in the amount of \$121,440.00 and the cost of the project is to be charged to the Community Development Account # CD 8672 2210 2021; and

BE IT FURTHER RESOLVED that the award is contingent upon the City of Auburn receiving an executed fiscal year 2021 contract from the US Department of Housing and Urban Development; 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 Locastro

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

**AWARD RESOLUTION #71 OF 2021
AUTHORIZING CHANGE ORDER #1 FOR THE 2021 COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) SIDEWALK PROGRAM**

By Councilor McCormick

June 3, 2021

WHEREAS, on June 3, 2021, the Auburn City Council passed an Award Resolution for the 2021 CDBG Sidewalk Program in the Bid amount of \$121,440.00, which provides sidewalk replacement in designated CDBG areas of the City; and

WHEREAS, as part of the 2021 CDBG program, \$165,000 was programmed for the installation of sidewalks and/or curbs in this year's project areas; and

WHEREAS, in order to maximize the remaining available 2021 CDBG Sidewalk Program funds of \$43,560.00, Change Order #1 in the amount of \$43,560.00 to Concrete Slipform Inc. is now requested ; and

WHEREAS, the cost of this Resolution is to be charged to the Community Development Account #CD 8672 2210 2021;

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby award Change Order #1, in the amount of \$ 43,560.00 to Concrete Slipform Inc. for additional work for the 2021 CDBG Sidewalk Program; and,

BE IT FURTHER RESOLVED that the cost of the Resolution in the amount of \$43,560.00 is to be charged to the Community Development Account #CD 8672 2210 2021; and

BE IT FURTHER RESOLVED that this award is contingent upon the City of Auburn receiving an executed fiscal year 2021 contract from the US Department of Housing and Urban Development; and

BE IT FURTHER RESOLVED that the Mayor is authorized to sign any and all documents

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necessary in reference to the award of this bid.

Seconded by Councilor Locastro

	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 –

ADJOURNMENT: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:05 p.m..

Minutes submitted by:

Chuck Mason, City Clerk