

**Auburn City Council
Regular Meeting
Thursday, June 6, 2019 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
- Comptroller, Rachel Jacobs
- Police Chief, Shawn Butler
- Director of Capital Improvement Program and Grants, Christina Selvek
- Director of Planning and Economic Development, Jennifer Haines
- Superintendent of Public Works, Mike Talbot
- Superintendent of Engineering, William Lupien
- Director of Municipal Utilities, Seth Jensen
- Assistant Comptroller, Theresa Adams
- 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

The City Clerk read the announcements.

5. Ceremonial Presentations and Proclamations.

WHEREAS, June 6, 2019 marks the 75th anniversary of the D-Day landings and the Battle of Normandy, and is the day that marked the beginning of the end of World War II; and

WHEREAS, on D-Day an estimated 156,000 American, British and Canadian troops landed on the beaches of the Normandy region of France for what would be one of the largest military assaults in history; and

WHEREAS, our service men showed courage, dedication, compassion and self-sacrifice as they fought for freedom for the world and the end of the horrors of the Holocaust; and

WHEREAS, more than 400,000 Americans gave their lives in service to their country during World War II with 6,600 casualties on D-Day alone; and

WHEREAS, in March of 1943 over sixty young men from the Auburn area missed the final months of their senior year of high school as they were drafted to join the U.S. Army reporting to Fort Niagara to begin their service, eventually assigned to the 299th Combat Engineer Battalion; and

WHEREAS, the 299th Combat Engineer Battalion was comprised of these service men from Auburn, New York and hundreds others all from towns and cities from across upstate New York; and

WHEREAS, the service men of the 299th Combat Engineer Battalion were some of the first American soldiers to set foot on the beaches of Normandy; and

WHEREAS, the following men who became known as the Auburn boys served as part of the 299th Combat Engineer Battalion's mission on June 6, 1944: John Brannick; Claude Brown; James Burke; Anthony J. Butera; Giacomo Cappello; Anthony T. Contrara; Steve Cook; Joseph M. Costello; Joseph H. Coyle; Daniel G. Cristodero; Nicholas Vincent DeAngelis; Dominick A. DeBenedetto; Anthony N. DeTomaso; Chester W. DiBari; Sam J. DiFabio; Byron E. Dustman; Nicola A. Falcicchio; Wallace F. Filkins; Edward Galbally; Anthony N. Gasparo; John H. Gleason; Harold E. Green; Charles W. Hawelka; Charles W. Hurlbut Jr.; Leo A. Indelicato; Melchior LaRosa; Joseph C. Leonti; Harry L. Lull; Angelo Manna; Frank J. Morabito; Joseph J. Morabito; Richard L. Nash; Wilson J. Near Jr.; Larry Netti; Thomas J. Netti; William L. O'Brien; James F. O'Byrne; Thomas G. O'Connell; Carmen D. Ottaviano; Raymond C. Painter; Henry J. Pearson Jr.; Anthony A. Petrosino; Thomas Phillips; James B. Ramage; Carl H. Reese; Lawrence A. Roberts; Steven Rusinko; Sam V. Sclaro; William J. Secaur; Carmelo Signorelli; Charles W. Smith; Dominic A. Spano; John Spinelli; Herbert M. Steigerwald; Bruce A. Stigner; Anthony Surace; William J. Titus; Saverio G. Trinca; Samuel J. Vella; James Walter; Francis C. Weirich; and George J. Wilson Jr.; and

WHEREAS, on D-Day, the following Service men from the Auburn, NY area gave their lives on the beaches of Normandy in the liberation of Europe : Claude D. Brown; Nicholas Vincent DeAngelis; Leo A. Indelicato; Thomas J. Phillips; Lawrence A. Roberts; and John R. Spinelli.

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 do proclaim June 6, 2019 as

**D-Day National Remembrance Day
and
299th Combat Engineer Battalion Day**

in the City of Auburn, and we encourage our citizens and visitors to take time to remember our fellow Auburnians and all who fought and died so men and women they had never met might know what it is to live in freedom.

**In witness whereof I have
hereunto set my hand and caused
the seal of the City of Auburn to
be affixed this Sixth day of June
2019.**

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

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.

Tim Lattimore, 63 South Street. Mr. Lattimore discussed D-Day and other issues.

Mikel Zank, discussed his interest in being appointed to the City of Auburn Civil Service Commission.

Alicia Procino, discussed that community support is always needed for our area food pantries.

7. Approval of Meeting Minutes –

May 16, 2019 Council Meeting Minutes

Motion to approve the May 2, 2019 minutes by Councilor Cuddy, seconded by Councilor McCormick. Motion to approve carried 5-0.

8. Reports of City Officials

A. City Manager's Report

- Over the last few months we have had a firm conduct an audit of our prescription program. The audit identified several instances that the city did not receive maximum reimbursement from Medicare and/or Medicaid. We have been able to recoup approximately \$23,000 dollars as a result of this audit.
- We were recently notified that NYSEG will be replacing over 1,000 street lights with new energy efficient LED street lights. These new fixtures will provide better light and create substantial savings in our street lighting program due to their high efficiency.

B. Reports from members of Council

9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR) –

SEQR RESOLUTION #59 OF 2019

DETERMINING THAT THE PROPOSED ACTIVITIES ARE TYPE II ACTIONS

FOR PURPOSES OF THE NEW YORK STATE ENVIRONMENTAL

QUALITY REVIEW ACT

By Councilor Giannettino

June 6, 2019

WHEREAS, the City Council of the City of Auburn, New York (the “City”) is the sponsor of certain proposed activities to purchase replacements for two refuse collection packers and to purchase new fleet vehicle equipment, such as trailers and tractors, in connection with operations of a new transfer station at the City’s landfill (the “Project”);

WHEREAS, the City desires to comply with the New York State Environmental Quality Review Act (“SEQRA”), as set forth in Article 8 of the New York State Environmental Conservation Law, and the requirements of the implementing regulations set forth at 6 NYCRR Part 617 (the “Regulations”) with respect to the Project;

WHEREAS, the City previously issued a negative declaration on April 18, 2019 in accordance with SEQRA and the Regulations regarding the construction of the new transfer station at the City’s landfill; and

WHEREAS, pursuant to the Regulations, the City has considered the Project in light of the actions included on the Type I list specified in Section 617.4 of the Regulations and in light of the actions included on the Type II list specified in Section 617.5 of the Regulations;

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

1. The Project constitutes a “Type II action” (as the quoted term is defined in the Regulations) because the activities involved fall within the ambit of the following action included on the Type II list specified in 6 NYCRR § 617.5(c)(31): “purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.”
2. The Project is not subject to further review under SEQRA.

3. This Resolution shall take effect immediately.

Seconded by Councilor Cuddy

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

SEQR RESOLUTION #60 OF 2019

DETERMINING THAT PROPOSED ACTIVITIES ARE TYPE II ACTIONS FOR PURPOSES OF THE NYS ENVIRONMENTAL QUALITY REVIEW ACT

By Councilor Giannettino

June 6, 2019

WHEREAS, the City Council of the City of Auburn, New York (the “City”) is the recipient of an Engineering Planning Grant whereby funds have been awarded to the City from the New York State Environmental Facilities Corporation to conduct an engineering assessment and review of the City's existing Combined Sewer Overflow Facilities (the “Project”); and

WHEREAS, the City desires to comply with the New York State Environmental Quality Review Act (“SEQRA”), as set forth in Article 8 of the New York State Environmental Conservation Law, and the requirements of the implementing regulations set forth at 6 NYCRR Part 617 (the “Regulations”) with respect to the Project; and

WHEREAS, pursuant to the Regulations, the City has considered the Project in light of the actions included on the Type II list specified in Section 617.5 of the Regulations.

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

4. The Project constitutes a “Type II action” because the activities for the Project fall within the ambit of one or more of the following actions included on the Type II list specified in 6 NYCRR § 617.5(c)(24): *“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”*;
5. The Project is not subject to further review under SEQRA.

6. This Resolution shall take effect immediately.

Seconded by Councilor Carabajal

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

B. Ordinances –

BOND ORDINANCE # 5 OF 2019

AUTHORIZING THE ISSUANCE OF \$2,465,800 SERIAL BONDS TO FINANCE THE COSTS OF IMPROVEMENTS TO THE CITY LANDFILL.

By Councilor McCormick, seconded by Councilor Cuddy

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

Section 1. The City of Auburn, Cayuga County, New York (the “City”) is hereby authorized to undertake the various capital projects described below (each, a “Project”) at an aggregate estimated maximum cost of \$2,465,800, the estimated maximum cost of each Project as follows:

(a) Department of Public Works – Transfer Station/Solid Waste Vehicles. The purchase of machinery and apparatus to be used for constructing, reconstructing, repairing, maintaining or removing the snow and ice from, any physical public betterment or improvement the cost of which is \$30,000 or over, including four (4) Trailers, two (2) tractors, a Roll-off Container, a Loader and a Skid Steer Loader, at an estimated maximum cost not to exceed \$1,200,000 and to issue an aggregate \$1,200,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose; and

(b) Construction of City Transfer Station. The acquisition or construction of a city owned landfill transfer station, whether or not including grading or improvement of the sites, original furnishings, equipment, machinery or apparatus required for the purposes for which such building is to be used at an estimated maximum cost not to exceed \$1,265,800 and to issue an aggregate \$1,265,800 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 objects or purposes is \$2,465,800, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$2,465,800 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 objects or purposes to Section 11.00(a) of the Local Finance Law are as follows:

<u>Section 1 Subparagraph</u>	<u>Period of Probable Usefulness (Years)</u>	<u>Local Finance Law Section 11.00(a) Paragraph</u>
(a) Department of Public Works – Transfer Station/Solid Waste Vehicles	15	28
(b) Construction of City Transfer Station	30	11(a)(1)

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 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. 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.

Seconded by Councilor Cuddy

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

BOND ORDINANCE #6 OF 2019

BOND ORDINANCE OF THE CITY OF AUBURN, NEW YORK, AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS TO FINANCE THE COST OF THE PURCHASE OF EQUIPMENT FOR MAINTAINING CITY IMPROVEMENTS.

By Councilor McCormick

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 purchase of equipment to be used for constructing, reconstructing, repairing or maintaining City improvements, the cost of which is \$30,000 or more, including two (2) refuse collection packers for the City Department of Public Works at an estimated maximum cost of \$380,000 and to issue an aggregate \$380,000 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 \$380,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$380,000 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 28 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 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.

Seconded by Councilor Giannettino

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

C. Local Laws – None

D. Resolutions –

BUDGET RESOLUTION #61 OF 2019

**ADOPTING THE 2019-2020 CITY OF AUBURN
CONSOLIDATED FEE SCHEDULE**

By Councilor Cuddy

June 6, 2019

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 2019-2020 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 2019-2020.

Seconded by Councilor Giannettino

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

BUDGET RESOLUTION #62 OF 2019

ADOPTING THE 2019-2020 CITY OF AUBURN BUDGET

By Councilor Carabajal

WHEREAS, the City Manager has presented to the City Council a final proposed budget for 2019-2020 fiscal year, which encompasses the various funds of the City; and

WHEREAS, a public hearing on this final budget was duly held on May 23, 2019; 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 2019-2020 General fund budget in the amount of \$35,613,481, with the amount of \$12,649,825 to be raised by property taxes based upon the 2019-2020 taxable assessed valuation of \$1,046,289,555 which will produce a tax rate of \$12.090176 per \$1,000 of taxable assessed valuation; and
2. Adopts the 2019-2020 BID levy in the amount of \$139,241 to be raised by special district taxes based upon the 2019-2020 taxable assessed valuation of \$57,584,369, which will produce a tax rate of \$2.418035 per \$1,000 of taxable assessed valuation within the Business Improvement District (BID); and
3. Adopts the 2019-2020 Power Utility fund budget in the amount of \$1,054,662; and
4. Adopts the 2019-2020 Refuse Collection fund budget in the amount of \$1,258,266; and
5. Adopts the 2019-2020 Solid Waste fund budget in the amount of \$2,991,635; and
6. Adopts the 2019-2020 Water fund budget in the amount of \$5,486,491; and
7. Adopts the 2019-2020 Sewer fund budget in the amount of \$7,687,605.

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	

AGREEMENT RESOLUTION #63 OF 2019

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

By Councilor Carabajal

June 6, 2019

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 Governor Andrew Cuomo’s Central New York Upstate Revitalization Initiative; and

WHEREAS, the NYS ERHC was an investment of \$10 million into Downtown Auburn, which created over 100 construction jobs and now supports and boosts upstate New York’s tourism industry; 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 and the City of Auburn Historic & Cultural Sites Commission; and

WHEREAS, on September 20, 2018, the City Council of the City of Auburn passed Agreement Resolution 138 of 2018, which authorized an Agreement with the BID for the oversight and implementation of daily operations for the NYS ERHC; and

WHEREAS, the BID’s operations of the NYS ERHC has been successful since its 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, 2019, and last through June 30, 2020, with an operations budget of \$140,000, which is 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, 2020.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Auburn hereby approves an Agreement with the Auburn Downtown Business Improvement District for services related to operating the New York State Equal Rights Heritage Center for a term commencing on July 1, 2019, and ending on June 30, 2020, 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 BID as outlined in the Agreement; and

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

Seconded by Councilor Giannettino

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

**FINANCIAL RESOLUTION #64 of 2019
AUTHORIZING ADDITIONAL LOCAL MATCH FUNDS FOR THE
WASTEWATER ENGINEERING PLANNING GRANT**

By Councilor Cuddy

June 6, 2019

WHEREAS, on July 5, 2018, the Auburn City Council passed Council Resolution #99 of 2018, authorizing an application for a 2018 NYS Consolidated Funding Application (CFA) for a Wastewater Engineering Planning Grant; and,

WHEREAS, as part of the CFA, a local match requirement was authorized in the amount of \$6,000, or 20% of the \$30,000 grant; and

WHEREAS, in December of 2018 the City of Auburn received notification from the New York State Environmental Facilities Corporation of a grant award in the amount of \$30,000 to the City of Auburn for the project; and

WHEREAS, the City of Auburn has followed the State and local procurement requirements to acquire a professional engineering firm to complete the work associated with the Wastewater Engineering Planning Grant; and

WHEREAS, the total costs associated with the project exceed the previously authorized amount of Council Resolution #99 of 2018; and

WHEREAS, it is necessary for the City of Auburn City Council to authorize an additional local funding match in the amount of \$22,536 to be combined with the previously authorized \$30,000 grant funds & \$6,000 local match for a revised total project cost of \$58,536, in order to complete the scope of work outlined in the grant application.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby authorize additional match funding in the amount of \$22,536 be transferred from Sewer Fund Balance to the capital project entitled “2019 CSO Facility Study” account number HG8130 440 KE.

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		

APPOINTMENT RESOLUTION #65 OF 2019

APPOINTING A MEMBER OF THE CIVIL SERVICE COMMISSION

By Councilor Carabajal

June 6, 2019

WHEREAS, the Auburn City Charter, Section C-10A in part requires that three (3) Civil Service Commissioners shall be appointed by the City Council; and

WHEREAS, as of April, 2019 a vacancy exists on the City of Auburn Civil Service Commission; and

WHEREAS, the Auburn City Council is desirous of appointing a Commissioner to fulfil the unexpired term of a Commissioner who has resigned and is desirous of appointing Mr. Mikel Zank of Auburn, New York to be appointed as a Civil Service Commissioner for the City of Auburn to a term beginning immediately upon adoption of this resolution and lasting until May 31, 2024.

NOW THEREFORE BE IT RESOLVED that Mikel Zank of Auburn, New York is hereby appointed as a Civil Service Commissioner of the City of Auburn to a term of office effective immediately and lasting through May 31, 2024.

Seconded by Councilor Cuddy

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

COUNCIL RESOLUTION #66 OF 2019

**ADOPTING A STANDARD WORK DAY AND REPORTING RESOLUTION
FOR ELECTED AND APPOINTED OFFICIALS**

By Councilor Carabajal

June 6, 2019

WHEREAS, the Office of the New York State Comptroller requires that elected and appointed officials must have standard work days in order to determine the correct number of days worked to report to an official in order to obtain service credit for retirement benefits; and

WHEREAS, it is necessary that the Auburn City Council establish a standard work day for the City of Auburn's elected officials and must adopt a Resolution in relation thereto; and

WHEREAS, the City Comptroller was notified by the New York State Comptroller's Office that the standard work day resolution adopted by Council on June 21, 2018 contained an error for one elected official; and

WHEREAS, this Resolution will set forth the corrected standard work day in accordance with the requirements of the New York State Comptroller's Office; and

WHEREAS, the information is set forth on Form RS2417-A entitled "Standard Work Day and Reporting Resolution for Elected and Appointed Officials" setting forth the identity of the officials, their title, standard work day, information regarding the beginning and end date for each elected official's term of office and that each official has submitted a sample 3-month record of activities by specifying each official's ROA results.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby adopt a Standard Work Day and Reporting Resolution for elected and appointed officials as required by the New York State Comptroller's Office and all information is specifically

contained in Form RS2417-A which will be filed with the Office of the State Comptroller within fifteen (15) days after the required 30 day posting period ends.

Seconded by: Councilor Giannettino

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

AGREEMENT RESOLUTION #67 OF 2019

**RETAINING A MARKETING SERVICES FIRM FOR
THE NYS EQUAL RIGHTS HERITAGE CENTER**

By Councilor McCormick

June 6, 2019

WHEREAS, on December 18, 2018 the City received notice that it had been awarded a \$150,000 grant from the New York State Empire State Development's Market NY Grant Program to develop and execute marketing services for the NYS Equal Rights Heritage Center (the Center), and

WHEREAS, on April 9, 2019 the City issued a Request for Proposals (RFP) seeking a marketing firm capable of leading and executing a first ever brand identity process and marketing plan that engages and supports the Center, and

WHEREAS, a total of eleven responses were received from the RFP and a review committee of seven individuals made up of City staff, staff from the Auburn BID and members of the City's Historic and Cultural Sites Commission conducted a competitive review of all responses received; and

WHEREAS, following the review, the review committee is recommending to the City Council to retain the services of TGW Studio of 210 South Avenue, Suite 130, Rochester, NY at an amount not to exceed \$162,000.00.

NOW, THEREFORE, BE IT RESOLVED that:

1. The City Council does hereby agree to retain the services of TGW Studio of 210 South Avenue, Suite 130, Rochester, NY to provide marketing services for the NYS Equal Rights Heritage Center for a period of time commencing immediately and ending no later

than December of 2020 for an amount not to exceed \$162,000 to be charged to the designated account entitled Market NY (#A1621.442); and

2. The Mayor is authorized to sign all documents required to execute services for this project.

Seconded by Councilor Giannettino

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

STAFF/VENDOR PRESENTATIONS

10. Other Business

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:17 p.m.

Minutes submitted to the City Council on June 27, 2019 by:

Charles Mason
City Clerk