

**Auburn City Council  
Regular Meeting  
Thursday, June 20, 2019 6:00 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 6:00PM 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, Rachel Jacobs
- Police Chief, Shawn Butler
- Deputy Director of Community Development, Steve Selvek
- 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**

The City Clerk read the announcements.

**5. Ceremonial Presentations and Proclamations.**

**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. John Quinn, 9 Benham Avenue. Mr. Quinn arrived to the meeting later in the evening and Mayor Quill allowed him to speak. Mr. Quinn addressed the Council with his thoughts pertaining to Auburn Pride Week.

**7. Approval of Meeting Minutes –**

May 30, 2019 Council Meeting Minutes

Motion to approve the May 30, 2019 minutes by Councilor Giannettino, seconded by Councilor

McCormick. Motion to approve carried 5-0.

## **8. Reports of City Officials**

### **A. City Manager's Report**

- The City Pool at Casey Park was slated to open this Saturday, June 22. It is ready to go but we are awaiting a final inspection and permit to operate. The revised opening date at this time is Tuesday June 25.
- The Doubledays had their home opener this past Sunday or Father's Day. The team was able to squeeze in two innings before the game was called due to heavy rain. The new turf has proved to be very resilient. Tonight's home game was also called due to heavy rain but I'd like to clarify that the games are called at the request of the teams and I have been assured that the field surface is playable. Player safety and fan experience are factors that are used to determine whether or not games are played.
- Staff has been working with representatives from NYS to begin the process of project reporting for the 2018 NYS Shared Services Initiative. We are also working with the County to put together the 2019 Shared Services Plan. NYS has required that each county submit a Shared Services Plan in order to be eligible for funding incentives aimed at creating efficiencies and tax payer savings.
- We received no bids for the proposed reconstruction work on Lincoln and William St. Staff is working with NYS DOT on a couple of restrictive requirements that we feel may have discouraged some bidders. We hope to rebid the project in the next week or so.

### **B. Reports from members of Council**

## **9. Matters to Come Before Council**

### **A. State Environmental Quality Review Act Resolutions (SEQR) -**

#### **SEQR RESOLUTION #68 OF 2019**

#### **ISSUING A NEGATIVE DECLARATION FOR AMENDING CHAPTER 305 OF THE AUBURN CITY CODE ENTITLED "ZONING" IN ORDER TO PERMIT AND REGULATE SOLAR ENERGY SYSTEMS**

By Councilor Giannettino

June 20, 2019

**WHEREAS**, Chapter 305 of the Auburn City Code, which is entitled "Zoning," has been adopted by the Auburn City Council in accordance with the City's Comprehensive Plan; and

**WHEREAS**, Chapter 305 establishes building and land use regulations intended to promote public health, safety, and welfare; and

**WHEREAS**, Strategy B9 of the Comprehensive Plan seeks to embrace and further the purpose of the City of Auburn and Cayuga County Comprehensive Sustainable Energy and Development Plan to support the use of alternative energy sources; and

**WHEREAS**, the City Council of the City of Auburn desires to include provisions within Chapter 305 that will permit and regulate Solar Energy Systems; and

**WHEREAS**, a review of the above *Type I* Action has been made in full compliance with Article 8 of the New York Conservation Law and the New York State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, said review has resulted in a reasoned determination that the proposed action will NOT result in any large and important impact(s) and, therefore, is one which will not have a significant negative impact on the environment;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Auburn, as Lead Agency, that a NEGATIVE DECLARATION for the proposed action be prepared in full compliance with Article 8 of the New York State Environmental Conservation Law.

Seconded by Carabajal

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

**B. Ordinances –**

**ORDINANCE 7 OF 2019**

**AMENDING CHAPTER 305 OF THE AUBURN CITY CODE ENTITLED “ZONING”  
IN ORDER TO PERMIT AND REGULATE SOLAR ENERGY SYSTEMS**

By Councilor McCormick

June 20, 2019

**WHEREAS**, Chapter 305 of the Auburn City Code, which is entitled “Zoning,” has been adopted by the Auburn City Council in accordance with the City’s Comprehensive Plan; and

**WHEREAS**, Chapter 305 establishes building and land use regulations intended to promote public health, safety, and welfare; and

**WHEREAS**, Strategy B9 of the Comprehensive Plan seeks to embrace and further the purpose of the City of Auburn and Cayuga County Comprehensive Sustainable Energy and Development Plan to support the use of alternative energy sources; and

**WHEREAS**, the City Council of the City of Auburn desires to include provisions within Chapter 305 that will permit and regulate Solar Energy Systems; and

**WHEREAS**, the required public hearing was held by the Auburn City Planning Board on June 4, 2019; and

**WHEREAS**, said review of the above action has been made in full compliance with Article 8 of the New York Conservation Law and the New York State Environmental Quality Review Act (SEQRA), and the City Council of the City of Auburn has determined to prepare a Negative Declaration under SEQRA for the proposed action.

**NOW, THEREFORE, BE IT ORDAINED** that the City Council of the City of Auburn, New York does hereby amend Section 305-9 of Article 2, entitled “Definitions,” adding the following definitions (additions **bold and underlined**):

**BUILDING INTEGRATED PHOTOVOLTAIC SYSTEM**

**A combination of photovoltaic building components integrated into any building envelope system such as vertical facades including glass and other facade material, semitransparent skylight systems, roofing materials, and shading over windows.**

**SOLAR ENERGY EQUIPMENT**

**Electrical energy storage devices, material, hardware, inverters, or other electrical equipment and conduit of photovoltaic devices associated with the production of electrical energy.**

**SOLAR ENERGY SYSTEM**

**An electrical generating system composed of a combination of both Solar Panels and Solar Energy Equipment.**

**SOLAR ENERGY SYSTEM, GROUND-MOUNTED**

**A Solar Energy System that is anchored to the ground and attached to a pole or other mounting system, detached from any other structure for the primary purpose of producing electricity for onsite consumption.**

**SOLAR ENERGY SYSTEM, LARGE-SCALE**

**A Solar Energy System that is ground- mounted and produces energy primarily for the purpose of offsite sale or consumption.**

**SOLAR ENERGY SYSTEM, ROOF-MOUNTED**

**A solar panel system located on the roof of any legally permitted building or structure for the purpose of producing electricity for onsite or offsite consumption.**

**SOLAR PANEL**

**A photovoltaic device capable of collecting and converting solar energy into electrical energy.**

And the City Council of the City of Auburn, New York does hereby amend the industrial uses of Section 305-12 of Article 3, entitled "Use Table," as follows (additions **bold and underlined**):

## Uses Table

	Downtown (D)	Central Corridor (CC)	Single Family (R-1)	Multi- Family (R-2)	General Com. (C)	Neigh. Com. (NC)	Highway Com. (HC)	Spec. Com. (SC)	General Industrial (I)	Industrial Park (I-1)	Resource Recovery (I-2)
Industrial											
Agricultural Processing Plant		P			P				P		
Auto Wrecking Yard											P
Contractor's Yard									P		
Distribution Center		P			P				P		
Industry, Heavy									P		
Industry, Light					P				P		
Junkyard									P		P
<u>Large-Scale Solar Energy System</u>											<u>S</u>
Light Industrial, Industrial Park										P	
Outdoor Storage									P		P
Scrap Metal Processing											P
Towing and Impoundment Yard									P		

Key:

“P” – Permitted Use

“S” – Special Use Permit Required

“A” – Permitted as an Accessory Use

Blank – Prohibited Use

And the City Council of the City of Auburn, New York does hereby amend the industrial uses of Section 305-12 of Article 3, entitled “Use Table,” as follows (additions **bold and underlined**):

## I-2 Resource Recovery District

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### Purpose and Intent.

The general purpose of the Resource Recovery District (I-2) is to provide for targeted locations in the City for businesses that may have more substantive impact on surrounding land uses. These uses are important to the overall economic health of the City but due to their impacts should be located in specified locations where their impacts can be minimized.

### Permitted Uses.

The following uses are permitted within the I-2 District:

1. Auto Wrecking Yard
2. Junkyard
3. Outdoor Storage
4. Scrap Metal Processing

### Accessory Uses.

The following uses are permitted accessory uses within the I-2 District:

1. Uses and structures accessory to a principal use as permitted and subject to the requirements of *Article 4 /§ 305-24, Accessory Uses and Structures*.

### Special Use Permits.

Certain uses require a special use permit from the Planning Board, subject to the requirements of *Article 8 /§ 305-104, Special Use Permits*. The following uses are allowed as special permit uses within the I-2 District:

1. Adult Use Business
2. **Large-Scale Solar Energy System**
3. Wireless Telecommunications Facility

### Prohibited Uses.

Uses that are not expressly permitted in this Section are prohibited.

### Off-Street Parking Requirements.

Uses not listed in the Bulk and Use Table are not subject to off-street parking requirements. In addition, all uses permitted in this district are subject to the additional parking and loading requirements set forth in *Article 4 /§ 305-47, Off-Street Parking and Loading* of this Chapter.

Signs.

All signage is required to conform to regulations set forth in Article 5 | *Sign Regulations* of this Ordinance.

Supplemental Regulations.

Uses are subject to the requirements specified elsewhere in these regulations or other Chapters of the City's Code of Ordinances, including, but not limited to, Supplemental Regulations in accordance with Article 4 | *Supplemental Regulations*.

Bulk and Use Table: I-2 Resource Recovery District

Uses	Min. Lot Size (square feet)	Min. Lot Width (feet)	Min. Setback (feet)			Max. Allowable Impervious Surface Coverage (%)	Max. Building Height (feet)	Parking
			Front	Side	Rear			
<b>Permitted</b>								
Auto Wrecking Yard	40,000	N/A	50	25	50	50	85	1 per each 2 employees
Junkyard	40,000	N/A	50	25	50	50	85	1 per each 2 employees
Outdoor Storage	30,000	N/A	50	25	50	50	85	N/A
Scrap Metal Processing	40,000	N/A	50	25	50	50	85	1 per each 2 employees
<b>Special Use Permit</b>								
Adult Use Business	30,000	100	25	15	25	75	35	1 per 1,000 SF
<u><b>Large-Scale Solar Energy System</b></u>	<u><b>85,000</b></u>	<u><b>N/A</b></u>	<u><b>50</b></u>	<u><b>50</b></u>	<u><b>50</b></u>	<u><b>35</b></u>	<u><b>20</b></u>	<u><b>N/A</b></u>
Wireless Telecommunications Facility	30,000	100	25	15	25	75	35	N/A

And the City Council of the City of Auburn, New York does hereby amend Article 4, entitled “Supplemental Regulations,” adding Section 305-60 as follows (additions **bold and underlined**):

## § 305-60 **Solar Energy Systems**

### **Purpose**

**The purpose of Solar Energy Systems is to advance of the use a safe, abundant, and renewable energy resource while protecting the public health, safety, and welfare of Auburn, New York.**

### **Applicability**

**The requirements shall apply to all Solar Energy Systems installed or modified after its effective date, excluding general maintenance and repair and Building-Integrated Photovoltaic Systems.**

### **Solar as an Accessory Use or Structure**

#### 1. **Roof-Mounted Solar Energy Systems.**

- [a] **A building permit or unified permit shall be required for installation of Roof-Mounted Solar Energy Systems.**
- [b] **Roof-Mounted Solar Energy Systems that use the electricity onsite or offsite are permitted as an accessory use in all zoning districts when attached to any existing and lawfully permitted building or structure.**
- [c] **Height. Solar Energy Systems shall not exceed the maximum height restrictions of the zoning district within which they are located.**
- [d] **Aesthetics. Roof-Mounted Solar Energy System installations shall incorporate the following design requirements:**
  - [1] **Panels facing the front yard must be mounted at the same angle as the roof’s surface with a maximum distance of 18 inches between the roof and highest edge of the system.**
- [e] **Roof-Mounted Solar Energy Systems that use the energy onsite or offsite shall be exempt from site plan review.**

#### 2. **Ground-Mounted Solar Energy Systems.**

- [a] **Ground-Mounted Solar Energy Systems as an accessory use or structure shall not be permitted.**

Approval Standards for Large-Scale Solar Systems as a Special Use

1. Large-Scale Solar Energy Systems are permitted through the issuance of a special use permit within the I-2: Resource Recovery District, subject to the requirements set forth in this Section, including site plan approval.
2. The Planning Board may, in its discretion, waive requirements of this Section for a Large-Scale Solar System that it believes is harmonious with land uses in the area where it is proposed to be built and where, because of its size or other considerations, the Planning Board believes that it does not need to be subjected to the special use permit and site plan regulations imposed by this section. This waiver may be a partial waiver, allowing the Planning Board to require a Large-Scale Solar System to comply with individual requirements found in this Section.
3. Special Use Permit Application Requirements. The application for a Special Use Permit shall be supplemented by the following provisions.
  - [a] Drawing showing the layout of the Solar Energy System signed by a Professional Engineer or Registered Architect shall be required.
  - [b] The equipment specification sheets shall be documented and submitted for all photovoltaic panels, significant components, mounting systems, and inverters that are to be installed.
  - [c] Property Operation and Maintenance Plan. Such plan shall describe continuing photovoltaic maintenance and property upkeep, such as mowing and trimming.
  - [d] Decommissioning Plan. To ensure the proper removal of Large-Scale Solar Energy Systems, a Decommissioning Plan shall be submitted as part of the application. Compliance with this plan shall be made a condition of the issuance of a special use permit under this Section. The Decommissioning Plan must specify that after the Large-Scale Solar Energy System can no longer be used, it shall be removed by the applicant or any subsequent owner. The plan shall demonstrate how the removal of all infrastructure and the remediation of soil and vegetation shall be conducted to return the parcel to its original state prior to construction. The plan shall also include an expected timeline for execution. A cost estimate detailing the projected cost of executing the Decommissioning Plan shall be prepared by a Professional Engineer or Contractor. Cost estimations shall take into account inflation. Removal of Large-Scale Solar Energy Systems must be completed in accordance with the Decommissioning Plan. If the Large- Scale Solar Energy System is not decommissioned after being considered abandoned, the City may remove the system and restore the property and impose a lien on the property to cover these costs to the City.

4. Special Use Permit Standards.

- [a] Height and Setback. Large-Scale Solar Energy Systems shall adhere to the height and setback requirements of the zoning district.
- [b] Lot Size. Large-Scale Solar Energy Systems shall adhere to the lot size requirements of the zoning district.
- [c] Lot Coverage. A Large-Scale Solar Energy System shall not exceed 80% of the lot on which it is installed. Lot coverage shall be defined as the area measured from the outer edge(s) of the arrays, inverters, batteries, storage cells and all other mechanical equipment used to create solar energy, exclusive of fencing and roadways.
- [d] Allowable Impervious Surface Coverage. Large-Scale Solar Energy Systems shall adhere to the maximum allowable impervious surface coverage requirements of the zoning district.
  - [1] The surface area of the Solar Energy System, regardless of the mounted angle of any portion of the solar panels, is not considered an impervious surface and shall not be calculated as part of the property lot coverage limitations for the zoning district.
  - [2] Footers and other hard surfaces placed underneath racking and mounting systems are considered impervious and count towards impervious surface calculations.
- [e] Plantings. The area under and between rows of solar panels shall be permeable and planted with native plant species including groundcovers, grasses, and/or wildflowers.
- [f] All Large-Scale Solar Energy Systems shall be enclosed by fencing to prevent unauthorized access. The fencing and the system may be further screened by any landscaping needed to avoid adverse aesthetic impacts.
- [g] Any application under this Section shall meet any substantive provisions contained in local site plan requirements in the zoning code that, in the judgment of the Planning Board, are applicable to the system being proposed. If none of the site plan requirements are applicable, the Planning Board may waive the requirement for site plan review.
- [h] The Planning Board may impose conditions on its approval of any special use permit under this Section in order to enforce the standards referred to in this Section or in order to discharge its obligations under the State Environmental Quality Review Act (SEQRA).

**Abandonment and Decommissioning**

**Solar Energy Systems are considered abandoned after 12 months without electrical energy generation and must be removed from the property in accordance with the Decommissioning Plan.**

**§ 305-61 – § 305-69 Reserved.**

**BE IT FURTHER ORDAINED** that the foregoing repeal and adoption of this shall take effect immediately.

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	

**C. Local Laws – None**

**D. Resolutions**

**COUNCIL RESOLUTION #69 OF 2019**

**AUTHORIZING THE USE OF A PORTION OF MILES PARK / LEPAK PARK  
FOR PERMACULTURE**

By Councilor Cuddy

June 20, 2019

**WHEREAS**, the City of Auburn supports permaculture principles in improving public health, local food security and quality of life by providing educational opportunities and regenerating our public lands into biodiverse, edible forest ecosystems; and

**WHEREAS**, permaculture design principles build living soil, harvest rainwater in the landscape, and cultivate a perennial based food system; and

**WHEREAS**, there is a proposal to continue permaculture uses on a quarter-acre site in the City-owned Miles Park / Lepak Park, as approximately shown on the attached map, in order to promote food security, public health and neighborhood renewal; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Auburn, New York, that the continued exclusive use of a portion of Miles Park / Lepak Park for permaculture purposes, along with access for ingress and egress, is hereby authorized and approved; and

**BE IT FURTHER RESOLVED** that term of this approval will run from July 1, 2019 – June 30, 2021.

Seconded by Councilor Carabajal

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

### **COUNCIL RESOLUTION #70 of 2019**

#### **APPROVING SALARY INCREASES FOR THE AUBURN HOUSING AUTHORITY**

By Councilor Giannettino

June 20, 2019

**WHEREAS**, the Auburn Housing Authority by Resolution #2019-11, dated June 3, 2019, authorized salary increases for its employees, Legal Counsel, Executive Director; and

**WHEREAS**, pursuant to Public Housing Law Section 32, compensation paid by the Auburn Housing Authority is subject to approval by the City Council of the City of Auburn, New York; and

**WHEREAS**, the Auburn Housing Authority has requested approval of the salary increases.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Auburn, New York that pursuant to Public Housing Law Section 32 it does hereby approve salary increases to be paid by the Auburn Housing Authority for its employees, Legal Counsel and Executive Director, all as are more fully set forth in the Authority's Resolution #2019-11, a copy of which is attached hereto and made a part of this Resolution.

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	

### **FINANCIAL RESOLUTION #71 OF 2019**

#### **AUTHORIZING FINANCING FOR THE REVOLVING LOAN PROGRAMS**

By Carabajal

June 20, 2019

**WHEREAS**, the City of Auburn maintains a revolving loan program, which allows property owners to finance the cost of sidewalk and/or curb installation and the cost of water and sewer line repair or replacement over a five year period; and

**WHEREAS**, Attachment A contains a list of all property owners who have requested to participate in the revolving loan programs; and

**WHEREAS**, approval is required in order to process the property owners' requests to participate in the program(s) for 2019 year and the cost of the programs are detailed in Attachment A.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby approve the expenditure of \$69,729.30 to be charged to HA5497.440.001 to fund the sidewalk and curbing revolving loan program, \$30,018.37 to be charged to HF8340.440.002 to fund the water repair and replacement revolving loan program, and \$64,305.75 to be charged to HG8120.440.003 to fund the sewer repair and replacement revolving loan program.

Seconded by Giannettino

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

**Attachment A****Sidewalks and Curbs**

<u>Owner</u>	<u>Address</u>	<u>Loan Amount</u>
Shanahan, Frank	14 Catlin St.	2,247.00
Ames, Michele	24 Catlin St.	2,401.00
Westmiller, Donald	148 Cottage St.	1,223.50
Kimak, Marcia	150 Cottage St.	1,599.50
Spinelli, James	152 Cottage St.	1,247.00
Dickinson, Charles	154 Cottage St.	2,093.00
Morrisette, Jon	161 Cottage St.	2,046.00
Bertonica, Michael	181 Cottage St.	3,009.50
Davis, John	162-164 Cottage St.	1,247.00
Berry, James	174-178 Cottage St.	1,905.00
Ashby, Maria	8 Frances St.	2,424.00
Cole, Jeffrey	131-133 Franklin St.	2,911.40
Leader, Bryan	44-46 Hamilton St.	7,479.00
Kortright, Peter	79-81 Lansing St.	1,195.00
Mcevers, Wayne	30 Liberty St.	1,851.00
Gomez, martin N. Jr.	32 Liberty St.	1,847.50
Miner, George B. Jr.	30 MacDougall St.	3,901.00
Turner, Bruce	24 Mann St.	925.00
Gotsis, Ioannis	36 Oak St.	3,221.00
Kustyn, Deborah	36 Paul St.	1,503.40
Sautter, William	146 S. Fulton St.	1,631.00
Hunt, Donna	3 S. Marvine St.	2,187.00
Depalma, Christopher	185 Seymour St.	1,780.00
Hundley, Lonzo Jr.	240 Seymour St.	2,046.00
Swanson, Jonathan	163 South St.	2,577.00
Walker, Scott	33-35 Swift St.	2,855.00
Hoppough, Neil	96-100 Van Anden St.	2,315.00
Ashby, Maria	38 Walnut St.	1,037.50
Ferro, Jessica	45 Walnut St.	1,653.00
Dombrowski, James	76 Walnut St.	5,371.00
		<hr/>
		\$ 69,729.30

**Water Repair/Replacement 2019**

<u>Owner</u>	<u>Address</u>	<u>Loan Amount</u>
Hoppough, Neil	96-100 Van Anden St.	\$ 2,200.00
Quigley, Kim	237-239 Seymour St.	2,525.00
Daly, Shawn	202 Seymour St.	2,500.00
Foster, Todd	86 Washington St.	1,525.00
Hoppough, Neil	96-100 Washington St.	4,518.37
Auburn Ventures, LLC	4 Washington St.	2,400.00
Casper, Robin	6 Seminary St.	2,525.00
Saviano, John	9 Perry St.	2,525.00
Connelly, Patrick	45 Owasco St.	2,425.00
Ham Properties, LLC	96-98 Hamilton St.	2,525.00
Kelly, Gerald	77-79 Bradford St.	2,025.00
Clapper, Lewis	22 Lake St.	2,325.00
		<hr/>
		\$ 30,018.37

**Sewer Repair/Replacement 2019**

<u>Owner</u>	<u>Address</u>	<u>Loan Amount</u>
Mahaney, Dale	185 Perrine Ave.	\$ 5,750.00
Quigley, Kim	237-239 Seymour St.	9,750.00
Daly, Shawn	202 Seymour St.	3,525.00
Auburn Ventures, LLC	4 Washington St.	3,925.00
Aldrich, Daniel	26 Warren Ave.	8,025.00
Ziegler-Greer, Marshall	30 Arch St.	5,525.00
Lupo, Jamie	43 Ross St.	9,300.00
Ross, Gordon	1 Pimm Ave.	6,527.75
Loperfido, Lisa	218 Janet St.	5,103.00
Errico, Susan	3 Mattie Pl.	6,875.00
		<hr/>
		\$64,305.75

**FINANCIAL RESOLUTION #72 OF 2019**

**AUTHORIZING VARIOUS OPERATING AND CAPITAL BUDGET TRANSFERS**

By Councilor McCormick

June 20, 2019

**WHEREAS**, the City of Auburn staff is requesting various operating and non-operating budget transfers for the fiscal 2018-19 year as outlined in attachment A; and,

**WHEREAS**, there is no fund balance being used for these transfers.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK:**

1. That the Auburn City Council does hereby authorize the transfers in Attachment A for the 2018-19 fiscal year; and,
2. That this resolution shall take effect immediately upon its adoption.

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	

Attachment A							
20-Jun-19							
Amount	Account to		Account From		Reason		
\$2,000.00	A3620.409	Codes - Software	A8020.440	Planning - Services	Transfer for the purchase of Code Enforcement Software		
\$5,500.00	A3620.409	Codes - Software	A8020.451	Planning - Consulting Fees			
\$1,500.00	A3620.409	Codes - Software	A8020.460	Planning - Travel Training			

### AWARD RESOLUTION #73 OF 2019

#### AWARDING A BID FOR THE 2019 ROAD IMPROVEMENT PROGRAM

By Councilor Cuddy

June 20, 2019

**WHEREAS**, on May 16, 2019, the Auburn City Council passed Bond Resolution #2 of 2019 to fund the 2019 Road Improvement Program; and

**WHEREAS**, the 2019 Road Improvement Program involves streets to be improved by asphalt resurfacing including partial reconstruction, patching, crack sealing, micro-surfacing, milling the road surfaces, and installing asphalt trueing and leveling and top courses; and

**WHEREAS**, on June 11, 2019, bids were opened for the 2019 Road Program and the following bid was received:

1. Paul F. Vitale Inc. \$ 1,174,648.00  
Auburn, New York  
; and

**WHEREAS**, it is necessary that the Auburn City Council award the 2019 Road Program to the lowest responsible bidder, namely, Paul F. Vitale Inc., which has submitted a low bid of \$1,174,648.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby award the contract for the 2019 Road Improvement Program to Paul F. Vitale Inc., the lowest responsible bidder in the amount of \$1,174,648.00; and

**BE IT FURTHER RESOLVED** that the cost of the Resolution in the amount of \$1,174,648 is to be charged as follows:

1. \$866,021 is to be charged to 2019 Road Program Acct. #HA 5110-440-JT;
2. \$29,325 is to be charged to Swift, Pulsifer, Chase St. Ext. Construction Acct. #HF 8340-440-JZ for repairs to pavement caused by water department patches;
3. \$149,950 is to be charged to Sewer Slipline & Manhole Replacement Acct. #HG 8120-440-KB for repairs to pavement, manholes and catch basins;
4. \$44,352 is to be charged to CDBG Acct. #CD 8672 2210 2019 for handicap ramps in CDBG-eligible areas;
5. \$50,000 is to be charged to Revolving Loan Sidewalk Acct. #HA 5497-440-001 for property owner curb installations; and
6. \$35,000 is to be charged to 2019-2020 (City) Sidewalk Improvements Acct. #HA 5497-440-JV for installation of ADA Handicap ramps; 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 Giannettino

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

**AGREEMENT RESOLUTION #74 OF 2019**

**APPROVING AN AMENDMENT TO AN AGREEMENT WITH TLC EMERGENCY  
MEDICAL SERVICES, INC FOR AMBULANCE SERVICES**

By Councilor McCormick

June 20, 2019

**WHEREAS**, on June 26, 2013, the City of Auburn entered into an Ambulance Service Agreement (the “Agreement”) with TLC Emergency Medical Services, Inc. (“TLC”) establishing a municipal ambulance service in the City, pursuant to a Certificate of Need from the New York State Department of Health; and

**WHEREAS**, TLC is proposing Amendment No. 1 to the Agreement, which is attached hereto and incorporated herein; and

**WHEREAS**, Amendment No. 1 provides for increases in ambulance rates charged and an increase in the amount of reimbursement per call from \$8.15 to \$10.00 per paid service; and

**WHEREAS**, any proposed modifications or amendments to the terms of the Agreement, including increases in rates, must be approved by City Council.

**NOW THEREFORE BE IT RESOLVED** that the Auburn City Council does hereby approve Amendment No. 1 of the Agreement with TLC Emergency Medical Services and the Mayor is hereby authorized to sign any and all documents necessary to carry out this Resolution.

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	

**AGREEMENT RESOLUTION #75 OF 2019**

**AUTHORIZING AN AGREEMENT WITH ENVIRONMENTAL DESIGN &  
RESEARCH TO PROVIDE CONSTRUCTION ADMINISTRATION SERVICES FOR  
THE LINCOLN & WILLIAM STREET REPVAING PROJECT**

By Councilor McCormick

June 20, 2019

**WHEREAS**, the Auburn City Council adopted Resolution #154 of 2017 authorizing the acceptance of Upstate Revitalization Initiative funds from Empire State Development in the amount of \$10 million allowing the City to proceed with the building construction and related transportation improvements for the NYS Equal Rights Heritage Center; and,

**WHEREAS**, in June 2019 the Auburn City Council awarded a construction contract for the repaving of Lincoln & William Street (the “Project”) and it is necessary that the City procure construction administration services to provide professional assistance to City staff during the construction phase of this Project; and

**WHEREAS**, the landscape architecture firm of Environmental Design & Research (EDR) previously prepared the design and construction documents for the Lincoln & William Street repaving project and the City intends to further engage EDR for construction administrative services associated with this Project; and

**WHEREAS**, it is now necessary that EDR be awarded the contract for the construction administration services portion of the Lincoln & William Street repaving project in an amount not to exceed \$17,800.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Auburn City Council does hereby award a contract to Environmental Design & Research located in Syracuse, NY for the construction administration services portion of the Lincoln & William Street repaving project in an amount not to exceed \$17,800.00; and

**BE IT FURTHER RESOLVED** that the Mayor, or appointed designee, is authorized to sign the agreement and all other documents relating to the agreement on behalf of the City of Auburn; and

**BE IT FURTHER RESOLVED** that the cost of the construction administration services in the amount of \$17,800.00 is to be charged to the Welcome Center Project capital account #HA1620-440-IM.

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

Councilor Carabajal requested that there be information publicized about the proper use of open fire pits in residential areas of the City.

Executive Session. Councilor Cuddy made a motion to enter Executive Session, seconded by Councilor McCormick. Council voted to enter an executive session regarding the following matters:

Three separate matters pertaining to sale, lease or acquisition of real property.

The motion to enter executive session carried 5-0. The Council entered Executive Session at 6:11 p.m. Executive session adjourned at 6:44 p.m.

**Adjournment:** By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:45 p.m.

Minutes submitted to the City Council on July 11, 2019 by:

Charles Mason  
City Clerk