

**Auburn City Council
Regular Meeting
Thursday, November 7, 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, Cuddy, Giannettino, and Carabajal were all present.

The following City Staff was present for the regular meeting:

- Acting City Manager, Christina Selvek
- Corporation Counsel, Stacy DeForrest
- City Clerk, Charles Mason
- Police Chief, Shawn Butler
- Director of Municipal Utilities, Seth Jensen
- 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.

Tim Lattimore spoke to discuss that his father and former Mayor Paul Lattimore was one of the Veterans recognized earlier in the week at City Hall as part of Senator Helming's Veterans Hall of Fame ceremony.

David Anthony Scott spoke to discuss the Community Development Block Grant program and the inclusion of minority owned businesses in the plan. He has developed his own proposal for distribution of the CDBG funds and shared that with the Council.

7. Approval of Meeting Minutes

October 17, 2019 Council Meeting Minutes

Motion to approve the October 17, 2019 minutes carried 5-0.

8. Reports of City Officials

A. City Manager's Report

- The North Division St. Bridge reopened to traffic on Saturday. There is still work to be done in the area but the bridge is expected to stay open while that work wraps up. There will be a few days that Clark St. near the bridge will be closed for a significant sewer repair and connection project. The public will be notified of that closure through the city's typical media outlets.
- The Powder Activated Charcoal (PAC) system will be shut down this week. The City, County Health Dept. and NYS Health Dept. have collaborated on this action and agree that the current raw water conditions no longer require the system to remain in operation.
- The City is currently requesting proposals for the Design, Fabrication, and Installation of updated signage at Technology Park. Proposals are due November 25. More details are available on the City webpage under the left side tab "Bids/RFPs".
- The City is also requesting proposals for our annual Community Development Block Grant (CDBG) Program for eligible Human Services activities. Proposals are due December 11. More details are available on the City webpage under the left side tab "Bids/RFPs".
- The city is accepting Bids for the Casey Park Rink Roof Renovations project. Bids are due November 22. More details are available on the City webpage under the left side tab "Bids/RFPs".

B. Reports from members of Council

9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR)

SEQR RESOLUTION #124 OF 2019

**PRELIMINARILY CLASSIFYING THE NEW SHARED SERVICES PUBLIC SAFETY
BUILDING PROJECT AS A TYPE I ACTION UNDER THE STATE
ENVIRONMENTAL QUALITY REVIEW ACT AND DECLARING THE INTENT OF
THE CITY COUNCIL OF THE CITY OF AUBURN TO ACT AS LEAD AGENCY**

By Councilor Giannettino

November 7, 2019

WHEREAS, the City of Auburn (the “City”) has identified multiple problems and deficiencies with the existing facilities and buildings that house the Auburn Fire Department (“AFD”); and

WHEREAS, the City is considering a project to create a new shared services public safety building on a vacant parcel in the City, where the AFD would be relocated, together with other emergency services including those provided by Cayuga County (the “Project”); and

WHEREAS, the Project is an action subject to review under the State Environmental Quality Review Act (“SEQRA”), as set forth in Article 8 of the New York State Environmental Conservation Law and Title 6 of the New York Codes, Rules and Regulations, Section 617 (the “Regulations”); and

WHEREAS, the City desires to comply with SEQRA and the Regulations with respect to the Project;

WHEREAS, as sponsor for the Project, the City has prepared Part 1 of a Full Environmental Assessment Form (“FEAF”) for the SEQRA review of the Project, which is attached hereto and incorporated herein; and

WHEREAS, the New York State Department of Environmental Conservation and the New York State Department of State are considered involved agencies for the Project; and

WHEREAS, the Cayuga County Office of Emergency Services and the New York State Office of Parks, Recreation and Historic Preservation are considered interested agencies for the Project; and

WHEREAS, the City Council has considered the scope and nature of the Project in light of the actions described as “Type I” under Section 617.4 of the Regulations; and

WHEREAS, the City Council of the City of Auburn (the “City Council”) desires to serve as lead agency for purposes of conducting a coordinated review of the Project and to classify the type of action for which the Project qualifies under SEQRA; and

WHEREAS, the City desires to provide a copy of Part 1 of the FEAF and other pertinent materials containing information about the Project to the involved agencies and the interested agencies for their review and comment.

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

1. The City Council hereby declares its desire to serve as lead agency for purposes of a coordinated review of the Project under SEQRA;
2. The City Council hereby preliminarily classifies the Project as a “Type I action,” pursuant to the Regulations;

3. The City Council directs City staff to send correspondence to the involved and interested agencies for the Project, including copies of the pertinent Project materials and the FEAF Part 1, to request their comments on the Project, and to request the concurrence by the involved agencies in the City Council acting as lead agency;
4. City staff is authorized to take such additional steps as may be necessary to carry out this Resolution; and
5. This Resolution shall take effect immediately.

Seconded by Councilor McCormick

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

B. Ordinances – None

C. Local Laws – None

D. Resolutions

COUNCIL RESOLUTION #125 OF 2019

**RECOGNIZING THE HEATSMART CNY INITIATIVE TO BRING CLEAN,
SUSTAINABLE HEATING AND COOLING ALTERNATIVES TO OUR COMMUNITY**

By Councilor McCormick

November 7, 2019

WHEREAS, the HeatSmart CNY initiative is a non-profit, volunteer campaign in Onondaga, Oswego, Cortland, Madison and Cayuga Counties, which is helping people switch to clean heating and cooling technologies; and

WHEREAS, the HeatSmart CNY initiative has received funding and support from NYSERDA to administer a two-year campaign through the Central New York Regional Planning and Development Board (CNY RPDB) and the Alliance for a Green Economy and;

WHEREAS, the campaign educates the public about clean heating and cooling technologies and seeks to jumpstart the market and drive increase capacity and interest in installing such systems; and

WHEREAS, clean heating and cooling technologies are already proven to work in Central New York including projects at Auburn City Hall, the Auburn Police and Fire Stations, and the New York State Equal Rights Heritage Center; and

WHEREAS, the HeatSmart CNY initiative supports the Comprehensive Plan adopted by the City of Auburn entitled “Building a Sustainable Auburn;” and

WHEREAS, on Tuesday, November 19, 2019, from 4-7 pm, CNY RPDB will be hosting an event at Auburn Memorial City Hall so that people can learn more about HeatSmart CNY, how heat pumps work and tour the geothermal system.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Auburn hereby recognizes the HeatSmart Central New York initiative to bring clean sustainable heating and cooling alternatives to our community and supports this campaign to create a sustainable Auburn.

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	

COUNCIL RESOLUTION #126 OF 2019

**AUTHORIZING CHANGES TO THE CITY COUNCIL MEETING CALANDAR IN
THE MONTH OF NOVEMBER 2019**

By Councilor Cuddy

November 7, 2019

WHEREAS, the rules and procedures of the Auburn City Council require that the Auburn City Council meet on the first four Thursdays of each month at 6 p.m. to conduct regular business; and

WHEREAS, the month of November 2019 contains four Thursdays and the Council desires to reschedule the fourth Thursday in November, namely November 28, 2019, due to the Thanksgiving Holiday; and

WHEREAS, on the fourth Tuesday of the month, November 26, 2019, the Council desires to hold the work session meeting that will commence at 6 p.m.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council hereby cancels the meeting scheduled for Thursday, November 28th at 6:00 p.m., and reschedules the meeting to be held on Tuesday, November 26, 2019 commencing at 6 p.m.; and

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

Seconded by Councilor Giannettino

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

AGREEMENT RESOLUTION # 127 OF 2019

**AUTHORIZING CHANGE ORDER #1 FOR THE
N. DIVISION STREET BRIDGE REPLACEMENT PROJECT**

By Councilor Giannettino

November 7, 2019

WHEREAS, on June 7, 2018, the Auburn City Council authorized Award Resolution #86 of 2018, awarding the N. Division Street Bridge Replacement Project to Economy Paving Co., Inc. in the amount of \$4,516,516.16; and

WHEREAS, Change Order #1 in the amount of \$213,300 is now required to finance the costs of the following additional work items: modifications of the road drainage system on the north side of the bridge; altering the road and curbing necessitated by the Finger Lakes Railway's new rail crossing being installed at a higher elevation than what was planned; and the cost of Railroad flaggers; and

WHEREAS, the cost of this Resolution is to be charged to the N. Division St. Bridge Account #HA 5110-440-HM in the amount of \$ 213,300, of which 100% is eligible for Federal and State reimbursement.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby authorize Change Order #1, in the amount of \$ 213,300 to Economy Paving Co. Inc. for the N. Division St. Bridge Replacement Project; and,

BE IT FURTHER RESOLVED that the cost of this Resolution shall be charged as follows: \$213,300 to N. Division St. Bridge Replacement Account #HA 5110-440-HMF; and

BE IT FURTHER RESOLVED that the Mayor of the City of Auburn is hereby authorized to execute any and all necessary agreements and contracts, certifications, and reimbursement requests on behalf of the City of Auburn for said project.

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 #128 OF 2019

**AUTHORIZING CHANGE ORDER #1 TO THE
DESIGN SERVICES AGREEMENT WITH POPLI DESIGN GROUP FOR THE N.
DIVISION STREET BRIDGE REPLACEMENT PROJECT**

By Councilor Giannettino

November 7, 2019

WHEREAS, on November 6, 2014, the Auburn City Council authorized Agreement Resolution #163 of 2014, awarding the design contract for the N. Division Street Bridge Replacement Project to Popli Consulting Engineers in the amount of \$ 498,000; and

WHEREAS, Change Order #1 in the amount of \$ 26,895 is now required to finance the costs of engineering and survey services for the following additional work items: modifications of the road drainage system on the north side of the bridge; and altering the road and curbing necessitated by the Finger Lakes Railway's new rail crossing being installed at a higher elevation than what was planned; and

WHEREAS, the cost of this Resolution is to be charged to the N. Division St. Bridge Account #HA 5110-440-HM in the amount of \$ 26,895, of which 80% and 20% is eligible for Federal and State reimbursement.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby authorize Change Order #1, in the amount of \$ 26,985 to Popli Consulting Engineers for the N. Division St. Bridge Replacement Project; and,

BE IT FURTHER RESOLVED that the cost of this Resolution in the amount of \$26,895 shall be charged to N. Division St. Bridge Replacement Account #HA 5110-440-HM ; and,

BE IT FURTHER RESOLVED that the Mayor of the City of Auburn is hereby authorized to execute any and all necessary agreements and contracts, certifications, and reimbursement requests on behalf of the City of Auburn for said project.

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 #129 OF 2019

AUTHORIZING CHANGE ORDER #1 TO THE CONSTRUCTION INSPECTION CONTRACT WITH POPLI DESIGN GROUP FOR THE N. DIVISION STREET BRIDGE REPLACEMENT PROJECT

By Councilor McCormick

November 7, 2019

WHEREAS, on February 15, 2018, the Auburn City Council authorized Agreement Resolution #35 of 2018, awarding the Construction Services Contract for the N. Division St. Bridge Replacement Project (PIN 3755.48) to Popli Consulting Engineers in the amount of \$725,000; and

WHEREAS, at this time Change Order #1 in the amount of \$ 40,000 is now required to finance the costs of additional construction inspection services necessary for one additional month of construction for the following reasons: additional work is now required including the modifications of the road drainage system on the north side of the bridge and the altering of the

road and curbs adjacent to the railroad tracks, which was necessitated by the installation of Finger Lakes Railway's new rail crossing at a higher elevation than what was originally planned; and

WHEREAS, the cost of this Resolution is to be charged to the N. Division St. Bridge Account #HA 5110-440-HM in the amount of \$ 40,000, of which 80% and 20% is eligible for Federal and State reimbursement.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby authorize Change Order #1, in the amount of \$40,000 to the Construction Inspection contract with Popli Design Group for the N. Division St. Bridge Replacement Project; and,

BE IT FURTHER RESOLVED that the cost of this Resolution shall be charged in the amount of \$ 40,000 to N. Division St. Bridge Replacement Account #HA 5110-440-HM; and

BE IT FURTHER RESOLVED that the Mayor of the City of Auburn is hereby authorized to execute any and all necessary agreements and contracts, certifications, and reimbursement requests on behalf of the City of Auburn for said 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	

Tabled Items - none

STAFF/VENDOR PRESENTATIONS

15.A. Downtown Revitalization Initiative update by Christina Selvek, Director of Capital Improvement Program and Grants

10. Other Business –

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

Two matters pertaining to the sale, lease or acquisition of real property.

One matter pertaining to potential litigation.

The motion to enter executive session carried 5-0. The Council entered Executive Session at 6:40 p.m. Executive session adjourned at 7:15 p.m.

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 7:16 p.m.

Minutes submitted to the City Council on November 14, 2019 by:

Charles Mason
City Clerk