

**Auburn City Council
Regular Meeting
Thursday, February 6, 2020 5:00 P.M.
City Council Chambers
Memorial City Hall
24 South St.
Auburn, NY 13021**

Minutes

The meeting of the Auburn City Council was called to order at 5:00PM in the City Council Chambers 24 South St. Auburn NY by Mayor Quill.

1. Roll Call – The City Clerk called the roll. Mayor Michael D. Quill, Councilors Jimmy Giannettino, Terry Cuddy and Tim Locastro were all present. Councilor Debra McCormick was excused.

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
- Director of Municipal Utilities, Seth Jensen
- Police Chief, Shawn Butler

2. Pledge of Allegiance to the Flag – Councilor Giannettino led the Pledge of Allegiance.

3. Moment of Silent Prayer or Reflection – Councilor Giannettino asked for a moment of silent prayer.

4. Public Announcements -

5. Ceremonial Presentations and Proclamations.

Oath of Office, Mayor Quill and Fire Chief Joe Morabito administered the Oath of Office to Lt. Dan Townsend of the Auburn Fire Department upon his promotion to the position of Fire Lieutenant. Lt. Townsend was joined by his wife Nancy, daughter Daisy, mother Barb and sister Sarah.

The City Clerk read the following Proclamation. Mayor Quill presented the proclamation to Rhoda Overstreet Wilson who was representing the Cayuga NAACP.

WHEREAS, the Black experience throughout history is an enduring foundation upon which the Black community is built and stands, and the struggle and challenges overcome by African Americans throughout the centuries are inspiring to all Americans and reminders of the principles we share as a society; and

WHEREAS, Black History Week was initiated in February 1926; and for many years, the second week of February, chosen so as to coincide with the birthdays of Frederick Douglass and Abraham Lincoln, was celebrated by African Americans in the United States, and

WHEREAS, in 1976, as part of the nation's bicentennial, Black History Week was expanded and became established as Black History Month, and is now celebrated all over North America; and

WHEREAS, the national theme for this year's observance is "**African Americans and the Vote**," exploring 150 years (and more) of the struggle to ensure that African Americans are able to fully participate in American democracy.

WHEREAS, This year marks two significant anniversaries impacting voting rights for African Americans. In 1870, 150 years ago, the 15th Amendment was ratified: "The right of citizens...to vote shall not be denied or abridged...on account of race, color, or previous condition of servitude." 2020 is also the 100th anniversary of the 19th Amendment securing women's right to vote; and

WHEREAS, as we take this opportunity to study the accomplishments of all African Americans throughout history, we reflect on the role of the Black community in our nation's past, present, and future; to enrich our understanding of the history of Black America is to broaden our understanding of our nation's history, and, during Black History Month, with appreciation for their contributions to all areas of American life and culture;

NOW, THEREFORE, I, Michael D Quill, Mayor, do hereby proclaim February 2020 as the 44th year of

Black History Month

in the City of Auburn and urge all citizens to celebrate our diverse heritage and culture and continue our efforts to create a world that is more just, peaceful and prosperous for all.

**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
February 2020.**

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.

Charles Denardo of Frazee Street spoke in regards to Resolution 20 of 2020. Mr. Denardo has contacted the City previously about the acquisition of City owned property that adjoins his Frazee Street property and would like to take this matter up once again with the City prior to the City making any decisions. The Mayor asked the City Manager if it would be possible to accommodate Mr. Denardo's request and to follow up with him.

7. Approval of Meeting Minutes

January 16, 2020 Council Meeting Minutes

Motion to approve the January 16, 2020 minutes by Councilor Giannettino, seconded by Councilor Cuddy. Motion to approve carried 4-0.

8. Reports of City Officials

A. City Manager's Report

- The City is currently accepting bids for service contracts for city facilities for plumbing, electric, and HVAC. The bids are due back Feb 13 and more information can be found on the City of Auburn webpage under the tab "Bids/RFPs."
- The City is also currently accepting bids for our Zebra Mussel Control Project. Those bids are due back by Feb. 25 and more details are available on the City of Auburn webpage under the tab "Bids/RFPs."
- The city is accepting bids for the reconstruction of the State St. Bridge over the Owasco River. These bids are due back by March 3.
- We have received the test results back on the parking garage deck that was damaged by fire in May. We will be seeking bids for design services next, to engineer the necessary repairs to the structure based upon the data and test results.

B. Reports from members of Council

- Councilor Cuddy reported that he and Councilor Locastro attended a meeting regarding the process of updating the rules and regulations of the Owasco lake Watershed.
- Councilor Locastro asked the City Manager for an update on the City budget.

9. Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR)

B. Ordinances –

ORDINANCE #2 OF 2020

REPEALING CITY CODE CHAPTER 11 ARTICLE IV ENTITLED “HISTORIC SITES COMMISSION” AND REPLACING WITH THE NEW CODE CHAPTER 11 ARTICLE IV ENTITLED “HISTORIC AND CULTURAL SITES COMMISSION”

By Councilor Giannettino

February 6, 2020

WHEREAS, on January 6, 2000, the Auburn City Council enacted and established the Ordinance #1 of 2000 which established the City of Auburn Historic Sites Commission which has as its mission to develop and oversee tourism promotion strategy for the City; and

WHEREAS, in light of progress and development that the City of Auburn has and continues to experience, especially with its historic and cultural sites, the regulatory framework that originally established the Historic Sites Commission needs to be updated; and

WHEREAS, the City Clerk has worked with the members of the commission to draft updated code language that represents the site specific arts, cultural and historic resources within the City of Auburn that contribute to the City’s strengths as a tourist destination; and

WHEREAS, City staff now recommends adoption of Ordinance #2 of 2020, which will repeal Chapter 11, section IV of the City Code and replace with the new Chapter 11, section IV entitled “Historic and Cultural Sites Commission” which is attached and incorporated herein.

NOW, THEREFORE, BE IT ORDAINED that the Auburn City Council does hereby repeal Chapter 11, section IV of the Auburn City Code in its entirety, originally passed on January 6, 2000; and

BE IT FURTHER ORDAINED, that the Auburn City Council does hereby adopt Ordinance #2 of 2020 as Chapter 11, section IV of the Auburn City Code entitled “Historic and Cultural Sites Commission”; and

BE IT FURTHER ORDAINED, that the Auburn City Council hereby directs codification of the new Chapter 11, section IV of the Auburn City Code entitled “Historic and Cultural Sites Commission”; and

BE IT FURTHER ORDAINED that the foregoing repeal and adoption of Chapter 11, section IV of the Auburn City Code, establishing the City’s Historic and Cultural Sites Commission, shall take effect immediately.

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		

CHAPTER 11, ARTICLE IV

Historic and Cultural Sites Commission [originally Adopted 1-6-2000, updated 2-6-2020 by Ordinance No. 1 of 2020.]

§ 11-9. Title.

This article shall be known and may be cited as the "City of Auburn Historic and Cultural Sites Commission Ordinance."

§ 11-10. Conflicts with state law.

In the event of conflict of any provisions in this article and Articles 31, 33, 35 and 37 of the New York State Parks, Recreation and Historic Preservation Law, the provisions of the New York State Parks, Recreation and Historic Preservation Law shall control. It is intended by the enactment of this article that the procedures set forth herein shall be in addition to and complementary to the New York State Parks, Recreation and Historic Preservation Law.

§ 11-11. Findings; policy.

The City of Auburn is rich in place-specific arts, cultural, and heritage offerings. These resources offer educational, inspirational and recreational benefits for present and future generations. It is hereby declared the policy of the City of Auburn to preserve and promote these resources through their identification, interpretation, development and use. Following the findings of a Historic Sites Task Force in 1999 the City Council initially created the Historic Sites Commission by Ordinance 1 of 2000 and revised the commission membership by Ordinance 6 of 2011. In 2018 the City of Auburn established the NYS Equal Rights Heritage Center which fulfilled a goal of the initial commission, to establish a central visitor information center for the City.

§ 11-12. Establishment; appointment.

There shall be a Historic and Cultural Sites Commission with members both designated within this code and at large members appointed by the Mayor with approval of the majority of City Council.

§ 11-13. Purpose and goals.

To sustain and increase the economic vitality of tourism in the City of Auburn, the Historic and Cultural Sites Commission shall have as its purpose and goals, including but not limited to, the following: development and oversight of a tourism strategy for the City of Auburn; development of a plan to link all historic and cultural sites in the City of Auburn for marketing and promotional purposes including review and revision of all promotional literature and signage; development of special programming and events among its partner sites; and, maintaining a central Visitor Information Center that serves as its headquarters.

§ 11-14. Membership; terms of office; vacancies; compensation.

A. Membership. The members of the Commission shall be comprised as follows:

- (1) The director or a designated representative from: the Willard Memorial Chapel; the Seward House Museum; the Harriet Tubman Home; the Cayuga Museum of History and Art, Case Research Lab and Carriage House Theater; the Auburn Public Theater; the Schweinfurth Art Center; the Harriet Tubman National Historical Park; Fort Hill Cemetery; and the Seymour Public Library.
- (2) A designated representative from the Auburn Downtown Business Improvement District; the Cayuga County Office of Tourism; the Cayuga County Chamber of Commerce; and, the Auburn Enlarged City School District.
- (3) A designated representative of the City Council of the City of Auburn.
- (4) Up to three appointments at large, to be appointed by the Mayor with approval of the majority of City Council.
- (5) The City Historian, Cayuga County Historian and Auburn City Clerk shall serve as ex officio members.

B. Terms. The respective terms of the members shall be as follows:

- i. the Directors or designated representatives set forth herein at Subsection A(1) shall serve without term.
- ii. The designated representatives set forth herein at Subsection A(2) shall serve for three (3) year periods.
- iii. The term of the one representative from the City Council of the City of Auburn shall be upon appointment for that Councilor's term of office.
- iv. All terms of at large members shall be for three (3) year periods.
- v. Each Commission member shall continue to serve until a successor is appointed.

C. Vacancies. If a vacancy shall occur other than by expiration of term, it shall be filled by appointment for the unexpired term. Any member may be removed by the appointing authority.

D. Compensation. The individual members of the Historic and Cultural Sites Commission shall receive no personal compensation for their services as members thereof. Resources allocated by the City to member organizations shall not be considered compensation.

§ 11-15. Rights of members who are municipal officials.

The municipal officials on the Historic and Cultural Sites Commission shall not, by reason of membership thereon, forfeit their right to exercise the powers, perform the duties or receive the compensation of the municipal office held by them during such membership.

§ 11-16. Chairperson.

At a meeting at the beginning of each calendar year, the Commission membership shall elect a Chairperson of the Historic and Cultural Sites Commission by a vote of a simple majority of the membership for a one-year term. Upon the failure of the Commission to so elect a Chairperson, said Chairperson shall be appointed by the Mayor with the approval of the majority of City Council.

§ 11-17. Appropriation, employment of personnel.

An appropriation may be made for the Historic and Cultural Sites Commission annually by the City Council and such appropriation will be administered by the Office of the City Clerk. The Commission shall coordinate and maintain its office within the NYS Equal Rights Heritage Center located at 25 South Street which shall serve as the central visitor information center of the City.

§ 11-18. Rules and regulations.

The Historic and Cultural Sites Commission may adopt rules and regulations in respect to procedures before the Commission and in respect to any subject matter over which it has jurisdiction under this article or any other statute, ordinance or law.

C. Local Laws – none

D. Resolutions -

FINANCIAL RESOLUTION #18 OF 2020

AUTHORIZING VARIOUS OPERATING AND CAPITAL BUDGET TRANSFERS

By Councilor Cuddy

February 6, 2020

WHEREAS, the City of Auburn staff is requesting various operating and non-operating budget transfers for the fiscal 2019-20 year as outlined in attachment A; and,

WHEREAS, there is \$27,000 of general fund- 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 2019-20 fiscal year; and,
2. That this resolution shall take effect immediately upon its adoption.

Seconded by Councilor Locastro

	Ayes	Noes	Excused
Councilor McCormick			X

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Councilor Giannettino	X		
Councilor Cuddy	X		
Councilor Locastro	X		
Mayor Quill	X		
Carried and Adopted	X		

[illegible]

COUNCIL RESOLUTION #19 OF 2020

**ADOPTING THE FY 2020-2024
CAPITAL IMPROVEMENT PROGRAM (CIP)**

By Councilor Cuddy

February 6, 2020

WHEREAS, the City of Auburn, New York is authorized and empowered under the New York General Municipal Law- Article 5- §99-G to “undertake the planning and execution of a capital program”; and

WHEREAS, the Auburn City Council desires to implement a Capital Improvement Program (CIP) to provide for the maintenance and improvement of public infrastructure in support of the City’s vision and goals outlined in the City Comprehensive Plan and other adopted planning documents; and

WHEREAS, the Auburn City Council finds that it is in the best interest of the City to adopt and approve the Capital Improvement Program for Fiscal Years 2020 through 2024 to ensure that the City achieves its desired outcomes for a prosperous and sustainable community.

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

1. That the City hereby adopts and enacts the FY 2020 through 2024 Capital Improvement Program Plan; and
2. That this Resolution shall take effect immediately upon its adoption.

Seconded by Councilor Giannettino

	Ayes	Noes	Excused
Councilor McCormick			X

Councilor Giannettino	X		
Councilor Cuddy	X		
Councilor Locastro	X		
Mayor Quill	X		
Carried and Adopted	X		

COUNCIL RESOLUTION #20 OF 2020

**SUPPORTING A PETITION BY THE OWASCO LAKE WATERSHED
MANAGEMENT COUNCIL FOR STREAM RE-CLASSIFICATION WITHIN
THE OWASCO LAKE WATERSHED**

By Councilor Cuddy

February 6, 2020

WHEREAS, the City of Auburn provides clean, safe drinking water for nearly 45,000 residents located in the City of Auburn and Cayuga County; and

WHEREAS, the source of the Town of Owasco and City of Auburn's drinking water supply is Owasco Lake, a Class AA(T) designated water body; and

WHEREAS, in recent years Owasco Lake has experienced widespread harmful algae blooms due to nutrients that promote and support the growth of algae and Cyanobacteria; and

WHEREAS, many of the streams that flow into Owasco Lake are currently classified as Class C, meaning the body of water only supports fisheries and is only suitable for non - contact activities; and

WHEREAS, the Owasco Lake Watershed Management Council (OLWMC) will be requesting watershed-wide stream re-classification promotions to Class A, meaning a sustaining source of drinking water; and

WHEREAS, streams and watercourses that lead into Owasco Lake with a classification of A, referred to as "protected streams," are subject to the stream protection provisions of the New York State Department of Environmental Conservation Protection of Waters regulations; and

WHEREAS, the OLWMC is looking to upgrade the classification of all streams in the Owasco Lake Watershed to A as allowed under Article 17-0301 of the Environmental Conservation Law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Auburn hereby strongly supports the petition by the Owasco Lake Watershed Management Council to reclassify of all streams in the Owasco Lake Watershed to Class A as allowed under Article 17-0301 of the Environmental Conservation Law.

Seconded by Councilor Giannettino

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

LAND PURCHASE RESOLUTION #21 OF 2020

AUTHORIZING THE PURCHASE OF REAL PROPERTY KNOWN AS 20 CANOGA STREET FOR THE PURPOSES OF POTENTIAL FUTURE DEVELOPMENT

By Councilor Locastro

February 6, 2020

WHEREAS, over the last several years, the City of Auburn has been experiencing renewed economic growth; and

WHEREAS, the City of Auburn is a built-out city with very few remaining parcels of developable land; and

WHEREAS, the City of Auburn owns a parcel of approximately 14 acres located at 20-40 Canoga Street; and

WHEREAS, the owners of the adjoining property, situated at 20 Canoga Street, have evinced a desire to sell their property; and

WHEREAS, combining two parcels would create a parcel more advantageous for future development; and

WHEREAS, the Contract of Sale, which is attached hereto and incorporated herein, sets forth the purchase of real property at 20 Canoga Street from Bouley Enterprises, Inc., for the purchase price of \$23,500.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council does hereby approve a Contract of Sale, which is attached hereto and incorporated herein, for the purchase of real property known 20 Canoga Street from Bouley Enterprises, Inc., for the purchase price of \$23,500; and

BE IT FURTHER RESOLVED that the Auburn City Council does hereby authorize the Comptroller to charge the cost of this resolution to Account #A1940.440; and

BE IT FURTHER RESOLVED that the Auburn City Council does hereby authorize the Mayor, or his named designee, to sign any and all documents necessary to carry out the purpose of this resolution.

Seconded by Giannettino

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

COUNCIL RESOLUTION #22 OF 2020

AUTHORIZING AND ADOPTING CONTINUING DISCLOSURE POLICIES AND PROCEDURES RELATING TO THE CITY'S BOND OBLIGATIONS

By Councilor Locastro

February 6, 2020

WHEREAS, the City Council of the City of Auburn desires to establish policies and procedures to ensure that the City complies with applicable Securities and Exchange Commission ("SEC") continuing disclosure rules, and certain continuing disclosure agreements or undertakings entered into by the City, relating to bonds and notes issued by the City from time to time.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City as follows:

Section 1. The Continuing Disclosure Policies and Procedures attached hereto as Exhibit A (the "Continuing Disclosure Policies and Procedures") are hereby approved and adopted.

Section 2. The Comptroller of the City is hereby authorized to take such actions, after appropriate consultation with the City's bond counsel, as he or she deems necessary, appropriate or desirable to implement the Continuing Disclosure Policies and Procedures and is further authorized to delegate to such other City officials, staff or employees as the Comptroller of the City shall determine is necessary or appropriate, the responsibility to take certain specific actions called for by the Continuing Disclosure Policies and Procedures.

Section 3. This resolution shall take effect immediately upon its adoption.

Seconded by Councilor Giannettino

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

EXHIBIT A

CITY OF AUBURN CONTINUING DISCLOSURE POLICIES AND PROCEDURES FOR BOND OBLIGATIONS Adopted February 6, 2020

Background

Pursuant to SEC Rule 15c2-12 (the “Rule”), issuers of municipal securities are required under most circumstances to provide financial and operating information on an ongoing basis to the Municipal Securities Rulemaking Board (“MSRB”) using the Electronic Municipal Market Access system (“EMMA”). Investors rely on this continuing disclosure when deciding when to buy, hold or sell municipal securities.

The City of Auburn (the “City”) issues bonds and notes from time to time (the “Obligations”) that are municipal securities. As an issuer of municipal securities, the City must comply with the continuing disclosure requirements set forth in the Rule in a timely manner. In connection with its issuance of Obligations the City has covenanted, or will covenant, to comply with the Rule through the execution and delivery of continuing disclosure agreements or certificates (each, a “Continuing Disclosure Undertaking”). The Continuing Disclosure Policies and Procedures set forth below are intended to ensure that the City makes all filings required under the Rule, timely and completely, and meets all other requirements of the Rule.

The Rule requires that an underwriter, prior to purchasing or selling an issue of Obligations in a covered offering, determine that the issuer has undertaken in writing to provide the following information to the MSRB:

- By a specified date, annual financial and operating information for the issuer (an “Annual Information Filing”);
- By a specified date, audited annual financial statements for the issuer (“Audited Financial Statements”);
- Within a specified time period (currently, within 10 business days of occurrence), notice of the occurrence of any listed event described in the Rule (an “Event Notice”); and
- In a timely manner, notice of a failure of the issuer to make the Annual Information Filing and/or file the Audited Financial Statements on or before the date(s) specified in the Continuing Disclosure Undertaking (“Notice of Failure”).

Responsible Party; Maintenance of List and Files

The Comptroller of the City (the “Responsible Party”) shall be responsible for ensuring that the City complies with its continuing disclosure obligations under the Rule. The Responsible Party shall maintain a current list for each fiscal year identifying each issue of outstanding City Obligations, setting forth the name, original principal amount, date of issuance and CUSIP numbers for each issue of Obligations, and the dates by which the Annual Information Filings and the Audited Financial Statements are required to be submitted to the MSRB using EMMA, such list to be accompanied by copies of the related Continuing Disclosure Undertakings.

Annual Information Filing Requirements

The Responsible Party shall be knowledgeable and familiar with the provisions of each Continuing Disclosure Undertaking as to the type, format and content of the financial and operating information to be included in each Annual Information Filing to be made thereunder and the timing requirements for the filing thereof.

Audited Financial Statements

Audited Annual Financial Statements of the City shall be filed no later than the submission date established under each Continuing Disclosure Undertaking. The Responsible Party shall be knowledgeable and familiar with the specific timing requirements for the filing of Audited Financial Statements and, if Audited Financial Statements are not available by the date(s) required, the provisions regarding the filing of unaudited financial statements under the terms of each Continuing Disclosure Undertaking.

Notices of Failures to File

The Responsible Party shall be knowledgeable and familiar with the specific requirements for the filing of a Notice of Failure to make Annual Information Filings and/or to file Audited Financial Statements by the date(s) required under the terms of each Continuing Disclosure Undertaking.

Preparation

A reasonable period of time before the submission date for required filings established under each Continuing Disclosure Undertaking, the Responsible Party shall initiate the process of preparing the financial and operating information required to be submitted thereunder. The Responsible Party shall assemble the information available at that time and determine the scope of additional information to be required and also contact the auditors to establish a schedule for completion and submission for the Audited Financial Statements.

On or before the submission date established under each Continuing Disclosure Undertaking, the Responsible Party shall make the Annual Information Filing together with the Audited Financial Statements.

Filing of Event Notices for Listed Events

The Rule also requires filing of an Event Notice upon the occurrence of certain listed events described in the Continuing Disclosure Undertakings. The Responsible Party shall provide an Event Notice to the MSRB using EMMA within the time period set forth in each Continuing Disclosure Undertaking, which is currently 10 business days after the occurrence of any such listed event.

Attached as Exhibit A to these Policies and Procedures is a list of the events which, if any occur, require the filing of an Event Notice. The listed events most likely to occur with respect to the City relate to (1) bond redemptions or defeasances of outstanding issues, (2) rating changes, and (3) the incurrence of a “financial obligation” of the City, if material, including additional indebtedness for which an Official Statement has not been filed with the MSRB (for example,

capital leases and certain short-term notes). Note that an Event Notice regarding the incurrence of a “financial obligation” is required only if the City entered into a Continuing Disclosure Undertaking for Obligations issued on or after February 27, 2019.

To help ensure that Event Notices are timely filed to disclose any financial obligations incurred by the City, the Responsible Party shall establish a procedure whereby the Responsible Party is made aware of all borrowings, capital leases and other financial obligations incurred by the City, before those obligations are incurred, and the Responsible Party shall consult with the City’s bond counsel to determine whether an Event Notice must be filed with respect to such obligations.

Training Efforts

To ensure adequate resources to comply with the Rule, the Responsible Party shall develop a training process aimed at providing additional assistance in preparing required information. The training process shall be conducted at least annually and shall encompass a review of the EMMA submission process and an understanding of the timing requirements necessary for full compliance.

Coordination Efforts

The Responsible Party shall coordinate the preparation and submission of the required information with the City’s financial advisor to ensure full compliance with the requirements of the Rule and the Continuing Disclosure Undertakings.

Records Retention

The Responsible Party shall maintain records with respect to the filings with the MSRB using EMMA, including, but not limited to, EMMA posting receipts showing the dates and nature or contents of all filings for each issue of Obligations outstanding during each fiscal year.

Adopted: February 6, 2020

EXHIBIT A

LIST OF EVENTS REQUIRING FILING OF AN EVENT NOTICE

Pursuant to the Rule as currently in effect, an Event Notice must be filed upon the occurrence of any of the following events with respect to the City’s Obligations:

- (a) principal and interest payment delinquencies;
- (b) non-payment related defaults, if material;
- (c) unscheduled draws on debt service reserves reflecting financial difficulties;
- (d) in the case of credit enhancement, if any, provided in connection with the issuance of the Obligation, unscheduled draws on credit enhancements reflecting financial difficulties;
- (e) substitution of credit or liquidity providers, or their failure to perform;
- (f) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701 TEB) or other material notices or determinations with respect to the tax status of the Obligation, or other material events affecting the tax status of the Obligation;
- (g) modifications to rights of Obligation holders, if material;
- (h) bond calls, if material and tender offers;
- (i) defeasances;
- (j) release, substitution, or sale of property securing repayment of the Obligations;
- (k) rating changes;
- (l) bankruptcy, insolvency, receivership or similar event of the City;

- (m) the consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and
- (n) appointment of a successor or additional trustee for the Obligations, or the change of name of a trustee, if material.
- (o) incurrence of a financial obligation of the City, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a financial obligation of the City, any of which affect security holders, if material; and
- (p) default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a financial obligation of the City, any of which reflect financial difficulties.

With respect to (o) and (p), the term “financial obligation” means a (i) debt obligation; (ii) derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation; or (iii) guarantee of (i) or (ii). The term “financial obligation” shall not include municipal securities as to which a final official statement has been provided to the MSRB consistent with the Rule.

Note that Event Notices must be filed with respect to items (o) and (p) above only if the City entered into a Continuing Disclosure Undertaking for Obligations issued on or after February 27, 2019.

GRANT ACCEPTANCE RESOLUTION #23 OF 2020

AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF STATE’S WOMEN’S SUFFRAGE COMMISSION FOR THE INAUGURAL HARRIET TUBMAN WEEKEND

By Councilor Giannettino

February 6, 2020

WHEREAS to honor the centennial of women's suffrage, Governor Andrew Cuomo created a Commission, chaired by Lt. Governor Kathy Hochul, to plan and execute programs starting in 2017, which marked the 100th anniversary of women’s suffrage in New York State, until 2020, to mark the ratification of the 19th Amendment to the U. S. Constitution; and

WHEREAS from the inception of the women’s rights movement in Seneca Falls, New York in 1848, individuals from Auburn and throughout the upstate New York region were leaders in advancing women’s equality; and

WHEREAS among the many women that participated in the women’s suffrage movement was Harriet Tubman who settled in Auburn, New York and lived the final fifty years of her life here; and

WHEREAS annually, Harriet Tubman Day is celebrated in Auburn on March 10th which is the date of Tubman’s death; and

WHEREAS the City's Historic and Cultural Sites Commission in partnership with all of its partner sites is initiating an inaugural Harriet Tubman Weekend Celebration which intends to be celebrated annually in the month of March to mark Harriet Tubman Day; and

WHEREAS Harriet Tubman Weekend events will be designed to attract visitors to the City of Auburn to learn about and celebrate the life work of Harriet Tubman; and

WHEREAS the Historic and Cultural Sites Commission applied for a grant in the amount of \$10,000.00 from the NYS Women's Suffrage Commission with the grant award to be used to support events and promotion for the inaugural Harriet Tubman Weekend and in the fall of 2019 the Historic and Cultural Sites Commission was notified that the project was awarded; and

WHEREAS the NYS Women's Suffrage Commission grant award of \$10,000. is a reimbursement grant that requires no financial match from the City.

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

1. That the Mayor, or appointed designee, of the City of Auburn be authorized and directed to execute any associated grant agreement and all necessary documents in connection therewith for the New York State Department of State's NYS Women's Suffrage Commission for the Harriet Tubman Weekend celebration project as outlined above; and
2. That the City Comptroller be authorized to create the NYS Women's Suffrage Grant Harriet Tubman Weekend project expense account (A1621.444) and recognize grant revenue in the amount of \$10,000. to be appropriated to revenue account (A99.3888); and
3. That this resolution shall take effect immediately upon its approval and adoption.

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		

Tabled Items - none

STAFF/VENDOR PRESENTATIONS

10. Other Business –

11. 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 is the County Legislature for District 13 he discussed ambulance service and stated that Lon and TLC have served the City well and he apologized for being dressed the way that he was because he forgot that the Council meeting new start time was 5 p.m.

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

- One matter pertaining to the sale, lease or acquisition of real property
- Two matters made confidential under Federal law due to attorney and client privilege.

The motion to enter executive session carried 4-0. The Council entered Executive Session at 6:17 p.m.

Executive session adjourned at 7:51 p.m.

Adjournment: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 7:52 p.m..

Minutes submitted to the City Council on February 20, 2020 by:

Charles Mason
City Clerk